

ARTICLE 5

INFORMATION TECHNOLOGY

143.6

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143.8 Section 1. **[3.888] LEGISLATIVE COMMISSION ON CYBERSECURITY.**

143.9 Subdivision 1. **Membership.** The Legislative Commission on Cybersecurity consists
143.10 of the following eight members:

143.11 (1) four members of the senate, including two senators appointed by the senate majority
143.12 leader and two senators appointed by the senate minority leader; and

143.13 (2) four members of the house of representatives, including two members appointed by
143.14 the speaker of the house and two members appointed by the minority leader of the house.

143.15 Subd. 2. **Terms; vacancies.** Members of the commission serve for a two-year term
143.16 beginning on appointment and expiring on appointment of a successor after the opening of
143.17 the next regular session of the legislature in the odd-numbered year. A vacancy in the
143.18 membership of the commission must be filled for the unexpired term in a manner that will
143.19 preserve the representation established by this section.

143.20 Subd. 3. **Duties.** The commission shall provide oversight of the state's cybersecurity
143.21 measures. The commission shall review the policies and practices of state agencies with
143.22 regard to cybersecurity and may recommend changes in policy to adequately protect the
143.23 state from cybersecurity threats. The commission may develop recommendations and draft
143.24 legislation to support and strengthen the state's cybersecurity infrastructure.

143.25 Subd. 4. **Chair.** The commission shall elect a chair by a majority vote of members
143.26 present. The officers shall alternate between a member of the senate and a member of the
143.27 house of representatives. A chair shall serve a two-year term expiring upon election of a
143.28 new chair after the opening of the next regular session of the legislature in the odd-numbered
143.29 year.

143.30 Subd. 5. **Meetings.** The commission must meet at least three times per calendar year.
143.31 The meetings of the commission are subject to section 3.055, except that the commission
144.1 may close a meeting when necessary to safeguard the state's cybersecurity. The minutes,
144.2 recordings, and documents from a closed meeting under this subdivision shall be maintained
144.3 by the Legislative Coordinating Commission and shall not be made available to the public
144.4 until eight years after the date of the meeting.

144.5 Subd. 6. **Administration.** The Legislative Coordinating Commission shall provide
144.6 administrative services for the commission.

144.7 Subd. 7. **Sunset.** The commission sunsets December 31, 2028.

144.8 **EFFECTIVE DATE.** This section is effective the day following final enactment.

ARTICLE 2

STATE GOVERNMENT OPERATIONS

20.25

20.26

26.1 Sec. 11. **[3.888] LEGISLATIVE COMMISSION ON CYBERSECURITY.**

26.2 Subdivision 1. **Membership.** The Legislative Commission on Cybersecurity consists
26.3 of the following eight members:

26.4 (1) four senators, including two senators appointed by the senate majority leader and
26.5 two senators appointed by the senate minority leader; and

26.6 (2) four members of the house of representatives, including two members appointed by
26.7 the speaker of the house and two members appointed by the minority leader of the house.

26.8 Subd. 2. **Terms; vacancies.** Members of the commission serve for a two-year term
26.9 beginning upon appointment and expiring on appointment of a successor after the opening
26.10 of the next regular session of the legislature in the odd-numbered year. A vacancy in the
26.11 membership of the commission must be filled for the unexpired term in a manner that will
26.12 preserve the representation established by this section.

26.13 Subd. 3. **Duties.** The commission shall provide oversight of the state's cybersecurity
26.14 measures. The commission shall review the policies and practices of state agencies with
26.15 regard to cybersecurity and may recommend changes in policy to adequately protect the
26.16 state from cybersecurity threats. The commission may develop recommendations and draft
26.17 legislation to support and strengthen the state's cybersecurity infrastructure.

26.18 Subd. 4. **Chair.** The commission shall elect a chair by a majority vote of members
26.19 present. If the commission is unable to elect a chair by a majority vote at its first meeting
26.20 of a biennium, the ranking member of the majority party shall serve as chair. The officers
26.21 shall alternate between a member of the senate and a member of the house of representatives.
26.22 A chair shall serve a two-year term expiring upon election of a new chair after the opening
26.23 of the next regular session of the legislature in the odd-numbered year.

26.24 Subd. 5. **Meetings.** The commission must meet at least three times per calendar year.
26.25 The meetings of the commission are subject to section 3.055, except that the commission
26.26 may close a meeting when necessary to safeguard the state's cybersecurity. The minutes,
26.27 recordings, and documents from a closed meeting under this subdivision shall be maintained
26.28 by the Legislative Coordinating Commission and shall not be made available to the public
26.29 until eight years after the date of the meeting.

26.30 Subd. 6. **Administration.** The Legislative Coordinating Commission shall provide
26.31 administrative services for the commission.

26.32 Subd. 7. **Expiration.** The commission expires December 31, 2028.

26.33 **EFFECTIVE DATE.** This section is effective the day following final enactment.

144.9 Sec. 2. Minnesota Statutes 2020, section 15.01, is amended to read:

144.10 **15.01 DEPARTMENTS OF THE STATE.**

144.11 The following agencies are designated as the departments of the state government: the
 144.12 Department of Administration; the Department of Agriculture; the Department of Commerce;
 144.13 the Department of Corrections; the Department of Education; the Department of Employment
 144.14 and Economic Development; the Department of Health; the Department of Human Rights;
 144.15 the Department of Information Technology Services; the Department of Iron Range
 144.16 Resources and Rehabilitation; the Department of Labor and Industry; the Department of
 144.17 Management and Budget; the Department of Military Affairs; the Department of Natural
 144.18 Resources; the Department of Public Safety; the Department of Human Services; the
 144.19 Department of Revenue; the Department of Transportation; the Department of Veterans
 144.20 Affairs; and their successor departments.

144.21 Sec. 3. Minnesota Statutes 2020, section 16E.01, is amended to read:

144.22 **16E.01 OFFICE OF MN-IT MINNESOTA DEPARTMENT OF INFORMATION**
 144.23 **TECHNOLOGY SERVICES.**

144.24 Subdivision 1. **Creation; chief information officer.** The ~~Office of MN-IT~~ Minnesota
 144.25 Department of Information Technology Services, which may also be known as Minnesota
 144.26 Information Technology Services or Minnesota IT Services, referred to in this chapter as
 144.27 the "office," "department," is an agency in the executive branch headed by a commissioner,
 144.28 who also is the state chief information officer. The appointment of the commissioner is
 144.29 subject to the advice and consent of the senate under section 15.066.

144.30 Subd. 1a. **Responsibilities.** The ~~office~~ department shall provide oversight, leadership,
 144.31 and direction for information and telecommunications technology policy and the
 144.32 management, delivery, accessibility, and security of executive branch information and
 145.1 telecommunications technology systems and services in Minnesota. The ~~office~~ department
 145.2 shall manage strategic investments in information and telecommunications technology
 145.3 systems and services ~~to encourage the development of a technically literate society~~, to ensure
 145.4 sufficient access to and efficient delivery of accessible government services; and to maximize
 145.5 benefits for the state government as an enterprise.

