

# MAINE STATE LEGISLATURE

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DATE: 4-26-99

(Filing No. H-269)

STATE AND LOCAL GOVERNMENT

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
119TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1200, L.D. 1710, Bill, "An Act to Amend the Membership of the Information Services Policy Board"

Amend the bill by inserting after the enacting clause the following:

Sec. 1. 5 MRSA §1887, first ¶, as enacted by PL 1985, c. 785, Pt. A, §78, is amended to read:

The Bureau of Data Processing shall provide the major data processing services in State Government, including computer operations and programming and applications systems. The bureau, as authorized by the deputy commissioner, shall work to assure consistency in programming services, stability in data processing functions, reliability in the operation and maintenance of systems throughout State Government and responsiveness and flexibility to react to changing situations and needs.

Sec. 2. 5 MRSA §1887, sub-§3, as enacted by PL 1985, c. 785, Pt. A, §78, is amended to read:

3. Assist the commissioner. The bureau shall assist the deputy commissioner in carrying out his the commissioner's duties and responsibilities.

Sec. 3. 5 MRSA §1888, as amended by PL 1989, c. 857, §33, is further amended to read:

COMMITTEE AMENDMENT

**§1888. Noncompliance defined**

~~No~~ The purchase of data processing equipment, software or services ~~and-ne~~ or internal systems development efforts may not be made except in accordance with this subchapter. ~~No~~ An agency may not purchase any data processing equipment, software or services without the prior written approval of the deputy commissioner. ~~The state-controller-shall~~ State Controller may not authorize payment for data processing equipment, software or services without evidence of prior approval of the purchases by the deputy commissioner.

**1. Definition of noncompliance.** A state agency is deemed in noncompliance with this subchapter if the agency:

A. Purchases data processing equipment, software or services in noncompliance with this subchapter; and

B. Fails to adhere to the data processing standards established by the deputy commissioner and the board.

**2. Penalty.** Any state agency found to be in noncompliance as defined in this subsection, ~~shall--be~~ is prohibited from acquiring or purchasing data processing equipment, software and services until the deputy commissioner determines that the state agency is in compliance with this subchapter.

A. Notwithstanding the provisions of this section, the deputy commissioner may act to acquire or purchase data processing equipment, software and services to maintain or meet the emergency needs of a state agency.

**Sec. 4. 5 MRSA §1890**, as amended by PL 1987, c. 402, Pt. A, §51, is further amended to read:

**§1890. Intergovernmental cooperation and assistance**

The deputy commissioner, ~~with the approval of the commissioner,~~ may enter into agreements with the Federal Government, the University of Maine System and other agencies and organizations as will promote the objectives of this chapter and to accept funds from the Federal Government, municipal and county agencies or from any individual or corporation to be expended for purposes consistent with this chapter.

**Sec. 5. 5 MRSA §1891**, as amended by PL 1985, c. 819, Pt. B, §§1 and 2, is further amended to read:

**§1891. Information Services Policy Board established;**  
purpose of board

2 The Information Services Policy Board, as authorized by  
chapter 379, is established to assist the deputy commissioner to  
4 meet the purpose and mission of this chapter.'

6 Further amend the bill in section 1 in that part designated  
"§1892." in subsection 1 by striking out all of paragraph I (page  
8 1, lines 43 to 46 in L.D.) and inserting in its place the  
following:

10 'I. Two members, appointed by the Governor who are  
12 ~~administrators or managers of data processing systems in the~~  
~~private sector;~~ represent companies recognized for their  
14 application of information technology.'

16 Further amend the bill by inserting after section 1 the  
following:

18 'Sec. 2. 5 MRSA §1893, sub-§§3, 4 and 6, as amended by PL 1989,  
20 c. 857, §39, are amended to read:

22 **3. Develop strategic and departmental planning process.**  
The board shall assist the deputy commissioner in the development  
24 of the strategic and departmental planning process as defined in  
subchapter II.

26 **4. Investigate and establish priorities.** The board, with  
28 the deputy commissioner, shall investigate and establish  
priorities within the scope of the strategic and departmental  
30 planning process. For the purpose of this subsection, the  
priorities are goals and objectives with associated target dates.

32 **6. Provide for regular review.** The board with the deputy  
34 commissioner shall provide for a regular review of information  
processing and telecommunications operations in State Government  
36 and make recommendations to the Governor, commissioner and other  
affected agency heads for improving service and efficiency and  
38 for reducing costs.'

40 Further amend the bill by relettering or renumbering any  
nonconsecutive Part letter or section number to read  
42 consecutively.

44 Further amend the bill by inserting at the end before the  
summary the following:

**FISCAL NOTE**

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This bill makes changes to the membership of the Information Services Policy Board. The net reduction in the representation of the Executive Branch may result in some minor savings, while other changes in the representation may result in a shifting of some minor costs among state departments and agencies.

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The additional costs associated with serving as an advisory member on the Information Services Policy Board can be absorbed by the Maine Turnpike Authority utilizing existing budgeted resources.'

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**SUMMARY**

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This amendment amends the original bill by adding several sections that contain minor changes to the Maine Revised Statutes, Title 5, sections 1887, 1888, 1890, 1891 and 1893, related to the Bureau of Data Processing and the Information Services Policy Board.

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The amendment also adds a fiscal note to the bill.