

King  
McHaren  
DeLaney

SSB-3219  
Appropriations  
Succeeded By  
(SF F 2433)

SENATE/HOUSE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
APPROPRIATIONS BILL BY JOINT  
APPROPRIATIONS SUBCOMMITTEE  
ON OVERSIGHT AND COMMUNICATIONS)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to state government technology and operations, by  
2 making and relating to appropriations to the Iowa  
3 communications network for the support of certain Part III  
4 users, making appropriations to various entities for other  
5 technology-related purposes, providing for the procurement of  
6 information technology, providing for the use of the network,  
7 and providing an effective date.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. TREASURER OF STATE. There is appropriated from  
2 the general fund of the state to the treasurer of state for  
3 the fiscal year beginning July 1, 2000, and ending June 30,  
4 2001, the following amount, or so much thereof as is  
5 necessary, to be used for the purpose designated:

6 For debt service:

7 ..... \$ 12,860,000

8 Funds appropriated in this section shall be deposited in a  
9 separate fund established in the office of the treasurer of  
10 state, to be used solely for debt service for the Iowa  
11 communications network. The Iowa telecommunications and  
12 technology commission shall certify to the treasurer of state  
13 when a debt service payment is due, and upon receipt of the  
14 certification the treasurer shall make the payment. The  
15 commission shall pay any additional amount due from funds  
16 deposited in the Iowa communications network fund.

17 Sec. 2. IOWA COMMUNICATIONS NETWORK OPERATIONS.

18 1. There is appropriated from the general fund of the  
19 state to the Iowa telecommunications and technology commission  
20 for the fiscal year beginning July 1, 2000, and ending June  
21 30, 2001, the following amount, or so much thereof as is  
22 necessary, to be used for the purposes designated in this  
23 subsection:

24 For operations of the network consistent with chapter 8D  
25 and for the following full-time equivalent positions:

26 ..... \$ 2,981,920  
27 ..... FTEs 104.00

28 2. Notwithstanding section 8.33 or 8.39, moneys  
29 appropriated in this section which remain unobligated or  
30 unexpended at the close of the fiscal year shall not revert to  
31 the general fund of the state but shall remain available for  
32 the purposes designated in the succeeding fiscal year, and  
33 shall not be transferred to any other program.

34 3. a. It is the intent of the general assembly that the  
35 Iowa telecommunications and technology commission annually

1 review the hourly rates established, as provided in section  
2 8D.3, subsection 3, paragraph "i", consistent with this  
3 paragraph. Such rates shall be established in a manner to  
4 minimize any subsidy provided through state general fund  
5 appropriations.

6 b. Notwithstanding paragraph "a", the general assembly  
7 declares its support for, and that it is the intent of the  
8 general assembly to continue, subsidization of video rates  
9 charged to libraries, public or nonpublic schools for grades  
10 kindergarten through twelve, private universities and  
11 colleges, community colleges, and institutions under the  
12 control of the state board of regents. Except for original  
13 debt service, the Iowa telecommunications and technology  
14 commission shall develop and implement a long-term plan for  
15 establishing rates that will eliminate, by June 30, 2007, the  
16 need for legislatively appropriated funds to be used for  
17 subsidization of network costs for authorized users other than  
18 the network costs associated with video rates charged to  
19 public or nonpublic schools for grades kindergarten through  
20 twelve, private universities and colleges, community colleges,  
21 and institutions under the control of the state board of  
22 regents.

23 4. It is the intent of the general assembly that the Iowa  
24 telecommunications and technology commission enter into an  
25 agreement for a demonstration project to provide voice service  
26 for state government over internet protocol. Such agreement  
27 for a demonstration project shall be entered into with a  
28 vendor which agrees to provide any necessary equipment  
29 associated with the project at no cost to the state.

30 Sec. 3. PUBLIC BROADCASTING. There is appropriated from  
31 the general fund of the state to the public broadcasting  
32 division of the department of education for the fiscal year  
33 beginning July 1, 2000, and ending June 30, 2001, the  
34 following amount, or so much thereof as is necessary, to be  
35 used for the purposes designated in subsections 1 and 2 and

1 for the following full-time equivalent positions:

2 ..... \$ 2,170,595

3 ..... FTEs 9.00

4 1. Of the amount appropriated in this section, \$478,403  
5 shall be expended by the public broadcasting division of the  
6 department of education to provide support for functions  
7 related to the network, including but not limited to the  
8 following functions: development of distance learning  
9 applications; development of a central information source on  
10 the Internet relating to educational uses of the network;  
11 second-line technical support for network sites; testing and  
12 initializing sites onto the network; and coordinating the work  
13 of the education telecommunications council.

14 2. Of the amount appropriated in this section, \$1,692,192  
15 shall be allocated by the public broadcasting division of the  
16 department of education to the regional telecommunications  
17 councils established in section 8D.5. The regional  
18 telecommunications councils shall use the funds to provide  
19 technical assistance for network classrooms, planning and  
20 troubleshooting for local area networks, scheduling of video  
21 sites, and other related support activities.

22 Sec. 4. DEPARTMENT OF GENERAL SERVICES. There is  
23 appropriated from the general fund of the state to the  
24 division of information technology services of the department  
25 of general services for the fiscal year beginning July 1,  
26 2000, and ending June 30, 2001, the following amount, or so  
27 much thereof as is necessary, to be used for the purpose  
28 designated:

29 For the purpose of providing information technology  
30 services to state agencies and for the following full-time  
31 equivalent positions:

32 ..... \$ 3,563,943

33 ..... FTEs 131.61

34 Sec. 5. POOLED TECHNOLOGY ACCOUNT.

35 1. a. A pooled technology account is established in the

1 office of the treasurer of state under the control of the  
2 division of information technology services of the department  
3 of general services and shall be used for the purpose of  
4 supporting various technology programs as provided in this  
5 section.

6 b. Notwithstanding the distribution formula contained in  
7 section 8.62 for an operational appropriation which remains  
8 unexpended or unencumbered for the fiscal year beginning July  
9 1, 1999, 75 percent of the unexpended or unencumbered moneys  
10 subject to section 8.62 are appropriated to the pooled  
11 technology account. The remaining 25 percent of such moneys  
12 shall remain with the entity to which the operational  
13 appropriation was made. Notwithstanding section 8.33, for an  
14 appropriation other than an operational appropriation as  
15 provided in section 8.62 which remains unencumbered for the  
16 fiscal year beginning July 1, 1999, 100 percent of the  
17 unexpended or unencumbered moneys are appropriated to the  
18 pooled technology account.

19 Notwithstanding this paragraph, the first \$7,500,000  
20 subject to reversion and appropriation to the pooled  
21 technology account under this paragraph shall be deposited in  
22 the general fund to be used for balancing the state's budget  
23 for the fiscal year beginning July 1, 2000, and ending June  
24 30, 2001.

25 2. Moneys in the pooled technology account are allocated,  
26 to the extent available, in the descending priority order for  
27 use during the fiscal year beginning July 1, 2000, and ending  
28 June 30, 2001, as follows:

29 a. To the division of information technology services of  
30 the department of general services for IowAccess:  
31 ..... \$ 300,000

32 b. To the process project office of the division of  
33 information technology services of the department of general  
34 services:  
35 ..... \$ 250,000

1 c. To the Iowa telecommunications and technology  
2 commission to be used solely for maintenance and lease costs  
3 associated with Part III connections:

4 ..... \$ 2,727,004

5 d. To the public broadcasting division of the department  
6 of education for the conversion to digital television  
7 broadcasts:

8 ..... \$ 3,500,000

9 Notwithstanding section 8.33, moneys allocated to the  
10 public broadcasting division of the department of education in  
11 this paragraph "d" which remain unobligated or unexpended at  
12 the close of the fiscal year shall not revert but shall remain  
13 available for the purpose designated in this paragraph "d" for  
14 the fiscal year beginning July 1, 2001, and ending June 30,  
15 2002.

16 e. To the Iowa telecommunications and technology  
17 commission for continued buildout of asynchronous transfer  
18 mode technology for the network:

19 ..... \$ 3,500,000

20 f. To the public broadcasting division of the department  
21 of education for the conversion to digital television  
22 broadcasts:

23 ..... \$ 3,500,000

24 Notwithstanding section 8.33, moneys allocated to the  
25 public broadcasting division of the department of education in  
26 this paragraph "f" which remain unobligated or unexpended at  
27 the close of the fiscal year shall not revert but shall remain  
28 available for the purpose designated in this paragraph "f" for  
29 the fiscal year beginning July 1, 2001, and ending June 30,  
30 2002.

31 g. To the Iowa telecommunications and technology  
32 commission for continued buildout of asynchronous transfer  
33 mode technology for the network:

34 ..... \$ 3,500,000

35 h. To the department of agriculture and land stewardship

1 for gasoline measurement testing equipment:

2 ..... \$ 100,000

3 i. To the department of cultural affairs for the costs of  
4 establishing an Iowa communications network room in the state  
5 historical building:

6 ..... \$ 185,799

7 j. To the division of information technology services of  
8 the department of general services for a data warehouse for  
9 the division of criminal and juvenile justice planning of the  
10 department of human rights:

11 ..... \$ 608,390

12 k. To the department of human services for electronic data  
13 collection, management, and reporting associated with the  
14 temporary assistance for needy families (TANF) welfare reform  
15 program:

16 ..... \$ 760,384

17 l. To the department of education for electronic data  
18 interchange:

19 ..... \$ 500,000

20 m. To the department of workforce development for  
21 developing an integrated information system:

22 ..... \$ 639,000

23 n. To the department of workforce development for  
24 developing a resource house:

25 ..... \$ 500,000

26 o. To the department of human services for continuing the  
27 child support recovery unit system:

28 ..... \$ 297,024

29 p. To the department of human service for an electronic  
30 benefits transfer system:

31 ..... \$ 348,179

32 q. To the division of information technology services of  
33 the department of general services for developing and  
34 implementing an electronic professional license renewal  
35 system:

1 ..... \$ 1,000,000  
2 r. To the secretary of state for developing and  
3 implementing an electronic filing system for corporate  
4 information and UCC information:  
5 ..... \$ 750,000  
6 s. To the Iowa department of public health for developing  
7 and implementing an electronic system for vital records:  
8 ..... \$ 500,000  
9 t. To the state department of transportation for  
10 developing and implementing an on-line vehicle registration  
11 system:  
12 ..... \$ 2,000,000  
13 u. To the department of revenue and finance for telefiling  
14 of tax returns:  
15 ..... \$ 2,000,000  
16 v. To the department of natural resources for developing  
17 and implementing an on-line system for issuing environmental  
18 permits:  
19 ..... \$ 1,000,000  
20 w. To the state department of transportation for  
21 developing and implementing an on-line driver's license  
22 renewal system:  
23 ..... \$ 1,250,000  
24 3. A department or agency receiving an appropriation under  
25 subsection 2 shall consult with the division of information  
26 technology services in the department of general services  
27 regarding any technology purchase, lease, or contract, prior  
28 to making a purchase or entering into a lease or contract.  
29 4. Effective July 1, 2001, the division of information  
30 technology in the department of general services shall not  
31 deposit any additional moneys into the pooled technology  
32 account, unless reauthorized to do so by the general assembly  
33 during the 2001 regular session. Funds allocated to a project  
34 pursuant to this section which are encumbered prior to July 1,  
35 2001, may be spent for the specified purpose as provided in

1 this Act. Funds which are allocated but unencumbered as of  
2 July 1, 2001, shall revert to the general fund.

3 5. The department of management, in cooperation with the  
4 division of information technology services of the department  
5 of general services, shall develop a standard budget request  
6 form for technology or business reengineering projects. A  
7 department requesting funding for projects which will cost  
8 more than \$100,000 shall use the request form. The form shall  
9 require consistent reporting criteria including, but not  
10 limited to, project description, project goals, project  
11 performance measures, return on investment, cost, time frame,  
12 funding sources, and customer base.

13 Sec. 6. FUNDING FOR IOWACCESS.

14 1. Notwithstanding section 321A.3, subsection 1, for the  
15 fiscal year beginning July 1, 2000, and ending June 30, 2001,  
16 the first \$1,000,000 collected and transferred by the

17 department of transportation to the treasurer of state with  
18 respect to the fees for transactions involving the furnishing  
19 of a certified abstract of a vehicle operating record under  
20 section 321A.3, subsection 1, shall be allocated as follows:

21 a. Four hundred thousand dollars shall be transferred to  
22 the IowAccess revolving fund created in section 18.187 and  
23 administered by the division of information technology  
24 services of the department of general services for the  
25 purposes of developing, implementing, maintaining, and  
26 expanding electronic access to government records in  
27 accordance with the requirements set forth in chapter 18,  
28 division VII.

29 b. Six hundred thousand dollars shall be transferred to  
30 the division of information technology services of the  
31 department of general services to be used for general  
32 operating expenditures of the division.

33 2. It is the intent of the general assembly that all fees  
34 collected with respect to transactions involving IowAccess  
35 shall be deposited in the IowAccess revolving fund created in

1 section 18.187 and shall be used only for the support of  
2 IowAccess projects.

3 Sec. 7. 2000 Iowa Acts, Senate File 2395, if enacted, is  
4 amended by adding the following new section:

5 SEC. \_\_\_\_ . NEW SECTION. 14B.102A OPERATIONS REVOLVING  
6 FUND.

7 An operations revolving fund is created in the state  
8 treasury. The operations revolving fund shall be administered  
9 by the department and shall consist of moneys collected by the  
10 department as fees, moneys appropriated by the general  
11 assembly, and any other moneys obtained or accepted by the  
12 department for deposit in the revolving fund. The proceeds of  
13 the revolving fund are appropriated to and shall be used by  
14 the department for the operations of the department consistent  
15 with this chapter. The department shall submit an annual  
16 report not later than January 31, to the members of the  
17 general assembly and the legislative fiscal bureau, of the  
18 activities funded by and expenditures made from the revolving  
19 fund during the preceding fiscal year. Section 8.33 does not  
20 apply to any moneys in the revolving fund and, notwithstanding  
21 section 12C.7, subsection 2, earnings or interest on moneys  
22 deposited in the revolving fund shall be credited to the  
23 revolving fund.

24 Sec. 8. Section 18.183, subsections 1 and 2, Code  
25 Supplement 1999, are amended to read as follows:

26 1. The government agency that is the lawful custodian of a  
27 public record shall be responsible for determining whether a  
28 record is required by state statute to be confidential. The  
29 transmission of a record by a government agency by use of  
30 electronic means established, maintained, or managed by the  
31 ~~division-of-information-technology-services~~ department shall  
32 not constitute a transfer of the legal custody of the record  
33 from the individual government agency to the ~~division-of~~  
34 ~~information-technology-services~~ department or to any other  
35 person or entity.

1     2. The ~~division-of-information-technology-services~~  
2 department shall not have authority to determine whether an  
3 individual government agency should automate records of which  
4 the individual government agency is the lawful custodian.  
5 However, the ~~division~~ department may encourage governmental  
6 agencies to implement electronic access to government records.

7     Sec. 9. Section 18.184, Code 1999, is amended to read as  
8 follows:

9     18.184 FINANCIAL TRANSACTIONS.

10    1. The ~~division-of-information-technology-services~~  
11 department shall collect moneys paid to participating  
12 governmental entities from persons who complete an electronic  
13 financial transaction with the governmental entity by  
14 accessing the IowAccess network. The moneys may include all  
15 of the following:

16    a. Fees required to obtain an electronic public record as  
17 provided in section 22.3A.

18    b. Fees required to process an application or file a  
19 document, including but not limited to fees required to obtain  
20 a license issued by a licensing authority.

21    c. Moneys owed to a governmental entity by a person  
22 accessing the IowAccess network in order to satisfy a  
23 liability arising from the operation of law, including the  
24 payment of assessments, taxes, fines, and civil penalties.

25    2. Moneys transferred using the IowAccess network may  
26 include amounts owed by a governmental entity to a person  
27 accessing the IowAccess network in order to satisfy a  
28 liability of the governmental entity. The moneys may include  
29 the payment of tax refunds, and the disbursement of support  
30 payments as defined in section 252D.16 or 598.1 as required  
31 for orders issued pursuant to section 252B.14.

32    3. The ~~division-of-information-technology-services~~  
33 department shall serve as the agent of the governmental entity  
34 in collecting moneys for receipt by governmental entities.

