

Bill 135

**An Act to reinforce the governance and
management of the information
resources of public bodies and
government enterprises**

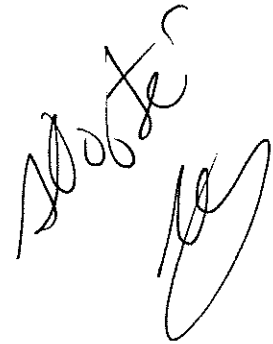
Section 2

AMENDMENT:

Replace the introductory clause and paragraph 1 of section 2 by:

2. Section 2 of the Act, amended by section 78 of the Act to amend certain provisions regarding the clinical organization and management of health and social services institutions (2017, chapter 21), is again amended

(1) by striking out “and the Agence du revenu du Québec” in subparagraph 3 of the first paragraph;

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Section 3

AMENDMENT:

Replace by:

3. Section 4 of the Act is amended by replacing “the Agence du revenu du Québec and the Caisse de dépôt et placement du Québec” by “the Caisse de dépôt et placement du Québec and the Commission de la construction du Québec”.

A handwritten signature in black ink, appearing to be 'Robert G.', is located in the lower right quadrant of the page.

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Section 5

AMENDMENT:

Insert after paragraph 2:

(2.1) by replacing “communicating information best practices to” in paragraph 7 by “disseminating best practices and innovative solutions and approaches with respect to information resources among”.

Adopte


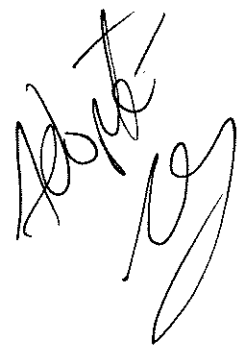
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Section 6

AMENDMENT:

Insert “, in particular as regards innovative approaches and solutions that could meet the chief executive officer’s needs” at the end of subparagraph 6 of the first paragraph of proposed section 10.1.

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AM 5
s. 8 (12.1)

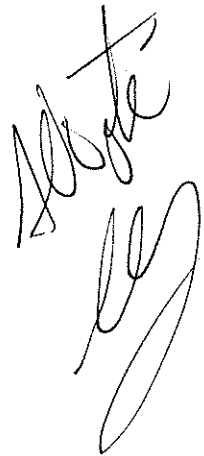
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Section 8

AMENDMENT:

Replace "coherence in the implementation" in paragraph 2 of proposed section 12.1 by "concerted implementation".

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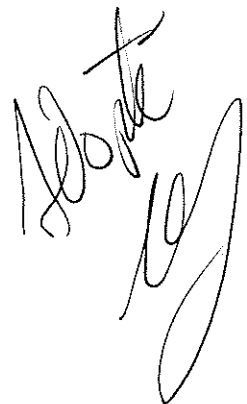
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Section 8

AMENDMENT:

Replace paragraph 3 of proposed section 12.1 by:

(3) identifying opportunities for optimizing, sharing and pooling information resources services and information assets, in particular by promoting their interoperability.”

A handwritten signature in black ink, appearing to read "Adopted" with a large flourish underneath.

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Section 9

AMENDMENT:

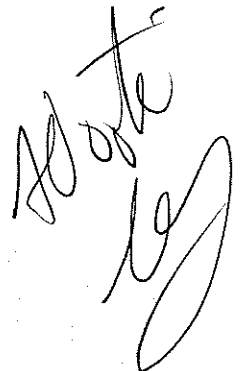
1. Replace paragraph 1 of proposed section 13 by:
 - (1) establish an information resources master plan that sets out, among other things, its risk management practices and the measures relating to information resources that will be implemented to achieve its mission and its strategic priorities in keeping with the guidelines determined under the second paragraph of section 21;
2. Strike out “involves several public bodies or” in the first paragraph of proposed section 16.3.
3. Add after proposed section 16.6:

**“DIVISION III
“REPORTING**

“16.7. Each public body must report on the contribution of information resources to the achievement of its mission, in particular by describing the impact of such resources on the performance of its organization.

The Conseil du Trésor determines reporting conditions and procedures. Such conditions and procedures may, in particular, pertain to the required content and form of the report, the deadline by which it must be filed and, if applicable, the intervals at which it must be reviewed.

Such a report must be made public.”

