

KIM REYNOLDS
GOVERNOR

OFFICE OF THE GOVERNOR

ADAM GREGG
LT GOVERNOR

April 19, 2024

The Honorable Paul Pate
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary,

I hereby transmit:

House File 2538, an Act relating to state agency strategic planning and data collection.

The above House File is hereby approved on this date.

Sincerely,

A handwritten signature in black ink, appearing to read "Kim Reynolds".

Kim Reynolds
Governor of Iowa

cc: Secretary of the Senate
Clerk of the House



House File 2538

AN ACT

RELATING TO STATE AGENCY STRATEGIC PLANNING AND DATA
COLLECTION.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 8.22, subsection 4, Code 2024, is amended to read as follows:

4. *Part IV — Strategic plan.* Part IV shall include an explanation that correlates the budget with the enterprise ~~strategic plan adopted~~ priorities established pursuant to section ~~8E.204~~ 8E.205. The budget shall provide an explanation of appropriations recommended for the administration and maintenance of an agency as defined in section 8E.103 with the general evaluation of the agency in meeting enterprise ~~strategic goals~~ priorities, including identifying goals that require legislation.

Sec. 2. Section 8.23, subsection 1, paragraph b, Code 2024, is amended to read as follows:

b. The budget estimates for an agency as defined in section 8E.103 shall be based on achieving goals contained in the enterprise ~~strategic plan~~ priorities and the agency's strategic plan as provided for in chapter 8E. The estimates shall be accompanied by a description of the measurable and other results to be achieved by the agency. Performance measures shall be based on the goals developed pursuant to sections 8E.204, 8E.205, ~~8E.206~~, and 8E.208. The estimates shall be accompanied by an explanation of the manner in which

appropriations requested for the administration and maintenance of the agency meet goals contained in the enterprise ~~strategie~~ plan priorities and the agency's strategic plan, including identifying goals that require legislation.

Sec. 3. Section 8.35A, subsection 5, Code 2024, is amended to read as follows:

5. The department shall transmit the enterprise ~~strategie~~ plan priorities and related information and an agency shall transmit its agency strategic plan, performance report, and related information as required by chapter 8E to the legislative services agency.

Sec. 4. Section 8E.103, Code 2024, is amended by striking the section and inserting in lieu thereof the following:

8E.103 Definitions.

As used in this chapter, unless the context otherwise requires:

1. "Agency" means all departments or boards within the executive branch, excluding agencies associated with elected officials.

2. "Department" means the department of management.

Sec. 5. Section 8E.104, Code 2024, is amended to read as follows:

8E.104 Administration.

The department shall oversee the administration of this chapter ~~in cooperation with agencies as provided in this chapter. The department~~ and shall adopt rules, guidance, and guidelines as necessary in order to administer this chapter. However, the state board of regents shall oversee and implement the provisions of this chapter for institutions governed under chapter 262. For purposes of this chapter, where records and data are specifically required to support enterprise-wide initiatives, planning or policy development, cross-agency collaboration, or performance or risk assessments, each agency shall share records or data with the department notwithstanding any other provision of law restricting or limiting such sharing. To the extent records obtained by the department pursuant to this chapter are otherwise confidential under law, the department shall maintain the confidentiality of the records and shall only release statistical information derived

from the records, and shall be subject to the same penalties as the lawful custodian of the information, records, or data for unlawful dissemination of the information, records, or data.

Sec. 6. Section 8E.201, Code 2024, is amended to read as follows:

8E.201 Agency duties and powers.

Each agency shall administer the application of this chapter to the agency in cooperation with the department. Each agency shall measure and monitor operations and progress toward achieving goals which relate to programs administered by the agency pursuant to the enterprise ~~strategic plan~~ priorities, the agency strategic plan, and the agency ~~performance~~ operational plan.

Sec. 7. Section 8E.202, Code 2024, is amended by striking the section and inserting in lieu thereof the following:

8E.202 Access.

The department and each agency shall provide for the widest possible dissemination of and access to agency strategic plans, agency operational plans, data, and reports, while assuring adequate protections are in place to safeguard sensitive and confidential information and data. This section does not require the department or an agency to publicly release information which is classified as a confidential record under law.

Sec. 8. Section 8E.204, Code 2024, is amended to read as follows:

~~8E.204 Adoption and revision of an enterprise strategic plan and agency~~ **Agency strategic plans.**

1. ~~The department, in consultation with agencies, shall adopt an enterprise strategic plan.~~ Each agency shall adopt an agency strategic plan aligned with the enterprise ~~strategic plan~~ strategic plan priorities where possible. Plans must follow a format and include elements as determined by the department in consultation with agencies. The purposes of agency strategic plans are to promote long-term and broad thinking, focus on results for Iowans, and facilitate implementation of enterprise priorities.

