

**Senate Study Bill 3145 - Introduced**

SENATE/HOUSE FILE \_\_\_\_\_  
BY (PROPOSED DEPARTMENT OF  
MANAGEMENT BILL)

**A BILL FOR**

1 An Act relating to state agency strategic planning and data  
2 collection.

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

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

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

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

14 b. The budget estimates for an agency as defined in  
15 section 8E.103 shall be based on achieving goals contained  
16 in the enterprise ~~strategic plan~~ priorities and the agency's  
17 strategic plan as provided for in [chapter 8E](#). The estimates  
18 shall be accompanied by a description of the measurable and  
19 other results to be achieved by the agency. Performance  
20 measures shall be based on the goals developed pursuant to  
21 sections 8E.204, 8E.205, ~~8E.206~~, and 8E.208. The estimates  
22 shall be accompanied by an explanation of the manner in which  
23 appropriations requested for the administration and maintenance  
24 of the agency meet goals contained in the enterprise ~~strategic~~  
25 ~~plan~~ priorities and the agency's strategic plan, including  
26 identifying goals that require legislation.

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

29 5. The department shall transmit the enterprise ~~strategic~~  
30 ~~plan~~ priorities and related information and an agency shall  
31 transmit its agency strategic plan, performance report,  
32 and related information as required by [chapter 8E](#) to the  
33 legislative services agency.

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

1       **8E.103 Definitions.**

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

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

7       2. "Department" means the department of management.

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

10       **8E.104 Administration.**

11       The department shall oversee the administration of this  
12 chapter ~~in cooperation with agencies as provided in this~~  
13 ~~chapter. The department and~~ shall adopt rules, guidance, and  
14 guidelines as necessary in order to administer this chapter.  
15 ~~However, the state board of regents shall oversee and implement~~  
16 ~~the provisions of this chapter for institutions governed under~~  
17 ~~chapter 262.~~ For purposes of this chapter, where records and  
18 data are specifically required to support enterprise-wide  
19 initiatives, planning or policy development, cross-agency  
20 collaboration, or performance or risk assessments, each agency  
21 shall share records or data with the department notwithstanding  
22 any other provision of law restricting or limiting such  
23 sharing.

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

26       **8E.201 Agency duties and powers.**

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

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

1       **8E.202 Access.**

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

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

12       ~~8E.204 Adoption and revision of an enterprise strategic plan~~  
13 ~~and agency~~ Agency strategic plans.

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

23       2. ~~The department or an~~ Each agency shall adopt and  
24 revise a strategic plan which includes input from customers  
25 and stakeholders following an opportunity for broad public  
26 participation in strategic planning. ~~The department or an~~  
27 agency developing or revising a strategic plan shall include  
28 input from state employees, including written and oral  
29 comments. ~~Upon adoption of the enterprise strategic plan by~~  
30 ~~the department, the plan shall be disseminated to each agency~~  
31 ~~and made available to all state employees.~~ Upon adoption of  
32 the agency's strategic plan, the agency shall provide the  
33 department with a copy of the agency strategic plan and make  
34 the strategic plan available to all agency employees. ~~The~~  
35 ~~enterprise strategic plan and all~~ All agency strategic plans

1 shall be available to the public.

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

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

10 **8E.205 Enterprise priorities.**

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

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

18 **8E.207 Agency operational plans.**

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

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

28 **8E.208 Performance Metrics and measures, performance targets,**  
29 **and performance data.**

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

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

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

14     **8E.209 Records and data.**

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

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

32     **8E.210 Reporting requirements.**

33     1. Each agency shall prepare ~~an annual performance report~~  
34 ~~stating the agency's~~ reports highlighting progress in meeting  
35 ~~performance targets and achieving its goals consistent with~~

1 ~~the enterprise strategic plan, based on measures and targets~~  
2 ~~outlined in its agency strategic plan, and its performance~~  
3 ~~operational plan using data. An annual performance report~~  
4 ~~shall include a description of how the agency has reallocated~~  
5 ~~human and material resources in the previous fiscal year.~~  
6 ~~The department, in conjunction with agencies, shall develop~~  
7 ~~guidelines for annual performance reports, including but not~~  
8 ~~limited to a reporting schedule. An agency may incorporate its~~  
9 ~~annual performance report into another report that the agency~~  
10 ~~is required to submit to the department.~~

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

17 Sec. 14. REPEAL. Sections 8E.105, 8E.203, 8E.206, and  
18 8E.301, Code 2024, are repealed.

19 EXPLANATION

20 The inclusion of this explanation does not constitute agreement with  
21 the explanation's substance by the members of the general assembly.

22 This bill authorizes the department of management (DOM) to  
23 create guidance and guidelines to administer the accountable  
24 government Act (Code chapter 8E) and eliminates the role of the  
25 board of regents in overseeing and implementing the accountable  
26 government Act for the institutions the board governs.

27 The bill requires agencies to share records and data with  
28 DOM as necessary for enterprise-wide initiatives, planning or  
29 policy development, cross-agency collaboration, and performance  
30 or risk assessments.

31 The bill replaces the term "enterprise strategic plan"  
32 with "enterprise priorities" and replaces the term "agency  
33 performance plan" with "agency operational plan".

34 The bill strikes the requirement that DOM provide employees  
35 and the public a way to give input on DOM and agency strategic

1 plans, strikes DOM's obligation to adopt, develop, revise,  
2 and disseminate a strategic plan, and strikes DOM's and  
3 the agencies' obligation to review the enterprise strategic  
4 plan. The bill also strikes the requirement that an agency  
5 align individual performance instruments with the agency's  
6 operational plan.

7 The bill strikes DOM's obligation to establish guidelines  
8 for performance measures, performance targets, and data  
9 sources for each agency and each agency's functions and instead  
10 requires each agency to identify, collect, and maintain data  
11 necessary for monitoring and assessing their operations.

12 The bill eliminates DOM's obligation to consult with the  
13 legislative services agency, the auditor of state, and agencies  
14 when establishing and implementing a system of periodic  
15 performance audits. The bill also eliminates DOM's obligation  
16 to provide for an analysis of the performance data's integrity  
17 and validity in conjunction with the legislative services  
18 agency and the auditor of state. Instead, the bill requires  
19 each agency to safeguard its own records and data and provide  
20 DOM with data and records upon DOM's request. The bill also  
21 requires an agency to routinely update the data and records to  
22 allow for DOM to monitor the agency's performance.

23 The bill strikes the requirement that each agency annually  
24 submit a report to DOM that assesses progress in the agency's  
25 goals.

26 The bill repeals the requirement that DOM conduct an  
27 evaluation of and report on the effectiveness of its strategic  
28 planning by January 2006 and repeals DOM's obligation to  
29 establish methodologies for making major investment decisions  
30 and procedures for implementing such methodologies and  
31 reporting to the governor and the legislative services agency  
32 on the implementation.

33 By operation of law, the bill affects the term "agency" as  
34 used in Code sections 8.22 (governor's budget) and 8.23 (annual  
35 departmental budget estimates).