35 The moneys shall be transferred to governmental entities

1 directly or to the treasurer of state for disbursement to  
2 governmental entities as required by the treasurer of state in  
3 cooperation with the auditor of state.

4 4. In addition to other forms of payment, credit cards  
5 shall be accepted in payment for moneys owed to a governmental  
6 entity as provided in this section, according to rules which  
7 shall be adopted by the treasurer of state. The fees to be  
8 charged shall not exceed those permitted by statute. A  
9 governmental entity may adjust its fees to reflect the cost of  
10 processing as determined by the treasurer of state. The  
11 discount charged by the credit card issuer may be included in  
12 determining the fees to be paid for completing a financial  
13 transaction under this section by using a credit card.

14 Sec. 10. Section 18.185, Code 1999, is amended to read as  
15 follows:

16 18.185 AUDITS REQUIRED.

17 A technology audit of the electronic transmission system by  
18 which government records are transmitted electronically to the  
19 public shall be conducted not less than once annually for the  
20 purpose of determining that government records and other  
21 electronic data are not misappropriated or misused by the  
22 ~~division-of-information-technology-services~~ department or a  
23 contractor of the ~~division~~ department. A financial audit  
24 shall be conducted not less than once annually to determine  
25 the financial condition of the ~~division-of-information~~  
26 ~~technology-services~~ department and to make other relevant  
27 inquiries.

28 Sec. 11. Section 18.187, Code Supplement 1999, is amended  
29 to read as follows:

30 18.187 IOWACCESS REVOLVING FUND.

31 An IowAccess revolving fund is created in the state  
32 treasury. The revolving fund shall be administered by the  
33 ~~division~~ department and shall consist of moneys collected by  
34 the ~~division~~ department as fees, moneys appropriated by the  
35 general assembly, and any other moneys obtained or accepted by

1 the ~~division~~ department for deposit in the revolving fund.  
2 The proceeds of the revolving fund are appropriated to and  
3 shall be used by the ~~division~~ department to maintain, develop,  
4 operate, and expand the IowAccess network consistent with this  
5 ~~chapter~~ subchapter. The ~~division~~ department shall submit an  
6 annual report not later than January 31, to the members of the  
7 general assembly and the legislative fiscal bureau, of the  
8 activities funded by and expenditures made from the revolving  
9 fund during the preceding fiscal year. Section 8.33 does not  
10 apply to any moneys in the revolving fund and, notwithstanding  
11 section 12C.7, subsection 2, earnings or interest on moneys  
12 deposited in the revolving fund shall be credited to the  
13 revolving fund.

14 Sec. 12. Notwithstanding 1997 Iowa Acts, chapter 210,  
15 section 10, subsection 1, paragraph "f", any moneys  
16 appropriated to the reversion incentive program fund  
17 established in 1997 Iowa Acts, chapter 210, section 10, which  
18 remain unobligated or unexpended on the effective date of this  
19 Act shall be transferred to the pooled technology account  
20 established in section 5 of this Act.

21 Sec. 13. 1998 Iowa Acts, chapter 1224, section 7,  
22 subsection 2, paragraph j, is amended to read as follows:

23 j. To the department of revenue and finance for a  
24 remittance processing system:  
25 ..... \$ 1,500,000

26 Notwithstanding section 8.33, moneys allocated to the  
27 department of revenue and finance in this paragraph "j" which  
28 remain unobligated or unexpended at the close of the fiscal  
29 year shall not revert but shall remain available for  
30 expenditure for the purpose for which allocated in this  
31 paragraph "j" for the fiscal year beginning July 1, 2000, and  
32 ending June 30, 2001.

33 Sec. 14. 1998 Iowa Acts, chapter 1224, section 7,  
34 subsection 2, paragraph r, as amended by 1999 Iowa Acts,  
35 chapter 207, section 18, is amended to read as follows:

1 r. To the department of general services for a purchasing  
2 system:

3 ..... \$ 2,500,000

4 Notwithstanding section 8.33, moneys allocated to the  
5 department of general services in this paragraph "r" which  
6 remain unobligated or unexpended ~~at the close of the fiscal~~  
7 year on the effective date of this Act shall ~~not revert but~~  
8 ~~shall remain available for the purpose designated in this~~  
9 ~~paragraph "r" for the fiscal year beginning July 1, 1997, and~~  
10 ending June 30, 2000 be transferred to the pooled technology  
11 account established in section 5 of this Act.

12 Sec. 15. 1999 Iowa Acts, chapter 196, section 1, is  
13 amended to read as follows:

14 SECTION 1. DEPARTMENT OF GENERAL SERVICES -- EMBEDDED  
15 CHIPS. There is appropriated from the rebuild Iowa  
16 infrastructure fund to the division of information technology  
17 services of the department of general services for the fiscal  
18 year beginning July 1, 1998, and ending June 30, 1999, to  
19 supplement the moneys in the reversion incentive program fund  
20 as provided in 1997 Iowa Acts, chapter 210, section 10, the  
21 following amount, or so much thereof as is necessary, to be  
22 used for the purpose designated:

23 For the replacement of noncompliant year 2000 embedded  
24 chips in the technology and equipment of state departments,  
25 notwithstanding section 8.57, subsection 5, paragraph "c":  
26 ..... \$ 2,435,000

27 Moneys appropriated in this section shall be deposited into  
28 the reversion incentive program fund created pursuant to 1997  
29 Iowa Acts, chapter 210, section 10.

30 Notwithstanding section 8.33, moneys appropriated in this  
31 section which remain unencumbered or unobligated ~~at the close~~  
32 of the fiscal year on the effective date of this Act shall not  
33 ~~revert but shall remain available for expenditure for the~~  
34 ~~purpose designated until the close of the fiscal year~~  
35 ~~beginning July 1, 2000, and any unobligated or unencumbered~~

1 ~~moneys-remaining-on-that-date-shall-be-credited-to-the-general~~  
2 ~~fund-of-the-state~~ be transferred to the pooled technology  
3 account established in section 5 of this Act.

4 Sec. 16. 1999 Iowa Acts, chapter 207, section 5,  
5 subsection 3, paragraphs d, e, g, i, and l, are amended to  
6 read as follows:

7 d. To the department of human services for a welfare  
8 reform system (TANF):

9 ..... \$ 742,555

10 Notwithstanding section 8.33, moneys allocated to the  
11 department of human services in this paragraph "d" which  
12 remain unobligated or unexpended at the close of the fiscal  
13 year shall not revert but shall remain available for the  
14 purpose designated for the fiscal year beginning July 1, 2000,  
15 and ending June 30, 2001.

16 e. To the department of human services for a child support  
17 recovery project:

18 ..... \$ 1,131,976

19 Notwithstanding section 8.33, moneys allocated to the  
20 department of human services in this paragraph "e" which  
21 remain unobligated or unexpended at the close of the fiscal  
22 year shall not revert but shall remain available for the  
23 purpose designated for the fiscal year beginning July 1, 2000,  
24 and ending June 30, 2001.

25 g. To the department of education for electronic data  
26 exchange (EASIER):

27 ..... \$ 500,000

28 Notwithstanding section 8.33, moneys allocated to the  
29 department of education in this paragraph "g" which remain  
30 unobligated or unexpended at the close of the fiscal year  
31 shall not revert but shall remain available for the purpose  
32 designated for the fiscal year beginning July 1, 2000, and  
33 ending June 30, 2001.

34 i. To the division of information technology services in  
35 the department of general services for reengineering projects:

1 ..... \$ 1,750,000

2 Of the amounts appropriated in this paragraph "i", \$750,000  
3 shall be allocated as follows:

4 (1) One hundred thousand dollars for the development of a  
5 business licensure center for the department of economic  
6 development.

7 (2) Five hundred thousand dollars for a community  
8 resources directory for the department of Iowa workforce  
9 development.

10 (3) One hundred fifty thousand dollars for the  
11 implementation of an enterprise-wide information security  
12 system plan.

13 Notwithstanding section 8.33, moneys allocated to the  
14 division of information technology services in this paragraph  
15 "i", other than the moneys allocated in this paragraph "i",  
16 subparagraphs (1) and (3), which remain unobligated or  
17 unexpended at the close of the fiscal year shall not revert  
18 but shall remain available for the purpose for which allocated  
19 in the subparagraph for the fiscal year beginning July 1,  
20 2000, and ending June 30, 2001.

21 1. To the office of the governor for technology upgrades:  
22 ..... \$ 45,000

23 Notwithstanding section 8.33, moneys allocated to the  
24 office of the governor in this paragraph "1" which remain  
25 unobligated or unexpanded at the close of the fiscal year  
26 shall not revert but shall remain available for the purpose  
27 designated for the fiscal year beginning July 1, 2000, and  
28 ending June 30, 2001.

29 Sec. 17. CONDITIONAL EFFECTIVENESS.

30 1. Sections 7 through 11 of this Act take effect upon the  
31 effective date of an enactment of the general assembly during  
32 the 2000 regular legislative session, signed by the governor,  
33 which establishes an information technology department. If  
34 sections 7 through 11 take effect pursuant to this subsection,  
35 the Code editor shall transfer sections 18.183, 18.184,

1 18.185, and 18.187, as amended by this Act, and section 18.186  
2 to the new Code chapter establishing an information technology  
3 department, as appropriate. The term "department" in sections  
4 18.183, 18.184, 18.185, and 18.187, as amended by this Act,  
5 means the information technology department.

6 2. The references to the division of information  
7 technology services of the department of general services in  
8 this Act, if enacted, shall be corrected by the Code editor to  
9 refer to the information technology department, if an  
10 information technology department is established by enactment  
11 of the general assembly during the 2000 regular legislative  
12 session, and signed by the governor.

13 Sec. 18. EFFECTIVE DATE. Sections 5, 12, 13, 14, 15, 16,  
14 and 17 of this Act, being deemed of immediate importance, take  
15 effect upon enactment.

16 EXPLANATION

17 This bill relates to state government technology operations  
18 by making appropriations to a number of entities for such  
19 technology. Specifically the bill makes appropriations for  
20 the 2000-2001 fiscal year from the general fund of the state  
21 for debt service associated with the Iowa communications  
22 network, for subsidization of operations of the network  
23 necessary as a result of charging authorized users video rates  
24 which generate less revenue than necessary to cover associated  
25 costs of the network, for support functions related to the  
26 network provided by the public broadcasting division of the  
27 department of education, and for information technology  
28 services provided by the division of information technology  
29 services of the department of general services to other state  
30 agencies.

31 The bill creates a pooled technology account in the office  
32 of the treasurer of state under the control of the division of  
33 information technology services of the department of general  
34 services for the purpose of supporting various technology  
35 projects. The account is to be funded by taking a portion of

1 funds which are subject to reversion from the 1999-2000 fiscal  
2 year, and by transferring certain moneys which have been  
3 previously appropriated but which have not been spent. The  
4 technology projects specified are to be funded in the order  
5 provided in the bill to the extent that funds are available.

6 The bill provides for funding for IowAccess and provides  
7 that it is the intent of the general assembly that all fees  
8 collected associated with transactions through IowAccess are  
9 to be deposited in the IowAccess revolving fund created in  
10 Code section 18.187 and shall be used only for the support of  
11 IowAccess projects.

12 The bill creates a new Code section 14B.102A which creates  
13 an operations revolving fund for an information technology  
14 department, if such department is created during the 2000  
15 regular session.

16 The bill provides for the transfer of Code sections  
17 relating to IowAccess if an information technology department  
18 is established during the 2000 regular session.

19 The bill provides that certain appropriations made in prior  
20 years are not to revert but are to remain available for the  
21 purposes for which appropriated for the 2000-2001 fiscal year.

22 The bill provides an immediate effective date for portions  
23 of the bill.

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FILED MAR 23 00

2433

SENATE FILE  
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 3219)

(P. 1078)  
Passed Senate, Date 4-10-00

(P. 1882)  
Passed House, Date 4/26/00

Vote: Ayes 30 Nays 19

Vote: Ayes 85 Nays 14

Approved ~~Item~~ 5/13/00

(P. 1428) *Repassed 4/26/00*  
*vote 42-6*

A BILL FOR

1 An Act relating to state government technology and operations, by  
2 making and relating to appropriations to the Iowa  
3 communications network for the support of certain Part III  
4 users, making appropriations to various entities for other  
5 technology-related purposes, providing for the procurement of  
6 information technology, providing for the use of the network,  
7 and providing an effective date.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 2433

1 Section 1. TREASURER OF STATE. There is appropriated from  
2 the general fund of the state to the treasurer of state for  
3 the fiscal year beginning July 1, 2000, and ending June 30,  
4 2001, the following amount, or so much thereof as is  
5 necessary, to be used for the purpose designated:

6 For debt service:  
7 ..... \$ 12,860,000

8 Funds appropriated in this section shall be deposited in a  
9 separate fund established in the office of the treasurer of  
10 state, to be used solely for debt service for the Iowa  
11 communications network. The Iowa telecommunications and  
12 technology commission shall certify to the treasurer of state  
13 when a debt service payment is due, and upon receipt of the  
14 certification the treasurer shall make the payment. The  
15 commission shall pay any additional amount due from funds  
16 deposited in the Iowa communications network fund.

17 Sec. 2. IOWA COMMUNICATIONS NETWORK OPERATIONS.

18 1. There is appropriated from the general fund of the  
19 state to the Iowa telecommunications and technology commission  
20 for the fiscal year beginning July 1, 2000, and ending June  
21 30, 2001, the following amount, or so much thereof as is  
22 necessary, to be used for the purposes designated in this  
23 subsection:

24 For operations of the network consistent with chapter 8D  
25 and for the following full-time equivalent positions:  
26 ..... \$ 2,981,920  
27 ..... FTEs 104.00

28 2. Notwithstanding section 8.57, subsection 5, paragraph  
29 "c", there is appropriated from the rebuild Iowa  
30 infrastructure fund to the Iowa telecommunications and  
31 technology commission for the fiscal year beginning July 1,  
32 2000, and ending June 30, 2001, the following amount, or so  
33 much thereof as is necessary, to be used for the purposes  
34 designated:

35 To be used solely for maintenance and lease costs

1 associated with Part III connections:

2 ..... \$ 2,727,004

3 3. Notwithstanding section 8.33 or 8.39, moneys  
4 appropriated in this section which remain unobligated or  
5 unexpended at the close of the fiscal year shall not revert to  
6 the general fund of the state but shall remain available for  
7 the purposes designated in the succeeding fiscal year, and  
8 shall not be transferred to any other program.

9 4. a. It is the intent of the general assembly that the  
10 Iowa telecommunications and technology commission annually  
11 review the hourly rates established, as provided in section  
12 8D.3, subsection 3, paragraph "i", consistent with this  
13 paragraph. Such rates shall be established in a manner to  
14 minimize any subsidy provided through state general fund  
15 appropriations.

16 b. Notwithstanding paragraph "a", the general assembly  
17 declares its support for, and that it is the intent of the  
18 general assembly to continue, subsidization of video rates  
19 charged to libraries, public or nonpublic schools for grades  
20 kindergarten through twelve, private universities and  
21 colleges, community colleges, and institutions under the  
22 control of the state board of regents. Except for original  
23 debt service, the Iowa telecommunications and technology  
24 commission shall develop a long-term plan for establishing  
25 rates that will eliminate, by June 30, 2007, the need for  
26 legislatively appropriated funds to be used for subsidization  
27 of network costs for authorized users other than the network  
28 costs associated with video rates charged to public or  
29 nonpublic schools for grades kindergarten through twelve,  
30 private universities and colleges, community colleges, and  
31 institutions under the control of the state board of regents.

32 5. Notwithstanding section 18.6, subsection 1, for the  
33 purposes of any agreement entered into pursuant to this  
34 subsection only, it is the intent of the general assembly that  
35 the Iowa telecommunications and technology commission utilize

1 a process seeking competitive applications for a demonstration  
2 project, and enter into an agreement for a demonstration  
3 project to provide voice service for state government over  
4 internet protocol. Such agreement for a demonstration project  
5 may be entered into with a vendor which agrees to provide all  
6 necessary equipment associated with the project at no cost to  
7 the state. The Iowa telecommunications and technology  
8 commission shall not enter into an agreement for the actual  
9 provision of such voice service without utilizing a  
10 competitive application process. The vendor and the  
11 commission shall submit a written report regarding the quality  
12 of the service associated with the demonstration project no  
13 later than January 15, 2001.

