

HSB 251

APPROPRIATIONS

Successed By

SF (HF) 719

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, and providing an effective date.

7 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, 2001, and ending June 30,
4 2002, the following amount, or so much thereof as is
5 necessary, to be used for the purpose designated:

6 For debt service:

7 \$ 11,405,000

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, 2001, and ending June
21 30, 2002, 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 \$ 2,234,330
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
31 but shall remain available for the purposes designated in the
32 succeeding fiscal year, and shall not be transferred to any
33 other program.

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

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

5 Sec. 3. PUBLIC BROADCASTING. There is appropriated from
6 the general fund of the state to the public broadcasting
7 division of the department of education for the fiscal year
8 beginning July 1, 2001, and ending June 30, 2002, the
9 following amount, or so much thereof as is necessary, to be
10 used for the purposes designated in subsections 1 and 2 and
11 for the following full-time equivalent positions:

12	\$ 1,526,808
13	FTEs 8.00

14 1. Of the amount appropriated in this section, \$322,156
15 shall be expended by the public broadcasting division of the
16 department of education to provide support for functions
17 related to the network, including but not limited to the
18 following functions: development of distance learning
19 applications; development of a central information source on
20 the internet relating to educational uses of the network;
21 second-line technical support for network sites; testing and
22 initializing sites onto the network; and coordinating the work
23 of the education telecommunications council.

24 2. Of the amount appropriated in this section, \$1,204,652
25 shall be allocated by the public broadcasting division of the
26 department of education to the regional telecommunications
27 councils established in section 8D.5. The regional
28 telecommunications councils shall use the funds to provide
29 technical assistance for network classrooms, planning and
30 troubleshooting for local area networks, scheduling of video
31 sites, and other related support activities.

32 Sec. 4. INFORMATION TECHNOLOGY DEPARTMENT. There is
33 appropriated from the general fund of the state to the
34 information technology department for the fiscal year
35 beginning July 1, 2001, and ending June 30, 2002, the

1 following amount, or so much thereof as is necessary, to be
2 used for the purpose designated:

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

6 \$ 3,233,862

7 FTEs 174.31

8 1. The information technology department shall not
9 increase any fees or charges to other state agencies for
10 services provided to such state agencies by the department,
11 unless such increase in fees or charges is first reported to
12 the department of management. The department of management
13 shall submit a report notifying the legislative fiscal bureau
14 regarding any fee increase as the increase occurs.

15 2. The information technology department is authorized to
16 enter into agreements with other departments, agencies,
17 boards, and commissions for the provision of information
18 technology services. During the development of such
19 agreements, the agreeing parties shall identify any and all
20 direct cost savings to be realized in the provision of these
21 services. Once these savings from the agreement are
22 identified, the information technology department shall notify
23 the department of management of the savings so identified.
24 The department of management shall then cause the amount of
25 savings realized from the agreement to be transferred to the
26 information technology department revolving fund for the
27 purpose of providing information technology services to state
28 agencies. The department of management shall annually report
29 the amount transferred by each department to the legislative
30 fiscal bureau.

31 Sec. 5. POOLED TECHNOLOGY ACCOUNT.

32 1. Notwithstanding section 8.57, subsection 5, paragraph
33 "c", there is appropriated from the rebuild Iowa
34 infrastructure fund to the pooled technology account
35 established in the office of the treasurer of state under the

1 control of the information technology department, for the
2 fiscal year beginning July 1, 2001, and ending June 30, 2002,
3 the following amount, or so much thereof as is necessary, to
4 be used for the purpose designated:

5 For the support of various technology programs:
6 \$ 13,000,000

7 Moneys appropriated pursuant to this section are allocated
8 in the descending priority order for use during the fiscal
9 year beginning July 1, 2001, and ending June 30, 2002, as
10 follows:

11 a. The first \$3,000,000 shall be allocated to the
12 department of education for transfer to the community colleges
13 for the development and implementation of information
14 technology.

15 b. The next \$1,500,000 shall be allocated to the
16 university of northern Iowa for developing a twenty-first
17 century learning initiative. The university of northern Iowa
18 shall consult with information technology department and the
19 department of education in developing this initiative. Of the
20 funds allocated pursuant to this paragraph, \$250,000 shall be
21 transferred to the legislative council to establish an office
22 of distance learning. The objective of the office of distance
23 learning shall be to establish the state of Iowa as a distance
24 learning center. The legislative council shall be authorized
25 to hire individuals for office staffing positions, which
26 positions shall report to the legislative oversight committee.
27 The office of distance learning may receive and utilize grants
28 and other funds in addition to amounts appropriated pursuant
29 to this paragraph. The office of distance learning shall
30 identify and facilitate distance learning technology and
31 applications between all interested agencies and entities
32 involved or potentially involved in distance learning
33 activities including, but not limited to, k-12 schools, area
34 education agencies, institutions of higher learning, Iowa
35 public television, the department of education, the Iowa

1 communications network, the information technology department,
2 and military and private sector institutions or agencies.
3 Amounts which remain unallocated or unexpended at the close of
4 the fiscal year shall revert to the pooled technology account
5 for the support of technology programs in the succeeding
6 fiscal year.

7 c. The next \$1,500,000 shall be allocated to the
8 department of education for purposes of making technology
9 available to students of accredited nonpublic schools in
10 accordance with section 8 of this Act.

11 d. The next \$2,727,000 shall be allocated to the Iowa
12 telecommunications and technology commission for maintenance
13 and lease costs associated with Part III connections.

14 e. The next \$4,273,000 shall be allocated to the
15 information technology department only for designated
16 projects.

17 2. A department or agency receiving an appropriation under
18 subsection 1 shall consult with the information technology
19 department regarding any technology purchase, lease, or
20 contract, prior to making a purchase or entering into a lease
21 or contract.

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

31 Sec. 6. FUNDING FOR IOWACCESS.

32 1. Notwithstanding section 321A.3, subsection 1, for the
33 fiscal year beginning July 1, 2001, and ending June 30, 2002,
34 the first \$1,000,000 collected and transferred by the
35 department of transportation to the treasurer of state with

1 respect to the fees for transactions involving the furnishing
2 of a certified abstract of a vehicle operating record under
3 section 321A.3, subsection 1, shall be transferred to the
4 IowaAccess revolving fund created in section 14B.206 and
5 administered by the information technology department for the
6 purposes of developing, implementing, maintaining, and
7 expanding electronic access to government records in
8 accordance with the requirements set forth in chapter 14B.