145.6 Subd. 2. **Discretionary powers.** The ~~office~~ department may:

145.7 (1) enter into contracts for goods or services with public or private organizations and
 145.8 charge fees for services it provides;

145.9 (2) apply for, receive, and expend money from public agencies;

145.10 (3) apply for, accept, and disburse grants and other aids from the federal government
 145.11 and other public or private sources;

36.11 Sec. 29. Minnesota Statutes 2020, section 15.01, is amended to read:

36.12 **15.01 DEPARTMENTS OF THE STATE.**

36.13 The following agencies are designated as the departments of the state government: the
 36.14 Department of Administration; the Department of Agriculture; the Department of Commerce;
 36.15 the Department of Corrections; the Department of Education; the Department of Employment
 36.16 and Economic Development; the Department of Health; the Department of Human Rights;
 36.17 the Department of Information Technology Services; the Department of Iron Range
 36.18 Resources and Rehabilitation; the Department of Labor and Industry; the Department of
 36.19 Management and Budget; the Department of Military Affairs; the Department of Natural
 36.20 Resources; the Department of Public Safety; the Department of Human Services; the
 36.21 Department of Revenue; the Department of Transportation; the Department of Veterans
 36.22 Affairs; and their successor departments.

45.14 Sec. 46. Minnesota Statutes 2020, section 16E.01, is amended to read:

45.15 **16E.01 OFFICE OF MN-IT MINNESOTA DEPARTMENT OF INFORMATION**
 45.16 **TECHNOLOGY SERVICES.**

45.17 Subdivision 1. **Creation; chief information officer.** The ~~Office of MN-IT~~ Minnesota
 45.18 Department of Information Technology Services, which may also be known as Minnesota
 45.19 Information Technology Services or Minnesota IT Services, referred to in this chapter as
 45.20 the "office," "department," is an agency in the executive branch headed by a commissioner,
 45.21 who also is the state chief information officer. The appointment of the commissioner is
 45.22 subject to the advice and consent of the senate under section 15.066.

45.23 Subd. 1a. **Responsibilities.** The ~~office~~ department shall provide oversight, leadership,
 45.24 and direction for information and telecommunications technology policy and the
 45.25 management, delivery, accessibility, and security of executive branch information and
 45.26 telecommunications technology systems and services in Minnesota. The ~~office~~ department
 45.27 shall manage strategic investments in information and telecommunications technology
 45.28 systems and services ~~to encourage the development of a technically literate society~~, to ensure
 45.29 sufficient access to and efficient delivery of accessible government services; and to maximize
 45.30 benefits for the state government as an enterprise.

45.31 Subd. 2. **Discretionary powers.** The ~~office~~ department may:

46.1 (1) enter into contracts for goods or services with public or private organizations and
 46.2 charge fees for services it provides;

46.3 (2) apply for, receive, and expend money from public agencies;

46.4 (3) apply for, accept, and disburse grants and other aids from the federal government
 46.5 and other public or private sources;

145.12 (4) enter into contracts with agencies of the federal government, local governmental
145.13 units, the University of Minnesota and other educational institutions, and private persons
145.14 and other nongovernmental organizations as necessary to perform its statutory duties;

145.15 (5) sponsor and conduct conferences and studies, collect and disseminate information,
145.16 and issue reports relating to information and communications technology issues;

145.17 (6) review the technology infrastructure of regions of the state and cooperate with and
145.18 make recommendations to the governor, legislature, state agencies, local governments, local
145.19 technology development agencies, the federal government, private businesses, and individuals
145.20 for the realization of information and communications technology infrastructure development
145.21 potential;

145.22 (7) sponsor, support, and facilitate innovative and collaborative economic and community
145.23 development and government services projects, including technology initiatives related to
145.24 culture and the arts, with public and private organizations; and

145.25 (8) review and recommend alternative sourcing strategies for state information and
145.26 communications systems.

145.27 Subd. 3. **Duties.** (a) The ~~office~~ department shall:

145.28 (1) manage the efficient and effective use of available federal, state, local, and
145.29 public-private resources to develop statewide information and telecommunications technology
145.30 systems and services and its infrastructure;

145.31 (2) approve state agency and intergovernmental information and telecommunications
145.32 technology systems and services development efforts involving state or intergovernmental
146.1 funding, including federal funding, provide information to the legislature regarding projects
146.2 reviewed, and recommend projects for inclusion in the governor's budget under section
146.3 16A.11;

146.4 (3) ~~ensure promote~~ cooperation and collaboration among state and local governments
146.5 in developing intergovernmental information and telecommunications technology systems
146.6 and services, ~~and define the structure and responsibilities of a representative governance~~
146.7 ~~structure~~;

146.8 (4) cooperate and collaborate with the legislative and judicial branches in the development
146.9 of information and communications systems in those branches, ~~as requested~~;

146.10 (5) continue the development of North Star, the state's official comprehensive online
146.11 service and information initiative;

146.12 (6) ~~promote and collaborate with the state's agencies in the state's transition to an~~
146.13 ~~effectively competitive telecommunications market~~;

46.6 (4) enter into contracts with agencies of the federal government, local governmental
46.7 units, the University of Minnesota and other educational institutions, and private persons
46.8 and other nongovernmental organizations as necessary to perform its statutory duties;

46.9 (5) sponsor and conduct conferences and studies, collect and disseminate information,
46.10 and issue reports relating to information and communications technology issues;

46.11 (6) review the technology infrastructure of regions of the state and cooperate with and
46.12 make recommendations to the governor, legislature, state agencies, local governments, local
46.13 technology development agencies, the federal government, private businesses, and individuals
46.14 for the realization of information and communications technology infrastructure development
46.15 potential;

46.16 (7) sponsor, support, and facilitate innovative and collaborative economic and community
46.17 development and government services projects, including technology initiatives related to
46.18 culture and the arts, with public and private organizations; and

46.19 (8) review and recommend alternative sourcing strategies for state information and
46.20 communications systems.

46.21 Subd. 3. **Duties.** (a) The ~~office~~ department shall:

46.22 (1) manage the efficient and effective use of available federal, state, local, and
46.23 public-private resources to develop statewide information and telecommunications technology
46.24 systems and services and its infrastructure;

46.25 (2) approve state agency and intergovernmental information and telecommunications
46.26 technology systems and services development efforts involving state or intergovernmental
46.27 funding, including federal funding, provide information to the legislature regarding projects
46.28 reviewed, and recommend projects for inclusion in the governor's budget under section
46.29 16A.11;

46.30 (3) ~~ensure promote~~ cooperation and collaboration among state and local governments
46.31 in developing intergovernmental information and telecommunications technology systems
47.1 and services, ~~and define the structure and responsibilities of a representative governance~~
47.2 ~~structure~~;

47.3 (4) cooperate and collaborate with the legislative and judicial branches in the development
47.4 of information and communications systems in those branches, ~~as requested~~;

47.5 (5) continue the development of North Star, the state's official comprehensive online
47.6 service and information initiative;

47.7 (6) ~~promote and collaborate with the state's agencies in the state's transition to an~~
47.8 ~~effectively competitive telecommunications market~~;

146.14 ~~(7)~~ collaborate with entities carrying out education and lifelong learning initiatives to
 146.15 assist Minnesotans in developing technical literacy and obtaining access to ongoing learning
 146.16 resources;

146.17 ~~(8)~~ (6) promote and coordinate public information access and network initiatives,
 146.18 consistent with chapter 13, to connect Minnesota's citizens and communities to each other,
 146.19 to their governments, and to the world;

146.20 ~~(9)~~ promote and coordinate electronic commerce initiatives to ensure that Minnesota
 146.21 businesses and citizens can successfully compete in the global economy;

146.22 ~~(10)~~ (7) manage and promote the regular and periodic reinvestment in the information
 146.23 and telecommunications technology systems and services infrastructure so that state and
 146.24 local government agencies can effectively and efficiently serve their customers;

146.25 ~~(11)~~ (8) facilitate the cooperative development of and ensure compliance with standards
 146.26 and policies for information and telecommunications technology systems and services; and
 146.27 electronic data practices and privacy; ~~and electronic commerce among international, national,~~
 146.28 ~~state, and local public and private organizations~~ within the executive branch;

146.29 ~~(12)~~ (9) eliminate unnecessary duplication of existing information and
 146.30 telecommunications technology systems and services provided by state agencies;

146.31 ~~(13)~~ (10) identify, sponsor, develop, and execute shared information and
 146.32 telecommunications technology projects and ongoing operations;

147.1 ~~(14)~~ (11) ensure overall security of the state's information and technology systems and
 147.2 services; and

147.3 ~~(15)~~ (12) manage and direct compliance with accessibility standards for informational
 147.4 technology, including hardware, software, websites, online forms, and online surveys.