14 Sec. 3. PUBLIC BROADCASTING. There is appropriated from  
15 the general fund of the state to the public broadcasting  
16 division of the department of education for the fiscal year  
17 beginning July 1, 2000, and ending June 30, 2001, the  
18 following amount, or so much thereof as is necessary, to be  
19 used for the purposes designated in subsections 1 and 2 and  
20 for the following full-time equivalent positions:

21 .....	\$	2,170,595
22 .....	FTEs	9.00

23 1. Of the amount appropriated in this section, \$478,403  
24 shall be expended by the public broadcasting division of the  
25 department of education to provide support for functions  
26 related to the network, including but not limited to the  
27 following functions: development of distance learning  
28 applications; development of a central information source on  
29 the Internet relating to educational uses of the network;  
30 second-line technical support for network sites; testing and  
31 initializing sites onto the network; and coordinating the work  
32 of the education telecommunications council.

33 2. Of the amount appropriated in this section, \$1,692,192  
34 shall be allocated by the public broadcasting division of the  
35 department of education to the regional telecommunications

1 councils established in section 8D.5. The regional  
2 telecommunications councils shall use the funds to provide  
3 technical assistance for network classrooms, planning and  
4 troubleshooting for local area networks, scheduling of video  
5 sites, and other related support activities.

6 Sec. 4. DEPARTMENT OF GENERAL SERVICES. There is  
7 appropriated from the general fund of the state to the  
8 division of information technology services of the department  
9 of general services for the fiscal year beginning July 1,  
10 2000, and ending June 30, 2001, the following amount, or so  
11 much thereof as is necessary, to be used for the purpose  
12 designated:

13 For the purpose of providing information technology  
14 services to state agencies and for the following full-time  
15 equivalent positions:

16 .....	\$	3,563,943
17 .....	FTEs	131.61

18 Sec. 5. POOLED TECHNOLOGY ACCOUNT.

19 1. a. A pooled technology account is established in the  
20 office of the treasurer of state under the control of the  
21 division of information technology services of the department  
22 of general services and shall be used for the purpose of  
23 supporting various technology programs as provided in this  
24 section.

25 b. Notwithstanding the distribution formula contained in  
26 section 8.62 for an operational appropriation which remains  
27 unexpended or unencumbered for the fiscal year beginning July  
28 1, 1999, 75 percent of the unexpended or unencumbered moneys  
29 subject to section 8.62 are appropriated to the pooled  
30 technology account. The remaining 25 percent of such moneys  
31 shall remain with the entity to which the operational  
32 appropriation was made. Notwithstanding section 8.33, for an  
33 appropriation other than an operational appropriation as  
34 provided in section 8.62 which remains unencumbered for the  
35 fiscal year beginning July 1, 1999, 100 percent of the

1 unexpended or unencumbered moneys are appropriated to the  
2 pooled technology account.

3 Notwithstanding this paragraph, the first \$7,500,000  
4 subject to reversion and appropriation to the pooled  
5 technology account under this paragraph shall be deposited in  
6 the general fund to be used for balancing the state's budget  
7 for the fiscal year beginning July 1, 2000, and ending June  
8 30, 2001.

9 2. Moneys in the pooled technology account are allocated,  
10 to the extent available, in the descending priority order for  
11 use during the fiscal year beginning July 1, 2000, and ending  
12 June 30, 2001, as follows:

13 a. To the division of information technology services of  
14 the department of general services for IowAccess:  
15 ..... \$ 300,000

16 b. To the process project office of the division of  
17 information technology services of the department of general  
18 services:  
19 ..... \$ 250,000

20 c. To the department of human services for electronic data  
21 collection, management, and reporting associated with the  
22 temporary assistance for needy families (TANF) welfare reform  
23 program:  
24 ..... \$ 760,384

25 d. To the department of human services for continuing the  
26 child support recovery unit system:  
27 ..... \$ 297,024

28 e. To the department of workforce development for  
29 developing an integrated information system:  
30 ..... \$ 639,000

31 f. To the department of corrections for a corrections  
32 offender network:  
33 ..... \$ 655,141

34 g. To the department of workforce development for  
35 developing a resource house:

1 ..... \$ 500,000

2 h. To the department of agriculture and land stewardship  
3 for participation in the field automation and information  
4 management system (FAIM):

5 ..... \$ 132,600

6 i. To the division of information technology services of  
7 the department of general services for a data warehouse for  
8 the division of criminal and juvenile justice planning of the  
9 department of human rights:

10 ..... \$ 608,390

11 Of the amount allocated in this paragraph "i", \$60,000  
12 shall be allocated for the support of one full-time equivalent  
13 position in the division of criminal and juvenile justice  
14 planning of the department of human rights to be associated  
15 with the data warehouse.

16 j. To the department of agriculture and land stewardship  
17 for gasoline measurement testing equipment:

18 ..... \$ 100,000

19 k. To the department of human services for an electronic  
20 benefits transfer system:

21 ..... \$ 180,000

22 l. To the Iowa telecommunications and technology  
23 commission for continued buildout of asynchronous transfer  
24 mode technology for the network:

25 ..... \$ 7,000,000

26 m. To the public broadcasting division of the department  
27 of education for the conversion to digital television  
28 broadcasts:

29 ..... \$ 7,000,000

30 Notwithstanding section 8.33, moneys allocated to the  
31 public broadcasting division of the department of education in  
32 this paragraph "m" which remain unobligated or unexpended at  
33 the close of the fiscal year shall not revert but shall remain  
34 available for the purpose designated in this paragraph "m" for  
35 the fiscal year beginning July 1, 2001, and ending June 30,

- 1 2002.
- 2 n. To the department of human services for an electronic
- 3 data warehouse:
- 4 ..... \$ 1,681,520
- 5 o. To the department of cultural affairs for the costs of
- 6 establishing an Iowa communications network room in the state
- 7 historical building:
- 8 ..... \$ 185,799
- 9 p. To the department of education for electronic data
- 10 interchange:
- 11 ..... \$ 500,000
- 12 q. To the division of information technology services of
- 13 the department of general services for developing and
- 14 implementing an electronic professional license renewal
- 15 system:
- 16 ..... \$ 1,000,000
- 17 r. To the secretary of state for developing and
- 18 implementing an electronic filing system for corporate
- 19 information and UCC information:
- 20 ..... \$ 750,000
- 21 s. To the Iowa department of public health for developing
- 22 and implementing an electronic system for vital records:
- 23 ..... \$ 500,000
- 24 t. To the state department of transportation for
- 25 developing and implementing an on-line vehicle registration
- 26 system:
- 27 ..... \$ 2,000,000
- 28 u. To the department of revenue and finance for telefiling
- 29 of tax returns:
- 30 ..... \$ 2,000,000
- 31 v. To the department of natural resources for developing
- 32 and implementing an on-line system for issuing environmental
- 33 permits:
- 34 ..... \$ 1,000,000
- 35 w. To the state department of transportation for

1 developing and implementing an on-line driver's license  
2 renewal system:  
3 ..... \$ 1,250,000

4 3. A department or agency receiving an appropriation under  
5 subsection 2 shall consult with the division of information  
6 technology services in the department of general services  
7 regarding any technology purchase, lease, or contract, prior  
8 to making a purchase or entering into a lease or contract.

9 4. Effective July 1, 2001, the division of information  
10 technology in the department of general services shall not  
11 deposit any additional moneys into the pooled technology  
12 account, unless reauthorized to do so by the general assembly  
13 during the 2001 regular session. Funds allocated to a project  
14 pursuant to this section which are encumbered prior to July 1,  
15 2001, may be spent for the specified purpose as provided in  
16 this Act. Funds which are allocated but unencumbered as of  
17 July 1, 2001, shall revert to the general fund.

18 5. The department of management, in cooperation with the  
19 division of information technology services of the department  
20 of general services, shall develop a standard budget request  
21 form for technology or business reengineering projects. A  
22 department requesting funding for projects which will cost  
23 more than \$100,000 shall use the request form. The form shall  
24 require consistent reporting criteria including, but not  
25 limited to, project description, project goals, project  
26 performance measures, return on investment, cost, time frame,  
27 funding sources, and customer base.

28 Sec. 6. FUNDING FOR IOWACCESS.

29 1. Notwithstanding section 321A.3, subsection 1, for the  
30 fiscal year beginning July 1, 2000, and ending June 30, 2001,  
31 the first \$1,000,000 collected and transferred by the  
32 department of transportation to the treasurer of state with  
33 respect to the fees for transactions involving the furnishing  
34 of a certified abstract of a vehicle operating record under  
35 section 321A.3, subsection 1, shall be allocated as follows:

1 a. Four hundred thousand dollars shall be transferred to  
2 the IowAccess revolving fund created in section 18.187 and  
3 administered by the division of information technology  
4 services of the department of general services for the  
5 purposes of developing, implementing, maintaining, and  
6 expanding electronic access to government records in  
7 accordance with the requirements set forth in chapter 18,  
8 division VII.

9 b. Six hundred thousand dollars shall be transferred to  
10 the division of information technology services of the  
11 department of general services to be used for general  
12 operating expenditures of the division.

13 2. It is the intent of the general assembly that all fees  
14 collected with respect to transactions involving IowAccess  
15 shall be deposited in the IowAccess revolving fund created in  
16 section 18.187 and shall be used only for the support of  
17 IowAccess projects.

18 Sec. 7. 2000 Iowa Acts, Senate File 2395, if enacted, is  
19 amended by adding the following new section:

20 SEC. \_\_\_\_ . NEW SECTION. 14B.102A OPERATIONS REVOLVING  
21 FUND.

22 An operations revolving fund is created in the state  
23 treasury. The operations revolving fund shall be administered  
24 by the department and shall consist of moneys collected by the  
25 department as fees, moneys appropriated by the general  
26 assembly, and any other moneys obtained or accepted by the  
27 department for deposit in the revolving fund. The proceeds of  
28 the revolving fund are appropriated to and shall be used by  
29 the department for the operations of the department consistent  
30 with this chapter. The department shall submit an annual  
31 report not later than January 31, to the members of the  
32 general assembly and the legislative fiscal bureau, of the  
33 activities funded by and expenditures made from the revolving  
34 fund during the preceding fiscal year. Section 8.33 does not  
35 apply to any moneys in the revolving fund and, notwithstanding

1 section 12C.7, subsection 2, earnings or interest on moneys  
2 deposited in the revolving fund shall be credited to the  
3 revolving fund.

4 Sec. 8. Section 18.183, subsections 1 and 2, Code  
5 Supplement 1999, are amended to read as follows:

6 1. The government agency that is the lawful custodian of a  
7 public record shall be responsible for determining whether a  
8 record is required by state statute to be confidential. The  
9 transmission of a record by a government agency by use of  
10 electronic means established, maintained, or managed by the  
11 ~~division-of-information-technology-services~~ department shall  
12 not constitute a transfer of the legal custody of the record  
13 from the individual government agency to the ~~division-of~~  
14 ~~information-technology-services~~ department or to any other  
15 person or entity.

16 2. The ~~division-of-information-technology-services~~  
17 department shall not have authority to determine whether an  
18 individual government agency should automate records of which  
19 the individual government agency is the lawful custodian.  
20 However, the ~~division~~ department may encourage governmental  
21 agencies to implement electronic access to government records.

22 Sec. 9. Section 18.184, Code 1999, is amended to read as  
23 follows:

24 18.184 FINANCIAL TRANSACTIONS.

25 1. The ~~division-of-information-technology-services~~  
26 department shall collect moneys paid to participating  
27 governmental entities from persons who complete an electronic  
28 financial transaction with the governmental entity by  
29 accessing ~~the~~ IowAccess network. The moneys may include all  
30 of the following:

31 a. Fees required to obtain an electronic public record as  
32 provided in section 22.3A.

33 b. Fees required to process an application or file a  
34 document, including but not limited to fees required to obtain  
35 a license issued by a licensing authority.

1 c. Moneys owed to a governmental entity by a person  
2 accessing the IowAccess network in order to satisfy a  
3 liability arising from the operation of law, including the  
4 payment of assessments, taxes, fines, and civil penalties.

5 2. Moneys transferred using the IowAccess network may  
6 include amounts owed by a governmental entity to a person  
7 accessing the IowAccess network in order to satisfy a  
8 liability of the governmental entity. The moneys may include  
9 the payment of tax refunds, and the disbursement of support  
10 payments as defined in section 252D.16 or 598.1 as required  
11 for orders issued pursuant to section 252B.14.

12 3. ~~The division of information technology services~~  
13 department shall serve as the agent of the governmental entity  
14 in collecting moneys for receipt by governmental entities.  
15 The moneys shall be transferred to governmental entities  
16 directly or to the treasurer of state for disbursement to  
17 governmental entities as required by the treasurer of state in  
18 cooperation with the auditor of state.

19 4. In addition to other forms of payment, credit cards  
20 shall be accepted in payment for moneys owed to a governmental  
21 entity as provided in this section, according to rules which  
22 shall be adopted by the treasurer of state. The fees to be  
23 charged shall not exceed those permitted by statute. A  
24 governmental entity may adjust its fees to reflect the cost of  
25 processing as determined by the treasurer of state. The  
26 discount charged by the credit card issuer may be included in  
27 determining the fees to be paid for completing a financial  
28 transaction under this section by using a credit card.

29 Sec. 10. Section 18.185, Code 1999, is amended to read as  
30 follows:

31 18.185 AUDITS REQUIRED.

32 A technology audit of the electronic transmission system by  
33 which government records are transmitted electronically to the  
34 public shall be conducted not less than once annually for the  
35 purpose of determining that government records and other

1 electronic data are not misappropriated or misused by the  
2 ~~division-of-information-technology-services~~ department or a  
3 contractor of the ~~division~~ department. A financial audit  
4 shall be conducted not less than once annually to determine  
5 the financial condition of the ~~division-of-information~~  
6 ~~technology-services~~ department and to make other relevant  
7 inquiries.

8 Sec. 11. Section 18.187, Code Supplement 1999, is amended  
9 to read as follows:

10 18.187 IOWACCESS REVOLVING FUND.

11 An IowAccess revolving fund is created in the state  
12 treasury. The revolving fund shall be administered by the  
13 ~~division~~ department and shall consist of moneys collected by  
14 the ~~division~~ department as fees, moneys appropriated by the  
15 general assembly, and any other moneys obtained or accepted by  
16 the ~~division~~ department for deposit in the revolving fund.  
17 The proceeds of the revolving fund are appropriated to and  
18 shall be used by the ~~division~~ department to maintain, develop,  
19 operate, and expand the IowAccess network consistent with this  
20 ~~chapter~~ subchapter. The ~~division~~ department shall submit an  
21 annual report not later than January 31, to the members of the  
22 general assembly and the legislative fiscal bureau, of the  
23 activities funded by and expenditures made from the revolving  
24 fund during the preceding fiscal year. Section 8.33 does not  
25 apply to any moneys in the revolving fund and, notwithstanding  
26 section 12C.7, subsection 2, earnings or interest on moneys  
27 deposited in the revolving fund shall be credited to the  
28 revolving fund.

29 Sec. 12. Notwithstanding 1997 Iowa Acts, chapter 210,  
30 section 10, subsection 1, paragraph "f", any moneys  
31 appropriated to the reversion incentive program fund  
32 established in 1997 Iowa Acts, chapter 210, section 10, which  
33 remain unobligated or unexpended on the effective date of this  
34 section of this Act shall be transferred to the pooled  
35 technology account established in section 5 of this Act.

1 Sec. 13. 1998 Iowa Acts, chapter 1224, section 7,  
2 subsection 2, paragraph j, is amended to read as follows:

3 j. To the department of revenue and finance for a  
4 remittance processing system:

5 ..... \$ 1,500,000

6 Notwithstanding section 8.33, moneys allocated to the  
7 department of revenue and finance in this paragraph "j" which  
8 remain unobligated or unexpended at the close of the fiscal  
9 year shall not revert but shall remain available for  
10 expenditure for the purpose for which allocated in this  
11 paragraph "j" for the fiscal year beginning July 1, 2000, and  
12 ending June 30, 2001.

