

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 58th Legislature (2021)

4 ENGROSSED SENATE
5 BILL NO. 570

By: Newhouse of the Senate

and

6 Steagall of the House
7
8

9 An Act relating to public finance; amending 62 O.S.
10 2011, Section 34.32, as last amended by Section 1,
11 Chapter 331, O.S.L. 2019 (62 O.S. Supp. 2020, Section
12 34.32), which relates to state agency information
13 technology systems; making certain provisions
14 inapplicable to the Military Department of the State
15 of Oklahoma; providing an effective date; and
16 declaring an emergency.

17 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

18 SECTION 1. AMENDATORY 62 O.S. 2011, Section 34.32, as
19 last amended by Section 1, Chapter 331, O.S.L. 2019 (62 O.S. Supp.
20 2020, Section 34.32), is amended to read as follows:

21 Section 34.32. A. The Information Services Division of the
22 Office of Management and Enterprise Services shall create a standard
23 security risk assessment for state agency information technology
24 systems that complies with the International Organization for
Standardization (ISO) and the International Electrotechnical

1 Commission (IEC) Information Technology - Code of Practice for
2 Security Management (ISO/IEC 27002).

3 B. Each state agency that has an information technology system
4 shall obtain an information security risk assessment to identify
5 vulnerabilities associated with the information system. The
6 Information Services Division of the Office of Management and
7 Enterprise Services shall approve not less than two firms which
8 state agencies may choose from to conduct the information security
9 risk assessment.

10 C. A state agency with an information technology system that is
11 not consolidated under the Information Technology Consolidation and
12 Coordination Act or that is otherwise retained by the agency shall
13 additionally be required to have an information security audit
14 conducted by a firm approved by the Information Services Division
15 that is based upon the most current version of the NIST Cyber-
16 Security Framework, and shall submit a final report of the
17 information security risk assessment and information security audit
18 findings to the Information Services Division each year on a
19 schedule set by the Information Services Division. Agencies shall
20 also submit a list of remedies and a timeline for the repair of any
21 deficiencies to the Information Services Division within ten (10)
22 days of the completion of the audit. The final information security
23 risk assessment report shall identify, prioritize, and document
24 information security vulnerabilities for each of the state agencies

1 assessed. The Information Services Division may assist agencies in
2 repairing any vulnerabilities to ensure compliance in a timely
3 manner.

4 D. Subject to the provisions of subsection C of Section 34.12
5 of this title, the Information Services Division shall report the
6 results of the state agency assessments and information security
7 audit findings required pursuant to this section to the Governor,
8 the Speaker of the House of Representatives, and the President Pro
9 Tempore of the Senate by the first day of January of each year. Any
10 state agency with an information technology system that is not
11 consolidated under the Information Technology Consolidation and
12 Coordination Act that cannot comply with the provisions of this
13 section shall consolidate under the Information Technology
14 Consolidation and Coordination Act.

15 E. This act shall not apply to state agencies subject to
16 mandatory North American Electric Reliability Corporation (NERC)
17 cybersecurity standards and institutions within The Oklahoma State
18 System of Higher Education, the Oklahoma State Regents for Higher
19 Education and the telecommunications network known as OneNet that
20 follow the International Organization for Standardization (ISO), the
21 Military Department of the State of Oklahoma (OMD) and the
22 International Electrotechnical Commission (IEC)-Security techniques-
23 Code of Practice for Information Security Controls or National
24 Institute of Standards and Technology.

1 SECTION 2. This act shall become effective July 1, 2021.

2 SECTION 3. It being immediately necessary for the preservation
3 of the public peace, health or safety, an emergency is hereby
4 declared to exist, by reason whereof this act shall take effect and
5 be in full force from and after its passage and approval.

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7 COMMITTEE REPORT BY: COMMITTEE ON GOVERNMENT MODERNIZATION AND
8 EFFICIENCY, dated 04/06/2021 - DO PASS.
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