147.5 (b) The chief information officer, in consultation with the commissioner of management
 147.6 and budget, must determine when it is cost-effective for agencies to develop and use shared
 147.7 information and telecommunications technology systems and services for the delivery of
 147.8 electronic government services. The chief information officer may require agencies to use
 147.9 shared information and telecommunications technology systems and services. The chief
 147.10 information officer shall establish reimbursement rates in cooperation with the commissioner
 147.11 of management and budget to be billed to agencies and other governmental entities sufficient
 147.12 to cover the actual development, operating, maintenance, and administrative costs of the
 147.13 shared systems. The methodology for billing may include the use of interagency agreements,
 147.14 or other means as allowed by law.

147.15 (c) A state agency that has an information and telecommunications technology project
 147.16 ~~with a total expected project cost of more than \$1,000,000~~, whether funded as part of the
 147.17 biennial budget or by any other means, shall register with the office department by submitting
 147.18 basic project startup documentation; as specified by the chief information officer in both
 147.19 format and content, ~~before any project funding is requested or committed and before the~~

47.9 ~~(7)~~ collaborate with entities carrying out education and lifelong learning initiatives to
 47.10 assist Minnesotans in developing technical literacy and obtaining access to ongoing learning
 47.11 resources;

47.12 ~~(8)~~ (6) promote and coordinate public information access and network initiatives,
 47.13 consistent with chapter 13, to connect Minnesota's citizens and communities to each other,
 47.14 to their governments, and to the world;

47.15 ~~(9)~~ promote and coordinate electronic commerce initiatives to ensure that Minnesota
 47.16 businesses and citizens can successfully compete in the global economy;

47.17 ~~(10)~~ (7) manage and promote the regular and periodic reinvestment in the information
 47.18 and telecommunications technology systems and services infrastructure so that state and
 47.19 local government agencies can effectively and efficiently serve their customers;

47.20 ~~(11)~~ (8) facilitate the cooperative development of and ensure compliance with standards
 47.21 and policies for information and telecommunications technology systems and services; and
 47.22 electronic data practices and privacy; ~~and electronic commerce among international, national,~~
 47.23 ~~state, and local public and private organizations~~ within the executive branch;

47.24 ~~(12)~~ (9) eliminate unnecessary duplication of existing information and
 47.25 telecommunications technology systems and services provided by state agencies;

47.26 ~~(13)~~ (10) identify, sponsor, develop, and execute shared information and
 47.27 telecommunications technology projects and ongoing operations;

47.28 ~~(14)~~ (11) ensure overall security of the state's information and technology systems and
 47.29 services; and

47.30 ~~(15)~~ (12) manage and direct compliance with accessibility standards for informational
 47.31 technology, including hardware, software, websites, online forms, and online surveys.

48.1 (b) The chief information officer, in consultation with the commissioner of management
 48.2 and budget, must determine when it is cost-effective for agencies to develop and use shared
 48.3 information and telecommunications technology systems and services for the delivery of
 48.4 electronic government services. The chief information officer may require agencies to use
 48.5 shared information and telecommunications technology systems and services. The chief
 48.6 information officer shall establish reimbursement rates in cooperation with the commissioner
 48.7 of management and budget to be billed to agencies and other governmental entities sufficient
 48.8 to cover the actual development, operating, maintenance, and administrative costs of the
 48.9 shared systems. The methodology for billing may include the use of interagency agreements,
 48.10 or other means as allowed by law.

48.11 (c) A state agency that has an information and telecommunications technology project
 48.12 ~~with a total expected project cost of more than \$1,000,000~~, whether funded as part of the
 48.13 biennial budget or by any other means, shall register with the office department by submitting
 48.14 basic project startup documentation; as specified by the chief information officer in both
 48.15 format and content, ~~before any project funding is requested or committed and before the~~

147.20 ~~project commences.~~ State agency project leaders must demonstrate that the project will be
 147.21 properly managed, provide updates to the project documentation as changes are proposed,
 147.22 and regularly report on the current status of the project on a schedule agreed to with the
 147.23 chief information officer. The chief information officer has the authority to define a project
 147.24 for the purposes of this chapter.

147.25 (d) The chief information officer shall monitor progress on any active information and
 147.26 telecommunications technology project with a total expected project cost of more than
 147.27 \$5,000,000 and report on the performance of the project in comparison with the plans for
 147.28 the project in terms of time, scope, and budget. The chief information officer may conduct
 147.29 an independent project audit of the project. The audit analysis and evaluation of the projects
 147.30 subject to paragraph (c) must be presented to agency executive sponsors, the project
 147.31 governance bodies, and the chief information officer. All reports and responses must become
 147.32 part of the project record.

147.33 (e) For any active information and telecommunications technology project with a total
 147.34 expected project cost of more than \$10,000,000, the state agency must perform an annual
 148.1 independent audit that conforms to published project audit principles ~~promulgated~~ adopted
 148.2 by the office department.

148.3 (f) The chief information officer shall report by January 15 of each year to the chairs
 148.4 and ranking minority members of the legislative committees and divisions with jurisdiction
 148.5 over the ~~office department~~ regarding projects the ~~office department~~ has reviewed under
 148.6 paragraph (a), clause ~~(13)~~ (10). The report must include the reasons for the determinations
 148.7 made in the review of each project and a description of its current status.

148.8 Sec. 4. Minnesota Statutes 2020, section 16E.016, is amended to read:

148.9 **16E.016 RESPONSIBILITY FOR INFORMATION TECHNOLOGY SERVICES**
 148.10 **AND EQUIPMENT.**

148.11 (a) The chief information officer is responsible for providing or entering into managed
 148.12 services contracts for the provision, improvement, and development of the following
 148.13 information technology systems and services to state agencies:

148.14 (1) state data centers;

148.15 (2) mainframes including system software;

148.16 (3) servers including system software;

148.17 (4) desktops including system software;

148.18 (5) laptop computers including system software;

148.19 (6) a data network including system software;

148.20 (7) database, electronic mail, office systems, reporting, and other standard software

148.21 tools;

48.16 ~~project commences.~~ State agency project leaders must demonstrate that the project will be
 48.17 properly managed, provide updates to the project documentation as changes are proposed,
 48.18 and regularly report on the current status of the project on a schedule agreed to with the
 48.19 chief information officer. The chief information officer has the authority to define a project
 48.20 for the purposes of this chapter.

48.21 (d) The chief information officer shall monitor progress on any active information and
 48.22 telecommunications technology project with a total expected project cost of more than
 48.23 \$5,000,000 and report on the performance of the project in comparison with the plans for
 48.24 the project in terms of time, scope, and budget. The chief information officer may conduct
 48.25 an independent project audit of the project. The audit analysis and evaluation of the projects
 48.26 subject to paragraph (c) must be presented to agency executive sponsors, the project
 48.27 governance bodies, and the chief information officer. All reports and responses must become
 48.28 part of the project record.