13 Sec. 14. 1998 Iowa Acts, chapter 1224, section 7,  
14 subsection 2, paragraph r, as amended by 1999 Iowa Acts,  
15 chapter 207, section 18, is amended to read as follows:

16 r. To the department of general services for a purchasing  
17 system:

18 ..... \$ 2,500,000

19 Notwithstanding section 8.33, moneys allocated to the  
20 department of general services in this paragraph "r" which  
21 remain unobligated or unexpended at the close of the fiscal  
22 year on the effective date of this section of this Act shall  
23 not revert but shall remain available for the purpose  
24 designated in this paragraph "r" for the fiscal year beginning  
25 July 1, 1999, and ending June 30, 2000 be transferred to the  
26 pooled technology account established in section 5 of this  
27 Act.

28 Sec. 15. 1999 Iowa Acts, chapter 196, section 1, is  
29 amended to read as follows:

30 SECTION 1. DEPARTMENT OF GENERAL SERVICES -- EMBEDDED  
31 CHIPS. There is appropriated from the rebuild Iowa  
32 infrastructure fund to the division of information technology  
33 services of the department of general services for the fiscal  
34 year beginning July 1, 1998, and ending June 30, 1999, to  
35 supplement the moneys in the reversion incentive program fund

1 as provided in 1997 Iowa Acts, chapter 210, section 10, the  
2 following amount, or so much thereof as is necessary, to be  
3 used for the purpose designated:

4 For the replacement of noncompliant year 2000 embedded  
5 chips in the technology and equipment of state departments,  
6 notwithstanding section 8.57, subsection 5, paragraph "c":  
7 ..... \$ 2,435,000

8 Moneys appropriated in this section shall be deposited into  
9 the reversion incentive program fund created pursuant to 1997  
10 Iowa Acts, chapter 210, section 10.

11 Notwithstanding section 8.33, moneys appropriated in this  
12 section which remain unencumbered or unobligated ~~at the close~~  
13 ~~of the fiscal year~~ on the effective date of this section of  
14 this Act shall not revert but shall remain available for  
15 expenditure for the purpose designated until the close of the  
16 fiscal year beginning July 1, 2000, and any unobligated or  
17 unencumbered moneys remaining on that date shall be credited  
18 to the general fund of the state be transferred to the pooled  
19 technology account established in section 5 of this Act.

20 Sec. 16. 1999 Iowa Acts, chapter 207, section 5,  
21 subsection 3, paragraphs d, e, g, i, and l, are amended to  
22 read as follows:

23 d. To the department of human services for a welfare  
24 reform system (TANF):  
25 ..... \$ 742,555

26 Notwithstanding section 8.33, moneys allocated to the  
27 department of human services in this paragraph "d" which  
28 remain unobligated or unexpended at the close of the fiscal  
29 year shall not revert but shall remain available for the  
30 purpose designated for the fiscal year beginning July 1, 2000,  
31 and ending June 30, 2001.

32 e. To the department of human services for a child support  
33 recovery project:  
34 ..... \$ 1,131,976  
35 Notwithstanding section 8.33, moneys allocated to the

1 department of human services in this paragraph "e" which  
2 remain unobligated or unexpended at the close of the fiscal  
3 year shall not revert but shall remain available for the  
4 purpose designated for the fiscal year beginning July 1, 2000,  
5 and ending June 30, 2001.

6 g. To the department of education for electronic data  
7 exchange (EASIER):  
8 ..... \$ 500,000

9 Notwithstanding section 8.33, moneys allocated to the  
10 department of education in this paragraph "g" which remain  
11 unobligated or unexpended at the close of the fiscal year  
12 shall not revert but shall remain available for the purpose  
13 designated for the fiscal year beginning July 1, 2000, and  
14 ending June 30, 2001.

15 i. To the division of information technology services in  
16 the department of general services for reengineering projects:  
17 ..... \$ 1,750,000

18 Of the amounts appropriated in this paragraph "i", \$750,000  
19 shall be allocated as follows:

20 (1) One hundred thousand dollars for the development of a  
21 business licensure center for the department of economic  
22 development.

23 (2) Five hundred thousand dollars for a community  
24 resources directory for the department of Iowa workforce  
25 development.

26 (3) One hundred fifty thousand dollars for the  
27 implementation of an enterprise-wide information security  
28 system plan.

29 Notwithstanding section 8.33, moneys allocated to the  
30 division of information technology services in this paragraph  
31 "i", other than the moneys allocated in this paragraph "i",  
32 subparagraphs (1) and (3), which remain unobligated or  
33 unexpended at the close of the fiscal year shall not revert  
34 but shall remain available for the purpose for which allocated  
35 in the subparagraph for the fiscal year beginning July 1,

1 2000, and ending June 30, 2001.

2 1. To the office of the governor for technology upgrades:  
3 ..... \$ 45,000

4 Notwithstanding section 8.33, moneys allocated to the  
5 office of the governor in this paragraph "1" which remain  
6 unobligated or unexpanded at the close of the fiscal year  
7 shall not revert but shall remain available for the purpose  
8 designated for the fiscal year beginning July 1, 2000, and  
9 ending June 30, 2001.

10 Sec. 17. CONDITIONAL EFFECTIVENESS.

11 1. Sections 7 through 11 of this Act take effect upon the  
12 effective date of an enactment of the general assembly during  
13 the 2000 regular legislative session, signed by the governor,  
14 which establishes an information technology department. If  
15 sections 7 through 11 take effect pursuant to this subsection,  
16 the Code editor shall transfer sections 18.183, 18.184,  
17 18.185, and 18.187, as amended by this Act, and section 18.186  
18 to the new Code chapter establishing an information technology  
19 department, as appropriate. The term "department" in sections  
20 18.183, 18.184, 18.185, and 18.187, as amended by this Act,  
21 means the information technology department.

22 2. The references to the division of information  
23 technology services of the department of general services in  
24 this Act, if enacted, shall be corrected by the Code editor to  
25 refer to the information technology department, if an  
26 information technology department is established by enactment  
27 of the general assembly during the 2000 regular legislative  
28 session, and signed by the governor.

29 Sec. 18. EFFECTIVE DATE. Sections 5, 12, 13, 14, 15, 16,  
30 and 17 of this Act, being deemed of immediate importance, take  
31 effect upon enactment.

32 EXPLANATION

33 This bill relates to state government technology operations  
34 by making appropriations to a number of entities for such  
35 technology. Specifically the bill makes appropriations for

1 the 2000-2001 fiscal year from the general fund of the state  
2 for debt service associated with the Iowa communications  
3 network, for subsidization of operations of the network  
4 necessary as a result of charging authorized users video rates  
5 which generate less revenue than necessary to cover associated  
6 costs of the network, for support functions related to the  
7 network provided by the public broadcasting division of the  
8 department of education, and for information technology  
9 services provided by the division of information technology  
10 services of the department of general services to other state  
11 agencies. The bill also makes an appropriation for the 2000-  
12 2001 fiscal year from the rebuild Iowa infrastructure fund for  
13 the maintenance and lease costs associated with Part III  
14 connections of the Iowa communications network.

15 The bill creates a pooled technology account in the office  
16 of the treasurer of state under the control of the division of  
17 information technology services of the department of general  
18 services for the purpose of supporting various technology  
19 projects. The account is to be funded by taking a portion of  
20 funds which are subject to reversion from the 1999-2000 fiscal  
21 year, and by transferring certain moneys which have been  
22 previously appropriated but which have not been spent. The  
23 technology projects specified are to be funded in the order  
24 provided in the bill to the extent that funds are available.

25 The bill provides for funding for IowAccess and provides  
26 that it is the intent of the general assembly that all fees  
27 collected associated with transactions through IowAccess are  
28 to be deposited in the IowAccess revolving fund created in  
29 Code section 18.187 and shall be used only for the support of  
30 IowAccess projects.

31 The bill creates a new Code section 14B.102A which creates  
32 an operations revolving fund for an information technology  
33 department, if such department is created during the 2000  
34 regular session.

35 The bill provides for the transfer of Code sections

1 relating to IowAccess if an information technology department  
2 is established during the 2000 regular session.

3 The bill provides that certain appropriations made in prior  
4 years are not to revert but are to remain available for the  
5 purposes for which appropriated for the 2000-2001 fiscal year.

6 The bill provides an immediate effective date for portions  
7 of the bill.

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## SENATE FILE 2433

S-5364

- 1 Amend Senate File 2433 as follows:  
2 1. Page 4, line 16, by striking the figure  
3 "3,563,943" and inserting the following: "4,163,943".  
4 2. Page 4, by inserting after line 17 the  
5 following:  
6 "Sec. \_\_\_\_ . FUNDING FOR IOWACCESS. Notwithstanding  
7 section 321A.3, subsection 1, for the fiscal year  
8 beginning July 1, 2000, and ending June 30, 2001, the  
9 first \$1,000,000 collected and transferred by the  
10 department to the treasurer of state with respect to  
11 the fees for transactions involving the furnishing of  
12 a certified abstract of a vehicle operating record  
13 under section 321A.3, subsection 1, shall be  
14 transferred to the IowAccess revolving fund created in  
15 section 18.187 and administered by the division of  
16 information technology services of the department of  
17 general services for the purposes of developing,  
18 implementing, maintaining, and expanding electronic  
19 access to government records in accordance with the  
20 requirements set forth in chapter 18, division VII."  
21 3. Page 5, by striking lines 13 through 15.  
22 4. By striking page 8, line 28, through page 9,  
23 line 12.  
24 5. By renumbering as necessary.

By PATRICK J. DELUHERY

S-5364 FILED APRIL 6, 2000

LOST

(P. 1069)

## SENATE FILE 2433

S-5365

- 1 Amend Senate File 2433 as follows:  
2 1. Page 3, line 21, by striking the figure  
3 "2,170,595" and inserting the following: "2,337,430".  
4 2. Page 3, line 23, by striking the figure  
5 "478,403" and inserting the following: "479,238".  
6 3. Page 3, line 33, by striking the figure  
7 "1,692,192" and inserting the following: "1,858,192".

By PATRICK J. DELUHERY

S-5365 FILED APRIL 6, 2000

LOST

(P. 1068)

## SENATE FILE 2433

S-5367

1 Amend Senate File 2433 as follows:  
2 1. Page 3, by inserting after line 13 the  
3 following:  
4 "6. Notwithstanding chapter 22, the Iowa  
5 telecommunications and technology commission may  
6 engage in the sale, offering for sale, rental,  
7 leasing, licensing, delivery, distributing, or  
8 advertising of goods or services related to the  
9 network. Such goods and services may include, but are  
10 not limited to, consulting services; network  
11 development, engineering, design, and configuration  
12 services; plans, renderings, and diagrams; network and  
13 system maintenance services; software and software  
14 development; and hardware and hardware development.  
15 The commission may seek legal protection deemed  
16 necessary to secure any rights to or interests in such  
17 goods or services, including but not limited to,  
18 federal copyright, patent, and trademark protections,  
19 and any trade secret protection available under  
20 chapter 550. The commission may keep confidential any  
21 information relating to such goods and services to the  
22 extent such information constitutes trade secrets or  
23 is otherwise protected under law, or if the release of  
24 such information would result in a competitor having  
25 any advantage with respect to the network."

By STEVE KING

(P.1068)

S-5367 FILED APRIL 6, 2000  
WITHDRAWN

## SENATE FILE 2433

S-5362

1 Amend Senate File 2433 as follows:  
2 1. Page 1, line 26, by striking the figure  
3 "2,981,920" and inserting the following: "3,435,000".

By PATRICK J. DELUHERY

S-5362 FILED APRIL 6, 2000  
LOST (P.1068)

## SENATE FILE 2433

S-5363

1 Amend Senate File 2433 as follows:  
2 1. Page 4, line 16, by striking the figure  
3 "3,563,943" and inserting the following: "4,819,446".

By PATRICK J. DELUHERY

S-5363 FILED APRIL 6, 2000  
LOST (P.1069)

## SENATE FILE 2433

H-8846

1 Amend Senate File 2433, as passed by the Senate, as  
2 follows:

3 1. Page 4, line 16, by striking the figure  
4 "3,563,943" and inserting the following: "4,163,943".

5 2. Page 4, by inserting after line 17 the  
6 following:

7 "Sec. \_\_\_\_ . FUNDING FOR IOWACCESS. Notwithstanding  
8 section 321A.3, subsection 1, for the fiscal year  
9 beginning July 1, 2000, and ending June 30, 2001, the  
10 first \$1,000,000 collected and transferred by the  
11 department to the treasurer of state with respect to  
12 the fees for transactions involving the furnishing of  
13 a certified abstract of a vehicle operating record  
14 under section 321A.3, subsection 1, shall be  
15 transferred to the IowAccess revolving fund created in  
16 section 18.187 and administered by the division of  
17 information technology services of the department of  
18 general services for the purposes of developing,  
19 implementing, maintaining, and expanding electronic  
20 access to government records in accordance with the  
21 requirements set forth in chapter 18, division VII."

22 3. Page 5, by striking lines 13 through 15.

23 4. By striking page 8, line 29, through page 9,  
24 line 12.

25 5. By renumbering as necessary.

By FALCK of Fayette

H-8846 FILED APRIL 11, 2000

*0/0*  
*4/26/00 (P. 1879)*

## SENATE FILE 2433

H-8847

1 Amend Senate File 2433, as passed by the Senate, as  
2 follows:

3 1. Page 1, line 26, by striking the figure  
4 "2,981,920" and inserting the following: "3,435,000".

5 2. Page 3, line 21, by striking the figure  
6 "2,170,595" and inserting the following: "2,337,430".

7 3. Page 3, line 23, by striking the figure  
8 "478,403" and inserting the following: "479,238".

9 4. Page 3, line 33, by striking the figure  
10 "1,692,192" and inserting the following: "1,858,192".

11 5. Page 4, line 16, by striking the figure  
12 "3,563,943" and inserting the following: "4,819,446".

By FALCK of Fayette

H-8847 FILED APRIL 11, 2000

*W/S*  
*4/26/00*  
*(P. 1881)*

## SENATE FILE 2433

H-8848

1 Amend Senate File 2433, as passed by the Senate, as  
2 follows:

3 1. Page 16, by inserting after line 9 the  
4 following:

5 "Sec. 100. There is appropriated from the general  
6 fund of the state for the fiscal year beginning July  
7 1, 1999, and ending June 30, 2000, the sum of  
8 \$10,000,000 to the pooled technology account for the  
9 purpose of supporting various technology programs.  
10 Notwithstanding section 8.33, moneys appropriated to  
11 the pooled technology account in this section which  
12 remain unobligated or unencumbered at the close of the  
13 fiscal year shall not revert but shall remain  
14 available for the fiscal year beginning July 1, 2000,  
15 and ending June 30, 2001."

16 2. Page 16, line 29, by inserting after the  
17 figure "16," the following: "100,".

By FALCK of Fayette

H-8848 FILED APRIL 11, 2000

*W/D 4/26/00 (P.1881)*

## SENATE FILE 2433

H-8915

1 Amend Senate File 2433, as passed by the Senate, as  
2 follows:

3 1. Page 16, by inserting after line 28 the  
4 following:

5 "Sec. \_\_\_\_ . DEPARTMENT OF MANAGEMENT  
6 RECOMMENDATIONS. The department of management shall  
7 develop written recommendations to be delivered to the  
8 general assembly by no later than the start of the  
9 2001 regular legislative session with respect to both  
10 of the following:

11 1. Resolution of the overbilling of the federal  
12 government for certain services provided by the state  
13 to the federal government, and as a result of which  
14 the federal government is seeking reimbursement.

15 2. The manner in which the state's three data  
16 warehouses should be managed."

17 2. By renumbering as necessary.

By FALCK of Fayette

H-8915 FILED APRIL 17, 2000

*W/D 4/26/00 (P.1881)*

## SENATE FILE 2433

H-9056

1 Amend Senate File 2433, as passed by the Senate, as  
2 follows:

3 1. Page 16, by inserting after line 28 the  
4 following:

5 "Sec. \_\_\_\_ . DIRECTIONS TO CODE EDITOR. Effective  
6 July 1, 2002, the Code editor shall transfer the  
7 provisions of chapter 8D to chapter 14B as enacted in  
8 Senate File 2395, if Senate File 2395 is enacted  
9 during the 2000 Regular Session, and codify the  
10 provisions as a separate subchapter in chapter 14B."

11 2. By renumbering as necessary.