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SAM 1
AM 7
s. 9 (16)

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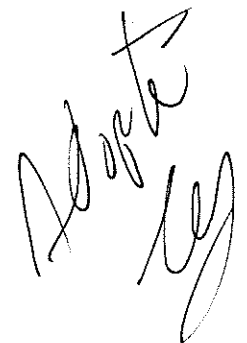
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Section 9

SUBAMENDMENT:

Add after paragraph 1 of amendment 7:

1.1. Replace "may determine" in the first paragraph of proposed section 16 by "must determine".

A handwritten signature in black ink, appearing to read "Adopted" followed by a flourish.

SAM 2
AM 7
s. 9 (16.1)

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Section 9

SUBAMENDMENT:

Add after paragraph 2 of amendment 7:

2.1. Add “not later than 60 days after it is sent to the Chair of the Conseil du trésor” at the end of the second paragraph of proposed section 16.1.

*Monte
es*

SAM 3
AM 7
s. 9 (16.7)

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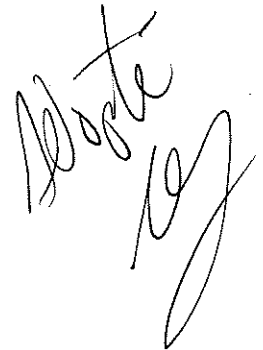
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Section 9

SUBAMENDMENT:

Add after paragraph 3 of amendment 7:

3.1. Add "every year" at the end of the third paragraph of section 16.7 introduced by amendment 7.

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Section 12

AMENDMENT:

Add the following sentence at the end of the first paragraph of proposed section 18: "However, the Conseil du trésor may not require information whose release would likely reveal an investment strategy or substantially reduce the enterprise's competitive margin."

Adopté

SAM 1
AM 8
s. 12 (18)

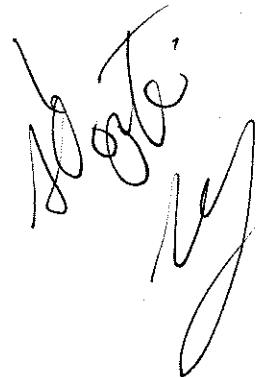
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Section 12

AMENDMENT:

Replace "whose release" in proposed section 18 as amended by "if the enterprise shows that its release".

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AM 9
s. 25

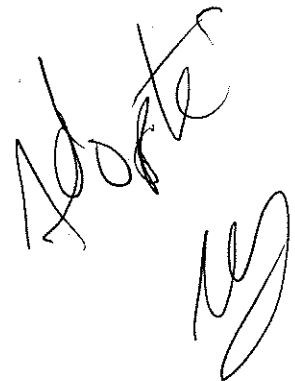
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Section 25

AMENDMENT:

Replace "to 16.6" by "to 16.7".

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Section 27

AMENDMENT:

Replace by:

27. Despite the replacement of Chapter III of the Act respecting the governance and management of the information resources of public bodies and government enterprises (chapter G-1.03) by section 9, every public body must produce

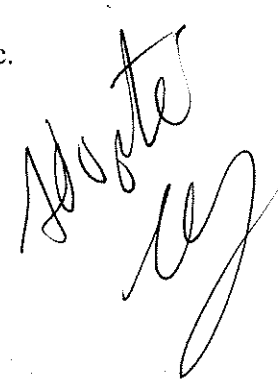
(1) a review of achievements and benefits for each of the fiscal years beginning in 2017 and 2018;

(2) a spending program detailing how the amounts it plans to allocate to its projects and activities for the fiscal year beginning in 2018 will be used;

(3) a three-year plan of projects and activities for the fiscal years beginning in 2019, 2020 and 2021.

Those documents must be produced, analyzed and approved in accordance with the provisions of the Act respecting the governance and management of the information resources of public bodies and government enterprises, including the rules made for their application, as they read on (*insert the date that is 89 days after the date of assent to this Act*). However, no information resources project may be authorized while the spending program is in the process of being approved.

The first paragraph does not apply to the Agence du revenu du Québec.

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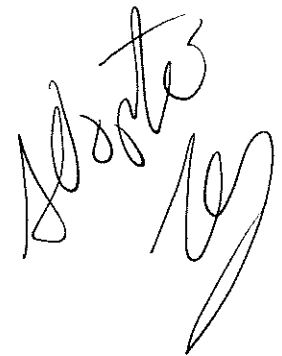
Section 29

AMENDMENT:

Replace by:

29. Sections 16.2 and 16.4 to 16.6 of the Act respecting the governance and management of the information resources of public bodies and government enterprises, enacted by section 9, apply to all information resources projects, within the meaning of section 15 of that Act as it read on *(insert the date that is 89 days after the date of assent to this Act)*, that are in progress on that date.