48.29 (e) For any active information and telecommunications technology project with a total
 48.30 expected project cost of more than \$10,000,000, the state agency must perform an annual
 48.31 independent audit that conforms to published project audit principles ~~promulgated~~ adopted
 48.32 by the office department.

48.33 (f) The chief information officer shall report by January 15 of each year to the chairs
 48.34 and ranking minority members of the legislative committees and divisions with jurisdiction
 48.35 over the ~~office department~~ regarding projects the ~~office department~~ has reviewed under
 49.1 paragraph (a), clause ~~(13)~~ (10). The report must include the reasons for the determinations
 49.2 made in the review of each project and a description of its current status.

49.3 Sec. 47. Minnesota Statutes 2020, section 16E.016, is amended to read:

49.4 **16E.016 RESPONSIBILITY FOR INFORMATION TECHNOLOGY SERVICES**
 49.5 **AND EQUIPMENT.**

49.6 (a) The chief information officer is responsible for providing or entering into managed
 49.7 services contracts for the provision, improvement, and development of the following
 49.8 information technology systems and services to state agencies:

49.9 (1) state data centers;

49.10 (2) mainframes including system software;

49.11 (3) servers including system software;

49.12 (4) desktops including system software;

49.13 (5) laptop computers including system software;

49.14 (6) a data network including system software;

49.15 (7) database, electronic mail, office systems, reporting, and other standard software

49.16 tools;

148.22 (8) business application software and related technical support services;

148.23 (9) help desk for the components listed in clauses (1) to (8);

148.24 (10) maintenance, problem resolution, and break-fix for the components listed in clauses

148.25 (1) to (8);

148.26 (11) regular upgrades and replacement for the components listed in clauses (1) to (8);

148.27 and

148.28 (12) network-connected output devices.

148.29 (b) All state agency employees whose work primarily involves functions specified in

148.30 paragraph (a) are employees of the ~~Office of MN.IT Services~~ Minnesota Department of

149.1 Information Technology Services. This includes employees who directly perform the

149.2 functions in paragraph (a), as well as employees whose work primarily involves managing,

149.3 supervising, or providing administrative services or support services to employees who

149.4 directly perform these functions. The chief information officer may assign employees of

149.5 the ~~office department~~ to perform work exclusively for another state agency.

149.6 (c) Subject to sections 16C.08 and 16C.09, the chief information officer may allow a

149.7 state agency to obtain services specified in paragraph (a) through a contract with an outside

149.8 vendor when the chief information officer and the agency head agree that a contract would

149.9 provide best value, as defined in section 16C.02, under the service-level agreement. The

149.10 chief information officer must require that agency contracts with outside vendors ensure

149.11 that systems and services are compatible with standards established by the ~~Office of MN.IT~~

149.12 Department of Information Technology Services.

149.13 (d) The Minnesota State Retirement System, the Public Employees Retirement

149.14 Association, the Teachers Retirement Association, the State Board of Investment, the

149.15 Campaign Finance and Public Disclosure Board, the State Lottery, and the Statewide Radio

149.16 Board are not state agencies for purposes of this section.

149.17 Sec. 5. Minnesota Statutes 2020, section 16E.02, is amended to read:

149.18 **16E.02 OFFICE OF MN.IT MINNESOTA DEPARTMENT OF INFORMATION**

149.19 **TECHNOLOGY SERVICES; STRUCTURE AND PERSONNEL.**

149.20 Subdivision 1. ~~Office Department~~ **management and structure.** (a) The chief

149.21 information officer is appointed by the governor. The chief information officer serves in

149.22 the unclassified service at the pleasure of the governor. The chief information officer must

149.23 have experience leading enterprise-level information technology organizations. The chief

149.24 information officer is the state's chief information officer and information and

149.25 telecommunications technology ~~adviser~~ adviser to the governor.

149.26 (b) The chief information officer may appoint other employees of the ~~office department~~.

149.27 ~~The Staff of the office department~~ must include individuals knowledgeable in information

49.17 (8) business application software and related technical support services;

49.18 (9) help desk for the components listed in clauses (1) to (8);

49.19 (10) maintenance, problem resolution, and break-fix for the components listed in clauses

49.20 (1) to (8);

49.21 (11) regular upgrades and replacement for the components listed in clauses (1) to (8);

49.22 and

49.23 (12) network-connected output devices.

49.24 (b) All state agency employees whose work primarily involves functions specified in

49.25 paragraph (a) are employees of the ~~Office of MN.IT Services~~ Minnesota Department of

49.26 Information Technology Services. This includes employees who directly perform the

49.27 functions in paragraph (a), as well as employees whose work primarily involves managing,

49.28 supervising, or providing administrative services or support services to employees who

49.29 directly perform these functions. The chief information officer may assign employees of

49.30 the ~~office department~~ to perform work exclusively for another state agency.

50.1 (c) Subject to sections 16C.08 and 16C.09, the chief information officer may allow a

50.2 state agency to obtain services specified in paragraph (a) through a contract with an outside

50.3 vendor when the chief information officer and the agency head agree that a contract would

50.4 provide best value, as defined in section 16C.02, under the service-level agreement. The

50.5 chief information officer must require that agency contracts with outside vendors ensure

50.6 that systems and services are compatible with standards established by the ~~Office of MN.IT~~

50.7 Minnesota Department of Information Technology Services.

50.8 (d) The Minnesota State Retirement System, the Public Employees Retirement

50.9 Association, the Teachers Retirement Association, the State Board of Investment, the

50.10 Campaign Finance and Public Disclosure Board, the State Lottery, and the Statewide Radio

50.11 Board are not state agencies for purposes of this section.

50.12 Sec. 48. Minnesota Statutes 2020, section 16E.02, is amended to read:

50.13 **16E.02 OFFICE OF MN.IT MINNESOTA DEPARTMENT OF INFORMATION**

50.14 **TECHNOLOGY SERVICES; STRUCTURE AND PERSONNEL.**

50.15 Subdivision 1. ~~Office Department~~ **management and structure.** (a) The chief

50.16 information officer is appointed by the governor. The chief information officer serves in

50.17 the unclassified service at the pleasure of the governor. The chief information officer must

50.18 have experience leading enterprise-level information technology organizations. The chief

50.19 information officer is the state's chief information officer and information and

50.20 telecommunications technology ~~adviser~~ adviser to the governor.

50.21 (b) The chief information officer may appoint other employees of the ~~office department~~.

50.22 ~~The Staff of the office department~~ must include individuals knowledgeable in information

149.28 and telecommunications technology systems and services and individuals with specialized
149.29 training in information security and accessibility.

149.30 ~~(e) The chief information officer may appoint a webmaster responsible for the supervision~~
149.31 ~~and development of state websites under the control of the office. The webmaster, if~~
149.32 ~~appointed, shall ensure that these websites are maintained in an easily accessible format~~
149.33 ~~that is consistent throughout state government and are consistent with the accessibility~~
150.1 ~~standards developed under section 16E.03, subdivision 9. The webmaster, if appointed,~~
150.2 ~~shall provide assistance and guidance consistent with the requirements of this paragraph to~~
150.3 ~~other state agencies for the maintenance of other websites not under the direct control of~~
150.4 ~~the office.~~

150.5 Subd. 1a. **Accountability.** The chief information officer reports to the governor. The
150.6 chief information officer must consult regularly with ~~the executive branch agency~~
150.7 ~~commissioners of administration, management and budget, human services, revenue, and~~
150.8 ~~other commissioners as designated by the governor,~~ on technology projects, standards, and
150.9 services as well as management of resources and staff utilization.