9 2. It is the intent of the general assembly that all fees
10 collected with respect to transactions involving IowaAccess
11 shall be deposited in the IowaAccess revolving fund created in
12 section 14B.206 and shall be used only for the support of
13 IowaAccess projects.

14 Sec. 7. Commencing with the fiscal year beginning July 1,
15 2002, and ending June 30, 2003, and succeeding fiscal years,
16 all state government agencies which produce or make available
17 for public inspection written reports or documents shall
18 utilize IowaAccess or another electronic communication
19 mechanism as the primary means of distribution or
20 dissemination of such reports. A government agency shall
21 furnish a written copy of a report or publication either for
22 distribution at designated public access points or by ordinary
23 or certified mail only as required by specific request. The
24 objective of this provision shall be the reduction of
25 unnecessary printing and mailing expenses incurred throughout
26 state government.

27 Sec. 8. Section 14B.203, Code 2001, is amended by adding
28 the following new subsection:

29 NEW SUBSECTION. 5. Notwithstanding any other provision of
30 this section, the department may establish for the fiscal
31 years beginning July 1, 2001, and ending June 30, 2005, a
32 pilot project for fee collection. Fees shall be collected
33 based on the ability to access court information from remote
34 locations.

35 Sec. 9. 2000 Iowa Acts, chapter 1226, section 5,

1 subsection 2, is amended by adding the following new
2 paragraph:

3 NEW PARAGRAPH. dd. The next \$1,400,000 shall be allocated
4 to the treasurer of state for debt service for the Iowa
5 communications network for the fiscal year beginning July 1,
6 2001, and ending June 30, 2002.

7 Sec. 10. 2000 Iowa Acts, chapter 1226, section 5,
8 subsection 2, paragraph e, is amended to read as follows:

9 e. The next ~~\$21,000,000~~ \$19,600,000 shall be allocated to
10 the division of information technology services of the
11 department of general services only for the projects
12 designated in this paragraph as follows:

13 Sec. 11. TECHNOLOGY SERVICES FOR ACCREDITED NONPUBLIC
14 SCHOOL STUDENTS.

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

22 2. Funds appropriated for purposes of this section shall
23 be allocated to school districts for the purchase of
24 technology for accredited nonpublic schools as provided in
25 this section, subject to the restrictions of section 295.4,
26 subsection 1. The department of education shall ascertain a
27 maximum annual amount the school district shall be required to
28 use for the purchase of technology for participating
29 accredited nonpublic schools. The amount shall be in the
30 proportion that the basic enrollment of a participating
31 accredited nonpublic school bears to the sum of the basic
32 enrollments of all participating accredited nonpublic schools
33 in the state for the budget year. A participating accredited
34 nonpublic school shall certify its actual enrollment to the
35 department of education by October 1, 2001. By October 15,

1 2001, the department of education shall notify the board of
 2 directors of each school district of the maximum amount of its
 3 allocation that shall be made available for purchasing
 4 nonsectarian, nonreligious technology for each of the
 5 participating accredited nonpublic schools located within the
 6 school district in accordance with this section. For purposes
 7 of this section only, an accredited nonpublic school's
 8 enrollment count shall include only students who are residents
 9 of Iowa.

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

17 Sec. 12. POOLED TECHNOLOGY FUNDING -- PRIOR ALLOCATIONS.

18 1. Notwithstanding section 8.33, moneys allocated in 2000
 19 Iowa Acts, chapter 1226, section 5, subsection 2, paragraphs
 20 "a" through "c", and paragraph "dd", as enacted by this Act,
 21 which remain unobligated or unexpended at the close of the
 22 fiscal year shall not revert but shall remain available for
 23 expenditure for the purpose for which allocated for the fiscal
 24 year beginning July 1, 2001, and ending June 30, 2002.

25 2. Notwithstanding section 8.33, the remaining balance of
 26 the moneys allocated to the information technology department
 27 in 2000 Iowa Acts, chapter 1226, section 5, subsection 2,
 28 paragraph "e", which remain unobligated or unexpended at the
 29 close of the fiscal year shall not revert but shall remain
 30 available for expenditure by the information technology
 31 department for technology purposes for the fiscal year
 32 beginning July 1, 2001, and ending June 30, 2002.

33 Sec. 13. DISTANCE LEARNING -- STUDY. The legislative
 34 council is requested to establish an interim study committee
 35 relating to distance learning and related Iowa communications

1 network educational issues. The committee is directed to
2 submit its findings, with any recommendations, in a report to
3 the general assembly not later than January 15, 2002.

4 Sec. 14. EFFECTIVE DATE. Sections 9, 10, and 12 of this
5 Act, being deemed of immediate importance, take effect upon
6 enactment.

7 EXPLANATION

8 This bill relates to state government technology operations
9 by making appropriations to a number of entities for such
10 technology. Specifically, the bill makes appropriations for
11 the 2001-2002 fiscal year from the general fund of the state
12 for debt service associated with the Iowa communications
13 network, for subsidization of operations of the network
14 necessary as a result of charging authorized users video rates
15 which generate less revenue than necessary to cover associated
16 costs of the network, for support functions related to the
17 network provided by the public broadcasting division of the
18 department of education, and for information technology
19 services provided by the information technology department to
20 other state agencies.

21 The bill also makes an appropriation for the 2001-2002
22 fiscal year from the rebuild Iowa infrastructure fund to the
23 pooled technology account created in the office of the
24 treasurer of state under the control of the information
25 technology department for the support of various technology
26 programs. The technology programs specified are to be funded
27 in the order provided in the bill.

28 The bill provides for funding for IowAccess and provides
29 that all fees collected associated with transactions through
30 IowAccess are to be deposited in the IowAccess revolving fund
31 created in Code section 14B.206 and shall be used only for the
32 support of IowAccess projects. The bill provides that the
33 information technology department may establish for the fiscal
34 years beginning July 1, 2001, and ending June 30, 2005, a
35 pilot project regarding fee collection for electronic access

1 to court information.

