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HOUSE
AMENDMENT

THIS AMENDMENT
ADOPTED

GOOD/HARWELL-BEACH/SANDERS
MAY 21, 2013

CLERK OF THE HOUSE

REP. WHITE PROPOSES THE FOLLOWING AMENDMENT
No. TO S. 334 (COUNCIL\MS\334C005.MS.AHB13):

REFERENCE IS TO PRINTER'S DATE 4/11/13-S.

**AMEND THE BILL, AS AND IF AMENDED, BY
STRIKING THE WHEREAS CLAUSES IN THEIR
ENTIRETY BEFORE THE ENACTING WORDS.**

**AMEND THE BILL FURTHER, BY STRIKING ALL
AFTER THE ENACTING WORDS AND INSERTING:**

**/SECTION 1. ARTICLE 1, CHAPTER 11, TITLE
1 OF THE 1976 CODE IS AMENDED BY ADDING:**

**“SECTION 1-11-398. (A) AS USED IN THIS
SECTION:**

(1)‘ELIGIBLE PERSON’ MEANS A TAXPAYER THAT FILED A RETURN WITH THE DEPARTMENT OF REVENUE FOR ANY TAXABLE YEAR AFTER 1997 AND BEFORE 2013, WHETHER BY PAPER OR ELECTRONIC TRANSMISSION, OR ANY PERSON WHOSE PERSONALLY IDENTIFIABLE INFORMATION WAS CONTAINED ON THE RETURN OF ANOTHER ELIGIBLE PERSON, INCLUDING MINOR DEPENDENTS.

(2)‘IDENTITY THEFT PROTECTION’ MEANS IDENTITY FRAUD AND PROTECTION PRODUCTS AND SERVICES THAT ATTEMPT TO PROACTIVELY DETECT, NOTIFY, OR PREVENT UNAUTHORIZED ACCESS OR MISUSE OF A PERSON’S IDENTIFYING INFORMATION OR FINANCIAL INFORMATION TO FRAUDULENTLY OBTAIN RESOURCES, CREDIT, GOVERNMENT DOCUMENTS OR BENEFITS, PHONE OR OTHER UTILITY SERVICES, BANK OR SAVINGS ACCOUNTS, LOANS, OR OTHER BENEFITS IN THE PERSON’S NAME.

(3)‘IDENTITY THEFT RESOLUTION SERVICES’ MEANS PRODUCTS AND SERVICES

THAT ATTEMPT TO MITIGATE THE EFFECTS OF IDENTITY FRAUD AFTER PERSONALLY IDENTIFIABLE INFORMATION HAS BEEN FRAUDULENTLY OBTAINED BY A THIRD PARTY, INCLUDING, BUT NOT LIMITED TO, IDENTITY THEFT INSURANCE AND OTHER IDENTITY THEFT RESOLUTION SERVICES THAT ARE DESIGNED TO RESOLVE ACTUAL AND POTENTIAL IDENTITY THEFT AND RELATED MATTERS.

(4)‘PERSON’ MEANS AN INDIVIDUAL, CORPORATION, FIRM, ASSOCIATION, JOINT VENTURE, PARTNERSHIP, LIMITED LIABILITY CORPORATION, OR ANY OTHER BUSINESS ENTITY.

(5)‘PERSONALLY IDENTIFIABLE INFORMATION’ MEANS INFORMATION THAT CAN BE USED TO UNIQUELY IDENTIFY, CONTACT, OR LOCATE A SINGLE PERSON OR CAN BE USED WITH OTHER SOURCES TO UNIQUELY IDENTIFY A SINGLE INDIVIDUAL, INCLUDING, BUT NOT LIMITED TO, SOCIAL SECURITY NUMBERS, DEBIT CARD NUMBERS, CREDIT CARD NUMBERS, AND BANK ACCOUNT NUMBERS.

(B) THE STATE SHALL PROVIDE IDENTITY THEFT PROTECTION AND IDENTITY THEFT RESOLUTION SERVICES TO EACH ELIGIBLE PERSON. THESE SERVICES MUST BE FREE OF CHARGE, FOR A TERM OF FIVE YEARS, AND AVAILABLE ON OR BEFORE OCTOBER 25, 2013.

(C)(1) THE STATE BUDGET AND CONTROL BOARD SHALL PROCURE SERVICES PURSUANT TO SUBSECTION (B) IN THE MOST COST EFFICIENT MANNER POSSIBLE. FOLLOWING THE SELECTION OF A VENDOR, THE CONTRACT SHALL BE EXECUTED BY THE VENDOR AND THE DEPARTMENT OF REVENUE. THE BUDGET AND CONTROL BOARD, WITH ASSISTANCE FROM THE DEPARTMENT OF REVENUE, SHALL ISSUE A REPORT TO THE GENERAL ASSEMBLY BY FEBRUARY 1, 2018, CONTAINING FINDINGS AND RECOMMENDATIONS CONCERNING THE ONGOING RISK OF IDENTITY THEFT TO ELIGIBLE PERSONS, THE SERVICES THE CONTRACT OR CONTRACTS PROVIDED, AND THE NEED, IF ANY, FOR EXTENDING THE PERIOD FOR THE CONTRACTED SERVICES, INCLUDING THE LEVELS OF SERVICE REQUIRED BEYOND THE INITIAL FIVE-YEAR PERIOD.

(2) NO SERVICE PROVIDED PURSUANT TO SUBSECTION (B) MAY BE PROCURED FOR A COST IF THE SAME SERVICE IS AVAILABLE TO ELIGIBLE PERSONS FOR FREE UNDER STATE OR FEDERAL LAW.

(D)(1) IN ORDER TO ENSURE THAT EVERY ELIGIBLE PERSON OBTAINS IDENTITY THEFT PROTECTION AND IDENTITY THEFT RESOLUTION SERVICES PURSUANT TO SUBSECTION (B), TO THE EXTENT ALLOWED BY FEDERAL OR STATE LAW, INCLUDING SECTION 30-2-320, THE DEPARTMENT OF REVENUE WORKING WITH THE CONTRACTED VENDOR SHALL DEVELOP AND IMPLEMENT A POLICY TO MAKE ENROLLMENT AS SIMPLE AS POSSIBLE FOR EACH ELIGIBLE PERSON. THE POLICY MAY INCLUDE, BUT IS NOT LIMITED TO, AUTOMATIC ENROLLMENT, PROVIDED THAT THERE IS AN OPT-OUT MECHANISM FOR OTHERWISE ELIGIBLE PERSONS, ENROLLMENT AUTHORIZATION ON A TAX RETURN FILED IN THIS STATE.

