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MEMORANDUM

To: Chairman Ryckman and members of the House Appropriations Committee
From: Jill A. Wolters, First Assistant Revisor
Date: March 9, 2015
Subject: SB 7, information technology services

Section 1 of the bill creates a new section of law, allowing the legislative division of post audit to conduct information technology audits of any state agency and entities listed in K.S.A. 46-1114(c) as directed by the legislative post audit (LPA) committee, as follows:

- (1) Assessment of security practices of information technology systems; and
- (2) continuous audits of ongoing information technology projects, including systems development and implementation.

Written reports on the results of the audit shall be furnished to the governor, the entity which is being audited, the chief information technology officers of the executive, legislative and judicial branches, the LPA committee, the joint committee on information technology and such other persons or agencies as may be required by law or by the specifications of the audit or as otherwise directed by the LPA committee.

The audits are subject to the confidentiality provisions of the LPA statutes, K.S.A. 46-1106(g).

Further, in section 3, the bill amends K.S.A. 46-1128 to allow the legislative post auditor to provide a written report, outside of a regularly scheduled meeting, to the LPA committee, the joint committee on information technology, and the chief information technology officers of the executive, legislative and judicial branches, when, in the opinion of the post auditor, it appears that an information technology project being audited under the new section is at risk due to a failure to meet key milestones, or failure to receive sufficient deliverables after a contract payment, significant cost overruns, or when the post auditor finds the project is not being efficiently and effectively implemented in accordance with its original stated purpose and goals.

Section 2 of the bill requires OITS for budgetary purposes to be considered a separate agency. The budget estimates and requests from OITS would be separate from the department of administration. This language is patterned after K.S.A. 75-3717c and 75-3717d, which require the college of veterinary medicine at Kansas state university and the extension systems and agricultural research programs of Kansas state university to be considered a separate agency.

Sections 1 and 3 are identical to 2015 HB 2010, as amended by HCOW. Section 2 is identical to 2015 HB 2005. Both bills were heard by this Committee on January 27, 2015, and passed out of Committee on the same date. HB 2005 and HB2010 have been referred to Senate Ways and Means.