

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 597

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO INFORMATION TECHNOLOGY; AMENDING SECTION 67-827A, IDAHO CODE,  
2 TO REVISE PROVISIONS REGARDING THE OFFICE OF INFORMATION TECHNOLOGY  
3 SERVICES AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY  
4 AND PROVIDING AN EFFECTIVE DATE.  
5

6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Section 67-827A, Idaho Code, be, and the same is hereby  
8 amended to read as follows:

9 67-827A. POWERS AND DUTIES. The office of information technology ser-  
10 vices is hereby authorized and directed:

11 (1) (a) (i) To control and approve the acquisition, purchase, and  
12 installation of all information technology equipment, services,  
13 software, and data management, and telecommunications equipment  
14 and facilities for all departments and institutions of state gov-  
15 ernment, except as provided in subparagraphs (ii), (iii) and (iv)  
16 of this paragraph;

17 (ii) To coordinate the acquisition, purchase, and installation  
18 of all information technology equipment, services, software, and  
19 data management, and telecommunications equipment and facilities  
20 for the institutions of higher education and the elected officers  
21 in the executive branch;

22 (iii) To coordinate the acquisition, purchase, and installation  
23 of all information technology equipment, services, software, and  
24 data management, and telecommunications equipment and facilities  
25 for the legislative and judicial branches;

26 (iv) Provided however, that the acquisition, purchase, and in-  
27 stallation of all public safety and microwave equipment shall be  
28 under the control of the military division. The military division  
29 is authorized to charge and receive payment for actual and neces-  
30 sary expenses incurred in providing services to any unit of state  
31 government under the provisions of this subparagraph.

32 (b) In approving or directing the acquisition, purchase, or installa-  
33 tion of information technology equipment, services, software, or data  
34 management, or telecommunications equipment or facilities, the office  
35 shall first consult with and consider the recommendations and advice  
36 of the directors or executive heads of the various departments or in-  
37 stitutions. For each purchase, the office shall conduct a technical  
38 and financial analysis of the information technology equipment, ser-  
39 vices, software, or data management, or telecommunications equipment  
40 or facilities that best meet the needs of departments and institu-  
41 tions of state government except as provided in paragraph (a)(ii),  
42 (iii), and (iv) of this subsection. Such analysis may be conducted by

1 a third-party broker as long as fees are not charged to the office. The  
2 third-party broker may charge a reasonable commission to the vendors  
3 engaged by the office. The office, in its discretion, may also uti-  
4 lize and enter into a memorandum of understanding with the division  
5 of purchasing in the department of administration for procurements.  
6 Except when utilizing the division of purchasing for procurements,  
7 the office's purchase of information technology equipment, services,  
8 software, and data management, and telecommunications equipment and  
9 facilities are exempt from the provisions of chapters 52 and 92, title  
10 67, Idaho Code. Any procurements less than fifteen thousand dollars  
11 (\$15,000) are exempt from the provisions of this section and may be  
12 purchased directly by the departments and institutions of state gov-  
13 ernment except as provided in paragraph (a)(ii), (iii), and (iv) of  
14 this subsection. Any acquisition, purchase, or installation of any  
15 information technology equipment, services, software, or data manage-  
16 ment, or telecommunications equipment or facilities that is contrary  
17 to the office's direction or is not in harmony with the state's overall  
18 plan for telecommunications and information sharing shall be reported  
19 in writing to the governor and the legislature.

20 (2) To provide a system of information technology and telecommunica-  
21 tions for all departments and institutions of state government. Funds re-  
22 ceived pursuant to this subsection shall be appropriated for payment of any  
23 charges related to information technology equipment, services, software,  
24 and data management, and any telecommunications and telephone charges in-  
25 curring by the various agencies and institutions of state government.

26 (3) To provide a means whereby political subdivisions of the state may  
27 use the state telecommunications system, on such terms and under such condi-  
28 tions as the office of information technology services may establish.

29 (4) To accept federal funds granted by congress or by executive order  
30 for all or any of the purposes of this chapter, as well as gifts and donations  
31 from individuals and private organizations or foundations.

32 (5) To oversee implementation of cybersecurity policies that foster  
33 risk and cybersecurity management telecommunications and decision-making  
34 with both internal and external organizational stakeholders.

35 (6) To consult with and direct state agencies and officials regarding  
36 information security needs.

37 (7) To direct state agencies and officials on penetration tests and  
38 vulnerability scans of state technology systems in order to identify steps  
39 to mitigate identified risks.

40 (8) To direct state agencies and officials to ensure that state agen-  
41 cies implement mandatory education and training of state employees and pro-  
42 vide guidance on appropriate levels of training for various classifications  
43 of state employees.

44 (9) To direct appropriate state agencies to create, coordinate, pub-  
45 lish, routinely update and market a statewide cybersecurity website as an  
46 information repository for intelligence-sharing and cybersecurity best  
47 practices.

48 (10) To ensure that all state agencies implement and maintain cyberse-  
49 curity best practices.

1 (11) To require all state agencies to implement and use multifactor  
2 identification to access information technology devices or services, in-  
3 cluding but not limited to local and remote network access to any email  
4 accounts, cloud storage accounts, web applications, networks, databases, or  
5 servers.

6 (12) To coordinate public and private entities to develop, create and  
7 promote statewide public outreach efforts to protect personal information  
8 and sensitive data from cyber threats.

9 ~~(11)~~ (13) (a) To obtain a criminal history check on prospective employ-  
10 ees and contractors with the Idaho office of information technology  
11 services who provide information technology (IT) services to external  
12 state agency customers and who work in one (1) or more of the following  
13 disciplines:

- 14 (i) IT network engineering;
- 15 (ii) IT operations and support;
- 16 (iii) IT software engineering;
- 17 (iv) Geographic information systems;
- 18 (v) IT information management;
- 19 (vi) IT database administration;
- 20 (vii) IT systems and infrastructure engineering;
- 21 (viii) IT information security engineering;
- 22 (ix) IT architecture;
- 23 (x) IT management;
- 24 (xi) Remote sensing analysis; and
- 25 (xii) Data science.

26 (b) The criminal history check done pursuant to paragraph (a) of this  
27 subsection shall be based on a completed ten (10) finger fingerprint  
28 card or scan and shall include, at a minimum, information from the Idaho  
29 bureau of criminal identification database and the federal bureau of  
30 investigation's criminal history database.

31 (c) For the purposes of this section, "information technology" shall  
32 have the same meaning as provided for in section 67-831, Idaho Code.

33 ~~(12)~~~~(13)~~ (14) To promulgate and adopt reasonable rules, subject to leg-  
34 islative approval, for effecting the purposes of this act pursuant to the  
35 provisions of chapter 52, title 67, Idaho Code.

36 SECTION 2. An emergency existing therefor, which emergency is hereby  
37 declared to exist, this act shall be in full force and effect on and after  
38 July 1, 2026.