By FALCK of Fayette

H-9056 FILED APRIL 24, 2000

*last 4/26/00 (P.1882)*

## SENATE FILE 2433

H-9044

1 Amend Senate File 2433, as passed by the Senate, as  
2 follows:

3 1. Page 9, by inserting after line 17 the  
4 following:

5 "Sec. \_\_\_\_ . Section 14B.102, subsection 3, 2000  
6 Iowa Acts, Senate File 2395, if enacted, is amended by  
7 striking the subsection and inserting the following:

8 3. SERVICE CHARGES. The department shall render a  
9 statement to a participating agency or other  
10 governmental entity for a reasonable and necessary  
11 amount for information technology provided by the  
12 department to such agency or entity. An amount  
13 indicated on a statement rendered to a participating  
14 agency or other governmental entity shall be paid by  
15 such agency or entity in a manner determined by the  
16 department of revenue and finance. Amounts charged  
17 and paid pursuant to this subsection shall be  
18 deposited in the operations revolving fund created in  
19 section 14B.102A."

By DIX of Butler

H-9044 FILED APRIL 24, 2000

*adopted  
4-26-00*

## SENATE FILE 2433

H-9055

1 Amend Senate File 2433, as passed by the Senate, as  
2 follows:

3 1. Page 16, by striking lines 2 through 9.

By BRUNKHORST of Bremer

H-9055 FILED APRIL 24, 2000

*W/P  
4/26/00 (P.1881)*

SENATE FILE 2433

H-8979

1 Amend Senate File 2433, as passed by the Senate, as  
2 follows:

3 1. Page 3, by inserting after line 13 the  
4 following:

5 "6. The department of economic development and the  
6 Iowa utilities board shall jointly develop a written  
7 report with recommendations to ensure that high-speed  
8 broadband internet access is available to rural areas  
9 of the state where such access is not currently  
10 available. The written report shall be submitted to  
11 the legislative oversight committee of the legislative  
12 council by no later than October 1, 2000."

By WEIGEL of Chickasaw

H-8979 FILED APRIL 19, 2000

*adopted 4/26/00 (P.1879)*

## SENATE FILE 2433

H-9058

1 Amend Senate File 2433, as passed by the Senate, as  
2 follows:

3 1. Page 8, by inserting before line 4 the  
4 following:

5 " \_\_\_\_\_. The next \$7,200,000 shall be allocated to  
6 the division of information technology services of the  
7 department of general services for the projects  
8 designated in this paragraph only, and in nonpriority  
9 order as follows:

10 (1) A data warehouse to be maintained by the  
11 division of information technology services of the  
12 department of general services.

13 (2) For redesign of the budget system for the  
14 department of management.

15 (3) For reengineering projects for the division of  
16 information technology services of the department of  
17 general services.

18 (4) For business tax redesign for the department  
19 of revenue and finance.

20 (5) For a first stop business license information  
21 system for the Iowa department of economic  
22 development.

23 (6) For an information technology academy for the  
24 Iowa department of economic development.

25 (7) For additional support for the child support  
26 recovery unit of the department of human services.

27 (8) For an integrated client system for the  
28 department of human services.

29 (9) For an on-line library catalog for the  
30 department of cultural affairs.

31 (10) For feed and fertilizer testing equipment for  
32 the department of agriculture and land stewardship.

33 (11) For an electronic institutional medical  
34 records system for the department of human services.

35 (12) For an integrated institutional computer  
36 system for the commission of veterans affairs.

37 (13) For technology planning grants for the Iowa  
38 department of economic development.

39 (14) For computer software and hardware for the  
40 department of elder affairs.

41 (15) For welcome center technology for the Iowa  
42 department of economic development.

43 (16) For personal computer and local area network  
44 equipment replacement for the department of  
45 agriculture and land stewardship."

46 2. By renumbering as necessary.

By FALCK of Fayette

H-9058 FILED APRIL 24, 2000

*lost*  
*4/26/00*  
*(P. 1881)*

SENATE FILE 2433

H-9068

1 Amend Senate File 2433, as passed by the Senate, as  
2 follows:

3 1. Page 7, by inserting after line 1, the  
4 following:

5 "\_\_\_\_\_. To the department of management for  
6 developing budget system programs for township  
7 trustees:

8 ..... \$ 200,000"

9 2. By relettering as necessary.

By HUSER of Polk

H-9068 FILED APRIL 24, 2000

*o/o*  
*4/26/00*  
*(P.1879)*

## SENATE FILE 2433

H-9097

1 Amend Senate File 2433, as passed by the Senate, as  
2 follows:

3 1. Page 1, line 26, by striking the figure  
4 "2,981,920" and inserting the following: "3,181,920".

5 2. Page 4, line 16, by striking the figure  
6 "3,563,943" and inserting the following: "4,563,943".

7 3. Page 4, by inserting after line 17 the  
8 following:

9 "The division of information technology services  
10 shall not increase any fees or charges to other state  
11 agencies for services provided to such state agencies  
12 by the division, unless such increase in fees or  
13 charges is first submitted to, and approved by, the  
14 department of management. It is the intent of the  
15 general assembly that the division not increase fees  
16 for the purpose of generating revenue to offset the  
17 difference in the amount of the appropriation  
18 contained in this section and the amount of the  
19 appropriation initially requested for the division by  
20 the department of general services."

21 4. Page 5, line 3, by inserting after the word  
22 "paragraph," the following: "if revenue received by  
23 the state for deposit in the general fund of the state  
24 does not exceed the most recent estimate of the  
25 revenue estimating conference created in section 8.22A  
26 by at least \$7,500,000 for the fiscal year beginning  
27 July 1, 1999, and ending June 30, 2000,".

28 5. By striking page 5, line 13, through page 8,  
29 line 3, and inserting the following:

30 "a. The first \$1,500,000 shall be allocated to the  
31 department of education for purposes of making  
32 technology available to students of accredited  
33 nonpublic schools in accordance with section 201 of  
34 this Act.

35 b. The next \$1,000,000 shall be allocated to the  
36 university of northern Iowa for developing a twenty-  
37 first century learning initiative. The university of  
38 northern Iowa shall consult with the division of  
39 information technology services of the department of  
40 general services and the department of education in  
41 developing this initiative.

42 c. The next \$3,500,000 shall be allocated to the  
43 Iowa telecommunications and technology commission for  
44 continued buildout of asynchronous transfer mode  
45 technology for the network.

46 d. The next \$21,000,000 shall be allocated to the  
47 division of information technology services of the  
48 department of general services only for the projects  
49 designated in this paragraph as follows:

50 (1) A process project office for the division of

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1 information technology services of the department of  
2 general services.

3 (2) An electronic data collection, management, and  
4 reporting associated with the temporary assistance for  
5 needy families (TANF) welfare reform program of the  
6 department of human services.

7 (3) A child support recovery unit system for the  
8 department of human services.

9 (4) A corrections offender network for the  
10 department of corrections.

11 (5) The development of a resource house for the  
12 department of workforce development.

13 (6) A data warehouse for the division of criminal  
14 and juvenile justice planning of the department of  
15 human rights.

16 (7) Participation in the field automation and  
17 information management system (FAIM) by the department  
18 of agriculture and land stewardship.

19 (8) Gasoline measurement testing equipment for the  
20 department of agriculture and land stewardship.

21 (9) An electronic benefits transfer system for the  
22 department of human services.

23 (10) An electronic database directory of all  
24 health care and support services available to senior  
25 citizens for the department of elder affairs, as  
26 required under the senior living program Act, as  
27 enacted in Senate File 2193, and for other costs  
28 associated with the implementation of that program.

29 (11) The costs associated with filings under the  
30 Uniform Commercial Code if House File 2513 is enacted  
31 and incurred by the secretary of state.

32 (12) The conversion to digital television  
33 broadcasts by the public broadcasting division of the  
34 department of education.

35 (13) The continued buildout of asynchronous  
36 transfer mode technology for the Iowa communications  
37 network by the Iowa telecommunications and technology  
38 commission.

39 (14) An integrated institutional computer system  
40 for the veterans home of the department of veterans  
41 affairs.

42 (15) The development of budget system programs of  
43 township trustees as determined by the department of  
44 management.

45 (16) An electronic data warehouse for the  
46 department of human services.

47 (17) Establishment of an Iowa communications  
48 network room in the state historical building for the  
49 department of cultural affairs.

50 (18) An electronic data interchange for the

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1 department of education.

2 (19) The development and implementation of an  
3 electronic professional license renewal system for the  
4 division of information technology services of the  
5 department of general services.

6 (20) The development and implementation of an  
7 electronic system for vital records for the Iowa  
8 department of public health.

9 (21) The telefiling of tax returns for the  
10 department of revenue and finance.

11 (22) The development and implementation of an on-  
12 line system for issuing environmental permits for the  
13 department of natural resources.

14 (23) Reengineering projects for the division of  
15 information technology services of the department of  
16 general services."

17 6. By striking page 8, line 35, through page 9,  
18 line 1 and inserting the following: "section 321A.3,  
19 subsection 1, shall be transferred to".

20 7. Page 9, by striking lines 9 through 12.

21 8. Page 12, by inserting after line 28 the  
22 following:

23 "Sec. 101. Section 455G.3, subsection 3, paragraph  
24 e, Code Supplement 1999, is amended by striking the  
25 paragraph.

26 Sec. 102. Section 455G.6, subsection 17, Code  
27 Supplement 1999, is amended by striking the  
28 subsection.

29 Sec. 103. Section 455G.9, subsection 1, Code  
30 Supplement 1999, is amended by adding the following  
31 new paragraph:

32 NEW PARAGRAPH. k. Corrective action for a  
33 condition caused by a release from an underground  
34 storage tank located on a site for which the  
35 department, after January 31, 1997, has issued a no  
36 further action certificate under section 455B.474. As  
37 a condition of receiving benefits under this  
38 paragraph, the department must determine that the  
39 condition necessitating the corrective action was not  
40 a result of a release that occurred after the issuance  
41 of the no further action certificate, and that the  
42 site qualified for remedial benefits under this  
43 section prior to the issuance of the no further action  
44 certificate."

45 9. Page 16, by inserting after line 9, the  
46 following:

47 "Sec. 104. Section 455G.22, Code 1999, is  
48 repealed.

49 Sec. 105. Notwithstanding section 455G.22,  
50 unencumbered and unobligated moneys remaining in the

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1 no further action fund on the effective date of this  
2 section shall be transferred to the pooled technology  
3 account established in section 5 of this Act."

4 10. Page 16, by inserting after line 9 the  
5 following:

6 "\_\_\_\_. Section 14B.102, subsection 2, paragraph d,  
7 as enacted by 2000 Iowa Acts, Senate File 2395, is  
8 amended to read as follows:

9 ~~d. Developing and implementing recommended~~  
10 Implementing standards for information technology,  
11 including but not limited to system design and systems  
12 integration and interoperability, as developed by the  
13 council pursuant to section 14B.107, which when  
14 implemented shall apply to all participating agencies  
15 except as otherwise provided in this chapter. The  
16 department shall implement information technology  
17 standards as established pursuant to this chapter  
18 which are applicable to information technology  
19 procurements for participating agencies.

20 \_\_\_\_\_. Section 14B.104, subsection 2, paragraph b,  
21 as enacted by 2000 Iowa Acts, Senate File 2395, is  
22 amended to read as follows:

23 ~~b. Develop recommended standards for consideration~~  
24 with respect to the procurement of information  
25 technology by all participating agencies as provided  
26 in section 14B.107.

27 \_\_\_\_\_. Section 14B.107, as enacted by 2000 Iowa  
28 Acts, Senate File 2395, is amended to read as follows:

29 14B.107 INFORMATION TECHNOLOGY STANDARDS.

30 The information technology council shall develop  
31 recommended standards for consideration with respect  
32 to the procurement of information technology by all  
33 participating agencies. It is the intent of the  
34 general assembly that information technology standards  
35 be established for the purpose of guiding such  
36 procurements. Such standards, unless waived by the  
37 council, shall apply to all information technology  
38 procurements for participating agencies.

39 Standards adopted pursuant to this section shall  
40 apply to existing information technology in use by  
41 participating agencies on the effective date of this  
42 Act. A participating agency, by no later than June  
43 30, 2002, shall seek to procure information technology  
44 to replace existing information technology which does  
45 not meet the standards adopted by the council, unless  
46 a waiver is procured with respect to such information  
47 technology pursuant to section 14B.104.

48 The office of the governor or the office of an  
49 elective constitutional or statutory officer shall  
50 consult with the department prior to procuring

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1 information technology and consider the standards  
2 recommended by the council, and provide a written  
3 report to the department relating to the office's  
4 decision regarding such acquisitions.

5 Sec. 201. TECHNOLOGY SERVICES FOR ACCREDITED  
6 NONPUBLIC SCHOOL STUDENTS.

7 1. Technology adopted and purchased by a school  
8 district shall, to the extent funds are appropriated  
9 by the general assembly, be made available to students  
10 of accredited nonpublic schools located within the  
11 boundaries of the school district upon the written  
12 request of the authorities in charge of the accredited  
13 nonpublic school on behalf of the school's students as  
14 provided in this section.

15 2. Funds appropriated for purposes of this section  
16 shall be allocated to school districts for the  
17 purchase of technology for accredited nonpublic  
18 schools as provided in this section, subject to the  
19 restrictions of section 295.4, subsection 1. The  
20 department of education shall ascertain a maximum  
21 annual amount the school district shall be required to  
22 use for the purchase of technology for participating  
23 accredited nonpublic schools. The amount shall be in  
24 the proportion that the basic enrollment of a  
25 participating accredited nonpublic school bears to the  
26 sum of the basic enrollments of all participating  
27 accredited nonpublic schools in the state for the  
28 budget year. A participating accredited nonpublic  
29 school shall certify its actual enrollment to the  
30 department of education by October 1, 2000. By  
31 October 15, 2000, the department of education shall  
32 notify the board of directors of each school district  
33 of the maximum amount of its allocation that shall be  
34 made available for purchasing nonsectarian,  
35 nonreligious technology for each of the participating  
36 accredited nonpublic schools located within the school  
37 district in accordance with this section. For  
38 purposes of this section only, an accredited nonpublic  
39 school's enrollment count shall include only students  
40 who are residents of Iowa.

41 3. The costs of providing technology to  
42 participating accredited nonpublic schools as provided  
43 in this section shall not be included in the  
44 computation of district cost under chapter 257, but  
45 shall be shown in the budget as an expense from  
46 miscellaneous income. Technology expenditures made in  
47 accordance with this section shall be kept on file in  
48 the school district."

49 11. Page 16, by inserting after line 28 the  
50 following:

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Page 6

1 "Sec. \_\_\_\_ . DEPARTMENT OF MANAGEMENT

2 RECOMMENDATIONS. The department of management shall  
3 develop written recommendations to be delivered to the  
4 general assembly by no later than the start of the  
5 2001 regular legislative session with respect to both  
6 of the following:

7 1. Resolution of the overbilling of the federal  
8 government for certain services provided by the state  
9 to the federal government, and as a result of which  
10 the federal government is seeking reimbursement.

11 2. The manner in which the state's three data  
12 centers should be managed."

13 12. Page 16, line 29, by inserting after the  
14 figure "5," the following: "101, 102, 103,".

15 13. Page 16, line 30, by striking the word and  
16 figure "and 17" and inserting the following: "17,  
17 104, and 105".

18 14. By renumbering as necessary.

By DIX of Butler

H-9097 FILED APRIL 25, 2000

*Adopted*

*4-26-00*  
*(P.1879)*

## SENATE FILE 2433

H-9101

- 1 Amend the amendment, H-9097, to Senate File 2433,  
 2 as passed by the Senate, as follows:  
 3 1. Page 1, by inserting after line 45 the  
 4 following:  
 5 "\_\_\_\_. The next \$200,000 shall be allocated to the  
 6 department of management for developing budget system  
 7 programs for township trustees."  
 8 2. Page 2, by striking lines 42 through 44.  
 9 3. By renumbering as necessary.

By HUSER of Polk  
 SUNDERBRUCH of Scott

H-9101 FILED APRIL 26, 2000

*Adopted*  
*4-26-00 (P.1877)*

SENATE FILE 2433

H-9103

- 1 Amend the amendment, H-9097, to Senate File 2433,  
 2 as passed by the Senate, as follows:  
 3 1. Page 3, line 44, by inserting after the word  
 4 "certificate." the follows: "No more than one hundred  
 5 thousand dollars per site may be used for the costs of  
 6 a corrective action under this paragraph. This  
 7 paragraph does not confer a legal right on an owner or  
 8 operator of petroleum-contaminated property or on any  
 9 other person to receive benefits under this  
 10 paragraph."