(2) BY MARCH FIFTEENTH OF EACH YEAR, THE DEPARTMENT OF REVENUE SHALL ISSUE A REPORT TO THE GOVERNOR AND THE GENERAL ASSEMBLY DETAILING THE NUMBER OF ELIGIBLE PERSONS THAT ENROLLED AND THE NUMBER OF PEOPLE ELIGIBLE TO ENROLL IN THE IDENTITY THEFT PROTECTION AND IDENTITY THEFT RESOLUTION SERVICES PROGRAM PROCURED PURSUANT TO SUBSECTION (B) FOR THE MOST RECENT TAX YEAR. THE REPORT ALSO MUST DETAIL EFFORTS TO INCREASE ENROLLMENT IN THE PROGRAMS.

(E) NOTHING IN THIS SECTION CREATES A PRIVATE RIGHT OF ACTION OR AN EXPENDITURE OF FUNDS.”

SECTION 2.A. ARTICLE 9, CHAPTER 6, TITLE 12 OF THE 1976 CODE IS AMENDED BY ADDING:

“SECTION 12-6-1141. (A) IN ADDITION TO THE DEDUCTIONS ALLOWED IN SECTION 12-6-1140, THERE IS ALLOWED A DEDUCTION IN COMPUTING SOUTH CAROLINA TAXABLE INCOME OF AN INDIVIDUAL THE ACTUAL COSTS, BUT NOT EXCEEDING THREE HUNDRED DOLLARS FOR AN INDIVIDUAL TAXPAYER, AND NOT EXCEEDING ONE THOUSAND DOLLARS FOR A JOINT RETURN OR A RETURN CLAIMING DEPENDENTS, INCURRED BY A TAXPAYER IN THE TAXABLE YEAR TO PURCHASE A MONTHLY OR ANNUAL CONTRACT OR SUBSCRIPTION FOR IDENTITY THEFT PROTECTION AND IDENTITY THEFT RESOLUTION SERVICES. THE DEDUCTION ALLOWED BY THIS ITEM MAY NOT BE CLAIMED BY AN INDIVIDUAL IF THE INDIVIDUAL DEDUCTED THE SAME ACTUAL COSTS AS A BUSINESS EXPENSE OR IF THE TAXPAYER IS ENROLLED IN THE IDENTITY THEFT PROTECTION AND IDENTITY THEFT RESOLUTION SERVICES PROGRAM PURSUANT TO SECTION 1-11-398(B). FOR PURPOSES OF THIS ITEM, ‘IDENTITY THEFT PROTECTION’ AND ‘IDENTITY THEFT RESOLUTION SERVICES’ HAVE THE SAME MEANING AS PROVIDED IN SECTION 1-11-398.

(B) BY MARCH FIFTEENTH OF EACH YEAR, THE DEPARTMENT SHALL ISSUE A REPORT TO THE GOVERNOR AND THE GENERAL ASSEMBLY DETAILING THE NUMBER OF TAXPAYERS CLAIMING THE DEDUCTION ALLOWED BY THIS ITEM IN THE MOST RECENT TAX YEAR FOR WHICH THERE IS AN ACCURATE FIGURE, AND THE TOTAL MONETARY VALUE OF THE DEDUCTIONS CLAIMED PURSUANT TO THIS ITEM IN THAT SAME YEAR.

(C) THE DEPARTMENT SHALL PRESCRIBE THE NECESSARY FORMS TO CLAIM THE DEDUCTION ALLOWED BY THIS SECTION. THE DEPARTMENT MAY REQUIRE THE TAXPAYER TO PROVIDE PROOF OF THE ACTUAL COSTS AND THE TAXPAYER'S ELIGIBILITY."

B. THIS SECTION TAKES EFFECT UPON APPROVAL BY THE GOVERNOR AND FIRST APPLIES TO TAX YEARS BEGINNING AFTER 2012.

SECTION 3. A. TITLE 1 OF THE 1976 CODE IS AMENDED BY ADDING:

"CHAPTER 36

DEPARTMENT OF INFORMATION TECHNOLOGY

SECTION 1-36-10. (A) AS USED IN THIS CHAPTER:

(1) 'DEPARTMENT' MEANS THE DEPARTMENT OF INFORMATION TECHNOLOGY.

(2) 'COMMITTEE' MEANS THE JOINT INFORMATION TECHNOLOGY COMMITTEE ESTABLISHED IN THIS CHAPTER.

(3) 'GOVERNMENTAL BODY' MEANS A STATE GOVERNMENT DEPARTMENT, COMMISSION, COUNCIL, BOARD, BUREAU, COMMITTEE, INSTITUTION, COLLEGE, UNIVERSITY, TECHNICAL SCHOOL, AGENCY, AUTHORITY, OR GOVERNMENT CORPORATION. GOVERNMENTAL BODY DOES NOT INCLUDE LOCAL POLITICAL SUBDIVISIONS SUCH AS

COUNTIES, MUNICIPALITIES, SCHOOL DISTRICTS, OR PUBLIC SERVICE OR SPECIAL PURPOSE DISTRICTS.

(4) 'INFORMATION TECHNOLOGY' MEANS TECHNOLOGY RELATED GOODS AND SERVICES, INCLUDING BUT NOT LIMITED TO, ELECTRONIC TECHNOLOGY AND DATA PROCESSING SYSTEMS AND SERVICES, TELECOMMUNICATIONS AND NETWORK GOODS AND SERVICES, SYSTEM DESIGN AND ANALYSIS, COMPUTER PROGRAMMING, INFORMATION SECURITY GOODS AND SERVICES, INFORMATION STORAGE AND RETRIEVAL, ELECTRONIC COMMERCE, INFORMATION MANAGEMENT, MICROPROCESSORS, SOFTWARE, OFFICE SYSTEMS, ANY SERVICES RELATED TO THE FOREGOING, AND CONSULTING OR OTHER SERVICES FOR THE SUPPORT, DESIGN OR REDESIGN OF INFORMATION TECHNOLOGY SUPPORTING BUSINESS PROCESSES, AND ALSO MEANS INFORMATION TECHNOLOGY AS THAT TERM IS DEFINED IN SECTION 11-35-310(1).

SECTION 1-36-20. (A) THERE IS HEREBY ESTABLISHED THE DEPARTMENT OF INFORMATION TECHNOLOGY. THE DEPARTMENT SHALL BE MANAGED AND ADMINISTERED BY AN EXECUTIVE DIRECTOR WHO SHALL BE APPOINTED BY THE GOVERNOR UPON THE ADVICE AND CONSENT OF THE SENATE. THE EXECUTIVE DIRECTOR SHOULD POSSESS KNOWLEDGE OF INFORMATION TECHNOLOGY AND HAVE DEMONSTRATED ADMINISTRATIVE ABILITY. THE EXECUTIVE DIRECTOR SHALL SERVE AT THE PLEASURE OF THE GOVERNOR.