2 The bill provides that technology adopted and purchased by
3 a school district, to the extent funds are appropriated by the
4 general assembly, shall be made available to students of
5 accredited nonpublic schools located within the boundaries of
6 the school district upon the written request of the
7 authorities in charge of the accredited nonpublic school on
8 behalf of the school's students.

9 The bill provides that the department of information
10 technology is authorized to enter into agreements with other
11 departments, agencies, boards, and commissions for the
12 provision of information technology services. The bill
13 provides that during the development of such agreements, the
14 agreeing parties shall identify any and all direct cost
15 savings to be realized, and that the department of information
16 technology shall notify the department of management of the
17 savings so identified. The bill provides that the department
18 of management shall then cause the amount of savings realized
19 from the agreement to be transferred to the department of
20 information technology revolving fund for the purpose of
21 providing information technology services to state agencies.

22 The bill provides that commencing with the 2002-2003 fiscal
23 year, and succeeding fiscal years, all state government
24 agencies which produce or make available for public inspection
25 written reports or documents shall utilize IowAccess or
26 another electronic communication mechanism as the primary
27 means of distribution or dissemination of such reports. The
28 bill also provides that the legislative council is requested
29 to establish an interim study committee relating to distance
30 learning and related Iowa communications network educational
31 issues.

32 The bill provides for the nonreversion of specified moneys
33 allocated from the pooled technology account for the 2000-2001
34 fiscal year which remain unobligated or unexpended at the
35 close of the fiscal year, and provides that moneys allocated

1 to the information technology department in 2000 Iowa Acts,
2 chapter 1226, section 5, subsection 2, paragraph "e", which
3 remain unobligated or unexpended at the close of the fiscal
4 year shall not revert but shall be appropriated to the
5 department for technology purposes for the 2001-2002 fiscal
6 year. The bill also provides for an allocation of \$1.4
7 million out of moneys in the pooled technology account to the
8 treasurer of state for debt service for the Iowa
9 communications network for the 2001-2002 fiscal year.

10 The bill provides that the portions of the bill providing
11 for the nonreversion of moneys allocated from the pooled
12 technology account take effect upon enactment.

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REPRINTED

APR 17 2001

APPROPRIATIONS CALENDAR

HOUSE FILE 719

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 251)

(P. 1286)
Passed House, Date 4-19-01

(P. 1413)
Passed Senate, Date 4/30/01

Vote: Ayes 55 Nays 42

Vote: Ayes 30 Nays 19

Approved
John [unclear] [unclear]
May 30, 2001

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, and providing an effective date.

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

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HF-719

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, 2001, and ending June 30,
4 2002, the following amount, or so much thereof as is
5 necessary, to be used for the purpose designated:

6 For debt service:

7 \$ 11,405,000

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, 2001, and ending June
21 30, 2002, 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 \$ 2,234,330
27 FTEs 105.00

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
31 but shall remain available for the purposes designated in the
32 succeeding fiscal year, and shall not be transferred to any
33 other program.

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

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

5 Sec. 3. PUBLIC BROADCASTING. There is appropriated from
6 the general fund of the state to the public broadcasting
7 division of the department of education for the fiscal year
8 beginning July 1, 2001, and ending June 30, 2002, the
9 following amount, or so much thereof as is necessary, to be
10 used for the purposes designated in subsections 1 and 2 and
11 for the following full-time equivalent positions:

12	\$	1,526,808
13	FTEs	8.00

14 1. Of the amount appropriated in this section, \$322,156
15 shall be expended by the public broadcasting division of the
16 department of education to provide support for functions
17 related to the network, including but not limited to the
18 following functions: development of distance learning
19 applications; development of a central information source on
20 the internet relating to educational uses of the network;
21 second-line technical support for network sites; testing and
22 initializing sites onto the network; and coordinating the work
23 of the education telecommunications council.

24 2. Of the amount appropriated in this section, \$1,204,652
25 shall be allocated by the public broadcasting division of the
26 department of education to the regional telecommunications
27 councils established in section 8D.5. The regional
28 telecommunications councils shall use the funds to provide
29 technical assistance for network classrooms, planning and
30 troubleshooting for local area networks, scheduling of video
31 sites, and other related support activities.

32 Sec. 4. INFORMATION TECHNOLOGY DEPARTMENT. There is
33 appropriated from the general fund of the state to the
34 information technology department for the fiscal year
35 beginning July 1, 2001, and ending June 30, 2002, the

1 following amount, or so much thereof as is necessary, to be
2 used for the purpose designated:

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

6 \$ 3,233,862
7 FTEs 158.91

8 1. The information technology department shall not
9 increase any fees or charges to other state agencies for
10 services provided to such state agencies by the department,
11 unless such increase in fees or charges is first reported to
12 the department of management. The department of management
13 shall submit a report notifying the legislative fiscal bureau
14 regarding any fee increase as the increase occurs.

15 2. The information technology department is authorized to
16 enter into agreements with other departments, agencies,
17 boards, and commissions for the provision of information
18 technology services. During the development of such
19 agreements, the agreeing parties shall identify any and all
20 direct cost savings to be realized in the provision of these
21 services. Once these savings from the agreement are
22 identified, the information technology department shall notify
23 the department of management of the savings so identified.
24 The department of management shall then cause the amount of
25 savings realized from the agreement to be transferred to the
26 information technology department revolving fund for the
27 purpose of providing information technology services to state
28 agencies. The department of management shall annually report
29 the amount transferred by each department to the legislative
30 fiscal bureau.

31 Sec. 5. POOLED TECHNOLOGY ACCOUNT.

32 1. Notwithstanding section 8.57, subsection 5, paragraph
33 "c", there is appropriated from the rebuild Iowa
34 infrastructure fund to the pooled technology account
35 established in the office of the treasurer of state under the

1 control of the information technology department, for the
2 fiscal year beginning July 1, 2001, and ending June 30, 2002,
3 the following amount, or so much thereof as is necessary, to
4 be used for the purpose designated:

5 For the support of various technology programs:
6 \$ 13,000,000

7 Moneys appropriated pursuant to this section are allocated
8 in descending priority order for use during the fiscal year
9 beginning July 1, 2001, and ending June 30, 2002, as follows:

10 a. The first \$3,000,000 shall be allocated to the
11 department of education for transfer to the community colleges
12 for the development and implementation of information
13 technology.

