

**SENATE BILL No. 8**

By Legislative Educational Planning Committee

1-13

1 AN ACT concerning information technology; relating to information  
2 technology projects; amending K.S.A. 2010 Supp. 75-7201 and  
3 repealing the existing section.  
4

5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2010 Supp. 75-7201 is hereby amended to read  
7 as follows: 75-7201. As used in K.S.A. 2010 Supp. 75-7201 through  
8 75-7212, and amendments thereto:

9 (a) "Cumulative cost" means the total expenditures, from all  
10 sources, for any information technology project by one or more state  
11 agencies to meet project objectives from project start to project  
12 completion or the date and time the project is terminated if it is not  
13 completed.

14 (b) "Executive agency" means any state agency in the executive  
15 branch of government.

16 (c) (1) *Except as provided in paragraph (2), "information*  
17 *technology project" means a project for a major computer,*  
18 *telecommunications or other information technology improvement with*  
19 *an estimated cumulative cost of \$250,000 or more and includes any*  
20 *such project that has proposed expenditures for: (1) (A) New or*  
21 *replacement equipment or software; (2) (B) upgrade improvements to*  
22 *existing equipment and any computer systems, programs or software*  
23 *upgrades therefor; or (3) (C) data or consulting or other professional*  
24 *services for such a project.*

25 (2) *For state universities under the control of the Kansas state*  
26 *board of regents, "information technology project" means a project for*  
27 *a major computer; telecommunications or other information technology*  
28 *improvement with an estimated cumulative cost of \$1,000,000 or more,*  
29 *including \$500,000 or more in costs to parties that are external to the*  
30 *university or board of regents, and includes:*

31 (A) *Any project, other than infrastructure projects, that has*  
32 *proposed expenditures for new equipment or software; or*

33 (B) *data or consulting or other professional services for such a*

1 *project.*

2 (3) *For purposes of this subsection, for state universities under the*  
3 *control of the Kansas state board of regents, "infrastructure projects"*  
4 *means any of the following:*

5 (A) *Any investment in telecommunications equipment, network*  
6 *equipment or computer support facilities associated with new building*  
7 *construction or major building rehabilitation;*

8 (B) *any investment in telecommunications equipment, network*  
9 *equipment or computing equipment purchased primarily to replace*  
10 *comparable but outmoded equipment; or*

11 (C) *any software, hardware or licensing upgrade to an existing*  
12 *fully operational system.*

13 ***[(4) Notwithstanding any of the provisions of paragraphs (2) and***  
14 ***(3), any "information technology project" that is funded by moneys***  
15 ***expended from or otherwise transferred from the Kansas universal***  
16 ***service fund shall be deemed an "information technology project" as***  
17 ***that term is defined in paragraph (1).]***

18 ***[(5) Notwithstanding any of the provisions of paragraph (2), any***  
19 ***project for a major computer, telecommunications or other***  
20 ***information technology improvement that has proposed expenditures***  
21 ***greater than \$250,000, but less than \$1,000,000 for: (A) Any project,***  
22 ***other than infrastructure projects, that has proposed expenditures for***  
23 ***new equipment or software; or (B) data or consulting or other***  
24 ***professional services for such a project shall be implemented in***  
25 ***compliance with the information technology architecture adopted by***  
26 ***the information technology executive council pursuant to K.S.A.***  
27 ***2010 Supp. 75-7203, and amendments thereto. Each calendar quarter***  
28 ***the state university shall file a high-level information technology***  
29 ***project plan that includes a risk assessment and management plan***  
30 ***with the chief information technology officer.]***

31 (d) *"Information technology project change or overrun" means any*  
32 *of the following:*

33 (1) *Any change in planned expenditures for an information*  
34 *technology project that would result in the total authorized cost of the*  
35 *project being increased above the currently authorized cost of such*  
36 *project by more than either \$1,000,000 or 10% of such currently*  
37 *authorized cost of such project, whichever is lower;*

38 (2) *any change in the scope of an information technology project,*  
39 *as such scope was presented to and reviewed by the joint committee or*

1 the chief information technology officer to whom the project was  
2 submitted pursuant to K.S.A. 2010 Supp. 75-7209, and amendments  
3 thereto; or

4 (3) any change in the proposed use of any new or replacement  
5 information technology equipment or in the use of any existing  
6 information technology equipment that has been significantly  
7 upgraded.

8 (e) "Joint committee" means the joint committee on information  
9 technology.

10 (f) "Judicial agency" means any state agency in the judicial branch  
11 of government.

12 (g) "Legislative agency" means any state agency in the legislative  
13 branch of government.

14 (h) "Project" means a planned series of events or activities that is  
15 intended to accomplish a specified outcome in a specified time period,  
16 under consistent management direction within a state agency or shared  
17 among two or more state agencies, and that has an identifiable budget  
18 for anticipated expenses.

19 (i) "Project completion" means the date and time when the head of  
20 a state agency having primary responsibility for an information  
21 technology project certifies that the improvement being produced or  
22 altered under the project is ready for operational use.

23 (j) "Project start" means the date and time when a state agency  
24 begins a formal study of a business process or technology concept to  
25 assess the needs of the state agency, determines project feasibility or  
26 prepares an information technology project budget estimate under  
27 K.S.A. 2010 Supp. 75-7209, and amendments thereto.

28 (k) "State agency" means any state office or officer, department,  
29 board, commission, institution or bureau, or any agency, division or  
30 unit thereof.

31 Sec. 2. K.S.A. 2010 Supp. 75-7201 is hereby repealed.

32 Sec. 3. This act shall take effect and be in force from and after its  
33 publication in the statute book.