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ENGROSSED SUBSTITUTE SENATE BILL 5729

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State of Washington

65th Legislature

2017 Regular Session

By Senate State Government (originally sponsored by Senators Lias, Miloscia, and Kuderer; by request of Joint Legislative Systems Committee)

READ FIRST TIME 02/17/17.

1 AN ACT Relating to making nonsubstantive changes to statutes  
2 affecting legislative technology administration; amending RCW  
3 44.68.010, 44.68.020, 44.68.030, 44.68.035, 44.68.040, 44.68.050,  
4 44.68.060, 44.68.065, 44.68.080, 44.68.085, 44.68.090, 44.68.100, and  
5 44.68.105; and decodifying RCW 44.68.900.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

7 **Sec. 1.** RCW 44.68.010 and 2007 c 18 s 1 are each amended to read  
8 as follows:

9 Unless the context clearly requires otherwise, the definitions in  
10 this section apply throughout this chapter.

11 (1) "Administrative committee" means the joint legislative  
12 ~~((systems))~~ technology administrative committee created under RCW  
13 44.68.030.

14 (2) ~~(("Center"))~~ "Office" means the office of legislative  
15 ~~((service—center))~~ technology solutions established under RCW  
16 44.68.060.

17 (3) ~~(("Coordinator"))~~ "Director" means the legislative ~~((systems~~  
18 ~~coordinator))~~ technology director employed under RCW 44.68.040.

19 (4) ~~((Systems))~~ "Technology committee" means the joint  
20 legislative ~~((systems))~~ technology committee created under RCW  
21 44.68.020.

1       **Sec. 2.** RCW 44.68.020 and 1993 c 332 s 1 are each amended to  
2 read as follows:

3       (1) The joint legislative (~~(systems)~~) technology committee is  
4 created to oversee the direction of the information processing and  
5 communications systems of the legislature and to enforce the  
6 policies, procedures, and standards established under this chapter.  
7 The (~~(systems)~~) technology committee consists of four members as  
8 follows:

9       (a) A member from each of the two largest caucuses in the house  
10 of representatives, appointed by the speaker of the house of  
11 representatives; and

12       (b) A member from each of the two largest caucuses in the senate,  
13 appointed by the majority leader of the senate.

14       (2) Members shall serve two-year terms, beginning with their  
15 appointment in the regular legislative session held in an odd-  
16 numbered year and continuing until their successors are appointed and  
17 qualified. In case of a vacancy, the original appointing authority  
18 shall appoint another member of the same party as the vacating  
19 member.

20       (3) The (~~(systems)~~) technology committee shall choose its own  
21 presiding officer and other necessary officers from among its  
22 membership, and shall make rules for orderly procedure.

23       **Sec. 3.** RCW 44.68.030 and 2007 c 18 s 2 are each amended to read  
24 as follows:

25       (1) The joint legislative (~~(systems)~~) technology administrative  
26 committee is created to manage the information processing and  
27 communications systems of the legislature. The administrative  
28 committee consists of five members appointed as follows:

29       (a) The secretary of the senate, and another senate staff person  
30 appointed by and serving at the pleasure of the secretary;

31       (b) The chief clerk of the house of representatives, and another  
32 house of representatives staff person appointed by and serving at the  
33 pleasure of the chief clerk; and

34       (c) The code reviser, or the code reviser's designee, serving in  
35 a nonvoting capacity.

36       (2) The (~~(coordinator)~~) director shall serve as the secretary of  
37 the administrative committee.

1       **Sec. 4.** RCW 44.68.035 and 2001 c 259 s 16 are each amended to  
2 read as follows:

3       The administration of the ((~~joint—legislative—systems~~))  
4 technology committee is subject to RCW 44.04.260.