14 b. The next \$1,500,000 shall be allocated to the
15 university of northern Iowa for developing a twenty-first
16 century learning initiative. The university of northern Iowa
17 shall consult with the information technology department and
18 the department of education in developing this initiative. Of
19 the funds allocated pursuant to this paragraph, \$50,000 shall
20 be transferred to the legislative council. The legislative
21 council shall direct the legislative oversight committee to
22 use the funds to conduct a study and prepare a report on
23 distance learning. The objective of the study and report
24 shall be to evaluate the viability of establishing the state
25 of Iowa as a distance learning center. The report shall
26 identify distance learning technology opportunities between
27 interested agencies and entities involved in or potentially
28 involved in distance learning activities, including but not
29 limited to K-12 schools, area education agencies, institutions
30 of higher learning, the public broadcasting division of the
31 department of education, the department of education, the Iowa
32 communications network, the information technology department,
33 and military and private sector institutions or agencies. The
34 report shall be submitted by the legislative oversight
35 committee to the legislative council by February 1, 2002.

1 c. The next \$1,500,000 shall be allocated to the
2 department of education for purposes of making technology
3 available to students of accredited nonpublic schools in
4 accordance with section 11 of this Act.

5 d. The next \$2,727,000 shall be allocated to the Iowa
6 telecommunications and technology commission for maintenance
7 and lease costs associated with Part III connections.

8 e. The next \$4,273,000 shall be allocated to the
9 information technology department only for designated
10 projects.

11 2. A department or agency receiving an appropriation under
12 subsection 1 shall consult with the information technology
13 department regarding any technology purchase, lease, or
14 contract, prior to making a purchase or entering into a lease
15 or contract.

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

25 Sec. 6. FUNDING FOR IOWACCESS.

26 1. Notwithstanding section 321A.3, subsection 1, for the
27 fiscal year beginning July 1, 2001, and ending June 30, 2002,
28 the first \$1,000,000 collected and transferred by the
29 department of transportation to the treasurer of state with
30 respect to the fees for transactions involving the furnishing
31 of a certified abstract of a vehicle operating record under
32 section 321A.3, subsection 1, shall be transferred to the
33 IowAccess revolving fund created in section 14B.206 and
34 administered by the information technology department for the
35 purposes of developing, implementing, maintaining, and

1 expanding electronic access to government records in
2 accordance with the requirements set forth in chapter 14B.

3 2. It is the intent of the general assembly that all fees
4 collected with respect to transactions involving IowAccess
5 shall be deposited in the IowAccess revolving fund created in
6 section 14B.206 and shall be used only for the support of
7 IowAccess projects.

8 Sec. 7. Section 14B.203, Code 2001, is amended by adding
9 the following new subsection:

10 NEW SUBSECTION. 5. Notwithstanding any other provision of
11 this section, the department may establish for the fiscal
12 years beginning July 1, 2001, and ending June 30, 2005, a
13 pilot project for fee collection. Fees shall be collected
14 based on the ability to access court information from remote
15 locations.

16 Sec. 8. Section 304.13A, subsections 1 and 2, Code 2001,
17 are amended to read as follows:

18 1. An agency ~~required-to-compile-and-maintain-a-report,~~
19 which produces or makes available for public inspection
20 written reports or documents on and after July 1, 2001, shall
21 maintain such report or document in an electronic form, giving
22 consideration to the standards for electronic records
23 recommended by the information technology department. Such
24 agency, by itself, or with the assistance of the information
25 technology department, shall also make the report or document
26 accessible to the public through the internet as provided in
27 subsection 2 and through other electronic means.

28 2. A copy of all required agency reports or documents
29 maintained pursuant to subsection 1 shall be located at an
30 internet site maintained by the information technology
31 department in consultation with the state librarian, and all
32 required such reports or documents shall be placed on
33 electronic media. The state librarian shall provide for the
34 distribution of such copies to a public library in this state
35 requesting such copy.

1 Sec. 9. 2000 Iowa Acts, chapter 1226, section 5,
2 subsection 2, is amended by adding the following new
3 paragraph:

4 NEW PARAGRAPH. dd. The next \$1,400,000 shall be allocated
5 to the treasurer of state for debt service for the Iowa
6 communications network for the fiscal year beginning July 1,
7 2001, and ending June 30, 2002.

8 Sec. 10. 2000 Iowa Acts, chapter 1226, section 5,
9 subsection 2, paragraph e, unnumbered paragraph 1, is amended
10 to read as follows:

11 The next ~~\$21,000,000~~ \$19,600,000 shall be allocated to the
12 division of information technology services of the department
13 of general services only for the projects designated in this
14 paragraph as follows:

15 Sec. 11. TECHNOLOGY SERVICES FOR ACCREDITED NONPUBLIC
16 SCHOOL STUDENTS.

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

24 2. Funds appropriated for purposes of this section shall
25 be allocated to school districts for the purchase of
26 technology for accredited nonpublic schools as provided in
27 this section, subject to the restrictions of section 295.4,
28 subsection 1. The department of education shall ascertain a
29 maximum annual amount the school district shall be required to
30 use for the purchase of technology for participating
31 accredited nonpublic schools. The amount shall be in the
32 proportion that the basic enrollment of a participating
33 accredited nonpublic school bears to the sum of the basic
34 enrollments of all participating accredited nonpublic schools
35 in the state for the budget year. A participating accredited

1 nonpublic school shall certify its actual enrollment to the
2 department of education by October 1, 2001. By October 15,
3 2001, the department of education shall notify the board of
4 directors of each school district of the maximum amount of its
5 allocation that shall be made available for purchasing
6 nonsectarian, nonreligious technology for each of the
7 participating accredited nonpublic schools located within the
8 school district in accordance with this section. For purposes
9 of this section only, an accredited nonpublic school's
10 enrollment count shall include only students who are residents
11 of Iowa.