150.10 Sec. 6. Minnesota Statutes 2020, section 16E.03, subdivision 1, is amended to read:

150.11 Subdivision 1. **Definitions.** (a) For the purposes of this chapter, the following terms
150.12 have the meanings given them.

150.13 (b) "Information and telecommunications technology systems and services" means all
150.14 computing and telecommunications hardware and software, the activities undertaken to
150.15 secure that hardware and software, and the activities undertaken to acquire, transport, process,
150.16 analyze, store, and disseminate information electronically. "Information and
150.17 telecommunications technology systems and services" includes all proposed expenditures
150.18 for computing and telecommunications hardware and software, security for that hardware
150.19 and software, and related consulting or other professional services.

150.20 ~~(e) "Information and telecommunications technology project" means an effort to acquire~~
150.21 ~~or produce information and telecommunications technology systems and services.~~

150.22 ~~(c)~~ (c) "Telecommunications" means voice, video, and data electronic transmissions
150.23 transported by wire, wireless, fiber-optic, radio, or other available transport technology.

150.24 ~~(d)~~ (d) "Cyber security" means the protection of data and systems in networks connected
150.25 to the Internet.

150.26 ~~(e)~~ (e) "State agency" means an agency in the executive branch of state government and
150.27 includes the Minnesota Office of Higher Education, but does not include the Minnesota
150.28 State Colleges and Universities unless specifically provided elsewhere in this chapter.

150.29 ~~(f)~~ (f) "Total expected project cost" includes direct staff costs, all supplemental contract
150.30 staff and vendor costs, and costs of hardware and software development or purchase.
150.31 Breaking a project into several phases does not affect the cost threshold, which must be
150.32 computed based on the full cost of all phases.

50.23 and telecommunications technology systems and services and individuals with specialized
50.24 training in information security and accessibility.

50.25 ~~(e) The chief information officer may appoint a webmaster responsible for the supervision~~
50.26 ~~and development of state websites under the control of the office. The webmaster, if~~
50.27 ~~appointed, shall ensure that these websites are maintained in an easily accessible format~~
50.28 ~~that is consistent throughout state government and are consistent with the accessibility~~
50.29 ~~standards developed under section 16E.03, subdivision 9. The webmaster, if appointed,~~
50.30 ~~shall provide assistance and guidance consistent with the requirements of this paragraph to~~
50.31 ~~other state agencies for the maintenance of other websites not under the direct control of~~
50.32 ~~the office.~~

51.1 Subd. 1a. **Accountability.** The chief information officer reports to the governor. The
51.2 chief information officer must consult regularly with ~~the executive branch agency~~
51.3 ~~commissioners of administration, management and budget, human services, revenue, and~~
51.4 ~~other commissioners as designated by the governor,~~ on technology projects, standards, and
51.5 services as well as management of resources and staff utilization.

51.6 Sec. 49. Minnesota Statutes 2020, section 16E.03, subdivision 1, is amended to read:

51.7 Subdivision 1. **Definitions.** (a) For the purposes of this chapter, the following terms
51.8 have the meanings given them.

51.9 (b) "Information and telecommunications technology systems and services" means all
51.10 computing and telecommunications hardware and software, the activities undertaken to
51.11 secure that hardware and software, and the activities undertaken to acquire, transport, process,
51.12 analyze, store, and disseminate information electronically. "Information and
51.13 telecommunications technology systems and services" includes all proposed expenditures
51.14 for computing and telecommunications hardware and software, security for that hardware
51.15 and software, and related consulting or other professional services.

51.16 ~~(e) "Information and telecommunications technology project" means an effort to acquire~~
51.17 ~~or produce information and telecommunications technology systems and services.~~

51.18 ~~(c)~~ (c) "Telecommunications" means voice, video, and data electronic transmissions
51.19 transported by wire, wireless, fiber-optic, radio, or other available transport technology.

51.20 ~~(d)~~ (d) "Cyber security" means the protection of data and systems in networks connected
51.21 to the Internet.

51.22 ~~(e)~~ (e) "State agency" means an agency in the executive branch of state government and
51.23 includes the Minnesota Office of Higher Education, but does not include the Minnesota
51.24 State Colleges and Universities unless specifically provided elsewhere in this chapter.

51.25 ~~(f)~~ (f) "Total expected project cost" includes direct staff costs, all supplemental contract
51.26 staff and vendor costs, and costs of hardware and software development or purchase.
51.27 Breaking a project into several phases does not affect the cost threshold, which must be
51.28 computed based on the full cost of all phases.

151.1 ~~(h)~~ (g) "Cloud computing" has the meaning described by the National Institute of
 151.2 Standards and Technology of the United States Department of Commerce in special
 151.3 publication 800-145, September 2011.

151.4 Sec. 7. Minnesota Statutes 2020, section 16E.03, subdivision 2, is amended to read:

151.5 Subd. 2. **Chief information officer's responsibility.** The chief information officer shall:

151.6 (1) design a master plan for information and telecommunications technology systems
 151.7 and services in the state ~~and its political subdivisions~~ and shall report on the plan to the
 151.8 governor and legislature at the beginning of each regular session;

151.9 (2) coordinate, review, and approve all information and telecommunications technology
 151.10 projects and oversee the state's information and telecommunications technology systems
 151.11 and services;

151.12 (3) establish and enforce compliance with standards for information and
 151.13 telecommunications technology systems and services that are cost-effective and support
 151.14 open systems environments and that are compatible with state, national, and international
 151.15 standards, including accessibility standards;

151.16 (4) maintain a library of systems and programs developed by the state ~~and its political~~
 151.17 ~~subdivisions~~ for use by agencies of government;

151.18 (5) direct and manage the shared operations of the state's information and
 151.19 telecommunications technology systems and services; and

151.20 (6) establish and enforce standards and ensure acquisition of hardware and software
 151.21 necessary to protect data and systems in state agency networks connected to the Internet.

151.22 Sec. 8. Minnesota Statutes 2020, section 16E.03, subdivision 3, is amended to read:

151.23 Subd. 3. **Evaluation and approval.** A state agency may not undertake an information
 151.24 and telecommunications technology project until it has been evaluated according to the
 151.25 procedures developed under subdivision 4. The chief information officer ~~or delegate~~ shall
 151.26 give written approval of the proposed project. ~~When notified by the chief information officer~~
 151.27 ~~that a project has not been approved, the commissioner of management and budget shall~~
 151.28 ~~cancel the unencumbered balance of any appropriation allotted for the project.~~

151.29 Sec. 9. Minnesota Statutes 2020, section 16E.03, subdivision 6, is amended to read:

151.30 Subd. 6. **System development methods.** The chief information officer shall establish
 151.31 and, as necessary, update and modify methods for developing information and
 152.1 communications systems appropriate to the specific needs of individual state agencies. The
 152.2 development methods shall be used to define the design, programming, and implementation
 152.3 of systems. ~~The development methods must also enable and require a data processing system~~

51.29 ~~(h)~~ (g) "Cloud computing" has the meaning described by the National Institute of
 51.30 Standards and Technology of the United States Department of Commerce in special
 51.31 publication 800-145, September 2011.