By DIX of Butler

H-9103 FILED APRIL 26, 2000

*w/d*  
*4/26/00 (P.1877)*

SENATE FILE 2433

H-9099

- 1 Amend the amendment, H-9097, to Senate File 2433,  
 2 as passed by the Senate, as follows:  
 3 1. Page 1, by striking lines 30 through 35, and  
 4 inserting the following:  
 5 "a. The first \$1,000,000 shall be allocated to  
 6 the".  
 7 2. Page 5, by striking lines 4 through 48 and  
 8 inserting the following: "decision regarding such  
 9 acquisitions."  
 10 3. By renumbering, relettering, and correcting  
 11 internal references as necessary.

By METCALF of Polk

H-9099 FILED APRIL 26, 2000

*w/d*  
*4/26/00*  
*(P.1877)*

## SENATE FILE 2433

H-9106

1 Amend the amendment, H-9097, to Senate File 2433,  
2 as passed by the Senate, as follows:

3 1. Page 1, by striking lines 21 through 27 and  
4 inserting the following:  
5 "\_\_\_\_. Page 5, line 8, by inserting after the  
6 figure "2001." the following: "However, the amount to  
7 be deposited in the general fund pursuant to this  
8 unnumbered paragraph shall be reduced by an amount  
9 equal to the amount of revenue received by the state  
10 for deposit in the general fund of the state that  
11 exceeds the most recent estimate of the revenue  
12 estimating conference created in section 8.22A for the  
13 fiscal year beginning July 1, 1999, and ending June  
14 30, 2000. The amount of the reduction in revenue to  
15 be deposited in the general fund as determined under  
16 this unnumbered paragraph shall be deposited in the  
17 pooled technology account."

18 2. Page 3, line 16, by inserting after the word  
19 "services." the following:  
20 "(24) For budget system redesign to be completed  
21 by the department of management.

22 (25) The development and implementation of  
23 information technology security by the division of  
24 information technology services of the department of  
25 general services."

26 3. Page 3, line 32, by striking the words "for a"  
27 and inserting the following: "in response to a high  
28 risk".

29 4. Page 3, line 44, by inserting after the word  
30 "certificate." the follows: "No more than one hundred  
31 thousand dollars per site may be used for the costs of  
32 a corrective action under this paragraph. This  
33 paragraph does not confer a legal right on an owner or  
34 operator of petroleum-contaminated property or on any  
35 other person to receive benefits under this  
36 paragraph."

37 5. Page 4, line 19, by inserting after the word  
38 "agencies" the following: "and to information  
39 technology development by participating agencies".

40 6. Page 4, line 24, by inserting after the word  
41 "procurement" the following: "and development".

42 7. Page 4, line 32, by inserting after the word  
43 "procurement" the following: "and development".

44 8. Page 4, line 36, by inserting after the word  
45 "procurements" the following: "and development".

46 9. Page 4, line 38, by inserting after the word  
47 "agencies" the following: "and to all information  
48 technology development by participating agencies".

49 10. Page 4, line 43, by inserting after the word  
50 "procure" the following: "or develop".

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1 11. Page 4, line 50, by inserting after the word

2 "procuring" the following: "or developing".

3 12. Page 5, line 4, by striking the word

4 "acquisitions" and inserting the following:

5 "acquisitions procurements or development".

6 13. Page 5, by inserting after line 4 the

7 following:

8 "\_\_\_\_. Section 14B.108, subsection 2, paragraph a,

9 as enacted by 2000 Iowa Acts, Senate File 2395, is

10 amended to read as follows:

11 a. Standards established by the council, unless

12 waived pursuant to section 14B.104, shall apply to all

13 information technology procurements for participating

14 agencies and to all information technology development

15 by participating agencies."

By DIX of Butler

H-9106 FILED APRIL 26, 2000

*adopted*  
*4-26-00*  
*(P. 1879)*

**HOUSE AMENDMENT TO  
SENATE FILE 2433**

S-5678

1 Amend Senate File 2433, as passed by the Senate, as  
2 follows:

3 1. Page 1, line 26, by striking the figure  
4 "2,981,920" and inserting the following: "3,181,920".

5 2. Page 3, by inserting after line 13 the  
6 following:

7 "6. The department of economic development and the  
8 Iowa utilities board shall jointly develop a written  
9 report with recommendations to ensure that high-speed  
10 broadband internet access is available to rural areas  
11 of the state where such access is not currently  
12 available. The written report shall be submitted to  
13 the legislative oversight committee of the legislative  
14 council by no later than October 1, 2000."

15 3. Page 4, line 16, by striking the figure  
16 "3,563,943" and inserting the following: "4,563,943".

17 4. Page 4, by inserting after line 17 the  
18 following:

19 "The division of information technology services  
20 shall not increase any fees or charges to other state  
21 agencies for services provided to such state agencies  
22 by the division, unless such increase in fees or  
23 charges is first submitted to, and approved by, the  
24 department of management. It is the intent of the  
25 general assembly that the division not increase fees  
26 for the purpose of generating revenue to offset the  
27 difference in the amount of the appropriation  
28 contained in this section and the amount of the  
29 appropriation initially requested for the division by  
30 the department of general services."

31 5. Page 5, line 8, by inserting after the figure  
32 "2001." the following: "However, the amount to be  
33 deposited in the general fund pursuant to this  
34 unnumbered paragraph shall be reduced by an amount  
35 equal to the amount of revenue received by the state  
36 for deposit in the general fund of the state that  
37 exceeds the most recent estimate of the revenue  
38 estimating conference created in section 8.22A for the  
39 fiscal year beginning July 1, 1999, and ending June  
40 30, 2000. The amount of the reduction in revenue to  
41 be deposited in the general fund as determined under  
42 this unnumbered paragraph shall be deposited in the  
43 pooled technology account."

44 6. By striking page 5, line 13, through page 8,  
45 line 3, and inserting the following:

46 "a. The first \$1,500,000 shall be allocated to the  
47 department of education for purposes of making  
48 technology available to students of accredited  
49 nonpublic schools in accordance with section 201 of  
50 this Act.

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Page 2

1 b. The next \$1,000,000 shall be allocated to the  
2 university of northern Iowa for developing a twenty-  
3 first century learning initiative. The university of  
4 northern Iowa shall consult with the division of  
5 information technology services of the department of  
6 general services and the department of education in  
7 developing this initiative.

8 c. The next \$3,500,000 shall be allocated to the  
9 Iowa telecommunications and technology commission for  
10 continued buildout of asynchronous transfer mode  
11 technology for the network.

12 d. The next \$200,000 shall be allocated to the  
13 department of management for developing budget system  
14 programs for township trustees.

15 e. The next \$21,000,000 shall be allocated to the  
16 division of information technology services of the  
17 department of general services only for the projects  
18 designated in this paragraph as follows:

19 (1) A process project office for the division of  
20 information technology services of the department of  
21 general services.

22 (2) An electronic data collection, management, and  
23 reporting associated with the temporary assistance for  
24 needy families (TANF) welfare reform program of the  
25 department of human services.

26 (3) A child support recovery unit system for the  
27 department of human services.

28 (4) A corrections offender network for the  
29 department of corrections.

30 (5) The development of a resource house for the  
31 department of workforce development.

32 (6) A data warehouse for the division of criminal  
33 and juvenile justice planning of the department of  
34 human rights.

35 (7) Participation in the field automation and  
36 information management system (FAIM) by the department  
37 of agriculture and land stewardship.

38 (8) Gasoline measurement testing equipment for the  
39 department of agriculture and land stewardship.

40 (9) An electronic benefits transfer system for the  
41 department of human services.

42 (10) An electronic database directory of all  
43 health care and support services available to senior  
44 citizens for the department of elder affairs, as  
45 required under the senior living program Act, as  
46 enacted in Senate File 2193, and for other costs  
47 associated with the implementation of that program.

48 (11) The costs associated with filings under the  
49 Uniform Commercial Code if House File 2513 is enacted  
50 and incurred by the secretary of state.

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Page 3

1 (12) The conversion to digital television  
2 broadcasts by the public broadcasting division of the  
3 department of education.

4 (13) The continued buildout of asynchronous  
5 transfer mode technology for the Iowa communications  
6 network by the Iowa telecommunications and technology  
7 commission.

8 (14) An integrated institutional computer system  
9 for the veterans home of the department of veterans  
10 affairs.

11 (15) An electronic data warehouse for the  
12 department of human services.

13 (16) Establishment of an Iowa communications  
14 network room in the state historical building for the  
15 department of cultural affairs.

16 (17) An electronic data interchange for the  
17 department of education.

18 (18) The development and implementation of an  
19 electronic professional license renewal system for the  
20 division of information technology services of the  
21 department of general services.

22 (19) The development and implementation of an  
23 electronic system for vital records for the Iowa  
24 department of public health.

25 (20) The telefiling of tax returns for the  
26 department of revenue and finance.

27 (21) The development and implementation of an on-  
28 line system for issuing environmental permits for the  
29 department of natural resources.

30 (22) Reengineering projects for the division of  
31 information technology services of the department of  
32 general services.

33 (23) For budget system redesign to be completed by  
34 the department of management.

35 (24) The development and implementation of  
36 information technology security by the division of  
37 information technology services of the department of  
38 general services."

39 7. By striking page 8, line 35, through page 9,  
40 line 1 and inserting the following: "section 321A.3,  
41 subsection 1, shall be transferred to".

42 8. Page 9, by striking lines 9 through 12.

43 9. Page 9, by inserting after line 17 the  
44 following:

45 "Sec. \_\_\_\_ . Section 14B.102, subsection 3, 2000  
46 Iowa Acts, Senate File 2395, if enacted, is amended by  
47 striking the subsection and inserting the following:

48 3. SERVICE CHARGES. The department shall render a  
49 statement to a participating agency or other  
50 governmental entity for a reasonable and necessary

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1 amount for information technology provided by the  
2 department to such agency or entity. An amount  
3 indicated on a statement rendered to a participating  
4 agency or other governmental entity shall be paid by  
5 such agency or entity in a manner determined by the  
6 department of revenue and finance. Amounts charged  
7 and paid pursuant to this subsection shall be  
8 deposited in the operations revolving fund created in  
9 section 14B.102A."

10 10. Page 12, by inserting after line 28 the  
11 following:

12 "Sec. 101. Section 455G.3, subsection 3, paragraph  
13 e, Code Supplement 1999, is amended by striking the  
14 paragraph.

15 Sec. 102. Section 455G.6, subsection 17, Code  
16 Supplement 1999, is amended by striking the  
17 subsection.

18 Sec. 103. Section 455G.9, subsection 1, Code  
19 Supplement 1999, is amended by adding the following  
20 new paragraph:

21 NEW PARAGRAPH. k. Corrective action in response  
22 to a high risk condition caused by a release from an  
23 underground storage tank located on a site for which  
24 the department, after January 31, 1997, has issued a  
25 no further action certificate under section 455B.474.  
26 As a condition of receiving benefits under this  
27 paragraph, the department must determine that the  
28 condition necessitating the corrective action was not  
29 a result of a release that occurred after the issuance  
30 of the no further action certificate, and that the  
31 site qualified for remedial benefits under this  
32 section prior to the issuance of the no further action  
33 certificate. No more than one hundred thousand  
34 dollars per site may be used for the costs of a  
35 corrective action under this paragraph. This  
36 paragraph does not confer a legal right on an owner or  
37 operator of petroleum-contaminated property or on any  
38 other person to receive benefits under this  
39 paragraph."

40 11. Page 16, by inserting after line 9, the  
41 following:

42 "Sec. 104. Section 455G.22, Code 1999, is  
43 repealed.

44 Sec. 105. Notwithstanding section 455G.22,  
45 unencumbered and unobligated moneys remaining in the  
46 no further action fund on the effective date of this  
47 section shall be transferred to the pooled technology  
48 account established in section 5 of this Act."

49 12. Page 16, by inserting after line 9 the  
50 following:

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1 "Sec. \_\_\_\_\_. Section 14B.102, subsection 2,  
2 paragraph d, as enacted by 2000 Iowa Acts, Senate File  
3 2395, is amended to read as follows:

4 ~~d. Developing and implementing recommended~~  
5 Implementing standards for information technology,  
6 ~~including but not limited to system design and systems~~  
7 ~~integration and interoperability,~~ as developed by the  
8 council pursuant to section 14B.107, which when  
9 implemented shall apply to all participating agencies  
10 except as otherwise provided in this chapter. The  
11 department shall implement information technology  
12 standards as established pursuant to this chapter  
13 which are applicable to information technology  
14 procurements for participating agencies and to  
15 information technology development by participating  
16 agencies.

17 Sec. \_\_\_\_\_. Section 14B.104, subsection 2, paragraph  
18 b, as enacted by 2000 Iowa Acts, Senate File 2395, is  
19 amended to read as follows:

20 b. ~~Develop recommended standards for consideration~~  
21 with respect to the procurement and development of  
22 information technology by all participating agencies  
23 as provided in section 14B.107.

24 Sec. \_\_\_\_\_. Section 14B.107, as enacted by 2000 Iowa  
25 Acts, Senate File 2395, is amended to read as follows:

26 14B.107 INFORMATION TECHNOLOGY STANDARDS.

27 The information technology council shall develop  
28 recommended standards for consideration with respect  
29 to the procurement and development of information  
30 technology by all participating agencies. It is the  
31 intent of the general assembly that information  
32 technology standards be established for the purpose of  
33 guiding such procurements and development. Such  
34 standards, unless waived by the council, shall apply  
35 to all information technology procurements for  
36 participating agencies and to all information  
37 technology development by participating agencies.

38 Standards adopted pursuant to this section shall  
39 apply to existing information technology in use by  
40 participating agencies on the effective date of this  
41 Act. A participating agency, by no later than June  
42 30, 2002, shall seek to procure or develop information  
43 technology to replace existing information technology  
44 which does not meet the standards adopted by the  
45 council, unless a waiver is procured with respect to  
46 such information technology pursuant to section  
47 14B.104.

48 The office of the governor or the office of an  
49 elective constitutional or statutory officer shall  
50 consult with the department prior to procuring or

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1 developing information technology and consider the  
2 standards recommended by the council, and provide a  
3 written report to the department relating to the  
4 office's decision regarding such acquisitions  
5 procurements or development.

6 Sec. \_\_\_\_ . Section 14B.108, subsection 2, paragraph  
7 a, as enacted by 2000 Iowa Acts, Senate File 2395, is  
8 amended to read as follows:

9 a. Standards established by the council, unless  
10 waived pursuant to section 14B.104, shall apply to all  
11 information technology procurements for participating  
12 agencies and to all information technology development  
13 by participating agencies.

14 Sec. 201. TECHNOLOGY SERVICES FOR ACCREDITED  
15 NONPUBLIC SCHOOL STUDENTS.

16 1. Technology adopted and purchased by a school  
17 district shall, to the extent funds are appropriated  
18 by the general assembly, be made available to students  
19 of accredited nonpublic schools located within the  
20 boundaries of the school district upon the written  
21 request of the authorities in charge of the accredited  
22 nonpublic school on behalf of the school's students as  
23 provided in this section.

24 2. Funds appropriated for purposes of this section  
25 shall be allocated to school districts for the  
26 purchase of technology for accredited nonpublic  
27 schools as provided in this section, subject to the  
28 restrictions of section 295.4, subsection 1. The  
29 department of education shall ascertain a maximum  
30 annual amount the school district shall be required to  
31 use for the purchase of technology for participating  
32 accredited nonpublic schools. The amount shall be in  
33 the proportion that the basic enrollment of a  
34 participating accredited nonpublic school bears to the  
35 sum of the basic enrollments of all participating  
36 accredited nonpublic schools in the state for the  
37 budget year. A participating accredited nonpublic  
38 school shall certify its actual enrollment to the  
39 department of education by October 1, 2000. By  
40 October 15, 2000, the department of education shall  
41 notify the board of directors of each school district  
42 of the maximum amount of its allocation that shall be  
43 made available for purchasing nonsectarian,  
44 nonreligious technology for each of the participating  
45 accredited nonpublic schools located within the school  
46 district in accordance with this section. For  
47 purposes of this section only, an accredited nonpublic  
48 school's enrollment count shall include only students  
49 who are residents of Iowa.