(B) WITHIN THE DEPARTMENT OF INFORMATION TECHNOLOGY, THERE IS CREATED THE JOINT INFORMATION TECHNOLOGY COMMITTEE. THE COMMITTEE SHALL SERVE IN A POLICY ADVISORY CAPACITY TO THE DEPARTMENT.

SECTION 1-36-30. THE DEPARTMENT MAY BE ORGANIZED IN A MANNER THE EXECUTIVE DIRECTOR CONSIDERS MOST APPROPRIATE TO CARRY OUT THE DUTIES, RESPONSIBILITIES, AND AUTHORITIES

ASSIGNED TO IT AND ITS VARIOUS DIVISIONS. UPON AUTHORIZATION BY THE GENERAL ASSEMBLY IN THE ANNUAL APPROPRIATIONS ACT, THE EXECUTIVE DIRECTOR MAY APPOINT ASSISTANTS, DEPUTIES, AND EMPLOYEES NECESSARY TO ADMINISTER THE AFFAIRS OF THE DEPARTMENT AND MAY PRESCRIBE THEIR DUTIES AND RESPONSIBILITIES. NOTWITHSTANDING THE FOREGOING, THE OPERATING STRUCTURE OF THE DEPARTMENT MUST INCLUDE, BUT IS NOT LIMITED TO, THE FOLLOWING THREE DISTINCT DIVISIONS:

- (1) THE DIVISION OF INFORMATION TECHNOLOGY OPERATIONS, TO BE HEADED BY A CHIEF INFORMATION TECHNOLOGY OFFICER;
- (2) THE DIVISION OF INFORMATION SECURITY, TO BE HEADED BY A CHIEF INFORMATION SECURITY OFFICER; AND
- (3) THE DIVISION OF PRIVACY, TO BE HEADED BY A CHIEF PRIVACY OFFICER.

SECTION 1-36-40. (A) THERE IS ESTABLISHED A JOINT INFORMATION TECHNOLOGY COMMITTEE. THE COMMITTEE SHALL CONSIST OF SEVEN MEMBERS, APPOINTED AS FOLLOWS:

- (1) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF INFORMATION TECHNOLOGY, WHO SHALL SERVE AS CHAIRMAN;
- (2) ONE CITIZEN MEMBER FROM THE PRIVATE SECTOR APPOINTED BY THE GOVERNOR;
- (3) ONE CITIZEN MEMBER FROM THE PRIVATE SECTOR APPOINTED BY THE CHAIRMAN OF THE SENATE FINANCE COMMITTEE;
- (4) ONE CITIZEN MEMBER FROM THE PRIVATE SECTOR APPOINTED BY THE CHAIRMAN OF THE HOUSE WAYS AND MEANS COMMITTEE;
- (5) ONE CITIZEN MEMBER FROM THE PRIVATE SECTOR APPOINTED BY THE PRESIDENT PRO TEMPORE OF THE SENATE;
- (6) ONE CITIZEN MEMBER FROM THE PRIVATE SECTOR APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES; AND

(7) THE CHIEF INFORMATION OFFICER OF ONE OF THE STATE'S THREE RESEARCH UNIVERSITIES, OR THEIR DESIGNEES, SERVING ON A TWO-YEAR ROTATING BASIS, BEGINNING WITH THE CHIEF INFORMATION OFFICER FROM THE UNIVERSITY OF SOUTH CAROLINA-COLUMBIA, FOLLOWED BY THE CHIEF INFORMATION OFFICER FROM CLEMSON UNIVERSITY, FOLLOWED BY THE CHIEF INFORMATION OFFICER OF THE MEDICAL UNIVERSITY OF SOUTH CAROLINA.

(B) APPOINTED MEMBERS SERVE AT THE PLEASURE OF THE APPOINTING AUTHORITY. MEMBERS WHO SERVE BY VIRTUE OF AN OFFICE SERVE ON THE COMMITTEE EX OFFICIO.

(C) MEMBERS SERVE WITHOUT COMPENSATION, BUT CITIZEN MEMBERS OF THE COMMITTEE MAY RECEIVE MILEAGE AND SUBSISTENCE AUTHORIZED BY LAW FOR MEMBERS OF STATE BOARDS, COMMISSIONS, AND COMMITTEES WHILE ON APPROVED OFFICIAL BUSINESS OF THE COMMITTEE.

(D) CITIZEN MEMBER APPOINTEES MUST NOT BE EMPLOYED BY THE STATE OR A POLITICAL SUBDIVISION OF THE STATE AND OTHERWISE MUST NOT BE AN EMPLOYEE OR AFFILIATED IN ANY WAY WITH A VENDOR OR POTENTIAL VENDOR OF INFORMATION TECHNOLOGY OR TELECOMMUNICATIONS GOODS OR SERVICES TO THE STATE OR ITS POLITICAL SUBDIVISIONS.

(E) MEMBERS MUST BE KNOWN TO HAVE EITHER SUBSTANTIAL KNOWLEDGE, BACKGROUND, OR EXPERIENCE IN THE USE OR IMPLEMENTATION OR APPLICATION OF INFORMATION TECHNOLOGY OR THE SECURITY OF INFORMATION TECHNOLOGY OR A COMBINATION OF THESE REQUIREMENTS.

SECTION 1-36-50. IN ADDITION TO THE RESPONSIBILITIES PROVIDED IN THIS CHAPTER, THE DEPARTMENT SHALL ESTABLISH AND IMPLEMENT THE SOUTH CAROLINA INFORMATION TECHNOLOGY PLAN AND THE SOUTH CAROLINA INFORMATION SECURITY PLAN, WHICH

SHALL CONSIST OF STATEWIDE AND AGENCY-LEVEL PLANS FOR INFORMATION TECHNOLOGY AND INFORMATION SECURITY. FURTHERMORE, THE DEPARTMENT SHALL ESTABLISH AND IMPLEMENT STATEWIDE INFORMATION TECHNOLOGY AND INFORMATION SECURITY ENTERPRISE ARCHITECTURE, STANDARDS, POLICIES, AND DIRECTIONS.

SECTION 1-36-60. THE DEPARTMENT SHALL DEVELOP AND ANNUALLY UPDATE A STATEWIDE INFORMATION TECHNOLOGY PLAN. THE PLAN SHALL AT A MINIMUM:

(1) DEFINE THE STATE'S STRATEGIC VISION OF ITS INFORMATION TECHNOLOGY PLAN;

(2) IDENTIFY INDUSTRY STANDARD METRICS AND MEASURES TO MONITOR SUCCESS OF ACHIEVING THE STATE'S STRATEGIC INFORMATION TECHNOLOGY VISION; AND

(3) DEVELOP STATEWIDE POLICIES, PLANS, AND PROCEDURES FOR THE EFFECTIVE MANAGEMENT OF INFORMATION TECHNOLOGY INVESTMENTS, TO INCLUDE CURRENT AND FUTURE INFORMATION TECHNOLOGY NEEDS AND THEIR BUDGETARY IMPLICATIONS.