52.1 Sec. 50. Minnesota Statutes 2020, section 16E.03, subdivision 2, is amended to read:

52.2 Subd. 2. **Chief information officer's responsibility.** The chief information officer shall:

52.3 (1) design a master plan for information and telecommunications technology systems
 52.4 and services in the state ~~and its political subdivisions~~ and shall report on the plan to the
 52.5 governor and legislature at the beginning of each regular session;

52.6 (2) coordinate, review, and approve all information and telecommunications technology
 52.7 projects and oversee the state's information and telecommunications technology systems
 52.8 and services;

52.9 (3) establish and enforce compliance with standards for information and
 52.10 telecommunications technology systems and services that are cost-effective and support
 52.11 open systems environments and that are compatible with state, national, and international
 52.12 standards, including accessibility standards;

52.13 (4) maintain a library of systems and programs developed by the state ~~and its political~~
 52.14 ~~subdivisions~~ for use by agencies of government;

52.15 (5) direct and manage the shared operations of the state's information and
 52.16 telecommunications technology systems and services; and

52.17 (6) establish and enforce standards and ensure acquisition of hardware and software
 52.18 necessary to protect data and systems in state agency networks connected to the Internet.

52.19 Sec. 51. Minnesota Statutes 2020, section 16E.03, subdivision 3, is amended to read:

52.20 Subd. 3. **Evaluation and approval.** A state agency may not undertake an information
 52.21 and telecommunications technology project until it has been evaluated according to the
 52.22 procedures developed under subdivision 4. The chief information officer ~~or delegate~~ shall
 52.23 give written approval of the proposed project. ~~When notified by the chief information officer~~
 52.24 ~~that a project has not been approved, the commissioner of management and budget shall~~
 52.25 ~~cancel the unencumbered balance of any appropriation allotted for the project.~~

52.26 Sec. 52. Minnesota Statutes 2020, section 16E.03, subdivision 6, is amended to read:

52.27 Subd. 6. **System development methods.** The chief information officer shall establish
 52.28 and, as necessary, update and modify methods for developing information and
 52.29 communications systems appropriate to the specific needs of individual state agencies. The
 52.30 development methods shall be used to define the design, programming, and implementation
 52.31 of systems. ~~The development methods must also enable and require a data processing system~~

152.4 ~~to be defined in terms of its computer programs, input requirements, output formats,~~
 152.5 ~~administrative procedures, and processing frequencies.~~

152.6 Sec. 10. Minnesota Statutes 2020, section 16E.036, is amended to read:

152.7 **16E.036 ADVISORY COMMITTEE COUNCIL.**

152.8 (a) The Technology Advisory ~~Committee~~ Council is created to advise the governor,
 152.9 executive branch, and state chief information officer. ~~The committee consists of council~~
 152.10 shall consist of 15 voting members. The governor shall appoint six members appointed by
 152.11 the governor who are individuals actively involved in business planning for state executive
 152.12 branch agencies, one county member designated by the Association of Minnesota Counties,
 152.13 one member appointed by the governor as a representative of a union that represents state
 152.14 information technology employees, and one member appointed by the governor to represent
 152.15 private businesses. The governor shall also select six additional members with private-sector
 152.16 or public-sector IT experience or experience in academia pertaining to IT. The council shall
 152.17 have the following four ex-officio nonvoting members:

152.18 (1) a member of the house of representatives selected by the speaker of the house;

152.19 (2) a member of the house of representatives selected by the minority leader;

152.20 (3) a member of the senate selected by the majority leader; and

152.21 (4) a member of the senate selected by the minority leader.

152.22 The governor shall designate one of the 15 voting members to serve as the council's chair.

152.23 (b) Membership terms, removal of members, and filling of vacancies are as provided in
 152.24 section 15.059. Members do not receive compensation or reimbursement for expenses.

152.25 (c) ~~The committee shall select a chair from its members. The chief information officer~~
 152.26 ~~shall provide administrative support to the committee council.~~

152.27 (d) ~~The committee council~~ shall advise the chief information officer on:

152.28 (1) development and implementation of the state information technology strategic plan;

152.29 (2) critical information technology initiatives for the state;

152.30 (3) standards for state information architecture;

152.31 (4) identification of business and technical needs of state agencies;

153.1 (5) strategic information technology portfolio management, project prioritization, and
 153.2 investment decisions;

153.3 (6) ~~the office's department's~~ performance measures and fees for service agreements with
 153.4 executive branch agencies;

53.1 ~~to be defined in terms of its computer programs, input requirements, output formats,~~
 53.2 ~~administrative procedures, and processing frequencies.~~

53.3 Sec. 53. Minnesota Statutes 2020, section 16E.036, is amended to read:

53.4 **16E.036 ADVISORY COMMITTEE COUNCIL.**

53.5 (a) The Technology Advisory ~~Committee~~ Council is created to advise the governor,
 53.6 executive branch, and the state chief information officer. ~~The committee consists of council~~
 53.7 shall consist of 15 voting members. The governor shall appoint six members appointed by
 53.8 the governor who are individuals actively involved in business planning for state executive
 53.9 branch agencies, one county member designated by the Association of Minnesota Counties,
 53.10 one member appointed by the governor as a representative of a union that represents state
 53.11 information technology employees, and one member appointed by the governor to represent
 53.12 private businesses. The governor shall also select six additional members with private-sector
 53.13 or public-sector IT experience or experience in academia pertaining to IT. The council shall
 53.14 have the following four ex-officio nonvoting members:

53.15 (1) a member of the house of representatives selected by the speaker of the house;

53.16 (2) a member of the house of representatives selected by the minority leader of the house
 53.17 of representatives;

53.18 (3) a member of the senate selected by the majority leader of the senate; and

53.19 (4) a member of the senate selected by the minority leader of the senate.

53.20 The governor shall designate one of the 15 voting members to serve as the council's chair.

53.21 (b) Membership terms, removal of members, and filling of vacancies are as provided in
 53.22 section 15.059. Members do not receive compensation or reimbursement for expenses.

53.23 (c) ~~The committee shall select a chair from its members. The chief information officer~~
 53.24 ~~shall provide administrative support to the committee council.~~

53.25 (d) ~~The committee council~~ shall advise the chief information officer on:

53.26 (1) development and implementation of the state information technology strategic plan;

53.27 (2) critical information technology initiatives for the state;

53.28 (3) standards for state information architecture;

53.29 (4) identification of business and technical needs of state agencies;

54.1 (5) strategic information technology portfolio management, project prioritization, and
 54.2 investment decisions;

54.3 (6) ~~the office's department's~~ performance measures and fees for service agreements with
 54.4 executive branch agencies;

153.5 (7) management of the state MN.IT services revolving fund; and

153.6 (8) the efficient and effective operation of the ~~office~~ department.

153.7 Sec. 11. Minnesota Statutes 2020, section 16E.04, subdivision 3, is amended to read:

153.8 Subd. 3. **Risk assessment and mitigation.** (a) A risk assessment and risk mitigation
153.9 plan are required for all information systems development projects undertaken by a state
153.10 agency in the executive or judicial branch or by a constitutional officer. The chief information
153.11 officer must contract with an entity outside of state government to conduct the initial
153.12 assessment and prepare the mitigation plan for a project estimated to cost more than
153.13 \$5,000,000. The outside entity conducting the risk assessment and preparing the mitigation
153.14 plan must not have any other direct or indirect financial interest in the project. The risk
153.15 assessment and risk mitigation plan must provide for periodic monitoring by the
153.16 commissioner until the project is completed.