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

19 Sec. 12. POOLED TECHNOLOGY FUNDING -- PRIOR ALLOCATIONS.

20 1. Notwithstanding section 8.33, moneys allocated in 2000
21 Iowa Acts, chapter 1226, section 5, subsection 2, paragraphs
22 "a" through "c", and paragraph "dd", as enacted by this Act,
23 which remain unobligated or unexpended at the close of the
24 fiscal year shall not revert but shall remain available for
25 expenditure for the purpose for which allocated for the fiscal
26 year beginning July 1, 2001, and ending June 30, 2002.

27 2. Notwithstanding section 8.33, the remaining balance of
28 the moneys allocated to the information technology department
29 in 2000 Iowa Acts, chapter 1226, section 5, subsection 2,
30 paragraph "e", which remain unobligated or unexpended at the
31 close of the fiscal year shall not revert but shall remain
32 available for expenditure by the information technology
33 department for technology purposes for the fiscal year
34 beginning July 1, 2001, and ending June 30, 2002.

35 Sec. 13. DISTANCE LEARNING -- STUDY. The legislative

1 council is requested to establish an interim study committee
2 relating to distance learning and related Iowa communications
3 network educational issues. The committee is directed to
4 submit its findings, with any recommendations, in a report to
5 the general assembly not later than January 15, 2002.

6 Sec. 14. EFFECTIVE DATE. Sections 9, 10, and 12 of this
7 Act, being deemed of immediate importance, take effect upon
8 enactment.

9 EXPLANATION

10 This bill relates to state government technology operations
11 by making appropriations to a number of entities for such
12 technology. Specifically, the bill makes appropriations for
13 the 2001-2002 fiscal year from the general fund of the state
14 for debt service associated with the Iowa communications
15 network, for subsidization of operations of the network
16 necessary as a result of charging authorized users video rates
17 which generate less revenue than necessary to cover associated
18 costs of the network, for support functions related to the
19 network provided by the public broadcasting division of the
20 department of education, and for information technology
21 services provided by the information technology department to
22 other state agencies.

23 The bill also makes an appropriation for the 2001-2002
24 fiscal year from the rebuild Iowa infrastructure fund to the
25 pooled technology account created in the office of the
26 treasurer of state under the control of the information
27 technology department for the support of various technology
28 programs. The technology programs specified are to be funded
29 in the order provided in the bill.

30 The bill provides for funding for IowAccess and provides
31 that all fees collected associated with transactions through
32 IowAccess are to be deposited in the IowAccess revolving fund
33 created in Code section 14B.206 and shall be used only for the
34 support of IowAccess projects. The bill provides that the
35 information technology department may establish for the fiscal

1 years beginning July 1, 2001, and ending June 30, 2005, a
2 pilot project regarding fee collection for electronic access
3 to court information.

4 The bill provides that technology adopted and purchased by
5 a school district, to the extent funds are appropriated by the
6 general assembly, shall be made available to students of
7 accredited nonpublic schools located within the boundaries of
8 the school district upon the written request of the
9 authorities in charge of the accredited nonpublic school on
10 behalf of the school's students.

11 The bill provides that the department of information
12 technology is authorized to enter into agreements with other
13 departments, agencies, boards, and commissions for the
14 provision of information technology services. The bill
15 provides that during the development of such agreements, the
16 agreeing parties shall identify any and all direct cost
17 savings to be realized, and that the department of information
18 technology shall notify the department of management of the
19 savings so identified. The bill provides that the department
20 of management shall then cause the amount of savings realized
21 from the agreement to be transferred to the department of
22 information technology revolving fund for the purpose of
23 providing information technology services to state agencies.

24 The bill provides for changes to Code section 304.13A
25 relating to agencies which produce or make available for
26 public inspection written reports or documents, specifying
27 that any report or document produced or made available for
28 public inspection shall be maintained in an electronic format.
29 The bill also provides that the legislative council is
30 requested to establish an interim study committee relating to
31 distance learning and related Iowa communications network
32 educational issues, and also to utilize \$50,000 of the funds
33 allocated for the twenty-first century learning initiative for
34 a distance learning study to be conducted by the legislative
35 oversight committee.

1 The bill provides for the nonreversion of specified moneys
2 allocated from the pooled technology account for the 2000-2001
3 fiscal year which remain unobligated or unexpended at the
4 close of the fiscal year, and provides that moneys allocated
5 to the information technology department in 2000 Iowa Acts,
6 chapter 1226, section 5, subsection 2, paragraph "e", which
7 remain unobligated or unexpended at the close of the fiscal
8 year shall not revert but shall be appropriated to the
9 department for technology purposes for the 2001-2002 fiscal
10 year. The bill also provides for an allocation of \$1.4
11 million out of moneys in the pooled technology account to the
12 treasurer of state for debt service for the Iowa
13 communications network for the 2001-2002 fiscal year.

14 The bill provides that the portions of the bill providing
15 for the nonreversion of moneys allocated from the pooled
16 technology account take effect upon enactment.

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HOUSE FILE 719

H-1588

1 Amend House File 719 as follows:

2 1. Page 4, by striking lines 18 through 35 and
A 3 inserting the following: "the department of education
4 in developing this initiative."

5 2. Page 5, by inserting after line 10, the
6 following:

7 "Of the funds allocated in this paragraph "e", the
8 treasurer of state, with the approval of the director
9 of the department of management, is authorized to
10 enter into a lease-purchase arrangement under section
11 12.28 for a conversion of transmission facilities for
12 digital television for Iowa public television, in an
13 amount, excluding finance costs, not greater than
14 \$23,500,000. As required under section 12.28,
15 subsection 6, the general assembly authorizes the
16 treasurer of state to enter into a lease-purchase
B 17 arrangement of greater than \$1,000,000 for this
18 project. Annual payments for the lease-purchase
19 agreement shall be appropriated from the pooled
20 technology account. Gifts, grants, fees, and other
21 payments associated with this project may be deposited
22 in the pooled technology account to be applied to the
23 annual payments for the lease-purchase agreement."