SECTION 1-36-70. (A) BY AUGUST 1, 2014, AND EACH AUGUST FIRST THEREAFTER, EACH GOVERNMENTAL BODY MUST SUBMIT AN INFORMATION TECHNOLOGY PLAN FOR THE COMING FISCAL YEAR TO THE DEPARTMENT FOR APPROVAL. THE DEPARTMENT MAY REQUIRE MODIFICATIONS TO THE PLAN THAT DO NOT CONFORM TO THE STATEWIDE INFORMATION TECHNOLOGY PLAN.

(B) THE INFORMATION TECHNOLOGY PLAN REQUIRED BY THIS SECTION MUST BE IN THE FORM AND LEVEL OF DETAIL REQUIRED BY THE DEPARTMENT AND SHALL INCLUDE AT LEAST:

(1) THE INFORMATION TECHNOLOGY OBJECTIVES OF THE GOVERNMENTAL BODY;

(2) AN INVENTORY OF THE GOVERNMENTAL BODY'S INFORMATION TECHNOLOGY;

(3) ANY PERFORMANCE MEASURES USED BY THE GOVERNMENTAL BODY FOR IMPLEMENTING ITS INFORMATION TECHNOLOGY OBJECTIVES;

(4) HOW THE GOVERNMENTAL BODY'S DEVELOPMENT OF INFORMATION TECHNOLOGY COORDINATES WITH OTHER STATE AND LOCAL GOVERNMENTAL ENTITIES;

(5) THE GOVERNMENTAL BODY'S NEED FOR APPROPRIATIONS FOR INFORMATION TECHNOLOGY; AND

(6) THE GOVERNMENTAL BODY'S BUDGET PLANS FOR INFORMATION TECHNOLOGY FOR THE COMING FISCAL YEAR INCLUDING, BUT NOT LIMITED TO, APPROPRIATION AND AUTHORIZATION REQUESTS REGARDLESS OF SOURCE OF FUNDS, FTE ACCOUNTS, TEMPORARY PERSONNEL ACCOUNTS, AND SALARY INFORMATION.

SECTION 1-36-80. THE DEPARTMENT SHALL DEVELOP AND ANNUALLY UPDATE A STATEWIDE INFORMATION SECURITY PLAN. THE PLAN SHALL AT A MINIMUM:

(1) IDENTIFY A BEST IN PRACTICE INFORMATION TECHNOLOGY SECURITY GOVERNANCE STRUCTURE;

(2) ADOPT CONTROL OBJECTIVES TO MANAGE, IMPLEMENT, AND MAINTAIN THE SECURITY OF INFORMATION TECHNOLOGY SYSTEMS;

(3) DEVELOP SECURITY STANDARDS AND METRICS THAT ACCURATELY MEASURE UNWANTED INTRUSIONS, SECURITY BREACHES, PENETRATIONS, AND VULNERABILITIES;

(4) DEVELOP A METHOD FOR THE SHARING OF SECURITY INFORMATION AND ANALYSIS;

(5) INCLUDE THE IDENTIFICATION AND ROUTINE ASSESSMENT OF SECURITY RISKS AT THE GOVERNMENTAL BODY LEVEL; AND

(6) DEVELOP INFORMATION SECURITY STANDARDS AND PRACTICES WHEN GOVERNMENTAL BODIES UTILIZE THE SERVICES OF THIRD PARTY CONTRACTORS.

SECTION 1-36-90. (A) BY AUGUST 1, 2014, AND EACH AUGUST FIRST THEREAFTER, EACH GOVERNMENTAL BODY MUST SUBMIT AN INFORMATION SECURITY PLAN FOR THE COMING FISCAL YEAR TO THE DEPARTMENT FOR APPROVAL. THE DEPARTMENT MAY REQUIRE MODIFICATIONS TO THE PLANS THAT DO NOT CONFORM TO THE STATEWIDE INFORMATION SECURITY PLAN.

(B) THE INFORMATION SECURITY PLANS REQUIRED BY THIS SECTION MUST BE IN THE FORM AND LEVEL OF DETAIL REQUIRED BY THE DEPARTMENT AND SHALL INCLUDE AT A MINIMUM:

(1) THE INFORMATION SECURITY OBJECTIVES OF THE GOVERNMENTAL BODY;

(2) AN INVENTORY OF THE GOVERNMENTAL BODY'S INFORMATION SECURITY TECHNOLOGY;

(3) A PROFILE OF THE GOVERNMENTAL BODY'S INFORMATION TECHNOLOGY SECURITY POSTURE AND AN EXPLANATION OF ITS COMPLIANCE WITH SECURITY REQUIREMENTS ESTABLISHED BY THE DEPARTMENT;

(4) A PROFILE OF THE GOVERNMENTAL BODY'S SENSITIVE DATA AND A DESCRIPTION OF APPLICABLE STATE AND FEDERAL PRIVACY REQUIREMENTS;

(5) A PROFILE OF RISK MANAGEMENT AND OTHER MEASURES TAKEN BY THE GOVERNMENTAL BODY TO PROTECT ITS DATA FROM UNAUTHORIZED ACCESS AND DISCLOSURE; AND

(6) THE GOVERNMENTAL BODY'S BUDGET NEEDS FOR INFORMATION SECURITY FOR THE COMING FISCAL YEAR INCLUDING, BUT NOT LIMITED TO, APPROPRIATION AND AUTHORIZATION REQUESTS REGARDLESS OF SOURCE OF FUNDS, FTE ACCOUNTS, TEMPORARY PERSONNEL ACCOUNTS, AND SALARY INFORMATION.