5       **Sec. 5.** RCW 44.68.040 and 2007 c 18 s 3 are each amended to read  
6 as follows:

7       Subject to RCW 44.04.260:

8       (1) The ((~~systems~~)) technology committee, after consultation with  
9 the administrative committee, shall employ a legislative ((~~systems~~  
10 ~~coordinator~~)) technology director. The ((~~coordinator~~)) director shall  
11 serve at the pleasure of the ((~~systems~~)) technology committee, which  
12 shall fix the ((~~coordinator's~~)) director's salary.

13       (2)(a) The ((~~coordinator~~)) director shall serve as the executive  
14 and administrative head of the ((~~center~~)) office, and shall assist  
15 the administrative committee in managing the information processing  
16 and communications systems of the legislature as directed by the  
17 administrative committee;

18       (b) In accordance with an adopted personnel plan, the  
19 ((~~coordinator~~)) director shall employ or engage and fix the  
20 compensation for personnel required to carry out the purposes of this  
21 chapter;

22       (c) The ((~~coordinator~~)) director shall enter into contracts for:  
23 (i) The sale, exchange, or acquisition of equipment, supplies,  
24 services, and facilities required to carry out the purposes of this  
25 chapter; and (ii) the distribution of legislative information.

26       **Sec. 6.** RCW 44.68.050 and 2007 c 18 s 4 are each amended to read  
27 as follows:

28       The administrative committee shall, subject to the approval of  
29 the ((~~systems~~)) technology committee and subject to RCW 44.04.260:

30       (1) Adopt policies, procedures, and standards regarding the  
31 information processing and communications systems of the legislature;

32       (2) Establish appropriate charges for services, equipment, and  
33 publications provided by the legislative information processing and  
34 communications systems, applicable to legislative and nonlegislative  
35 users as determined by the administrative committee;

36       (3) Adopt a compensation plan for personnel required to carry out  
37 the purposes of this chapter;

1 (4) Approve strategic and tactical (~~information~~) technology  
2 plans and provide guidance in operational matters required to carry  
3 out (a) the purposes of this chapter; and (b) the distribution of  
4 legislative information;

5 (5) Generally assist the (~~systems~~) technology committee in  
6 carrying out its responsibilities under this chapter, as directed by  
7 the (~~systems~~) technology committee.

8 **Sec. 7.** RCW 44.68.060 and 2007 c 18 s 5 are each amended to read  
9 as follows:

10 (1) The administrative committee, subject to the approval of the  
11 (~~systems~~) technology committee, shall establish (~~a legislative~~  
12 ~~service center~~) the office of legislative technology solutions. The  
13 (~~center~~) office shall provide automatic data processing services,  
14 equipment, training, and support to the legislature and legislative  
15 agencies. The (~~center~~) office may also, by agreement, provide  
16 services to agencies of the judicial and executive branches of state  
17 government and other governmental entities, and provide public access  
18 to legislative information. All operations of the (~~center~~) office  
19 shall be subject to the general supervision of the administrative  
20 committee in accordance with the policies, procedures, and standards  
21 established under RCW 44.68.050.

22 (2) Except as provided otherwise in subsection (3) of this  
23 section, determinations regarding the security, disclosure, and  
24 disposition of information placed or maintained (~~in the center~~) by  
25 the office shall rest solely with the originator and shall be made in  
26 accordance with any law regulating the disclosure of such  
27 information. The originator is the person who directly places  
28 information in the (~~center~~) office.

29 (3) When utilizing the (~~center~~) office to carry out the bill  
30 drafting functions required under RCW 1.08.027, the code reviser  
31 shall be considered the originator as defined in (~~RCW 44.68.060~~)  
32 this section. However, determinations regarding the security,  
33 disclosure, and disposition of drafts placed or maintained (~~in the~~  
34 ~~center~~) by the office shall be made by the person requesting the  
35 code reviser's services and the code reviser, acting as the  
36 originator, shall comply with and carry out such determinations as  
37 directed by that person. A measure once introduced shall not be  
38 considered a draft under this subsection.

