

1 **SECTION 2.1.** Chapter 143 of the General Statutes is amended by adding a new
2 Article to read:

3 "Article 2E.

4 "Results First Framework.

5 **"§ 143-47.30. Definitions.**

6 The following definitions apply in this Article:

- 7 (1) Benchmarks. – A broad societal indicator used for gauging ultimate
8 outcomes of programs, such as U.S. Census data. Multiple programs among
9 several agencies may be benchmarked to the same indicator.
- 10 (2) Efficiency. – The verifiable total direct and indirect cost per output and per
11 outcome.
- 12 (3) Evidence-based. – Having had multiple-site random controlled trials across
13 heterogeneous populations that demonstrate that a program or practice is
14 effective for the populations.
- 15 (4) Non-State entity. – Any of the following that is not a State agency and that
16 must be discretely presented as a component unit in the State
17 Comprehensive Annual Financial Report by the Governmental Accounting
18 Standards Board: an individual, a firm, a partnership, an association, a
19 corporation, or any other organization or group acting as a unit. The term
20 does not include a local government unit or any other non-State entity that is
21 subject to the audit and other requirements of the Local Government
22 Commission.
- 23 (5) OSBM. – The Office of State Budget and Management.
- 24 (6) Outcome. – The verifiable quantitative effects or results attributable to a
25 program compared to a performance standard.
- 26 (7) Output. – The verifiable number of units of services or activities provided by
27 a program.
- 28 (8) Performance standards. – The metrics based upon best practices, generally
29 recognized standards, or comparisons with relevant peer entities in other
30 states or regions for gauging achievement of efficiency, output, and
31 outcomes.
- 32 (9) Program. – An activity or set of activities intended to achieve an outcome
33 that benefits the public.
- 34 (10) Promising practices. – Practices that present, based upon preliminary
35 information, potential for becoming research-based.
- 36 (11) Principal executive officer. – Executive head of a State agency or non-State
37 entity.
- 38 (12) Research-based. – Having some research demonstrating effectiveness that
39 does not yet meet the standard for being evidence-based.
- 40 (13) State agency. – Any department, institution, board, commission, committee,
41 division, bureau, board, council, or other entity for which the State has
42 oversight responsibility, including The University of North Carolina, the
43 Community College System, and any mental or specialty hospital.

44 **"§ 143-47.31. Purpose; scope.**

45 (a) The purpose of this Article is to require uniform, program-level accountability
46 information in State government that is readily accessible to the citizens of North Carolina.

47 (b) This Article applies to any State agency in the executive branch of State
48 government. This Article also applies to any non-State entity that receives State funds.

49 **"§ 143-47.32. Information framework.**

50 (a) OSBM shall design and establish a framework for providing the citizens of North
51 Carolina uniform, program-level accountability information in State government. As part of the

1 framework, OSBM shall adopt comprehensive standards, policies, and procedures, including
2 recurring oversight procedures, to implement the framework's use. OSBM shall consult and
3 coordinate with the State Auditor, the State Controller, the State Chief Information Officer, and
4 the Office of State Human Resources in designing and establishing the framework.

5 (b) The framework shall provide a way for each State agency and each non-State entity
6 to provide the following information in a uniform manner on a Web site:

- 7 (1) The mission, responsibilities, and activities of the State agency or non-State
8 entity.
- 9 (2) An inventory of programs administered by the State agency or non-State
10 entity, consisting of a title and a summary description of each program.
- 11 (3) For each program, a clear description of the problem the program is seeking
12 to remedy or the public service the program is seeking to provide.
- 13 (4) For each program, a statement identifying the program as evidence-based,
14 research-based, based on promising practices, or, if none of these apply, a
15 statement describing the basis for the program and the reasons why the
16 program is expected or perceived to be successful.
- 17 (5) Revenues by source and expenditures by purchasing category aligned with
18 each program individually.
- 19 (6) Organization charts in the format specified by the Office of State Human
20 Resources under G.S. 143-47.36. In addition to a comprehensive chart,
21 OSBM shall require each State agency and non-State entity to have separate
22 charts for each organizational division and in turn for each subordinate
23 division or work unit in sufficient detail that a citizen may determine the
24 organizational location of every employee position.
- 25 (7) At least one telephone number that complies with the requirements of
26 G.S. 143-162.1 that members of the public may use to contact the State
27 agency or non-State entity for service or information.
- 28 (8) A list of the reports required by law to be prepared and submitted by the
29 State agency or non-State entity, organized by recipient and by due date.
- 30 (9) Any additional information deemed necessary or appropriate by OSBM.

31 (c) The standards, policies, and procedures adopted by OSBM shall include all of the
32 following:

- 33 (1) Policies and standards to determine when a non-State entity may limit the
34 information required under this Article to those programs and activities for
35 which the non-State entity received State funds.
- 36 (2) A policy allowing State agencies and non-State entities to withhold or redact
37 information about individual employees, including telephone listings, when
38 the disclosure of the information would foreseeably result in harm to the
39 employee, when required by law or a court order, or for other good cause
40 described in the policy.