SECTION 1-36-100. EACH GOVERNMENTAL BODY OR HEAD OF A GOVERNMENTAL BODY IS RESPONSIBLE FOR THE SECURITY OF THE

GOVERNMENTAL BODY'S DATA WITHIN STANDARDS, POLICIES, AND DIRECTIONS ESTABLISHED BY THE DEPARTMENT AND SHALL:

(1) INSTALL AND ADMINISTER STATE DATA SECURITY SYSTEMS ON ITS COMPUTER FACILITIES CONSISTENT WITH THE ESTABLISHED STATEWIDE SECURITY PLAN TO ENSURE THE INTEGRITY OF ALL DATA AND APPLICABLE LIMITATIONS ON ACCESS TO DATA;

(2) NOTIFY THE DEPARTMENT OF ANY SECURITY RISK ASSESSMENTS, VULNERABILITY ASSESSMENTS, OR AUDITS TO BE CONDUCTED BY THE GOVERNMENTAL BODY OR THIRD PARTIES, INCLUDING THOSE CONDUCTED FOR FEDERAL GOVERNMENT PURPOSES, AND PROVIDE THE DEPARTMENT WITH ANY ASSOCIATED FINDINGS, RECOMMENDATIONS, AND REMEDIATION PLANS;

(3) COORDINATE WITH THE DEPARTMENT ON THE MANAGEMENT OF INFORMATION SECURITY INCIDENT RESPONSES. GOVERNMENTAL BODIES MUST NOTIFY THE DEPARTMENT OF ANY INFORMATION SECURITY INCIDENTS WITHIN TWENTY-FOUR HOURS;

(4) CONDUCT, AT THEIR OWN EXPENSE, SECURITY RISK ASSESSMENTS AND AUDITS TO MONITOR COMPLIANCE WITH ESTABLISHED DEPARTMENT ENTERPRISE ARCHITECTURE, STANDARDS, POLICIES, AND DIRECTIONS. THE DEPARTMENT SHALL ESTABLISH A SCHEDULE FOR SECURITY RISK ASSESSMENTS AND AUDITS WHICH MUST BE FOLLOWED BY GOVERNMENTAL BODIES; AND

(5) FULLY COOPERATE WITH AND FURNISH THE DEPARTMENT WITH ALL DOCUMENTS, REPORTS, ANSWERS, RECORDS, ACCOUNTS, PAPERS, AND OTHER NECESSARY DATA AND DOCUMENTARY INFORMATION TO PERFORM THE DEPARTMENT'S MISSION AND TO EXERCISE ITS FUNCTIONS, POWERS, AND DUTIES.

SECTION 1-36-110. THE DEPARTMENT SHALL EVALUATE THE INFORMATION TECHNOLOGY PLANS, INFORMATION SECURITY PLANS AND PROJECTS OF ALL GOVERNMENTAL BODIES TO DETERMINE WHETHER THE PLANS AND PROJECTS ARE CONSISTENT WITH THE

SOUTH CAROLINA INFORMATION TECHNOLOGY PLAN AND THE SOUTH CAROLINA INFORMATION SECURITY PLAN. THE DEPARTMENT SHALL IMPLEMENT NECESSARY MANAGEMENT PROCESSES AND MAY CONDUCT AUDITS AS NECESSARY TO ENSURE THAT GOVERNMENTAL BODIES FULLY COMPLY WITH THE STATEWIDE INFORMATION TECHNOLOGY PLAN AND INFORMATION SECURITY PLAN. EACH GOVERNMENTAL BODY SHALL PROVIDE PERIODIC AND TIMELY UPDATES DETAILING THE PROJECT STATUS FOR ANY INFORMATION TECHNOLOGY OR INFORMATION SECURITY PROJECT EXCEEDING A TOTAL COST OF FIVE HUNDRED THOUSAND DOLLARS. GOVERNMENTAL BODIES MAY NOT ARTIFICIALLY DIVIDE THESE PROJECTS SO AS TO AVOID THESE REPORTING REQUIREMENTS. IN THE EVENT THAT THE DEPARTMENT FINDS THAT A GOVERNMENTAL BODY IS NOT FULLY COMPLIANT, THE DEPARTMENT MAY RECOMMEND THAT THE COMMITTEE REDUCE THE OFFENDING AGENCY'S INFORMATION TECHNOLOGY PROCUREMENT LIMIT. THE DEPARTMENT OR GOVERNMENTAL BODY MAY AMEND THEIR RESPECTIVE PLANS AT ANY TIME IN RESPONSE TO TECHNOLOGICAL ADVANCEMENTS, CHANGES IN LEGISLATION, PRACTICAL EXPERIENCE, NEWLY IDENTIFIED FUNDING SOURCES, OR NEW ISSUES RELATING TO INFORMATION TECHNOLOGY MANAGEMENT.

SECTION 1-36-120. (A) THE DEPARTMENT, WITH THE ASSISTANCE OF GOVERNMENTAL BODIES, SHALL DEVELOP A DATA CLASSIFICATION SCHEME AND SHALL REVIEW, DEVELOP, AND RECOMMEND POLICIES AND PROCEDURES TO BE IMPLEMENTED BY GOVERNMENTAL BODIES TO SUPPORT COMPLIANCE WITH STATE AND FEDERAL PRIVACY LAWS AND PROMOTE EFFECTIVE PRIVACY PROTECTION.

(B) THE DEPARTMENT SHALL IDENTIFY PRIVACY PROTECTION RISKS AND DEVELOP AND RECOMMEND RISK MITIGATION STRATEGIES, METHODS, AND PROCEDURES TO BE ADOPTED BY GOVERNMENTAL BODIES TO LESSEN THESE RISKS.

(C) THE DEPARTMENT SHALL RECOMMEND AND, TO THE EXTENT FUNDS ARE AVAILABLE FOR THIS PURPOSE, COORDINATE A TRAINING PROGRAM FOR PRIVACY OFFICIALS IN GOVERNMENTAL BODIES TO EDUCATE, PROMOTE, AND ADVANCE KNOWLEDGE OF PRIVACY PROTECTION BEST PRACTICES AND REQUIREMENTS.

SECTION 1-36-130. THE DEPARTMENT SHALL DEVELOP ENTERPRISE INFORMATION TECHNOLOGY AND INFORMATION SECURITY ENTERPRISE ARCHITECTURE, STANDARDS, POLICIES, AND DIRECTIONS IT DEEMS NECESSARY TO FULFILL THE MISSION OF THE DEPARTMENT, WHICH SHALL BE APPLICABLE TO ALL GOVERNMENTAL BODIES. THE DEPARTMENT SHALL EVALUATE INFORMATION TECHNOLOGY PLANS, INFORMATION SECURITY PLANS AND PROJECTS OF GOVERNMENTAL BODIES TO DETERMINE WHETHER THEY ARE CONSISTENT WITH ENTERPRISE ARCHITECTURE, STANDARDS, POLICIES, AND DIRECTIONS AND MAY CONDUCT AUDITS AS NECESSARY TO ASSURE THAT GOVERNMENTAL BODIES COMPLY WITH THE ARCHITECTURE, DIRECTIONS, AND STANDARDS AND MAY SUNSET CERTAIN TECHNOLOGIES THAT THE DEPARTMENT DEEMS INCONSISTENT WITH THE ARCHITECTURE, DIRECTIONS, AND STANDARDS. THE DEPARTMENT MAY EVALUATE THE INFORMATION TECHNOLOGY OF GOVERNMENTAL BODIES AND MAY STREAMLINE, STANDARDIZE, OR CONSOLIDATE INFORMATION TECHNOLOGY AND RELATED RESOURCES UPON APPROVAL OF THE COMMITTEE.