The first paragraph does not apply to the Agence du revenu du Québec.

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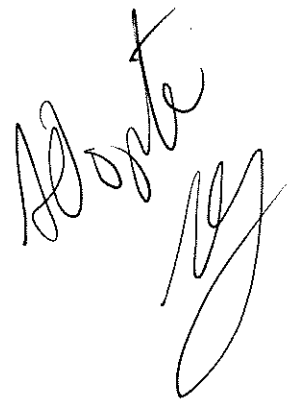
Section 29.1

AMENDMENT:

Insert after section 29:

29.1. Despite the first paragraph of section 16.1 of the Act respecting the governance and management of the information resources of public bodies and government enterprises, enacted by section 9, the investment and expenditure plan for the information resources of public bodies that must be sent to the Chair of the Conseil du trésor in the year 2018 must only include information on the information resources investments and expenditures of the public bodies referred to in subparagraphs 1 to 3 of the first paragraph of section 2 of that Act.

The information resources investment and expenditure plan that must be sent in the year 2019 must include, in addition to the information specified in the first paragraph, an inventory of the information assets of the public bodies referred to in subparagraphs 1 to 3 of the first paragraph of section 2 of that Act.

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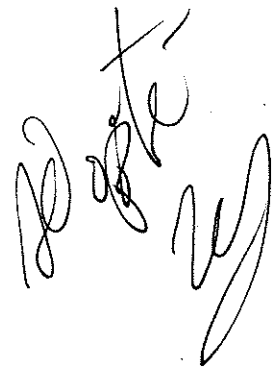
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Section 29.2

AMENDMENT:

Insert after section 29.1:

29.2. Despite the replacement of section 18 of the Act respecting the governance and management of the information resources of public bodies and government enterprises by section 12, the Agence du revenu du Québec must continue, until 31 March 2019, to give information on its information resource projects and activities on the conditions and in the manner set by the agreement entered into under the second paragraph of section 18 of that Act as it read on *(insert the date that is 89 days after the date of assent to this Act)*.

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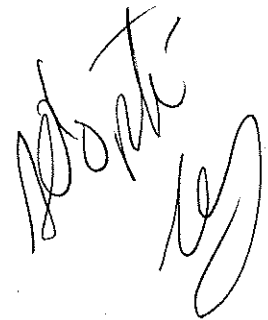
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Section 29.3

AMENDMENT:

Insert after section 29.2:

29.3. An order imposing an information resources service, made under section 10 of the Act respecting the Centre de services partagés du Québec (chapter C-8.1.1) and in force on (*insert the date that is 89 days after the date of assent to this Act*), is deemed to have been made under section 22.1 of the Act respecting the governance and management of the information resources of public bodies and government enterprises, enacted by section 16.

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Section 30

AMENDMENT:

Replace by:

30. This Act comes into force on *(insert the date that is 90 days after the date of assent to this Act)*, except

(1) the provisions of section 9, to the extent that it enacts paragraph 2 of section 13 and section 16.7 of the Act respecting the governance and management of the information resources of public bodies and government enterprises, which come into force on 1 April 2019;

(2) the provisions of section 9, to the extent that it enacts paragraph 3 of section 13 of that Act, with respect to public bodies referred to in subparagraphs 4 to 5 of the first paragraph of section 2 of that Act, which come into force on 1 April 2020;

(3) the provisions of section 9, to the extent that it enacts paragraph 4 of section 13 of that Act

(a) with respect to public bodies referred to in subparagraphs 2, 3 and 6 of the first paragraph of section 2 of that Act whose personnel is not appointed in accordance with the Public Service Act (chapter F-3.1.1), which come into force on 1 April 2019; and

(b) with respect to public bodies referred to in subparagraphs 4 to 5 of the first paragraph of section 2 of that Act whose personnel is not appointed in accordance with the Public Service Act (chapter F-3.1.1), which come into force on 1 April 2020; and

(4) the provisions of section 9, to the extent that it enacts paragraph 5 of section 13 of that Act, which come into force on 1 April 2020.

