

**MINUTES OF THE
INFORMATION TECHNOLOGY COMMISSION**

Thursday, September 19, 2002 – 1:00 p.m. – Room 129 State Capitol

Members Present:

Sen. David H. Steele, Chair
Rep. Richard M. Siddoway, Chair
Sen. Karen Hale
Rep. Brent H. Goodfellow
Rep. Paul Ray
Mr. Daniel J. Becker
Mr. Joel J. Campbell
Mr. Cameron V. Francis
Mr. Stephen W. Fulling
Mr. Robert W. Hood
Mr. Stephen F. Mecham
Dr. Bonnie Morgan
Mr. Jerold G. Oldroyd
Mr. David A. Packer
Dr. Phillip Windley
Dr. Gary S. Wixom

Members Absent:

Sen. Scott K. Jenkins
Mr. Garth Howard

Staff Present:

Mr. Richard C. North, Research Analyst
Ms. Patricia Owen, Associate General Counsel
Ms. Cassandra N. Bauman, Legislative Secretary

Note: A list of others present and a copy of materials can be found at <http://www.image.le.state.ut.us/imaging/history.asp> or by contacting the commission secretary at 538-1032.

1. Commission Business

Chair Steele called the meeting to order at 1:08 p.m.

MOTION: Mr. Francis moved to approve the minutes of the August 22, 2002 meeting. The motion passed unanimously with Rep. Siddoway absent for the vote.

2. Facilitating eGovernment

Ms. Owen highlighted the requested state agency responses to the legislation. She stated that the Department of Human Services related concern (Page 2, Lines 43 and 44) regarding licenses issued by the Department because they are not considered occupational or professional licenses, Title 58. She indicated that the Department of Commerce related concern (Page 3, Line 66) regarding the deadline established for making "reasonable progress toward making . . . services available." She also stated that the Department of Commerce suggested technical changes to the existing language.

Commission discussion followed.

MOTION: Rep. Goodfellow moved that the Commission support the draft legislation with a cite to Title 58, Occupations and Professions added to page 2, lines 43 and 44 and the deadline eliminated on page 3, line 66 and refer it to the Public Utilities and Technology Interim Committee.

Chair Steele indicated that a committee note could be placed on the legislation by the Commission and that the legislation would not need to be referred to an interim committee.

The motion passed unanimously with Rep. Siddoway absent for the vote.

3. Enterprise Management of Information Technology / Governor's Initiative

Dr. Windley provided background on the issue. He explained that the Governor has moved forward since the last Commission meeting.

Mr. Jonathan Ball, Fiscal Analyst, Office of the Legislative Fiscal Analyst, distributed and explained "Fiscal Impact of Proposed IT Consolidation As Outlined in August 2, 2002 Dear Colleague Letter from Governor Michael O. Leavitt." He indicated that the initiative would require additional funding.

Commission discussion followed, including the topics of consolidating and contracting services.

4. Digital State Network

Chair Steele indicated that there is a proposal for a digital state network, which focuses on the convergence of existing state networks and the resulting benefits.

Mr. Richard Bradford, Deputy Director, Department of Community and Economic Development, stated that the technologies presented are being used to enhance effectiveness and minimize the costs of information technology.

Mr. David Bailey, CeriStar, stated that the data industry and the voice industry are currently colliding. He stated that data and voice information are becoming available on the same network. He indicated that there are two concerns for creating a digital state network – the need for urgency, and the ability to meet demand.

Mr. Gary Sanders, consultant, IBM, provided a presentation on the vision of IBM—Empowering the state of Utah's growth through adoption of an information technology utility network model. He explained the four quadrants of the network matrix: (1) application, (2) revenue, (3) cost, and (4) infrastructure. He stated that a digital state network wouldn't be possible without availability and security. He explained the project objectives: educational opportunities (21st Century educational delivery methods, student focused), economic development (job creation), networking (linkages and connections - visual, physical and technological), and urban scale (linkages to and among neighborhoods). He discussed examples of initiatives in other states.

Commission discussion followed. Chair Steele indicated this item will be placed on a future agenda for additional discussion.

5. E-rate Program for Rural Schools and Libraries

Chair Steele indicated that he and Rep. Siddoway have met with the UEN (Utah Education Network) and others regarding the E-rate program for rural schools and libraries, as discussed in the August 22, 2002 commission meeting.

Rep. Siddoway informed the Commission of the discussions. He indicated that TechCore could act as a resource for any school district in the state who requested assistance, working in conjunction with UEN, to obtain end-to-end services or optimizing E-rate services. He stated that all parties involved agreed on the direction the project is heading.

Rep. Siddoway suggested that UEN be placed on the agenda for next month's meeting to discuss the Internet II.

6. Access to Government Records in List or Summary Form

Chair Steele indicated that the purpose of the discussion was to study what modifications are appropriate, if any, to GRAMA (Government Records Access and Management Act) for accommodating changes in information technology.

Ms. Owen indicated that the draft GRAMA legislation is in response to the June 20, 2002 Commission discussion. She indicated that the legislation would allow agencies to refuse to provide records in a list or summary form under certain conditions. She explained various issues regarding the draft and distributed "Comments Raised Related to Discussion Draft 'Government Records Access and Management Act'."

Commission discussion followed.

Ms. Claire Bachman, Deputy Director, Department of Commerce, discussed that the Department of Commerce struggled with the issue.

Mr. Ray Walker, Commerce Manager, Division of Occupational and Professional Licensing, explained issues he had with the conflicting language in the draft. He expressed concern that the legislation would hinder the ability of the public to obtain government records. Mr. Hood asked Mr. Walker to submit suggestions to staff.

Mr. Gary Ott, Salt Lake County Recorder, indicated that the language would allow agencies to refuse access to certain records in instances where numerous individuals abuse the system. He explained that it is cheaper for individuals to obtain information from a recorder's office than to use services from organizations which provide specialized information services. He stated that a process for limiting the large amounts of information that is provided by state agencies to individuals or organizations for commercial purposes may be necessary.

Mr. Mark Burns, State Records Committee, expressed the opinion that one driving force behind this legislation is to give government entities another basis for denying access to records. He agreed with the concerns raised by the Department of Commerce concerning conflicts in the language of the draft.

Ms. Betsy Wolfe, Salt Lake Community Action Program, urged the Commission to review the legislative history carefully before acting. She stated that one purpose of GRAMA was to provide consistency in how individuals obtain records. She stated that a fundamental purpose was to ensure the motivation for how the information is used would not be a factor. She expressed concern for the government's need to charge requesters for the information.

7. Other Items / Adjourn

The next meeting is scheduled for Thursday, October 24, 2002 at 1:00 p.m.

MOTION: Mr. Hood moved to adjourn the meeting. The motion passed unanimously.

Chair Steele adjourned the meeting at 4:02 p.m.