24 3. Page 5, by inserting after line 10, the
25 following:

26 "Of the funds allocated in this paragraph "e", the
27 treasurer of state, with the approval of the director
28 of the department of management, is authorized to
29 enter into a lease-purchase arrangement under section
30 12.28 for a conversion of the Iowa communications
31 network to asynchronous transfer mode technology in an
32 amount, excluding finance costs, not greater than
33 \$10,500,000. As required under section 12.28,
34 subsection 6, the general assembly authorizes the
35 treasurer of state to enter into a lease-purchase
C 36 arrangement of greater than \$1,000,000 for this
37 project. Annual payments for the lease-purchase
38 agreement shall be appropriated from the pooled
39 technology account. Gifts, grants, fees, and other
40 payments associated with this project may be deposited
41 in the pooled technology account to be applied to the
42 annual payments for the lease-purchase agreement."

43 4. Page 5, by inserting after line 10 the
D 44 following:

45 "Of the funds allocated in this paragraph "e", the
46 treasurer of state, with the approval of the director
47 of the department of management, is authorized to
48 enter into a lease-purchase arrangement under section
49 12.28 for an enterprise resource planning system in an
50 amount, excluding finance costs, not greater than

H-1588

H-1588

Page 2

1 \$37,300,000. As required under section 12.28,
 2 subsection 6, the general assembly authorizes the
 3 treasurer of state to enter into a lease-purchase
 4 arrangement of greater than \$1,000,000 for this
 5 project. Annual payments for the lease-purchase
 6 agreement shall be appropriated from the pooled
 7 technology account. Gifts, grants, fees, and other
 8 payments associated with this project may be deposited
 9 in the pooled technology account to be applied to the
 10 annual payments for the lease-purchase agreement."

D

11 5. Page 9, line 3, by inserting after the word
 12 "issues." the following: "The objective of the study
 13 shall be to evaluate the viability of establishing the
 14 state of Iowa as a distance learning center. The
 15 study shall identify distance learning technology
 16 opportunities between interested agencies and entities
 17 involved in or potentially involved in distance
 18 learning activities, including but not limited to K-12
 19 schools, area education agencies, institutions of
 20 higher learning, the public broadcasting division of
 21 the department of education, the department of
 22 education, the Iowa communications network, the
 23 information technology department, and military and
 24 private sector institutions or agencies."

A

By STEVENS of Dickinson LENSING of Johnson
 FALCK of Fayette HATCH of Polk

H-1588 FILED APRIL 18, 2001

A. Lost 4-19-01 (P. 1282)
 B. Lost 4-19-01 (P. 1283)

C. Lost P. 1284 4/19/01
 D. W/D

HOUSE FILE 719

H-1590

1 Amend House File 719 as follows:

2 1. Page 5, by inserting after line 7, the
 3 following:

4 "e. The next \$624,000 shall be allocated to the
 5 information technology department. Of this amount,
 6 \$564,000 shall be utilized for lease-purchase costs
 7 related to the justice data warehouse technology
 8 project, and \$60,000 shall be transferred to the
 9 division of criminal and juvenile justice planning of
 10 the department of human rights for 1.00 FTE to provide
 11 support for the justice data warehouse technology
 12 project."

13 2. Page 5, line 8, by striking the figure
 14 "4,273,000" and inserting the following: "3,649,000".

15 3. By lettering as necessary.

By JENKINS of Black Hawk
 HORBACH of Tama

H-1590 FILED APRIL 19, 2001

adopted
 4/19/01 (P. 1285)

HOUSE FILE 719**H-1595**

- 1 Amend House File 719 as follows:
2 1. Page 5, by inserting after line 10, the
3 following:
4 "Of the funds allocated in this paragraph "e",
5 \$605,455 shall be transferred to the public
6 broadcasting division of the department of education
7 for the final digital buildout of the Des Moines tower
8 facility."

By RAECKER of Polk**H-1595 FILED APRIL 19, 2001***W/D**4/20/01 P.1284***HOUSE FILE 719****H-1602**

- 1 Amend House File 719 as follows:
2 1. Page 5, line 1, by striking the figure
3 "1,500,000" and inserting the following: "500,000".
4 2. Page 5, line 8, by striking the figure
5 "4,273,000" and inserting the following: "5,273,000".

By METCALF of Polk**H-1602 FILED APRIL 19, 2001***W/D**4/19/01 (P.1284)***HOUSE FILE 719****H-1608**

- 1 Amend the amendment, H-1590, to House File 719, as
2 follows:
3 1. Page, 1, by inserting after line 1, the
4 following:
5 "_____. Page 5, line 1, by striking the figure
6 "1,500,000" and inserting the following: "500,000".
7 2. Page 1, line 14, by striking the figure
8 "3,649,000" and inserting the following: "4,649,000".
9 3. By renumbering, redesignating, and correcting
10 internal references as necessary.

By METCALF of Polk**H-1608 FILED APRIL 19, 2001***W/D**4/19/01 (P.1285)*

HOUSE FILE 719

H-1610

1 Amend House File 719 as follows:

2 1. Page 5, by inserting after line 24 the
3 following:

4 "4. Notwithstanding the distribution formula
5 contained in section 8.62 for an operational
6 appropriation which remains unexpended or unencumbered
7 for the fiscal year beginning July 1, 2000, 75 percent
8 of the unexpended or unencumbered moneys subject to
9 section 8.62 are appropriated to the pooled technology
10 account. The remaining 25 percent of such moneys
11 shall remain with the entity to which the operational
12 appropriation was made. Notwithstanding section 8.33,
13 for an appropriation other than an operational
14 appropriation as provided in section 8.62 which
15 remains unencumbered for the fiscal year beginning
16 July 1, 2000, 100 percent of the unexpended or
17 unencumbered moneys are appropriated to the pooled
18 technology account.

19 Notwithstanding this subsection, the first
20 \$10,000,000 subject to reversion and appropriation to
21 the pooled technology account under this subsection
22 shall be deposited in the general fund to be used for
23 balancing the state's budget for the fiscal year
24 beginning July 1, 2001, and ending June 30, 2002."

By JENKINS of Black Hawk

H-1610 FILED APRIL 19, 2001

Adopted
4-19-01
(p. 1285)

719/ app. sp.
5-4/25/01 Amend/100 Pass
w/53519
Motion to Re-Lambert
5/7/01

HOUSE FILE 719
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 251)

(As Amended and Passed by the House April 19, 2001)

Passed House, Date (P.1286) 4-19-01 Passed Senate, Date (P.1413) 4/30/01
Vote: Ayes 55 Nays 42 Vote: Ayes 30 Nays 19

Approved May 30, 2001 Re-passed 5/7/01
P.1768 Re-passed 5/6/01 Stem Vetoed Vote 27-17
Vote 52-42

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, and providing an effective date.

