

**MINUTES OF THE  
INFORMATION TECHNOLOGY COMMISSION**  
November 8, 1999 - 1:30 p.m. - Room 403 State Capitol

**Members Present:**

Sen. David H. Steele, Chair  
Rep. Blake D. Chard, Chair  
Sen. Scott N. Howell  
Rep. Brent H. Goodfellow  
Rep. David L. Zolman  
Mr. Cliff L. Ames  
Mr. Ronald L. Fox  
Mr. Robert W. Hood  
Mr. Leon Miller  
Mr. David C. Moon

**Members Absent:**

Sen. Robert Montgomery  
Ms. Eileen B. Longworth  
Mr. David A. Packer

**Members Excused:**

Mr. Gerald R. Capps  
Mr. Peter R. Genereaux  
Ms. Nancy CW Gibbs  
Mr. Garth Howard  
Commissioner Stephen F. Mecham  
Dr. Mike Petersen  
Mr. Jerry P. Peterson  
Judge Michael Wilkins

**Staff Present:**

Mr. Richard C. North,  
Research Analyst  
Ms. Tani Pack Downing,  
Associate General Counsel  
Ms. Junie G. Anderson,  
Legislative Secretary

**Note:** A list of others present and a copy of materials distributed in the meeting are on file in the Office of Legislative Research and General Counsel.

**1. Call to Order** - Chair Steele called the meeting to order at 1:35 p.m.

**MOTION:** Rep. Zolman moved to approve the minutes of the October 21, 1999 meeting. The motion passed unanimously.

**2. Resolution Encouraging The Federal Government To Release High Quality Satellite Imagery (Draft II)** - Sen. Steele addressed the resolution.

**MOTION:** Mr. Fox moved to approve the "Resolution Encouraging The Federal Government To Release High Quality Satellite Imagery," as a Commission bill. The motion passed unanimously.

**3. Digital State Legislation:**

Ms. Downing briefed Commission members on draft legislation titled "Chief Information Officer Amendments," which was mailed to them prior to the meeting.

Mr. Moon said the CIO's office would be most effective in coordinating use of digital signatures by state agencies and would recommend that regulatory activities stay in the Department of Commerce.

Mr. Doug Borba, Department of Commerce, spoke about two pilot projects with First Security Bank and ARCANUS in which notary services were provided electronically using a digital signature. He indicated that coordination with the CIO's office will improve the use of digital signatures. He discussed appropriated funding for the digital signature FTEs and said he was under the impression that the Legislature initially provided funding for the coordinator's position and an assistant for only the first two-years of the program. Ongoing funding would come from the department's budget after the first two years.

Mr. Jon Ball, Legislative Fiscal Analyst, said the department was given ongoing funding for the digital signature FTEs.

Mr. Ken Allen recommended that the Digital Signature Coordinator be involved with policy-making and implementation even if that responsibility is moved to the CIO's office, and that the regulatory portion should stay with the Department of Commerce. He also agreed that it could be effective to leave the entire process with the Department of Commerce if it were to become a full-time position and work in coordination with the CIO's office.

Rep. Goodfellow introduced Ms. Emily Hackett, Internet Alliance - Washington DC, who was in Salt Lake City to learn about the efforts of the state of Utah in technology. She said Utah is viewed as a leading state in the technology area.

Mr. Moon discussed draft legislation titled "Information Technology Infrastructure Innovation Program." The bill was distributed to Commission members.

Ms. Downing distributed draft legislation titled "Removing Barriers To Electronic Government Services Delivery," and discussed the amendments to the bill which included permitting public notice through options such as newspapers, state web site, or other means.

Ms. Dixie Brenner, Utah Press Association, expressed concern over the elimination of the statutory requirement that public notice be made through the newspapers. She said it would be bad public policy to eliminate the requirement that public notices be published in newspapers and would limit government access to only the rich. She asked that newspaper-printed legal notices remain mandatory. Ms. Brenner acknowledged that government payment of legal notices accounts for a large portion of the income for rural newspapers.