SECTION 1-36-140. THE DEPARTMENT ALSO SHALL:

(1) ESTABLISH ADVISORY COMMITTEES TO ASSIST THE DEPARTMENT IN FULFILLING ITS RESPONSIBILITIES AND DUTIES;

(2) WITH THE ASSISTANCE OF GOVERNMENTAL BODIES, DEVELOP A DATA CLASSIFICATION SCHEME AND SHALL REVIEW, DEVELOP, AND RECOMMEND POLICIES AND PROCEDURES TO BE IMPLEMENTED BY GOVERNMENTAL BODIES TO SUPPORT COMPLIANCE

WITH STATE AND FEDERAL PRIVACY LAWS AND PROMOTE EFFECTIVE PRIVACY PROTECTION;

(3) MANAGE ANY STATE CONSOLIDATED DATA CENTERS TO BE USED BY GOVERNMENTAL BODIES AND OTHER GOVERNMENTAL ENTITIES UNDER TERMS AND CONDITIONS ESTABLISHED BY THE DEPARTMENT. MANAGEMENT MAY INCLUDE THE MANAGEMENT OF THIRD PARTY SERVICE PROVIDERS;

(4) ENTER INTO AGREEMENTS AND CONTRACTS WITH GOVERNMENTAL BODIES, OTHER GOVERNMENTAL ENTITIES AND PRIVATE SECTOR ENTITIES FOR GOODS AND SERVICES. THE DEPARTMENT MAY PROVIDE GOODS AND SERVICES TO GOVERNMENTAL BODIES AND OTHER GOVERNMENTAL ENTITIES AND CHARGE FEES FOR SUCH SERVICES AND GOODS;

(5) NO LATER THAN OCTOBER FIRST OF EACH YEAR, EVALUATE AND PRIORITIZE, PURSUANT TO CRITERIA APPROVED BY THE COMMITTEE, CURRENT AND FUTURE INFORMATION TECHNOLOGY BUDGETS FOR GOVERNMENTAL BODIES IN AN ANNUAL REPORT SUBMITTED TO THE GOVERNOR AND THE GENERAL ASSEMBLY;

(6) SUPPORT, OPERATE, AND MAINTAIN THE SOUTH CAROLINA ENTERPRISE INFORMATION SYSTEM TECHNOLOGY INFRASTRUCTURE, INCLUDING SECTION 11-53-20;

(7) ASSIST THE OFFICE OF HUMAN RESOURCES IN DEVELOPING GUIDELINES CONCERNING THE COMPENSATION, QUALIFICATIONS, AND TRAINING REQUIREMENTS OF INFORMATION TECHNOLOGY RELATED PERSONNEL;

(8) COORDINATE AT LEAST ONE TRAINING CONFERENCE ANNUALLY FOR INFORMATION SECURITY OFFICERS IN GOVERNMENTAL BODIES AND RECEIVE AN APPROPRIATION FOR THE CONFERENCE IN AN AMOUNT SUFFICIENT TO ATTRACT THE TOP INFORMATION SECURITY PROFESSIONALS IN THE COUNTRY TO SPEAK AND TO PRODUCE TRAINING MATERIALS FOR ATTENDEES; AND

(9) EXERCISE AND PERFORM OTHER POWERS AND DUTIES AS GRANTED TO IT, IMPOSED UPON IT BY LAW OR NECESSARY TO CARRY OUT THE PURPOSES IN THIS CHAPTER.

SECTION 1-36-150. THE JOINT INFORMATION TECHNOLOGY COMMITTEE ESTABLISHED PURSUANT TO SECTION 1-36-40 SHALL:

(1) ADOPT ANNUALLY THE STATEWIDE INFORMATION TECHNOLOGY PLAN AND STATEWIDE INFORMATION SECURITY PLAN;

(2) ADOPT POLICIES AND PROCEDURES USED BY THE DEPARTMENT TO APPROVE THE INFORMATION TECHNOLOGY PLAN AND INFORMATION SECURITY PLAN FOR EACH GOVERNMENTAL BODY;

(3) BY OCTOBER 1, 2014, AND EACH OCTOBER FIRST THEREAFTER, PROVIDE TO THE GOVERNOR, OFFICE OF STATE BUDGET, AND THE GENERAL ASSEMBLY AN UPDATED STATEWIDE INFORMATION TECHNOLOGY AND INFORMATION SECURITY PLAN. THE PLAN SHALL DISCUSS THE STATE'S OVERALL TECHNOLOGY AND INFORMATION SECURITY NEEDS OVER A MULTIYEAR PERIOD AND POTENTIAL BUDGETARY IMPLICATIONS OF MEETING THOSE NEEDS.

(4) REVIEW THE CRITERIA DEVELOPED BY THE DEPARTMENT FOR THE REVIEW AND APPROVAL OF INFORMATION TECHNOLOGY PROJECTS OF GOVERNMENTAL BODIES;

(5) PERIODICALLY ADJUST PROCUREMENT CERTIFICATION LIMITS OF INFORMATION TECHNOLOGY INVESTMENTS PURSUANT TO SECTION 11-35-1210

(6) AT THE RECOMMENDATION OF THE DEPARTMENT AND PROVIDED INFORMATION TECHNOLOGY PROJECTS ARE DETERMINE TO NOT BE ON BUDGET AND ARE NOT MEETING PROJECT MILESTONES, NOTIFY THE GENERAL ASSEMBLY AND MAKE RECOMMENDATIONS FOR CORRECTIVE ACTION;

(7) GRANT, AS NECESSARY, THE DEPARTMENT AND GOVERNMENTAL BODIES WAIVERS FROM THE REQUIREMENTS OF THIS CHAPTER; AND

(8) UPON REQUEST OF A GOVERNMENTAL BODY, REVIEW DECISIONS OF THE DEPARTMENT CONCERNING WHETHER THE INFORMATION TECHNOLOGY AND INFORMATION SECURITY PLANS AND INFORMATION TECHNOLOGY PROJECTS OF THE GOVERNMENTAL BODY CONFORM TO STATEWIDE OBJECTIVES AND STANDARDS.

SECTION 1-36-160. (A) THE INFORMATION TECHNOLOGY MANAGEMENT OFFICE, FORMALLY AN OFFICE UNDER THE STATE BUDGET AND CONTROL BOARD, IS HEREBY TRANSFERRED TO THE DEPARTMENT. THE DEPARTMENT SHALL ADMINISTER INFORMATION TECHNOLOGY PROCUREMENTS FOR GOVERNMENTAL BODIES. SUCH PROCUREMENTS MUST BE CONDUCTED PURSUANT TO THE CONSOLIDATED PROCUREMENT CODE AND RELATED REGULATIONS AND DIRECTIVES, UNLESS OTHERWISE PROVIDED BY LAW OR OTHER ACTION.