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

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House Amendments _____

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, 2001, and ending June 30,
4 2002, the following amount, or so much thereof as is
5 necessary, to be used for the purpose designated:

6 For debt service:
7 \$ 11,405,000

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, 2001, and ending June
21 30, 2002, 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 \$ 2,234,330
27 FTEs 105.00

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
31 but shall remain available for the purposes designated in the
32 succeeding fiscal year, and shall not be transferred to any
33 other program.

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

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

5 Sec. 3. PUBLIC BROADCASTING. There is appropriated from
6 the general fund of the state to the public broadcasting
7 division of the department of education for the fiscal year
8 beginning July 1, 2001, and ending June 30, 2002, the
9 following amount, or so much thereof as is necessary, to be
10 used for the purposes designated in subsections 1 and 2 and
11 for the following full-time equivalent positions:

12	\$	1,526,808
13	FTEs	8.00

14 1. Of the amount appropriated in this section, \$322,156
15 shall be expended by the public broadcasting division of the
16 department of education to provide support for functions
17 related to the network, including but not limited to the
18 following functions: development of distance learning
19 applications; development of a central information source on
20 the internet relating to educational uses of the network;
21 second-line technical support for network sites; testing and
22 initializing sites onto the network; and coordinating the work
23 of the education telecommunications council.

24 2. Of the amount appropriated in this section, \$1,204,652
25 shall be allocated by the public broadcasting division of the
26 department of education to the regional telecommunications
27 councils established in section 8D.5. The regional
28 telecommunications councils shall use the funds to provide
29 technical assistance for network classrooms, planning and
30 troubleshooting for local area networks, scheduling of video
31 sites, and other related support activities.

32 Sec. 4. INFORMATION TECHNOLOGY DEPARTMENT. There is
33 appropriated from the general fund of the state to the
34 information technology department for the fiscal year
35 beginning July 1, 2001, and ending June 30, 2002, the

1 following amount, or so much thereof as is necessary, to be
2 used for the purpose designated:

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

6	\$	3,233,862
7	FTEs	158.91

8 1. The information technology department shall not
9 increase any fees or charges to other state agencies for
10 services provided to such state agencies by the department,
11 unless such increase in fees or charges is first reported to
12 the department of management. The department of management
13 shall submit a report notifying the legislative fiscal bureau
14 regarding any fee increase as the increase occurs.

15 2. The information technology department is authorized to
16 enter into agreements with other departments, agencies,
17 boards, and commissions for the provision of information
18 technology services. During the development of such
19 agreements, the agreeing parties shall identify any and all
20 direct cost savings to be realized in the provision of these
21 services. Once these savings from the agreement are
22 identified, the information technology department shall notify
23 the department of management of the savings so identified.
24 The department of management shall then cause the amount of
25 savings realized from the agreement to be transferred to the
26 information technology department revolving fund for the
27 purpose of providing information technology services to state
28 agencies. The department of management shall annually report
29 the amount transferred by each department to the legislative
30 fiscal bureau.

31 Sec. 5. POOLED TECHNOLOGY ACCOUNT.

32 1. Notwithstanding section 8.57, subsection 5, paragraph
33 "c", there is appropriated from the rebuild Iowa
34 infrastructure fund to the pooled technology account
35 established in the office of the treasurer of state under the

1 control of the information technology department, for the
2 fiscal year beginning July 1, 2001, and ending June 30, 2002,
3 the following amount, or so much thereof as is necessary, to
4 be used for the purpose designated:

5 For the support of various technology programs:
6 \$ 13,000,000

7 Moneys appropriated pursuant to this section are allocated
8 in descending priority order for use during the fiscal year
9 beginning July 1, 2001, and ending June 30, 2002, as follows:

10 a. The first \$3,000,000 shall be allocated to the
11 department of education for transfer to the community colleges
12 for the development and implementation of information
13 technology.

14 b. The next \$1,500,000 shall be allocated to the
15 university of northern Iowa for developing a twenty-first
16 century learning initiative. The university of northern Iowa
17 shall consult with the information technology department and
18 the department of education in developing this initiative. Of
19 the funds allocated pursuant to this paragraph, \$50,000 shall
20 be transferred to the legislative council. The legislative
21 council shall direct the legislative oversight committee to
22 use the funds to conduct a study and prepare a report on
23 distance learning. The objective of the study and report
24 shall be to evaluate the viability of establishing the state
25 of Iowa as a distance learning center. The report shall
26 identify distance learning technology opportunities between
27 interested agencies and entities involved in or potentially
28 involved in distance learning activities, including but not
29 limited to K-12 schools, area education agencies, institutions
30 of higher learning, the public broadcasting division of the
31 department of education, the department of education, the Iowa
32 communications network, the information technology department,
33 and military and private sector institutions or agencies. The
34 report shall be submitted by the legislative oversight
35 committee to the legislative council by February 1, 2002.

1 c. The next \$1,500,000 shall be allocated to the
2 department of education for purposes of making technology
3 available to students of accredited nonpublic schools in
4 accordance with section 11 of this Act.

5 d. The next \$2,727,000 shall be allocated to the Iowa
6 telecommunications and technology commission for maintenance
7 and lease costs associated with Part III connections.

8 e. The next \$624,000 shall be allocated to the information
9 technology department. Of this amount, \$564,000 shall be
10 utilized for lease-purchase costs related to the justice data
11 warehouse technology project, and \$60,000 shall be transferred
12 to the division of criminal and juvenile justice planning of
13 the department of human rights for 1.00 FTE to provide support
14 for the justice data warehouse technology project.

15 f. The next \$3,649,000 shall be allocated to the
16 information technology department only for designated
17 projects.

18 2. A department or agency receiving an appropriation under
19 subsection 1 shall consult with the information technology
20 department regarding any technology purchase, lease, or
21 contract, prior to making a purchase or entering into a lease
22 or contract.