41 (d) OSBM shall design the framework to ensure that the information required in
42 subsection (b) of this section is accessible through the main State government Web site. The
43 framework shall require each State agency and non-State entity to include in its information
44 system a Web-based dashboard that uses a uniform format and reports all required performance
45 information in a graphical format. The format shall be sufficient to inform a citizen how the
46 State is investing money consistent with purposes described in subsection (b) of this section.

47 (e) OSBM shall provide an explanation in clear, simple language of key terms to be
48 used by State agencies.

49 **"§ 143-47.33. Opportunity for State agency and non-State entity comments on proposed**
50 **framework.**

1 After OSBM completes its initial framework design and draft of implementing standards,
2 policies, and procedures, OSBM shall cause the framework design and draft standards, policies,
3 and procedures to be posted on its Web site. OSBM shall then notify each State agency and
4 each non-State entity subject to this Article of the posting. The notification may be sent to (i)
5 the principal executive officer of a State agency or the principal executive officer of a non-State
6 entity, (ii) the State agency's rule-making coordinator, or (iii) another individual designated by
7 the State agency or non-State entity. OSBM shall allow a period of at least 30 days after the
8 notice required in this section is sent for a State agency or non-State entity to comment, and
9 OSBM shall review and consider all comments received before finalizing the framework and
10 the standards, policies, and procedures. OSBM in its discretion may allow other opportunities
11 for comment.

12 **"§ 143-47.34. Report.**

13 OSBM shall publish an annual report by January 1 of each year setting out the standards,
14 policies, and procedures to be used by agencies in providing and maintaining the information
15 required by this Article within the framework established by OSBM. OSBM shall provide a
16 copy of the report to each State agency and each non-State entity subject to this Article and to
17 the Program Evaluation and Fiscal Research Divisions of the General Assembly.

18 **"§ 143-47.35. Required State agency and non-State entity information.**

19 (a) Each State agency shall establish, implement, and maintain within that State agency
20 a system that provides the information required under G.S. 143-47.32 within the framework
21 established by OSBM. Each non-State entity, as a condition of receiving State funds, shall
22 establish, implement, and maintain within that non-State entity a system that provides the
23 information required pursuant to G.S. 143-47.32 within the framework established by OSBM.
24 The system shall comply with the framework design and the standards, policies, and procedures
25 established by OSBM.

26 The information shall be updated on a timely basis. Each information system shall be
27 readily and easily accessible to the citizens of North Carolina.

28 (b) The principal executive officer of each State agency and the principal executive
29 officer of each non-State entity are responsible for ensuring that the State agency or non-State
30 entity, as appropriate, complies with the requirements of this Article.

31 (c) Except as permitted under a policy adopted by OSBM under G.S. 143-47.32(c)(2),
32 each State agency and non-State entity subject to this Article shall also list its employees in the
33 directory available through the main State government Web site.

34 **"§ 143-47.36. Availability of technical assistance from OSBM, the Office of State Human**
35 **Resources, and the Office of Information Technology.**

36 (a) The Office of State Human Resources shall adopt rules setting the standards and
37 format for the organization charts required by G.S. 143-47.32. The Office of State Human
38 Resources also shall provide templates and technical assistance to State agencies and non-State
39 entities as needed to assure the uniformity required by this Article.

40 (b) OSBM, the Office of State Human Resources, and the Office of Information
41 Technology shall also provide technical assistance and software to State agencies and non-State
42 entities as needed to assure the uniformity required by this Article."

43 **SECTION 2.2.** G.S. 150B-1(c) is amended by adding a new subdivision to read:

44 "(9) The Office of State Budget and Management with respect to acts pursuant to
45 the Article 2E of Chapter 143 of the General Statutes."

46 **SECTION 2.3.** Each State agency or non-State entity subject to this act shall, if
47 necessary, revise its information system to comply with this act. Each State agency, whether
48 implementing a new information system or revising an existing system to bring it into
49 compliance with the provisions of this act, shall use the State agency's existing resources
50 allocated for computers and computer maintenance to comply with this act.

1 **SECTION 2.4.(a)** The Office of State Budget and Management shall finalize the
2 framework and associated standards, policies, and procedures required under G.S. 143-47.32,
3 as enacted in Section 2.1 of this act, no later than April 8, 2016, and shall file the initial report
4 required by G.S. 143-47.34, as enacted in Section 2.1 of this act, by January 1, 2017.

5 **SECTION 2.4.(b)** G.S. 143-47.35, as enacted in Section 2.1 of this act, becomes
6 effective with respect to all State agencies and non-State entities subject to this act on January
7 1, 2017.

8
9 **PART III. EFFECTIVE DATE**

10 **SECTION 3.** Except as otherwise provided, this act is effective when it becomes
11 law.