(B) THE DIVISION OF STATE INFORMATION TECHNOLOGY, FORMALLY A DIVISION UNDER THE STATE BUDGET AND CONTROL BOARD, IS HEREBY TRANSFERRED TO THE DEPARTMENT WITH ITS DUTIES AND RESPONSIBILITIES TO BE DETERMINED BY THE DEPARTMENT.

(C) THE EMPLOYEES, AUTHORIZED APPROPRIATIONS, AND ASSETS AND LIABILITIES OF THE INFORMATION TECHNOLOGY MANAGEMENT OFFICE AND THE DIVISION OF STATE INFORMATION TECHNOLOGY ARE TRANSFERRED TO AND BECOME PART OF THE DEPARTMENT. ALL CLASSIFIED OR UNCLASSIFIED PERSONNEL EMPLOYED BY THESE ENTITIES ON THE EFFECTIVE DATE OF THIS ACT, EITHER BY CONTRACT OR BY EMPLOYMENT AT WILL, SHALL BECOME EMPLOYEES OF THE DEPARTMENT WITH THE SAME COMPENSATION, CLASSIFICATION, AND GRADE LEVEL, AS APPLICABLE.

(D) REGULATIONS PROMULGATED BY THESE TRANSFERRED ENTITIES AS THEY FORMERLY EXISTED UNDER THE STATE BUDGET AND CONTROL BOARD ARE CONSIDERED TO BE PROMULGATED BY THE

DEPARTMENT AND REMAIN IN EFFECT UNLESS OTHERWISE AMENDED OR REPEALED BY THE DEPARTMENT.

SECTION 1-36-170. INFORMATION, OTHER THAN TOTAL AMOUNTS PAID FOR EQUIPMENT AND SERVICES, RELATED TO OR IN ANY WAY ASSOCIATED WITH INFORMATION SECURITY PLANS, EQUIPMENT AND SOFTWARE PROPOSED, ADOPTED, INSTALLED, OR UTILIZED BY A GOVERNMENTAL BODY, INFORMATION SECURITY RISK ASSESSMENT OR AUDITS, VULNERABILITY REPORTS, NETWORK DIAGRAMS OR SCHEMATICS, OR ANY OTHER INFORMATION WHICH MAY COMPROMISE OR PLACE THE INFORMATION TECHNOLOGY OR INFORMATION RESIDING IN THE INFORMATION TECHNOLOGY AT RISK IS REQUIRED TO BE CLOSED TO THE PUBLIC AND IS NOT SUBJECT TO DISCLOSURE PURSUANT TO CHAPTER 4, TITLE 30, THE FREEDOM OF INFORMATION ACT.

SECTION 1-36-180. THE DEPARTMENT SHALL RECEIVE FROM THE STATE BUDGET AND CONTROL BOARD, FOR A FEE AGREED UPON BY THE BOARD AND THE DEPARTMENT, ADMINISTRATIVE SUPPORT INCLUDING, BUT NOT LIMITED TO, FINANCIAL MANAGEMENT, HUMAN RESOURCE MANAGEMENT AND LOGISTICAL SUPPORT.

SECTION 1-36-190. THE DEPARTMENT IS AUTHORIZED TO PROVIDE TO AND RECEIVE GOODS AND SERVICES FROM OTHER GOVERNMENTAL BODIES, POLITICAL SUBDIVISIONS, AND OTHER ENTITIES. THE DEPARTMENT MAY CHARGE AND PAY GOVERNMENTAL BODIES, POLITICAL SUBDIVISIONS, AND OTHER ENTITIES FOR THE GOODS AND SERVICES, THE REVENUE FROM WHICH MUST BE DEPOSITED IN THE OFFICE OF THE STATE TREASURER IN A SPECIAL ACCOUNT AND EXPENDED ONLY FOR THE COSTS OF PROVIDING THE GOODS AND SERVICES, AND THESE FUNDS MAY BE RETAINED AND EXPENDED FOR THE SAME PURPOSES.

SECTION 1-36-200. THE DEPARTMENT MAY PROMULGATE REGULATIONS NECESSARY TO IMPLEMENT THE PROVISIONS OF THIS CHAPTER AND TO ACCOMPLISH THE OBJECTIVES SET FORTH HEREIN. THE REGULATIONS MAY INCLUDE PENALTIES FOR ANY GOVERNMENTAL BODY IN VIOLATION OF THIS CHAPTER.”

B. SECTION 11-35-1580(1) OF THE 1976 CODE IS AMENDED TO READ:

“(1)INFORMATION TECHNOLOGY MANAGEMENT OFFICE. THE INFORMATION TECHNOLOGY MANAGEMENT OFFICE SHALL BE, UNLESS OTHERWISE PROVIDED BY LAW, IS RESPONSIBLE FOR:

~~(A) ASSESSING THE NEED FOR AND USE OF INFORMATION TECHNOLOGY;~~

~~(B) ADMINISTERING ALL PROCUREMENT AND CONTRACTING ACTIVITIES UNDERTAKEN FOR GOVERNMENTAL BODIES INVOLVING INFORMATION TECHNOLOGY IN ACCORDANCE WITH THIS CHAPTER; AND~~

~~(C)~~(B) PROVIDING FOR THE DISPOSAL OF ALL INFORMATION TECHNOLOGY PROPERTY SURPLUS TO THE NEEDS OF A USING AGENCY;

~~(D) EVALUATING THE USE AND MANAGEMENT OF INFORMATION TECHNOLOGY;~~

~~(E) OPERATING A COMPREHENSIVE INVENTORY AND ACCOUNTING REPORTING SYSTEM FOR INFORMATION TECHNOLOGY;~~

~~(F) DEVELOPING POLICIES AND STANDARDS FOR THE MANAGEMENT OF INFORMATION TECHNOLOGY IN STATE GOVERNMENT;~~

~~(G) INITIATING A STATE PLAN FOR THE MANAGEMENT AND USE OF INFORMATION TECHNOLOGY;~~

~~(H) PROVIDING MANAGEMENT AND TECHNICAL ASSISTANCE TO STATE AGENCIES IN USING INFORMATION TECHNOLOGY; AND~~

~~(H) ESTABLISHING A REFERRAL SERVICE FOR STATE AGENCIES SEEKING TECHNICAL ASSISTANCE OR INFORMATION TECHNOLOGY SERVICES.”~~

C. SECTION 1-11-430 OF THE 1976 CODE IS AMENDED TO READ:

“SECTION 1-11-430. (A) IN POST-DIVESTITURE CIRCUMSTANCES, THE STATE, ITS BOARDS, COMMITTEES, COMMISSIONS, COUNCILS, AND AGENCIES, AND OTHER ENTITIES EXCLUDING COUNTIES, MUNICIPALITIES, AND SPECIAL SERVICE AND SCHOOL DISTRICTS MUST BE TREATED AS A SINGLE ENTERPRISE FOR PURPOSES OF SECURING AND UTILIZING LOCAL AND LONG DISTANCE TELECOMMUNICATIONS EQUIPMENT AND SERVICES.