2. ~~The department or an~~ Each agency shall adopt and revise a strategic plan which includes input from customers

and stakeholders following an opportunity for broad public participation in strategic planning. ~~The department or an agency developing or revising a strategic plan shall include input from state employees, including written and oral comments. Upon adoption of the enterprise strategic plan by the department, the plan shall be disseminated to each agency and made available to all state employees.~~ Upon adoption of the agency's strategic plan, the agency shall provide the department with a copy of the agency strategic plan and make the strategic plan available to all agency employees. ~~The enterprise strategic plan and all~~ All agency strategic plans shall be available to the public.

3. ~~The department and agencies shall annually review the enterprise strategic plan.~~ An agency shall conduct an annual review of its agency strategic plan. Revisions in the strategic plan may be prompted by a reexamination of enterprise or agency priorities or the need to redirect state resources based on new circumstances, including events or trends.

Sec. 9. Section 8E.205, Code 2024, is amended by striking the section and inserting in lieu thereof the following:

8E.205 Enterprise priorities.

The enterprise priorities, as established annually by the governor, shall serve as a launch point for developing and updating agency strategic plans and identifying the major areas of focus in achieving the governor's vision for the state of Iowa.

Sec. 10. Section 8E.207, Code 2024, is amended by striking the section and inserting in lieu thereof the following:

8E.207 Agency operational plans.

Each agency shall develop a plan to guide its day-to-day operations. The plan must outline the agency's organizational structure, the general duties of its organizational subunits, and metrics and measures used to monitor operations, as well as highlight initiatives and targets related to agency strategic plan goals or other improvement goals. Agencies shall update operational plans annually.

Sec. 11. Section 8E.208, Code 2024, is amended to read as follows:

8E.208 Performance Metrics and measures, ~~performance targets,~~

~~and performance data.~~

1. ~~The department, in consultation with agencies, shall establish guidelines that will be used to create performance measures, performance targets, and data sources for each agency and each agency's functions.~~ Each agency shall identify, collect, and maintain data for metrics and measures critical to monitoring and assessing the performance of their operations.

2. ~~Performance measurement~~ Measurement is essential to monitoring operations and ensuring adequate accountability over public resources and the exchange of public resources for desirable and acceptable public benefits. ~~Performance measurement must include an assessment of whether agencies~~ Each agency shall have adequate control procedures in place, and be able to assess whether those control procedures are operating effectively, to determine that agencies are receiving or providing services of adequate quality, public resources are being used effectively and efficiently, and public resources are being used for appropriate and meaningful activities.

Sec. 12. Section 8E.209, Code 2024, is amended by striking the section and inserting in lieu thereof the following:

8E.209 Records and data.

Each agency is responsible for classifying records and data to facilitate safeguarding its own information and making that information available to appropriate audiences. The department may review any records and data an agency collects, creates, and maintains for purposes of monitoring their operations and assessing performance. Upon the department's request, an agency shall provide the department with and routinely update such records and data that support enterprise-wide initiatives, planning or policy development, cross-agency collaboration, or performance or risk assessments. Data must be as granular as possible and include key dates and characteristics critical to monitoring and assessing performance and facilitating insights. Each agency shall provide data in a format required by the department and update the data on a schedule appropriate for the data.

Sec. 13. Section 8E.210, Code 2024, is amended to read as follows:

8E.210 Reporting requirements.

1. ~~Each agency shall prepare an annual performance report stating the agency's reports highlighting progress in meeting performance targets and achieving its goals consistent with the enterprise strategic plan, based on measures and targets outlined in its agency strategic plan, and its performancee operational plan using data. An annual performance report shall include a description of how the agency has reallocated human and material resources in the previous fiscal year. The department, in conjunction with agencies, shall develop guidelines for annual performance reports, including but not limited to a reporting schedule. An agency may incorporate its annual performance report into another report that the agency is required to submit to the department.~~

2. ~~The annual performance reporting~~ Reporting required under this section shall be used to improve performance, improve strategic planning and policy decision making, better allocate human and material resources, recognize superior performance, and inform Iowans about their return from investment in state government.

Sec. 14. REPEAL. Sections 8E.105, 8E.203, and 8E.206, Code 2024, are repealed.



PAT GRASSLEY

Speaker of the House



AMY SINCLAIR

President of the Senate

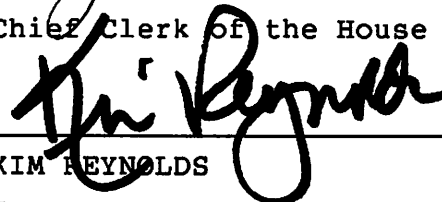
I hereby certify that this bill originated in the House and is known as House File 2538, Ninetieth General Assembly.



MEGHAN NELSON

Chief Clerk of the House

Approved April 19th, 2024



KIM REYNOLDS

Governor