
DIGEST

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HB 891 Reengrossed

2022 Regular Session

Deshotel

Abstract: Removes the exclusive authority to provide internet services and wide area network systems and services from the powers of the office of technology services (OTS) and the office of telecommunications management (OTM).

Present law (R.S. 39:15.1 et seq.) establishes OTS within the division of administration. Gives OTS authority over all information technology systems and services for agencies in the executive branch of state government, except for any agency of a statewide elected official.

Proposed law provides that the authority to provide internet services and wide area network systems or services is not exclusive to OTS or OTM. Proposed law does not prohibit an agency from contracting with the OTS or OTM for internet services or wide area network systems or services.

Present law (R.S. 39:140 et seq.) establishes OTM within OTS. Gives OTM exclusive authority over the acquisition, billing, and recordkeeping of all telecommunications systems or telecommunications services provided to state agencies. Proposed law provides that the authority to provide internet services and wide area network systems or services is not exclusive to OTS or OTM. Does not prohibit an agency from contracting with OTS or OTM for internet services or wide area network systems or services. Further provides that nothing in proposed law shall prevent OTS from exercising its authority over information technology security systems.

Present law (R.S. 39:1751 et seq.) establishes special procurement provisions for the state purchase of telecommunications systems and services and—with specific exceptions outlined in present law—designates OTM as the exclusive contractor for such systems and services. Further defines "telecommunications systems" and "telecommunications services" to mean the telecommunications equipment and services to provide certain enumerated offerings, including voice telecommunications systems and services, wide area network systems and services, and wireless systems and services. Proposed law specifically excludes internet services and wide area network systems or services from the definition of "telecommunications systems" and "telecommunications services".

Provides that proposed law does not apply to any contract for internet services or wide area network systems or services in effect on the effective date of proposed law, but does apply to any extension or renewal of such contract.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 39:15.3(D) and 1752(8); Adds R.S. 39:141(C))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Add provision that proposed law does not prevent OTS from exercising its authority over information technology security systems pursuant to present law.