(B) THE STATE BUDGET AND CONTROL BOARD DEPARTMENT OF INFORMATION TECHNOLOGY SHALL SECURE ALL TELECOMMUNICATIONS EQUIPMENT AND SERVICES FOR THE STATE GOVERNMENT ENTERPRISE UNDER TERMS IT CONSIDERS SUITABLE AND COORDINATE THE SUPPLY OF THE EQUIPMENT AND SERVICES FOR STATE GOVERNMENT USE. NO ENTITY OF STATE GOVERNMENT MAY ENTER INTO AN AGREEMENT OR RENEW AN EXISTING AGREEMENT FOR TELECOMMUNICATIONS SERVICES UNLESS APPROVED BY THE BOARD.”

D. SECTION 1-11-435 OF THE 1976 CODE IS AMENDED TO READ:

“SECTION 1-11-435. TO PROTECT THE STATE’S CRITICAL INFORMATION TECHNOLOGY INFRASTRUCTURE AND ASSOCIATED DATA SYSTEMS IN THE EVENT OF A MAJOR DISASTER, WHETHER NATURAL OR OTHERWISE, AND TO ALLOW THE SERVICES TO THE CITIZENS OF THIS STATE TO CONTINUE IN SUCH AN EVENT, THE ~~OFFICE OF THE STATE CHIEF INFORMATION OFFICER (CIO)~~ DEPARTMENT OF INFORMATION TECHNOLOGY SHOULD DEVELOP A CRITICAL INFORMATION TECHNOLOGY INFRASTRUCTURE PROTECTION PLAN DEVISING

POLICIES AND PROCEDURES TO PROVIDE FOR THE CONFIDENTIALITY, INTEGRITY, AND AVAILABILITY OF, AND TO ALLOW FOR ALTERNATIVE AND IMMEDIATE ON-LINE ACCESS TO CRITICAL DATA AND INFORMATION SYSTEMS INCLUDING, BUT NOT LIMITED TO, HEALTH AND HUMAN SERVICES, LAW ENFORCEMENT, AND RELATED AGENCY DATA NECESSARY TO PROVIDE CRITICAL INFORMATION TO CITIZENS AND ENSURE THE PROTECTION OF STATE EMPLOYEES AS THEY CARRY OUT THEIR DISASTER-RELATED DUTIES. ALL STATE AGENCIES AND POLITICAL SUBDIVISIONS OF THIS STATE ARE DIRECTED TO ASSIST THE ~~OFFICE OF THE STATE CIO~~ DEPARTMENT IN THE COLLECTION OF DATA REQUIRED FOR THIS PLAN.”

E. SECTION 1-30-10(A) OF THE 1976 CODE, AS LAST AMENDED BY ACT 146 OF 2010, IS FURTHER AMENDED TO READ:

“(A) THERE ARE HEREBY CREATED, WITHIN THE EXECUTIVE BRANCH OF THE STATE GOVERNMENT, THE FOLLOWING DEPARTMENTS:

1. DEPARTMENT OF AGRICULTURE
2. DEPARTMENT OF ALCOHOL AND OTHER DRUG ABUSE SERVICES
3. DEPARTMENT OF COMMERCE
4. DEPARTMENT OF CORRECTIONS
5. DEPARTMENT OF DISABILITIES AND SPECIAL NEEDS
6. DEPARTMENT OF EDUCATION
7. DEPARTMENT OF EMPLOYMENT AND WORKFORCE
8. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
89. DEPARTMENT OF HEALTH AND HUMAN SERVICES
10. DEPARTMENT OF INFORMATION TECHNOLOGY
911. DEPARTMENT OF INSURANCE
1012. DEPARTMENT OF JUVENILE JUSTICE

~~1413.~~ DEPARTMENT OF LABOR, LICENSING AND
 REGULATION
~~14214.~~ DEPARTMENT OF MENTAL HEALTH
~~14315.~~ DEPARTMENT OF NATURAL RESOURCES
~~14416.~~ DEPARTMENT OF PARKS, RECREATION AND TOURISM
~~14517.~~ DEPARTMENT OF PROBATION, PAROLE AND PARDON
 SERVICES
~~14618.~~ DEPARTMENT OF PUBLIC SAFETY
~~14719.~~ DEPARTMENT OF REVENUE
~~14820.~~ DEPARTMENT OF SOCIAL SERVICES
~~14921.~~ DEPARTMENT OF TRANSPORTATION
~~20. DEPARTMENT OF EMPLOYMENT AND WORKFORCE”~~

F. NOTWITHSTANDING THE GENERAL EFFECTIVE DATE OF THIS ACT, THIS SECTION TAKES EFFECT ON JULY 1, 2013.

SECTION 4. UNLESS OTHERWISE SPECIFICALLY PROVIDED HEREIN, THE PROVISIONS OF THIS ACT TAKE EFFECT ON JULY 1, 2014. HOWEVER, BEGINNING ON JANUARY 1, 2014, THE APPROPRIATE OFFICIALS OF THE EXECUTIVE BRANCH MAY BEGIN UNDERTAKING AND EXECUTING RESPONSIBILITIES INVOLVED IN THE IMPLEMENTATION OF THE PROVISIONS OF THIS ACT REGARDING THE TRANSFER OF CERTAIN OFFICES, DIVISIONS, AND RELEVANT PERSONNEL TO OTHER AGENCIES; THE IMPLEMENTATION OF NEW OFFICES OR DIVISIONS WITHIN AGENCIES; AND THE NEGOTIATION AND EXECUTION OF NECESSARY AGREEMENTS SO THAT THE PROVISIONS OF THIS ACT MAY BE FULLY IMPLEMENTED ON JULY 1, 2014, SUBJECT TO THE APPROPRIATIONS CONTAINED IN THE FY2014-15 GENERAL APPROPRIATIONS ACT TO THE FULLEST EXTENT POSSIBLE REFLECTIVE OF THE TRANSFERS, REALIGNMENTS, AND RESTRUCTURING AS PROVIDED IN THIS ACT. /

RENUMBER SECTIONS TO CONFORM.

AMEND TITLE TO CONFORM.