Mr. Jeff Hunt, legal counsel representing Utah Press Association, stated concern over the process used to determine which delivery service would be most appropriate in reaching the majority of citizens. He also said newspapers are most efficient in getting legal notices to the public.

Mr. Doug Richins, Department of Administrative Services, said his agency for the past several years has been paralleling bid notices, electronically and in the newspaper, and the tracking information shows that most of the bid applications have been downloaded from the state web site.

Ms. Janice Keller, Executive Director, Utah Press Association, said that, in addition to the newspaper, some legal notices are also posted electronically by the publishers in some of the larger communities.

Ms. Sue Ashdown, XMission and Coalition of Independent Internet Service Providers, supported the Utah Press Association's position regarding legal notices and suggested that both newspapers and the Internet list public notices, at least until a survey is completed to determine the most appropriate means for reaching the majority of citizens.

**MOTION:** Rep. Zolman moved to approve draft legislation titled "Removing Barriers To Electronic Government Services Delivery," as a Commission bill.

**SUBSTITUTE MOTION:** Rep. Chard moved to amend the bill as follows:

Page 6, Line 159: After "any appropriate means" insert "including the means most likely to reach the targeted audience"

The amendment would apply to all other comparable sections of the bill. The committee discussed whether this option would permit the notice to continue in newspapers until the governmental entity could demonstrate another means was more likely to reach the targeted audience. The motion passed unanimously.

**MOTION:** Rep. Zolman moved to approve draft legislation titled "Removing Barriers To Electronic Government Services Delivery," as amended. The motion passed with Mr. Fox voting in opposition to the motion.

**MOTION:** Mr. Moon moved to approve draft legislation titled "Information Technology Infrastructure Innovation Program," as a Commission bill. The motion passed unanimously.

Sen. Howell briefed Commission members on draft legislation titled "Telephone, Fax, And Electronic Mail Solicitation Act."

Ms. Francine Giani, Division of Consumer Protection, discussed telephone fraud and proposed language in the bill. She suggested that Rep. Olsen's and Sen. Howell's respective bills be combined into one bill. She provided a copy of Rep. Olsen's bill to Ms. Downing.

Sen. Howell distributed draft legislation titled "Driver's License Digital Certificates and Identification Amendments," and discussed the amendments to the bill.

Ms. Downing also discussed amendments to the existing bill.

Mr. Bart Blackstock, Driver's License Division, spoke in support of the digital signature certificate program but expressed concern over whether the division would be required to answer questions or provide other information to the public about digital signature certificates when they came in to apply for or renew a driver's license.

Mr. Robert Stewart, Department of Commerce, Digital Signature Coordinator, spoke about which level of certificate is appropriate for use by a citizen. He also spoke about the authentication and identification of the person using the digital signature.

**MOTION:** Mr. Fox moved to approve draft legislation titled "Resolution Petitioning US Government To Release Certain Satellite Data," as a Commission bill. The motion passed unanimously.

**4. Information Technology Budget Report** - Mr. Jon Ball, Legislative Fiscal Analyst, distributed a handout titled "FY 2001 Information Technology Budget Estimated Utah State Legislature." He discussed the base budget and special projects for the legislative branches as outlined in the handout.

Mr. Moon discussed a report titled "Annual Technology Report," which was mailed to Commission members prior to the meeting. He also distributed a brochure titled "Y2K - 100 days 100 way to readiness." Sen. Steele expressed appreciation to Mr. Moon and Mr. David Fletcher for the effort put into the report.

**5. Integrated Criminal Justice Systems Report** - Dr. Joseph Johnson, University of South Carolina, distributed a handout titled "Background Information for Utah Presentations." He gave a slide presentation and provided a chart addressing secure network access via password and Secure Socket Layer encryption.

**6. Commission Business** - The chairs thanked Commission members and staff for their support and hard work throughout this year. The next meeting will be in April, 2000.

**7. Adjournment** -

**MOTION:** Chair Steele called the meeting to close at 4:56 p.m.