153.17 (b) The risk assessment and risk mitigation plan must be paid for with money appropriated
153.18 for the information and telecommunications technology project. ~~The chief information~~
153.19 ~~officer must notify the commissioner of management and budget when work has begun on~~
153.20 ~~a project and must identify the proposed budget for the project. The commissioner of~~
153.21 ~~management and budget shall ensure that no more than ten percent of the proposed budget~~
153.22 ~~be spent on the project, other than the money spent on the risk assessment and risk mitigation~~
153.23 ~~plan, is spent until the risk assessment and mitigation plan are reported to the chief~~
153.24 ~~information officer and the chief information officer has approved the risk mitigation plan.~~

153.25 Sec. 12. Minnesota Statutes 2020, section 16E.0465, subdivision 2, is amended to read:

153.26 Subd. 2. **Required review and approval.** (a) A state agency receiving an appropriation
153.27 for an information and telecommunications technology project subject to this section must
153.28 divide the project into phases.

153.29 (b) ~~The commissioner of management and budget may not authorize the~~ An encumbrance
153.30 ~~or expenditure of an appropriation of state funds to a state agency may not be made for any~~
153.31 ~~phase of a state agency information and telecommunications technology project, device, or~~
153.32 ~~system subject to this section unless the~~ Office of MN.IT Minnesota Department of
154.1 Information Technology Services has reviewed each phase of the project, ~~device, or system,~~
154.2 and based on this review, the chief information officer has determined for each phase that:

154.3 (1) the project is compatible with the state information architecture and other policies
154.4 and standards established by the chief information officer;

154.5 (2) the agency is able to accomplish the goals of the phase of the project with the funds
154.6 appropriated; and

154.7 (3) the project supports the enterprise information technology strategy.

54.5 (7) management of the state MN.IT services revolving fund; and

54.6 (8) the efficient and effective operation of the ~~office~~ department.

54.7 Sec. 54. Minnesota Statutes 2020, section 16E.04, subdivision 3, is amended to read:

54.8 Subd. 3. **Risk assessment and mitigation.** (a) A risk assessment and risk mitigation
54.9 plan are required for all information systems development projects undertaken by a state
54.10 agency in the executive or judicial branch or by a constitutional officer. The chief information
54.11 officer must contract with an entity outside of state government to conduct the initial
54.12 assessment and prepare the mitigation plan for a project estimated to cost more than
54.13 \$5,000,000. The outside entity conducting the risk assessment and preparing the mitigation
54.14 plan must not have any other direct or indirect financial interest in the project. The risk
54.15 assessment and risk mitigation plan must provide for periodic monitoring by the
54.16 commissioner until the project is completed.

54.17 (b) The risk assessment and risk mitigation plan must be paid for with money appropriated
54.18 for the information and telecommunications technology project. ~~The chief information~~
54.19 ~~officer must notify the commissioner of management and budget when work has begun on~~
54.20 ~~a project and must identify the proposed budget for the project. The commissioner of~~
54.21 ~~management and budget shall ensure that no more than ten percent of the proposed budget~~
54.22 ~~be spent on the project, other than the money spent on the risk assessment and risk mitigation~~
54.23 ~~plan, is spent until the risk assessment and mitigation plan are reported to the chief~~
54.24 ~~information officer and the chief information officer has approved the risk mitigation plan.~~

54.25 Sec. 55. Minnesota Statutes 2020, section 16E.0465, subdivision 2, is amended to read:

54.26 Subd. 2. **Required review and approval.** (a) A state agency receiving an appropriation
54.27 for an information and telecommunications technology project subject to this section must
54.28 divide the project into phases.

54.29 (b) ~~The commissioner of management and budget may not authorize the~~ An encumbrance
54.30 ~~or expenditure of an appropriation of state funds to a state agency may not be made for any~~
54.31 ~~phase of a state agency information and telecommunications technology project, device, or~~
54.32 ~~system subject to this section unless the~~ Office of MN.IT Minnesota Department of
55.1 Information Technology Services has reviewed each phase of the project, ~~device, or system,~~
55.2 and based on this review, the chief information officer has determined for each phase that:

55.3 (1) the project is compatible with the state information architecture and other policies
55.4 and standards established by the chief information officer;

55.5 (2) the agency is able to accomplish the goals of the phase of the project with the funds
55.6 appropriated; and

55.7 (3) the project supports the enterprise information technology strategy.

154.8 Sec. 13. Minnesota Statutes 2020, section 16E.05, subdivision 1, is amended to read:

154.9 Subdivision 1. **Duties.** The office department, in consultation with interested persons,
154.10 shall:

154.11 ~~(1) coordinate statewide efforts by units of state and local government to plan for and~~
154.12 ~~develop a system for providing access to government services; and~~

154.13 ~~(2) explore ways and means to improve citizen and business access to public services,~~
154.14 including implementation of technological improvements.

154.15 Sec. 14. Minnesota Statutes 2020, section 16E.07, subdivision 12, is amended to read:

154.16 Subd. 12. **Private entity services; fee authority.** (a) The office department may enter
154.17 into a contract with a private entity to manage, maintain, support, and expand North Star
154.18 and online government information services to citizens and businesses.

154.19 (b) A contract established under paragraph (a) may provide for compensation of the
154.20 private entity through a fee established under paragraph (c).

154.21 (c) The office department, subject to the approval of the agency or office department
154.22 responsible for the data or services involved in the transaction, may charge and may authorize
154.23 a private entity that enters into a contract under paragraph (a) to charge a convenience fee
154.24 for users of North Star and online government information services up to a total of \$2 per
154.25 transaction, provided that no fee shall be charged for viewing or inspecting data. ~~The office~~
154.26 ~~shall consider the recommendation of the E-Government Advisory Council under section~~
154.27 ~~16E.071 in setting the convenience fee.~~ A fee established under this paragraph is in addition
154.28 to any fees or surcharges authorized under other law.

154.29 (d) Receipts from the convenience fee shall be deposited in the North Star account
154.30 established in subdivision 7. Notwithstanding section 16A.1285, subdivision 2, receipts
154.31 credited to the account are appropriated to the office department for payment to the contracted
155.1 private entity under paragraph (a). In lieu of depositing the receipts in the North Star account,
155.2 the office department can directly transfer the receipts to the private entity or allow the
155.3 private entity to retain the receipts pursuant to a contract established under this subdivision.

155.4 (e) The office department shall report to the chairs and ranking minority members of
155.5 the house of representatives and senate committees with jurisdiction over state government
155.6 finance by January 15 of each odd-numbered year regarding the convenience fee receipts
155.7 and the status of North Star projects and online government information services developed
155.8 and supported by convenience fee receipts.

155.9 Sec. 15. Minnesota Statutes 2020, section 16E.21, subdivision 2, is amended to read:

155.10 Subd. 2. **Charges.** (a) Upon agreement of the participating agency, the Office of MN.IT
155.11 Minnesota Department of Information Technology Services may collect a charge or receive
155.12 a fund transfer under section 16E.0466 for purchases of information and telecommunications
155.13 technology systems and services by state agencies and other governmental entities through

55.8 Sec. 56. Minnesota Statutes 2020, section 16E.05, subdivision 1, is amended to read:

55.9 Subdivision 1. **Duties.** The office department, in consultation with interested persons,
55.10 shall:

55.11 ~~(1) coordinate statewide efforts by units of state and local government to plan for and~~
55.12 ~~develop a system for providing access to government services; and~~

55.13 ~~(2) explore ways and means to improve citizen and business access to public services,~~
55.14 including implementation of technological improvements.

55.15 Sec. 57. Minnesota Statutes 2020, section 16E.07, subdivision 12, is amended to read:

55.16 Subd. 12. **Private entity services; fee authority.** (a) The office department may enter
55.17 into a contract with a private entity to manage, maintain, support, and expand North Star
55.18 and online government information services to citizens and businesses.

