

MAR 4 1998
APPROPRIATIONS

HOUSE FILE 2524
BY COMMITTEE ON COMMERCE AND
REGULATION

(SUCCESSOR TO HSB 685)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act establishing the IowAccess system and providing for an
2 appropriation.

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

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HF 2524

1 by the director.

2 3. Appointed members shall serve three-year terms
3 beginning and ending as provided in section 69.19. An
4 appointed member is eligible for reappointment to one
5 additional three-year term. A vacancy on the board shall be
6 filled for the unexpired portion of the regular term in the
7 same manner as regular appointments are made.

8 4. The advisory council shall meet not less than four
9 times annually, and may meet more frequently at the call of
10 the chairperson or upon written request of six or more members
11 to the chairperson. The chairperson shall call a meeting of
12 the council at least once every three months. The advisory
13 council shall annually select a chairperson from among its
14 members.

15 Sec. 2. NEW SECTION. 18.182 POWERS AND DUTIES OF THE
16 IOWACCESS ADVISORY COUNCIL.

17 The director of the division of information technology
18 services shall seek the advice of the advisory council
19 regarding all of the following:

20 1. Developing a process for reviewing and establishing
21 priorities for implementation of electronic access to
22 government records.

23 2. Establishing priorities for implementing electronic
24 access to government records.

25 3. Establishing priorities for implementing electronic
26 transactions involving government agencies and members of the
27 public.

28 4. Budgeting, funding, and operating expenses related to
29 developing, implementing, and maintaining electronic access to
30 government records.

31 5. Reviewing, inspecting, and evaluating the technology
32 and financial audits as required in section 18.185, for the
33 purpose of recommending program improvements, efficiencies,
34 and priorities to the division of information technology
35 services.

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

7 3. The division of information technology services shall
8 serve as the agent of the governmental entity in collecting
9 moneys for receipt by governmental entities. The moneys shall
10 be transferred to governmental entities directly or to the
11 treasurer of state for disbursement to governmental entities
12 as required by the treasurer of state in cooperation with the
13 auditor of state.

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

24 Sec. 5. NEW SECTION. 18.185 AUDITS REQUIRED.

25 A technology audit of the electronic transmission system by
26 which government records are transmitted electronically to the
27 public shall be conducted not less than once annually for the
28 purpose of determining that government records and other
29 electronic data are not misappropriated or misused by the
30 division of information technology services or a contractor of
31 the division. A financial audit shall be conducted not less
32 than once annually to determine the financial condition of the
33 division of information technology services and to make other
34 relevant inquiries.

35 Sec. 6. NEW SECTION. 18.186 CREDIT CARDS ACCEPTED.

1 services must seek the advice of the advisory council
2 regarding developing a process for reviewing and establishing
3 priorities for implementation of electronic access to
4 government records; establishing priorities for implementing
5 electronic access to government records; establishing
6 priorities for implementing electronic transactions involving
7 government agencies and members of the public; budgeting,
8 funding, and operating expenses related to developing,
9 implementing, and maintaining electronic access to government
10 records; and reviewing, inspecting, and evaluating the
11 technology and financial audits as required in the bill, for
12 the purpose of recommending program improvements,
13 efficiencies, and priorities to the division of information
14 technology services.

15 The bill provides that the responsibility of an individual
16 government agency to determine whether a record is public or
17 confidential pursuant to Code chapter 22 rests with the
18 government agency that is the lawful custodian of the record.
19 The bill provides that the transmission of a record by a
20 government agency by use of electronic means established,
21 maintained, or managed by the division of information
22 technology services does not constitute a transfer of the
23 legal custody of the record from the individual government
24 agency to the division of information technology services or
25 to any other person or entity.

26 The bill provides that the division of information
27 technology services must collect moneys paid to participating
28 governmental entities from persons who complete an electronic
29 financial transaction with the governmental entity by
30 accessing the IowAccess network. The division serves as the
31 agent of the governmental entity in collecting moneys for
32 receipt by governmental entities.

33 The bill provides that a technology audit of the electronic
34 transmission system by which government records are
35 transmitted electronically to the public shall be conducted

Jacobs
Sukup
Koenigs

HSB 685
COMMERCE AND REGULATION

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
COMMERCE AND REGULATION
BILL BY CHAIRPERSON METCALF)

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2 3. A vacancy on the board shall be filled for the
3 unexpired portion of the regular term in the same manner as
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5 4. The council shall meet at the call of the chairperson
6 or upon written request of six or more members to the
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22 d. Budgeting, funding, and operating expenses related to
23 developing, implementing, and maintaining electronic access to
24 government records.

25 e. Reviewing, inspecting, and evaluating the technology
26 and financial audits as required in section 18.185, for the
27 purpose of recommending program improvements, efficiencies,
28 and priorities to the division of information technology
29 services.

30 2. The advisory council shall meet not less than four
31 times annually, or more frequently as determined by the
32 director of the division of information technology services.
33 The advisory council shall annually select a chairperson from
34 its members.

35 Sec. 3. NEW SECTION. 18.183 POWERS AND RESPONSIBILITIES

1 accessing the IowAccess network in order to satisfy a
2 liability of the governmental entity. The moneys may include
3 the payment of tax refunds, and the disbursement of support
4 payments as defined in section 252D.16 or 598.1 as required
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