



DEPARTMENT OF ADMINISTRATION

MISTY ANN GILES
DIRECTOR

406-444-2460
mistyann.giles@mt.gov
doa.mt.gov

August 10, 2022

Department of Administration

Legislative Concepts / Proposals



Broadband / ConnectMT



Procurement Efficiency



Information Technology



Administrative / Cleanup

Note: The Division of Banking and Financial Institutions will present legislative proposals to the Economic Affairs Interim Committee on August 16, 2022.



Broadband / ConnectMT

Generally Revise ConnectMT Act

After the ConnectMT Act was enacted, Congress passed the Infrastructure Investment and Jobs Act (IIJA), which made available to states additional funding for developing broadband infrastructure. In addition, the United States Department of Treasury has promulgated guidance for implementing the American Rescue Plan Act (ARPA) that was not available when the ConnectMT Act was pending before the Legislature.

Proposal: DOA is proposing changes to the ConnectMT Act to better position the state to maximize the funding available for broadband infrastructure in Montana under ARPA, IIJA, and future funding opportunities.

Streamline State Permit Broadband Projects

Overlapping regulatory burdens arising from federal, state, and local laws and authorities are a major impediment to broadband deployment.

Proposal: Based on laws enacted in Arizona and other states and input from stakeholders, DOA is proposing to streamline state permitting for broadband to allow projects to be reviewed and permitted more efficiently.



Procurement Efficiency

Update building construction procurement; Non-LRBP projects from \$150K to \$350K; efficiency adjustment to Long Range building

Proposal: This bill would update and align relevant procurement requirements for state building construction to address 25 years of inflation and increase project delivery efficiency. The proposal would raise limits for legislative approval, sole source and limited solicitation procurements, and bid/performance security levels.

Procurement Reform

Proposal: DOA is proposing to update several sections of the Montana Procurement Act (Title 18, chapter 4) in response to input from stakeholders and research indicating the state could get more competition resulting in more options and better pricing if reforms modeled on other states were enacted in Montana.

Contracts with Montana Hospitals, Healthcare System

Proposal: This bill would allow the state health plan to negotiate directly with hospitals, healthcare systems, and other medical providers by creating an exception from Montana Procurement Act requirements. The ability to negotiate and contract directly with Montana medical facilities is projected to provide improved health plan claims pricing.



Procurement Efficiency (continued)

Board of County Printing (BCP)

Proposal: DOA is proposing to eliminate the BCP. BCP sets maximum prices which may be charged for printing and legal advertising performed for various counties in the state. Rates have been adjusted only 4 times in 20 years. Given the infrequency of rate adjustments, the rate should be set and adjusted by the Legislature in statute.



Information Technology

Modernize Montana Information Technology Act (MITA)

Proposal: This bill would modernize the MITA to reflect the current business, security, and technology environments utilizing modern methodologies and frameworks. For example, adjustments will be made to update terminology and requirements regarding telephone, the central computer center, and security (need to protect state data wherever it is stored—within the state’s information systems or in the cloud).

Information Technology Board (ITB)

Proposal: This bill would modernize the ITB to allow for the State CIO to preside and to allow for designees for certain members.

Data Breach/Security Incident Notification

Proposal: MCA requires notification to CIO/AG Consumer Protection when a notification to individuals whose unencrypted personal information was or is reasonably believed to have been acquired by an unauthorized person. Specifically, the DOA proposes to amend 2-6-1503 to require 1) All agencies must notify the CIO/CISO of all security incidents, including data breaches and 2) All businesses/private entities/local governments to report data breaches to the Governor/CIO/CISO.



Administrative / Cleanup

Travel Policy

Proposal: DOA is proposing to amend 2-18-501, MCA, to correct an issue with foreign travel reimbursement for employees and officials to align with the travel reimbursement procedures for domestic travel. Under this bill, the employee or official would no longer be required to keep and submit receipts when the statute provides a set per diem or per meal reimbursement amount.

Volume Cap Bond Allocation Plan Act; Extend Bond Validation Act

Proposal: This bill would extend the bond validation act confirming the validity of bonds issued prior to the date of passage. Additionally, the bill will eliminate required allocation percentages laid out in 17-5-1312, MCA, in favor of a more flexible approach.

9-1-1 Transfer Cleanup

Proposal: This is a cleanup bill. The 2019 Legislature transferred the 9-1-1 program to the Department of Justice; however, several statutory references in Montana Information Technology Act (MITA) were not updated.





Questions?