55.19 (b) A contract established under paragraph (a) may provide for compensation of the
55.20 private entity through a fee established under paragraph (c).

55.21 (c) The office department, subject to the approval of the agency or office department
55.22 responsible for the data or services involved in the transaction, may charge and may authorize
55.23 a private entity that enters into a contract under paragraph (a) to charge a convenience fee
55.24 for users of North Star and online government information services up to a total of \$2 per
55.25 transaction, provided that no fee shall be charged for viewing or inspecting data. ~~The office~~
55.26 ~~shall consider the recommendation of the E-Government Advisory Council under section~~
55.27 ~~16E.071 in setting the convenience fee.~~ A fee established under this paragraph is in addition
55.28 to any fees or surcharges authorized under other law.

55.29 (d) Receipts from the convenience fee shall be deposited in the North Star account
55.30 established in subdivision 7. Notwithstanding section 16A.1285, subdivision 2, receipts
55.31 credited to the account are appropriated to the office department for payment to the contracted
56.1 private entity under paragraph (a). In lieu of depositing the receipts in the North Star account,
56.2 the office department can directly transfer the receipts to the private entity or allow the
56.3 private entity to retain the receipts pursuant to a contract established under this subdivision.

56.4 (e) The office department shall report to the chairs and ranking minority members of
56.5 the house of representatives and senate committees with jurisdiction over state government
56.6 finance by January 15 of each odd-numbered year regarding the convenience fee receipts
56.7 and the status of North Star projects and online government information services developed
56.8 and supported by convenience fee receipts.

56.9 Sec. 58. Minnesota Statutes 2020, section 16E.21, subdivision 2, is amended to read:

56.10 Subd. 2. **Charges.** (a) Upon agreement of the participating agency, the Office of MN.IT
56.11 Minnesota Department of Information Technology Services may collect a charge or receive
56.12 a fund transfer under section 16E.0466 for purchases of information and telecommunications
56.13 technology systems and services by state agencies and other governmental entities through

155.14 state contracts for purposes described in subdivision 1. Charges collected under this section
 155.15 must be credited to the information and telecommunications technology systems and services
 155.16 account.

155.17 (b) Notwithstanding section 16A.28, subdivision 3, any unexpended operating balance
 155.18 appropriated to a state agency may be transferred to the information and telecommunications
 155.19 technology systems and services account for the information technology cost of a specific
 155.20 project, subject to the review of the Legislative Advisory Commission under subdivision
 155.21 3.

155.22 Sec. 16. Minnesota Statutes 2020, section 97A.057, subdivision 1, is amended to read:

155.23 Subdivision 1. **Compliance with federal law.** The commissioner shall take any action
 155.24 necessary to comply with the Federal Aid in Wildlife Restoration Act, United States Code,
 155.25 title 16, sections 669 to 669i, and the Federal Aid in Fish Restoration Act, United States
 155.26 Code, title 16, sections 777 to 777k. Notwithstanding ~~section 16E.145~~ or any other law to
 155.27 the contrary, an appropriation for an information or telecommunications technology project
 155.28 from the game and fish fund, as established in section 97A.055, must be made to the
 155.29 commissioner. Any assets acquired with or expenditures made from the game and fish fund
 155.30 must remain under control of the commissioner.

156.1 Sec. 17. **FIRST APPOINTMENTS AND FIRST MEETING OF LEGISLATIVE**
 156.2 **COMMISSION ON CYBERSECURITY.**

156.3 Subdivision 1. **First appointments.** Appointing authorities must make initial
 156.4 appointments to the Legislative Commission on Cybersecurity within 60 days after final
 156.5 enactment.

156.6 Subd. 2. **First meeting.** The majority leader of the senate shall designate one senate
 156.7 member of the Legislative Commission on Cybersecurity under Minnesota Statutes, section
 156.8 3.888, to convene the first meeting within 105 days after final enactment. The commission
 156.9 must select a chair from among the senate members at the first meeting.

156.10 Subd. 3. **Meetings in 2021.** Notwithstanding Minnesota Statutes, section 3.888,
 156.11 subdivision 5, the commission must meet at least twice in 2021.

156.12 **EFFECTIVE DATE.** This section is effective the day following final enactment.

156.13 Sec. 18. **REVISOR INSTRUCTION.**

156.14 The revisor of statutes shall change "Office of MN.IT Services" or similar terms to
 156.15 "Minnesota Department of Information Technology Services" wherever it appears in
 156.16 Minnesota Statutes.

56.14 state contracts for purposes described in subdivision 1. Charges collected under this section
 56.15 must be credited to the information and telecommunications technology systems and services
 56.16 account.

56.17 (b) Notwithstanding section 16A.28, subdivision 3, any unexpended operating balance
 56.18 appropriated to a state agency may be transferred to the information and telecommunications
 56.19 technology systems and services account for the information technology cost of a specific
 56.20 project, subject to the review of the Legislative Advisory Commission under section 16E.21,
 56.21 subdivision 3.

60.17 Sec. 60. Minnesota Statutes 2020, section 97A.057, subdivision 1, is amended to read:

60.18 Subdivision 1. **Compliance with federal law.** The commissioner shall take any action
 60.19 necessary to comply with the Federal Aid in Wildlife Restoration Act, United States Code,
 60.20 title 16, sections 669 to 669i, and the Federal Aid in Fish Restoration Act, United States
 60.21 Code, title 16, sections 777 to 777k. Notwithstanding ~~section 16E.145~~ or any other law to
 60.22 the contrary, an appropriation for an information or telecommunications technology project
 60.23 from the game and fish fund, as established in section 97A.055, must be made to the
 60.24 commissioner. Any assets acquired with or expenditures made from the game and fish fund
 60.25 must remain under control of the commissioner.

76.20 Sec. 102. **FIRST APPOINTMENTS AND FIRST MEETING OF LEGISLATIVE**
 76.21 **COMMISSION ON CYBERSECURITY.**

76.22 Subdivision 1. **First appointments.** Appointing authorities must make initial
 76.23 appointments to the Legislative Commission on Cybersecurity within 60 days after final
 76.24 enactment. These members serve a term that expires on appointment of a successor after
 76.25 the start of the next regular session of the legislature in 2023.

76.26 Subd. 2. **First meeting.** The majority leader of the senate shall designate one senate
 76.27 member of the Legislative Commission on Cybersecurity under Minnesota Statutes, section
 76.28 3.888, to convene the first meeting within 105 days after final enactment. The commission
 76.29 must select a chair from among the senate members at the first meeting.

76.30 Subd. 3. **Meetings in 2021.** Notwithstanding Minnesota Statutes, section 3.888,
 76.31 subdivision 5, the commission must meet at least twice in 2021.

77.1 **EFFECTIVE DATE.** This section is effective the day following final enactment.

78.24 Sec. 109. **REVISOR INSTRUCTION.**

78.25 Subdivision 1. **MN.IT.** The revisor of statutes shall change "Office of MN.IT Services"
 78.26 to "Minnesota Department of Information Technology Services" wherever it appears in
 78.27 Minnesota Statutes.

156.17 Sec. 19. **REPEALER.**

156.18 Minnesota Statutes 2020, sections 16E.0466, subdivision 1; 16E.05, subdivision 3;
156.19 16E.071; and 16E.145, are repealed.

79.5 Sec. 110. **REPEALER.**

79.7 (b) Minnesota Statutes 2020, sections 16E.0466, subdivision 1; 16E.05, subdivision 3;
79.8 16E.071; and 16E.145, are repealed.