

1                                   **REPEAL OF LOCAL GOVERNMENT**  
2                                   **INFORMATION TECHNOLOGY REVIEW**  
3                                   **COMMITTEE**

4                                   2002 GENERAL SESSION

5                                   STATE OF UTAH

6                                   **Sponsor: Neal B. Hendrickson**

7   **This act modifies the Utah Administrative Services Code by eliminating requirements to**  
8   **establish a Local Government Information Technology Review Committee.**

9   This act affects sections of Utah Code Annotated 1953 as follows:

10 AMENDS:

11           **63A-6-105**, as last amended by Chapter 9, Laws of Utah 2001

12   *Be it enacted by the Legislature of the state of Utah:*

13           Section 1. Section **63A-6-105** is amended to read:

14           **63A-6-105. Duties of director -- Rate Committee membership and duties.**

15           (1) The director of the Division of Information Technology Services shall:

16           (a) manage the delivery of efficient and cost-effective data processing and  
17 telecommunication services for all state agencies at the lowest practical cost;

18           (b) provide priority service to public safety agencies; and

19           (c) provide a semiannual report to the chief information officer as provided in Subsection  
20 63D-1-301.5(5).

21           (2) The director may negotiate the purchase, lease, or rental of private or public data  
22 processing or telecommunication services or facilities.

23           (3) Where practical, efficient, and economically beneficial, the director shall use existing  
24 private and public data processing or telecommunication resources.

25           (4) The director shall prescribe a schedule of fees to be charged for all services rendered  
26 to any state agency by the division that are equitable and sufficient to recover all the costs of  
27 operation, including the cost of capital equipment and facilities.



28 (5) (a) The director shall provide the chief information officer and the state information  
29 technology review committee a written analysis of each state agency's annual information  
30 technology plan.

31 (b) That analysis shall:

32 (i) include an assessment of how the implementation of each plan will affect the costs,  
33 operations, and the services of the Division of Information Technology Services and state  
34 government; and

35 (ii) where appropriate, make alternative recommendations.

36 (6) (a) Before charging the fees, the director shall obtain approval of the fee schedules  
37 from the Rate Committee which shall consist of:

38 (i) the executive director;

39 (ii) the director of the Division of Finance;

40 (iii) the director of the Office of Planning and Budget;

41 (iv) the chief information officer;

42 (v) a representative of the agencies nominated by the Information Technology Policy and  
43 Strategy Committee established in Section 63D-1-302; and

44 (vi) a representative of the agencies' administrative services managers nominated by the  
45 agencies' administrative services managers coordination group.

46 (b) In appointing the agency representatives listed in Subsection (6)(a)(v) and (vi), the Rate  
47 Committee shall appoint:

48 (i) one representative from a large agency and one representative from a small agency; and

49 (ii) the representatives to four-year terms of office, except that initially one of the  
50 appointments shall be for a two-year term in order to stagger the appointments.

51 (c) In the event of a vacancy for any reason, the entity responsible for nominating the  
52 person who is vacating the position shall provide new nominations to the Rate Committee to fill  
53 the unexpired term.

54 (d) When modifying fees, the director shall attempt to provide sufficient notice to agencies  
55 and institutions so that they may reflect those fee changes in their budgets.

56 (7) (a) The director shall create advisory committees composed of representatives of user  
57 agencies.

58 (b) Those advisory committees may recommend policies and practices for the efficient and

59 effective operation of the division.

60 ~~[(8) (a) The director shall create a Local Government Information Technology Review~~

61 ~~Committee whose membership shall include representatives from:]~~

62 ~~[(i) the Chief of Police Association;]~~

63 ~~[(ii) the Sheriff's Association;]~~

64 ~~[(iii) the Associated Public Safety Communications Officers;]~~

65 ~~[(iv) the Fire Chief Association; and]~~

66 ~~[(v) the State School Bus Association.]~~

67 ~~[(b) Representatives from additional agencies may be added upon a majority vote of the~~

68 ~~existing committee members.]~~

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### Legislative Review Note

as of 10-24-01 12:10 PM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel

### Committee Note

The Government Operations Interim Committee recommended this bill.