50 3. The costs of providing technology to

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1 participating accredited nonpublic schools as provided  
2 in this section shall not be included in the  
3 computation of district cost under chapter 257, but  
4 shall be shown in the budget as an expense from  
5 miscellaneous income. Technology expenditures made in  
6 accordance with this section shall be kept on file in  
7 the school district."

8 13. Page 16, by inserting after line 28 the  
9 following:

10 "Sec. \_\_\_\_ . DEPARTMENT OF MANAGEMENT

11 RECOMMENDATIONS. The department of management shall  
12 develop written recommendations to be delivered to the  
13 general assembly by no later than the start of the  
14 2001 regular legislative session with respect to both  
15 of the following:

16 1. Resolution of the overbilling of the federal  
17 government for certain services provided by the state  
18 to the federal government, and as a result of which  
19 the federal government is seeking reimbursement.

20 2. The manner in which the state's three data  
21 centers should be managed."

22 14. Page 16, line 29, by inserting after the  
23 figure "5," the following: "101, 102, 103,".

24 15. Page 16, line 30, by striking the word and  
25 figure "and 17" and inserting the following: "17,  
26 104, and 105".

27 16. By renumbering, relettering, or redesignating  
28 and correcting internal references as necessary.

RECEIVED FROM THE HOUSE

S-5678 FILED APRIL 26, 2000

CONCURRED

(p. 1427)



THOMAS J. VILSACK  
GOVERNOR

OFFICE OF THE GOVERNOR

SALLY J. PEDERSON  
LT. GOVERNOR

May 13, 2000

The Honorable Chester Culver  
Secretary of State  
State Capitol  
LOCAL

RECEIVED  
MAY 16 2000  
LEGISLATIVE SERVICES

Dear Mr. Secretary

I hereby transmit Senate File 2433, an Act relating to state government technology and operations, by making and relating to appropriations to the Iowa Communications Network for the support of certain Part III users, making appropriations to various entities for other technology-related purposes, providing for the procurement of information technology, providing for the use of the network, and providing an effective date.

Senate File 2433 is a bill I will approve reluctantly, as it contains a number of useful provisions which will begin to upgrade and modernize technology operations in state government, but falls far short of meeting the identified needs. If we are to truly run our state government "like a business," the legislature must do much better, in the future, to provide an adequate, dedicated funding stream for technology projects, just as many businesses do. In this electronic day and age, as we are attempting to manage the large enterprise of state government, and provide easier, round the clock access to government services to all Iowans, we must have adequate resources to upgrade technology. This bill provides needed operational funding for information technology, but at levels notably below my recommendations. This bill provides needed funding for technology projects that will allow services to be more efficiently delivered to Iowans, but at levels greatly below—perhaps as much as 50% below—the level needed.

I am hopeful that legislators will understand the need for us to work together in the coming year, as we begin to implement both the new Information Technology Department, and the provisions of this bill, to do significantly better next year on providing the necessary adequate, dedicated funding for technology. We will only succeed at providing the greatest management efficiencies and access to government services for Iowa taxpayers when we have done so. This bill does not fully accomplish those goals.

I hereby approve Senate File 2433, with the following exceptions, which I hereby disapprove.

Page 2

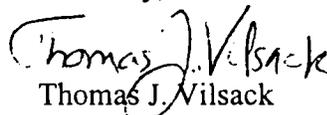
I am unable to approve the item designated as Section 4, unnumbered paragraph, in its entirety. This item requires the approval of the Department of Management prior to any possible fee increases by the new Information Technology Department. Given the underfunding of the ITD operations budget by the legislature, there is a distinct possibility that fee increases may be necessary. I have received assurances that the two Departments will work cooperatively to examine any proposed fee or rate increases, without the necessity of this legislative mandate.

I am unable to approve the item designated as Section 5, Subsection 2d, in its entirety. This item allocated \$200,000 to the Department of Management to develop an automated budget program for Township Trustees. This request was not submitted for review by the Information Technology Infrastructure Advisory Committee, and to my knowledge was not even a part of any committee discussion during the legislative process. For these reasons, I believe it is premature to earmark funds for this project, or to elevate it above other worthy projects already evaluated. If this project is submitted for review later this year by the advisory committee, I will give it further consideration at that time.

I am unable to approve the items designated as Sections 23, 24, 25, and 26 in their entirety. These items amend portions of Senate File 2395, the Information Technology Department bill, which was previously passed. These sections deal with the development and implementation of technology standards in state government. I appreciate the efforts of legislators to improve the language in these sections by amendment late in the process. Upon further review, however, I have come to the conclusion that the language in these sections, even as amended, is not needed.

For the above reasons, I hereby respectfully approve Senate File 2433 with the exceptions noted above.

Sincerely,

  
Thomas J. Vilsack  
Governor

TJV:gsn

cc: Secretary of the Senate  
Chief Clerk of the House

SENATE FILE 2433

AN ACT

RELATING TO STATE GOVERNMENT TECHNOLOGY AND OPERATIONS, BY MAKING AND RELATING TO APPROPRIATIONS TO THE IOWA COMMUNICATIONS NETWORK FOR THE SUPPORT OF CERTAIN PART III USERS, MAKING APPROPRIATIONS TO VARIOUS ENTITIES FOR OTHER TECHNOLOGY-RELATED PURPOSES, PROVIDING FOR THE PROCUREMENT OF INFORMATION TECHNOLOGY, PROVIDING FOR THE USE OF THE NETWORK, AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. TREASURER OF STATE. There is appropriated from the general fund of the state to the treasurer of state for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For debt service:

..... \$ 12,860,000

Funds appropriated in this section shall be deposited in a separate fund established in the office of the treasurer of state, to be used solely for debt service for the Iowa communications network. The Iowa telecommunications and technology commission shall certify to the treasurer of state when a debt service payment is due, and upon receipt of the certification the treasurer shall make the payment. The commission shall pay any additional amount due from funds deposited in the Iowa communications network fund.

Sec. 2. IOWA COMMUNICATIONS NETWORK OPERATIONS.

1. There is appropriated from the general fund of the state to the Iowa telecommunications and technology commission for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amount, or so much thereof as is necessary, to be used for the purposes designated in this subsection:

For operations of the network consistent with chapter 8D and for the following full-time equivalent positions:  
..... \$ 3,181,920  
..... FTEs 104.00

2. Notwithstanding section 8.57, subsection 5, paragraph "c", there is appropriated from the rebuild Iowa infrastructure fund to the Iowa telecommunications and technology commission for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

To be used solely for maintenance and lease costs associated with Part III connections:  
..... \$ 2,727,004

3. Notwithstanding section 8.33 or 8.39, moneys appropriated in this section which remain unobligated or unexpended at the close of the fiscal year shall not revert to the general fund of the state but shall remain available for the purposes designated in the succeeding fiscal year, and shall not be transferred to any other program.

4. a. It is the intent of the general assembly that the Iowa telecommunications and technology commission annually review the hourly rates established, as provided in section 8D.3, subsection 3, paragraph "i", consistent with this paragraph. Such rates shall be established in a manner to minimize any subsidy provided through state general fund appropriations.

b. Notwithstanding paragraph "a", the general assembly declares its support for, and that it is the intent of the general assembly to continue, subsidization of video rates charged to libraries, public or nonpublic schools for video

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kindergarten through twelve, private universities and colleges, community colleges, and institutions under the control of the state board of regents. Except for original debt service, the Iowa telecommunications and technology commission shall develop a long-term plan for establishing rates that will eliminate, by June 30, 2007, the need for legislatively appropriated funds to be used for subsidization of network costs for authorized users other than the network costs associated with video rates charged to public or nonpublic schools for grades kindergarten through twelve, private universities and colleges, community colleges, and institutions under the control of the state board of regents.

5. Notwithstanding section 18.6, subsection 1, for the purposes of any agreement entered into pursuant to this subsection only, it is the intent of the general assembly that the Iowa telecommunications and technology commission utilize a process seeking competitive applications for a demonstration project, and enter into an agreement for a demonstration project to provide voice service for state government over internet protocol. Such agreement for a demonstration project may be entered into with a vendor which agrees to provide all necessary equipment associated with the project at no cost to the state. The Iowa telecommunications and technology commission shall not enter into an agreement for the actual provision of such voice service without utilizing a competitive application process. The vendor and the commission shall submit a written report regarding the quality of the service associated with the demonstration project no later than January 15, 2001.

6. The department of economic development and the Iowa utilities board shall jointly develop a written report with recommendations to ensure that high-speed broadband internet access is available to rural areas of the state where such access is not currently available. The written report shall be submitted to the legislative oversight committee of the legislative council by no later than October 1, 2000.

Sec. 3. PUBLIC BROADCASTING. There is appropriated from the general fund of the state to the public broadcasting division of the department of education for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amount, or so much thereof as is necessary, to be used for the purposes designated in subsections 1 and 2 and for the following full-time equivalent positions:

..... \$ 2,170,595  
..... FTEs 9.00

1. Of the amount appropriated in this section, \$478,403 shall be expended by the public broadcasting division of the department of education to provide support for functions related to the network, including but not limited to the following functions: development of distance learning applications; development of a central information source on the internet relating to educational uses of the network; second-line technical support for network sites; testing and initializing sites onto the network; and coordinating the work of the education telecommunications council.

2. Of the amount appropriated in this section, \$1,692,192 shall be allocated by the public broadcasting division of the department of education to the regional telecommunications councils established in section 8D.5. The regional telecommunications councils shall use the funds to provide technical assistance for network classrooms, planning and troubleshooting for local area networks, scheduling of video sites, and other related support activities.

Sec. 4. DEPARTMENT OF GENERAL SERVICES. There is appropriated from the general fund of the state to the division of information technology services of the department of general services for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the purpose of providing information technology services to state agencies and for the following full-time equivalent positions:

*Item Vetoed*

..... \$ 4,563,943  
..... FTEs 131.61

The division of information technology services shall not increase any fees or charges to other state agencies for services provided to such state agencies by the division, unless such increase in fees or charges is first submitted to, and approved by, the department of management. It is the intent of the general assembly that the division not increase fees for the purpose of generating revenue to offset the difference in the amount of the appropriation contained in this section and the amount of the appropriation initially requested for the division by the department of general services.

*Vetoed*

Sec. 5. POOLED TECHNOLOGY ACCOUNT.

1. a. A pooled technology account is established in the office of the treasurer of state under the control of the division of information technology services of the department of general services and shall be used for the purpose of supporting various technology programs as provided in this section.

b. Notwithstanding the distribution formula contained in section 8.62 for an operational appropriation which remains unexpended or unencumbered for the fiscal year beginning July 1, 1999, 75 percent of the unexpended or unencumbered moneys subject to section 8.62 are appropriated to the pooled technology account. The remaining 25 percent of such moneys shall remain with the entity to which the operational appropriation was made. Notwithstanding section 8.33, for an appropriation other than an operational appropriation as provided in section 8.62 which remains unencumbered for the fiscal year beginning July 1, 1999, 100 percent of the unexpended or unencumbered moneys are appropriated to the pooled technology account.

Notwithstanding this paragraph, the first \$7,500,000 subject to reversion and appropriation to the pooled technology account under this paragraph shall be deposited in the general fund to be used for balancing the state's budget

for the fiscal year beginning July 1, 2000, and ending June 30, 2001. However, the amount to be deposited in the general fund pursuant to this unnumbered paragraph shall be reduced by an amount equal to the amount of revenue received by the state for deposit in the general fund of the state that exceeds the most recent estimate of the revenue estimating conference created in section 8.22A for the fiscal year beginning July 1, 1999, and ending June 30, 2000. The amount of the reduction in revenue to be deposited in the general fund as determined under this unnumbered paragraph shall be deposited in the pooled technology account.

2. Moneys in the pooled technology account are allocated, to the extent available, in the descending priority order for use during the fiscal year beginning July 1, 2000, and ending June 30, 2001, as follows:

a. The first \$1,500,000 shall be allocated to the department of education for purposes of making technology available to students of accredited nonpublic schools in accordance with section 27 of this Act.

b. The next \$1,000,000 shall be allocated to the university of northern Iowa for developing a twenty-first century learning initiative. The university of northern Iowa shall consult with the division of information technology services of the department of general services and the department of education in developing this initiative.

c. The next \$3,500,000 shall be allocated to the Iowa telecommunications and technology commission for continued buildout of asynchronous transfer mode technology for the network.

*VETOED*

d. The next \$200,000 shall be allocated to the department of management for developing budget system programs for township trustees.

e. The next \$21,000,000 shall be allocated to the division of information technology services of the department of general services only for the projects designated in this paragraph as follows:

(1) A process project office for the division of information technology services of the department of general services.

(2) An electronic data collection, management, and reporting associated with the temporary assistance for needy families (TANF) welfare reform program of the department of human services.

(3) A child support recovery unit system for the department of human services.

(4) A corrections offender network for the department of corrections.

(5) The development of a resource house for the department of workforce development.

(6) A data warehouse for the division of criminal and juvenile justice planning of the department of human rights.

(7) Participation in the field automation and information management system (FAIM) by the department of agriculture and land stewardship.

(8) Gasoline measurement testing equipment for the department of agriculture and land stewardship.

(9) An electronic benefits transfer system for the department of human services.

(10) An electronic database directory of all health care and support services available to senior citizens for the department of elder affairs, as required under the senior living program Act, as enacted in Senate File 2193, and for other costs associated with the implementation of that program.

(11) The costs associated with filings under the Uniform Commercial Code if House File 2513 is enacted and incurred by the secretary of state.

(12) The conversion to digital television broadcasts by the public broadcasting division of the department of education.

(13) The continued buildout of asynchronous transfer mode technology for the Iowa communications network by the Iowa telecommunications and technology commission.

(14) An integrated institutional computer system for the veterans home of the department of veterans affairs.

(15) An electronic data warehouse for the department of human services.

(16) Establishment of an Iowa communications network room in the state historical building for the department of cultural affairs.

(17) An electronic data interchange for the department of education.

(18) The development and implementation of an electronic professional license renewal system for the division of information technology services of the department of general services.

(19) The development and implementation of an electronic system for vital records for the Iowa department of public health.

(20) The telefiling of tax returns for the department of revenue and finance.

(21) The development and implementation of an on-line system for issuing environmental permits for the department of natural resources.

(22) Reengineering projects for the division of information technology services of the department of general services.

(23) For budget system redesign to be completed by the department of management.

(24) The development and implementation of information technology security by the division of information technology services of the department of general services.

3. A department or agency receiving an appropriation under subsection 2 shall consult with the division of information technology services in the department of general services regarding any technology purchase, lease, or contract, prior to making a purchase or entering into a lease or contract.

4. Effective July 1, 2001, the division of information technology in the department of general services shall not deposit any additional moneys into the pooled technology

account, unless reauthorized to do so by the general assembly during the 2001 regular session. Funds allocated to a project pursuant to this section which are encumbered prior to July 1, 2001, may be spent for the specified purpose as provided in this Act. Funds which are allocated but unencumbered as of July 1, 2001, shall revert to the general fund.

5. The department of management, in cooperation with the division of information technology services of the department of general services, shall develop a standard budget request form for technology or business reengineering projects. A department requesting funding for projects which will cost more than \$100,000 shall use the request form. The form shall require consistent reporting criteria including, but not limited to, project description, project goals, project performance measures, return on investment, cost, time frame, funding sources, and customer base.

**Sec. 6. FUNDING FOR IOWACCESS.**

1. Notwithstanding section 321A.3, subsection 1, for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the first \$1,000,000 collected and transferred by the department of transportation to the treasurer of state with respect to the fees for transactions involving the furnishing of a certified abstract of a vehicle operating record under section 321A.3, subsection 1, shall be transferred to the IowAccess revolving fund created in section 18.187 and administered by the division of information technology services of the department of general services for the purposes of developing, implementing, maintaining, and expanding electronic access to government records in accordance with the requirements set forth in chapter 18, division VII.

2. It is the intent of the general assembly that all fees collected with respect to transactions involving IowAccess shall be deposited in the IowAccess revolving fund created in section 18.187 and shall be used only for the support of IowAccess projects.

Sec. 7. Section 14B.102, subsection 3, 2000 Iowa Acts, Senate File 2395, if enacted, is amended by striking the subsection and inserting in lieu thereof the following:

3. **SERVICE CHARGES.** The department shall render a statement to a participating agency or other governmental entity for a reasonable and necessary amount for information technology provided by the department to such agency or entity. An amount indicated on a statement rendered to a participating agency or other governmental entity shall be paid by such agency or entity in a manner determined by the department of revenue and finance. Amounts charged and paid pursuant to this subsection shall be deposited in the operations revolving fund created in section 14B.102A.