1       **Sec. 8.** RCW 44.68.065 and 2015 3rd sp.s. c 1 s 411 are each  
2 amended to read as follows:

3       The (~~legislative service center~~) office, under the direction of  
4 the (~~joint legislative systems~~) technology committee and the  
5 (~~joint legislative systems~~) administrative committee, shall:

6       (1) Develop a legislative information technology portfolio  
7 consistent with the provisions of RCW 43.105.341;

8       (2) Participate in the development of an enterprise-based  
9 statewide information technology strategy;

10       (3) Ensure the legislative (~~information~~) technology portfolio  
11 is organized and structured to clearly indicate participation in and  
12 use of enterprise-wide information technology strategies;

13       (4) As part of the biennial budget process, submit the  
14 legislative (~~information~~) technology portfolio to the chair and  
15 ranking member of the ways and means committees of the house of  
16 representatives and the senate, the office of financial management,  
17 and the consolidated technology services agency.

18       **Sec. 9.** RCW 44.68.080 and 1986 c 61 s 8 are each amended to read  
19 as follows:

20       The (~~information~~) technology and communications functions of  
21 the legislature and legislative agencies are subject to the  
22 requirements of this chapter, and the standards, policies, and  
23 procedures established under this chapter.

24       **Sec. 10.** RCW 44.68.085 and 2007 c 18 s 6 are each amended to  
25 read as follows:

26       Subject to RCW 44.04.260, all expenses incurred, including  
27 salaries and expenses of employees, shall be paid upon voucher forms  
28 as provided and signed by the (~~coordinator~~) director. Vouchers may  
29 be drawn on funds appropriated by law for the (~~systems~~) technology  
30 committee, administrative committee, and (~~center~~) office: PROVIDED,  
31 That the senate, house of representatives, and code reviser may  
32 authorize the (~~systems~~) technology committee, administrative  
33 committee, and (~~center~~) office to draw on funds appropriated by the  
34 legislature for related information technology expenses. The senate  
35 and house of representatives may transfer moneys appropriated for  
36 legislative expenses to the (~~systems~~) technology committee,  
37 administrative committee, and (~~center~~) office, in addition to  
38 charges made under RCW 44.68.050(2).

1       **Sec. 11.** RCW 44.68.090 and 1986 c 61 s 9 are each amended to  
2 read as follows:

3       Members of the (~~systems~~) technology committee and of the  
4 administrative committee shall be reimbursed for travel expenses  
5 under RCW 44.04.120 or 43.03.050 and 43.03.060, as appropriate, while  
6 attending meetings of their respective committees or on other  
7 official business authorized by their respective committees.

8       **Sec. 12.** RCW 44.68.100 and 1996 c 171 s 4 are each amended to  
9 read as follows:

10       The legislature and legislative agencies through the (~~joint~~  
11 ~~legislative systems~~) technology committee, shall:

12       (1) Continue to plan for and implement processes for making  
13 legislative information available electronically;

14       (2) Promote and facilitate electronic access to the public of  
15 legislative information and services;

16       (3) Establish technical standards for such services;

17       (4) Consider electronic public access needs when planning new  
18 information systems or major upgrades of information systems;

19       (5) Develop processes to determine which legislative information  
20 the public most wants and needs;

21       (6) Increase capabilities to receive information electronically  
22 from the public and transmit forms, applications, and other  
23 communications and transactions electronically;

24       (7) Use technologies that allow continuous access twenty-four  
25 hours a day, seven days per week, involve little or no cost to  
26 access, and are capable of being used by persons without extensive  
27 technology ability; and

28       (8) Consider and incorporate wherever possible ease of access to  
29 electronic technologies by persons with disabilities.

30       **Sec. 13.** RCW 44.68.105 and 2007 c 18 s 7 are each amended to  
31 read as follows:

32       The (~~systems~~) technology committee, administrative committee,  
33 and (~~center~~) office are hereby expressly exempted from the  
34 provisions of chapter 43.105 RCW.

1        NEW SECTION.    **Sec. 14.**    RCW 44.68.900 (Effective date—2007 c 18)  
2    is decodified.

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