

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis: House Bill 301 relates to technology and authorizes the Department of Information Technology (DoIT) to undertake IT projects for judicial branches of government. It also includes an appropriation for technology goods and services.

Section 1 creates a new Section in the DoIT Act

- It would give DoIT Authority to Undertake IT Projects with the Judiciary: DoIT may enter agreements to implement IT projects for any branch of the judiciary, where feasible.
- It would allow DoIT to enter into Vendor Price Agreements: DoIT can establish price agreements for IT goods and services in compliance with the Procurement Code.
- It would require DoIT to publish an Annual Catalog of Goods and Services: Starting July 1, 2027, and annually thereafter, DoIT must provide a catalog listing available IT goods and services with approved rates.
- It would establish Non-Agency Customer Rules:
 - Non-agency customers must comply with rules for DoIT-provided goods/services.
 - They are not required to comply with other laws administered by DoIT unless specified by law.
 - DoIT may access non-agency data only as necessary to maintain offered goods/services.

Section 2 provides an Appropriation to the Administrative Office of the District Attorneys.

- Amount: \$1,200,000 from the general fund.
- Purpose: For purchasing technology goods and services statewide for district attorneys, in consultation with DoIT.
- Fiscal Year: 2027.
- Reversion: Any unspent funds revert to the general fund at the end of FY 2027.

FISCAL IMPLICATIONS

HB 301 would not have a significant fiscal impact on DoIT, because it largely provides for authority that already exists under Section 9-27-20 NMSA 1978. The difference between this bill and the existing law, is that this bill focuses on DoIT's authority to enter into agreements with the judicial branch. Whereas, Section 9-27-20(A) says, "The department shall enter into necessary agreements to provide, where feasible, a telecommunication network and related facilities to all executive, legislative and judicial branches and may, when capacity exists and it is economical, provide a telecommunication network and related facilities to educational institutions and other entities, with a preference to public entities." HB 301 says that DoIT "may" enter into agreements.

SIGNIFICANT ISSUES

HB 301 adds one other important distinction from Section 9-27-20. The bill adds the following sentence to the end of the last provision, “[t]he department shall only access non-agency data as necessary to establish and maintain goods and services it has made available to non-agency customers.” This distinction helps to clarify that DoIT is not responsible for managing data in systems implemented by other agencies or public bodies. DoIT is a service provider and only needs access to data as necessary to establish and support IT systems. However, data management remains with the individual agencies or public bodies that use the systems.

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

This bill should not have an administrative impact on DoIT.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

The District Attorneys’ offices will continue to struggle under a non-unified IT system, which will remain difficult to upgrade and maintain.

AMENDMENTS