Sec. 8. 2000 Iowa Acts, Senate File 2395, if enacted, is amended by adding the following new section:

**SEC. \_\_\_\_ . NEW SECTION. 14B.102A OPERATIONS REVOLVING FUND.**

An operations revolving fund is created in the state treasury. The operations revolving fund shall be administered by the department and shall consist of moneys collected by the department as fees, moneys appropriated by the general assembly, and any other moneys obtained or accepted by the department for deposit in the revolving fund. The proceeds of the revolving fund are appropriated to and shall be used by the department for the operations of the department consistent with this chapter. The department shall submit an annual report not later than January 31, to the members of the general assembly and the legislative fiscal bureau, of the activities funded by and expenditures made from the revolving fund during the preceding fiscal year. Section 8.33 does not apply to any moneys in the revolving fund and, notwithstanding section 12C.7, subsection 2, earnings or interest on moneys deposited in the revolving fund shall be credited to the revolving fund.

Sec. 9. Section 18.183, subsections 1 and 2, Code Supplement 1999, are amended to read as follows:

1. The government agency that is the lawful custodian of a public record shall be responsible for determining whether a record is required by state statute to be confidential. The transmission of a record by a government agency by use of electronic means established, maintained, or managed by the ~~division-of-information-technology-services~~ department shall not constitute a transfer of the legal custody of the record from the individual government agency to the ~~division-of-information-technology-services~~ department or to any other person or entity.

2. The ~~division-of-information-technology-services~~ department shall not have authority to determine whether an individual government agency should automate records of which the individual government agency is the lawful custodian. However, the ~~division~~ department may encourage governmental agencies to implement electronic access to government records.

Sec. 10. Section 18.184, Code 1999, is amended to read as follows:

18.184 FINANCIAL TRANSACTIONS.

1. The ~~division-of-information-technology-services~~ department shall collect moneys paid to participating governmental entities from persons who complete an electronic financial transaction with the governmental entity by accessing the IowAccess network. The moneys may include all of the following:

- a. Fees required to obtain an electronic public record as provided in section 22.3A.
  - b. Fees required to process an application or file a document, including but not limited to fees required to obtain a license issued by a licensing authority.
  - c. Moneys owed to a governmental entity by a person accessing the IowAccess network in order to satisfy a liability arising from the operation of law, including the payment of assessments, taxes, fines, and civil penalties.
2. Moneys transferred using the IowAccess network may include amounts owed by a governmental entity to a person accessing the IowAccess network in order to satisfy a

liability of the governmental entity. The moneys may include the payment of tax refunds, and the disbursement of support payments as defined in section 252D.16 or 598.1 as required for orders issued pursuant to section 252B.14.

3. The ~~division-of-information-technology-services~~ department shall serve as the agent of the governmental entity in collecting moneys for receipt by governmental entities. The moneys shall be transferred to governmental entities directly or to the treasurer of state for disbursement to governmental entities as required by the treasurer of state in cooperation with the auditor of state.

4. In addition to other forms of payment, credit cards shall be accepted in payment for moneys owed to a governmental entity as provided in this section, according to rules which shall be adopted by the treasurer of state. The fees to be charged shall not exceed those permitted by statute. A governmental entity may adjust its fees to reflect the cost of processing as determined by the treasurer of state. The discount charged by the credit card issuer may be included in determining the fees to be paid for completing a financial transaction under this section by using a credit card.

Sec. 11. Section 18.185, Code 1999, is amended to read as follows:

18.185 AUDITS REQUIRED.

A technology audit of the electronic transmission system by which government records are transmitted electronically to the public shall be conducted not less than once annually for the purpose of determining that government records and other electronic data are not misappropriated or misused by the ~~division-of-information-technology-services~~ department or a contractor of the ~~division~~ department. A financial audit shall be conducted not less than once annually to determine the financial condition of the ~~division-of-information-technology-services~~ department and to make other relevant inquiries.

Sec. 12. Section 18.187, Code Supplement 1999, is amended to read as follows:

18.187 IOWACCESS REVOLVING FUND.

An IowAccess revolving fund is created in the state treasury. The revolving fund shall be administered by the division department and shall consist of moneys collected by the division department as fees, moneys appropriated by the general assembly, and any other moneys obtained or accepted by the division department for deposit in the revolving fund. The proceeds of the revolving fund are appropriated to and shall be used by the division department to maintain, develop, operate, and expand the IowAccess network consistent with this chapter subchapter. The division department shall submit an annual report not later than January 31, to the members of the general assembly and the legislative fiscal bureau, of the activities funded by and expenditures made from the revolving fund during the preceding fiscal year. Section 8.33 does not apply to any moneys in the revolving fund and, notwithstanding section 12C.7, subsection 2, earnings or interest on moneys deposited in the revolving fund shall be credited to the revolving fund.

Sec. 13. Section 455G.3, subsection 3, paragraph e, Code Supplement 1999, is amended by striking the paragraph.

Sec. 14. Section 455G.6, subsection 17, Code Supplement 1999, is amended by striking the subsection.

Sec. 15. Section 455G.9, subsection 1, Code Supplement 1999, is amended by adding the following new paragraph:

NEW PARAGRAPH. k. Corrective action in response to a high risk condition caused by a release from an underground storage tank located on a site for which the department, after January 31, 1997, has issued a no further action certificate under section 455B.474. As a condition of receiving benefits under this paragraph, the department must determine that the condition necessitating the corrective action was not a result of a release that occurred after the issuance of the no further action certificate, and that the site qualified for remedial benefits under this section prior to the issuance of the no further action certificate. No more than one hundred thousand dollars per site may be used for the costs of a corrective action under this paragraph. This paragraph does

not confer a legal right on an owner or operator of petroleum-contaminated property or on any other person to receive benefits under this paragraph.

Sec. 16. Notwithstanding 1997 Iowa Acts, chapter 210, section 10, subsection 1, paragraph "f", any moneys appropriated to the reversion incentive program fund established in 1997 Iowa Acts, chapter 210, section 10, which remain unobligated or unexpended on the effective date of this section of this Act shall be transferred to the pooled technology account established in section 5 of this Act.

Sec. 17. 1998 Iowa Acts, chapter 1224, section 7, subsection 2, paragraph j, is amended to read as follows:

j. To the department of revenue and finance for a remittance processing system:  
 ..... \$ 1,500,000

Notwithstanding section 8.33, moneys allocated to the department of revenue and finance in this paragraph "j" which remain unobligated or unexpended at the close of the fiscal year shall not revert but shall remain available for expenditure for the purpose for which allocated in this paragraph "j" for the fiscal year beginning July 1, 2000, and ending June 30, 2001.

Sec. 18. 1998 Iowa Acts, chapter 1224, section 7, subsection 2, paragraph r, as amended by 1999 Iowa Acts, chapter 207, section 18, is amended to read as follows:

r. To the department of general services for a purchasing system:  
 ..... \$ 2,500,000

Notwithstanding section 8.33, moneys allocated to the department of general services in this paragraph "r" which remain unobligated or unexpended at the close of the fiscal year on the effective date of this section of this Act shall not revert but shall remain available for the purpose designated in this paragraph "r" for the fiscal year beginning July 1, 1999, and ending June 30, 2000 be transferred to the pooled technology account established in section 5 of this Act.

Sec. 19. 1999 Iowa Acts, chapter 196, section 1, is amended to read as follows:

SECTION 1. DEPARTMENT OF GENERAL SERVICES -- EMBEDDED CHIPS. There is appropriated from the rebuild Iowa infrastructure fund to the division of information technology services of the department of general services for the fiscal year beginning July 1, 1998, and ending June 30, 1999, to supplement the moneys in the reversion incentive program fund as provided in 1997 Iowa Acts, chapter 210, section 10, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the replacement of noncompliant year 2000 embedded chips in the technology and equipment of state departments, notwithstanding section 8.57, subsection 5, paragraph "c":  
..... \$ 2,435,000

Moneys appropriated in this section shall be deposited into the reversion incentive program fund created pursuant to 1997 Iowa Acts, chapter 210, section 10.

~~Notwithstanding section 8.33, moneys appropriated in this section which remain unencumbered or unobligated at the close of the fiscal year on the effective date of this section of this Act shall not revert but shall remain available for expenditure for the purpose designated until the close of the fiscal year beginning July 1, 2000, and any unobligated or unencumbered moneys remaining on that date shall be credited to the general fund of the state be transferred to the pooled technology account established in section 5 of this Act.~~

Sec. 20. 1999 Iowa Acts, chapter 207, section 5, subsection 3, paragraphs d, e, g, i, and l, are amended to read as follows:

d. To the department of human services for a welfare reform system (TANF):  
..... \$ 742,555

Notwithstanding section 8.33, moneys allocated to the department of human services in this paragraph "d" which remain unobligated or unexpended at the close of the fiscal year shall not revert but shall remain available for the

purpose designated for the fiscal year beginning July 1, 2000, and ending June 30, 2001.

e. To the department of human services for a child support recovery project:  
..... \$ 1,131,976

Notwithstanding section 8.33, moneys allocated to the department of human services in this paragraph "e" which remain unobligated or unexpended at the close of the fiscal year shall not revert but shall remain available for the purpose designated for the fiscal year beginning July 1, 2000, and ending June 30, 2001.

g. To the department of education for electronic data exchange (EASIER):  
..... \$ 500,000

Notwithstanding section 8.33, moneys allocated to the department of education in this paragraph "g" which remain unobligated or unexpended at the close of the fiscal year shall not revert but shall remain available for the purpose designated for the fiscal year beginning July 1, 2000, and ending June 30, 2001.

i. To the division of information technology services in the department of general services for reengineering projects:  
..... \$ 1,750,000

Of the amounts appropriated in this paragraph "i", \$750,000 shall be allocated as follows:

- (1) One hundred thousand dollars for the development of a business licensure center for the department of economic development.
- (2) Five hundred thousand dollars for a community resources directory for the department of Iowa workforce development.
- (3) One hundred fifty thousand dollars for the implementation of an enterprise-wide information security system plan.

Notwithstanding section 8.33, moneys allocated to the division of information technology services in this paragraph "i", other than the moneys allocated in this paragraph "i",

subparagraphs (1) and (3), which remain unobligated or unexpended at the close of the fiscal year shall not revert but shall remain available for the purpose for which allocated in the subparagraph for the fiscal year beginning July 1, 2000, and ending June 30, 2001.

1. To the office of the governor for technology upgrades:  
..... \$ 45,000

Notwithstanding section 8.33, moneys allocated to the office of the governor in this paragraph "1" which remain unobligated or unexpanded at the close of the fiscal year shall not revert but shall remain available for the purpose designated for the fiscal year beginning July 1, 2000, and ending June 30, 2001.

Sec. 21. Section 455G.22, Code 1999, is repealed.

Sec. 22. Notwithstanding section 455G.22, unencumbered and unobligated moneys remaining in the no further action fund on the effective date of this section shall be transferred to the pooled technology account established in section 5 of this Act.

Sec. 23. Section 14B.102, subsection 2, paragraph d, as enacted by 2000 Iowa Acts, Senate File 2395, is amended to read as follows:

~~d. Developing and implementing recommended~~ Implementing standards for information technology, including but not limited to system design and systems integration and interoperability, as developed by the council pursuant to section 14B.107, which when implemented shall apply to all participating agencies except as otherwise provided in this chapter. The department shall implement information technology standards as established pursuant to this chapter which are applicable to information technology procurements for participating agencies and to information technology development by participating agencies.

Sec. 24. Section 14B.104, subsection 2, paragraph b, as enacted by 2000 Iowa Acts, Senate File 2395, is amended to read as follows:

*vetoed*

b. Develop recommended standards ~~for consideration~~ with respect to the procurement and development of information technology by all participating agencies as provided in section 14B.107.

Sec. 25. Section 14B.107, as enacted by 2000 Iowa Acts, Senate File 2395, is amended to read as follows:

14B.107 INFORMATION TECHNOLOGY STANDARDS.

The information technology council shall develop recommended standards for consideration with respect to the procurement and development of information technology by all participating agencies. It is the intent of the general assembly that information technology standards be established for the purpose of guiding such procurements and development. Such standards, unless waived by the council, shall apply to all information technology procurements for participating agencies and to all information technology development by participating agencies.

Standards adopted pursuant to this section shall apply to existing information technology in use by participating agencies on the effective date of this Act. A participating agency, by no later than June 30, 2002, shall seek to procure or develop information technology to replace existing information technology which does not meet the standards adopted by the council, unless a waiver is procured with respect to such information technology pursuant to section 14B.104.

The office of the governor or the office of an elective constitutional or statutory officer shall consult with the department prior to procuring or developing information technology and consider the standards recommended by the council, and provide a written report to the department relating to the office's decision regarding such acquisitions procurements or development.

Sec. 26. Section 14B.108, subsection 2, paragraph a, as enacted by 2000 Iowa Acts, Senate File 2395, is amended to read as follows:

a. Standards established by the council, unless waived pursuant to section 14B.104, shall apply to all information technology procurements for participating agencies and to all information technology development by participating agencies.

Sec. 27. TECHNOLOGY SERVICES FOR ACCREDITED NONPUBLIC SCHOOL STUDENTS.

1. Technology adopted and purchased by a school district shall, to the extent funds are appropriated by the general assembly, be made available to students of accredited nonpublic schools located within the boundaries of the school district upon the written request of the authorities in charge of the accredited nonpublic school on behalf of the school's students as provided in this section.

2. Funds appropriated for purposes of this section shall be allocated to school districts for the purchase of technology for accredited nonpublic schools as provided in this section, subject to the restrictions of section 295.4, subsection 1. The department of education shall ascertain a maximum annual amount the school district shall be required to use for the purchase of technology for participating accredited nonpublic schools. The amount shall be in the proportion that the basic enrollment of a participating accredited nonpublic school bears to the sum of the basic enrollments of all participating accredited nonpublic schools in the state for the budget year. A participating accredited nonpublic school shall certify its actual enrollment to the department of education by October 1, 2000. By October 15, 2000, the department of education shall notify the board of directors of each school district of the maximum amount of its allocation that shall be made available for purchasing nonsectarian, nonreligious technology for each of the participating accredited nonpublic schools located within the school district in accordance with this section. For purposes of this section only, an accredited nonpublic school's enrollment count shall include only students who are residents of Iowa.

3. The costs of providing technology to participating accredited nonpublic schools as provided in this section shall not be included in the computation of district cost under chapter 257, but shall be shown in the budget as an expense from miscellaneous income. Technology expenditures made in accordance with this section shall be kept on file in the school district.

Sec. 28. CONDITIONAL EFFECTIVENESS.

1. Sections 8 through 12 of this Act take effect upon the effective date of an enactment of the general assembly during the 2000 regular legislative session, signed by the governor, which establishes an information technology department. If sections 8 through 12 take effect pursuant to this subsection, the Code editor shall transfer sections 18.183, 18.184, 18.185, and 18.187, as amended by this Act, and section 18.186 to the new Code chapter establishing an information technology department, as appropriate. The term "department" in sections 18.183, 18.184, 18.185, and 18.187, as amended by this Act, means the information technology department.

2. The references to the division of information technology services of the department of general services in this Act, if enacted, shall be corrected by the Code editor to refer to the information technology department, if an information technology department is established by enactment of the general assembly during the 2000 regular legislative session, and signed by the governor.

Sec. 29. DEPARTMENT OF MANAGEMENT RECOMMENDATIONS. The department of management shall develop written recommendations to be delivered to the general assembly by no later than the start of the 2001 regular legislative session with respect to both of the following:

1. Resolution of the overbilling of the federal government for certain services provided by the state to the federal government, and as a result of which the federal government is seeking reimbursement.

2. The manner in which the state's three data centers should be managed.

Sec. 30. EFFECTIVE DATE. Sections 5, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, and 28 of this Act, being deemed of immediate importance, take effect upon enactment.

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MARY E. KRAMER  
President of the Senate

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BRENT SIEGRIST  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2433, Seventy-eighth General Assembly.

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MICHAEL E. MARSHALL  
Secretary of the Senate

Approved \_\_\_\_\_, 2000

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THOMAS J. VILSACK  
Governor