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

32 4. Notwithstanding the distribution formula contained in
33 section 8.62 for an operational appropriation which remains
34 unexpended or unencumbered for the fiscal year beginning July
35 1, 2000, 75 percent of the unexpended or unencumbered moneys

1 subject to section 8.62 are appropriated to the pooled
2 technology account. The remaining 25 percent of such moneys
3 shall remain with the entity to which the operational
4 appropriation was made. Notwithstanding section 8.33, for an
5 appropriation other than an operational appropriation as
6 provided in section 8.62 which remains unencumbered for the
7 fiscal year beginning July 1, 2000, 100 percent of the
8 unexpended or unencumbered moneys are appropriated to the
9 pooled technology account.

10 Notwithstanding this subsection, the first \$10,000,000
11 subject to reversion and appropriation to the pooled
12 technology account under this subsection shall be deposited in
13 the general fund to be used for balancing the state's budget
14 for the fiscal year beginning July 1, 2001, and ending June
15 30, 2002.

16 Sec. 6. FUNDING FOR IOWACCESS.

17 1. Notwithstanding section 321A.3, subsection 1, for the
18 fiscal year beginning July 1, 2001, and ending June 30, 2002,
19 the first \$1,000,000 collected and transferred by the
20 department of transportation to the treasurer of state with
21 respect to the fees for transactions involving the furnishing
22 of a certified abstract of a vehicle operating record under
23 section 321A.3, subsection 1, shall be transferred to the
24 IowAccess revolving fund created in section 14B.206 and
25 administered by the information technology department for the
26 purposes of developing, implementing, maintaining, and
27 expanding electronic access to government records in
28 accordance with the requirements set forth in chapter 14B.

29 2. It is the intent of the general assembly that all fees
30 collected with respect to transactions involving IowAccess
31 shall be deposited in the IowAccess revolving fund created in
32 section 14B.206 and shall be used only for the support of
33 IowAccess projects.

34 Sec. 7. Section 14B.203, Code 2001, is amended by adding
35 the following new subsection:

1 NEW SUBSECTION. 5. Notwithstanding any other provision of
2 this section, the department may establish for the fiscal
3 years beginning July 1, 2001, and ending June 30, 2005, a
4 pilot project for fee collection. Fees shall be collected
5 based on the ability to access court information from remote
6 locations.

7 Sec. 8. Section 304.13A, subsections 1 and 2, Code 2001,
8 are amended to read as follows:

9 1. An agency ~~required to compile and maintain a report,~~
10 which produces or makes available for public inspection
11 written reports or documents on and after July 1, 2001, shall
12 maintain such report or document in an electronic form, giving
13 consideration to the standards for electronic records
14 recommended by the information technology department. Such
15 agency, by itself, or with the assistance of the information
16 technology department, shall also make the report or document
17 accessible to the public through the internet as provided in
18 subsection 2 and through other electronic means.

19 2. A copy of all required agency reports or documents
20 maintained pursuant to subsection 1 shall be located at an
21 internet site maintained by the information technology
22 department in consultation with the state librarian, and all
23 required such reports or documents shall be placed on
24 electronic media. The state librarian shall provide for the
25 distribution of such copies to a public library in this state
26 requesting such copy.

27 Sec. 9. 2000 Iowa Acts, chapter 1226, section 5,
28 subsection 2, is amended by adding the following new
29 paragraph:

30 NEW PARAGRAPH. dd. The next \$1,400,000 shall be allocated
31 to the treasurer of state for debt service for the Iowa
32 communications network for the fiscal year beginning July 1,
33 2001, and ending June 30, 2002.

34 Sec. 10. 2000 Iowa Acts, chapter 1226, section 5,
35 subsection 2, paragraph e, unnumbered paragraph 1, is amended

1 to read as follows:

2 The next ~~\$21,000,000~~ \$19,600,000 shall be allocated to the
3 division of information technology services of the department
4 of general services only for the projects designated in this
5 paragraph as follows:

6 Sec. 11. TECHNOLOGY SERVICES FOR ACCREDITED NONPUBLIC
7 SCHOOL STUDENTS.

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

15 2. Funds appropriated for purposes of this section shall
16 be allocated to school districts for the purchase of
17 technology for accredited nonpublic schools as provided in
18 this section, subject to the restrictions of section 295.4,
19 subsection 1. The department of education shall ascertain a
20 maximum annual amount the school district shall be required to
21 use for the purchase of technology for participating
22 accredited nonpublic schools. The amount shall be in the
23 proportion that the basic enrollment of a participating
24 accredited nonpublic school bears to the sum of the basic
25 enrollments of all participating accredited nonpublic schools
26 in the state for the budget year. A participating accredited
27 nonpublic school shall certify its actual enrollment to the
28 department of education by October 1, 2001. By October 15,
29 2001, the department of education shall notify the board of
30 directors of each school district of the maximum amount of its
31 allocation that shall be made available for purchasing
32 nonsectarian, nonreligious technology for each of the
33 participating accredited nonpublic schools located within the
34 school district in accordance with this section. For purposes
35 of this section only, an accredited nonpublic school's

1 enrollment count shall include only students who are residents
2 of Iowa.

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

10 Sec. 12. POOLED TECHNOLOGY FUNDING -- PRIOR ALLOCATIONS.

11 1. Notwithstanding section 8.33, moneys allocated in 2000
12 Iowa Acts, chapter 1226, section 5, subsection 2, paragraphs
13 "a" through "c", and paragraph "dd", as enacted by this Act,
14 which remain unobligated or unexpended at the close of the
15 fiscal year shall not revert but shall remain available for
16 expenditure for the purpose for which allocated for the fiscal
17 year beginning July 1, 2001, and ending June 30, 2002.

18 2. Notwithstanding section 8.33, the remaining balance of
19 the moneys allocated to the information technology department
20 in 2000 Iowa Acts, chapter 1226, section 5, subsection 2,
21 paragraph "e", which remain unobligated or unexpended at the
22 close of the fiscal year shall not revert but shall remain
23 available for expenditure by the information technology
24 department for technology purposes for the fiscal year
25 beginning July 1, 2001, and ending June 30, 2002.

26 Sec. 13. DISTANCE LEARNING -- STUDY. The legislative
27 council is requested to establish an interim study committee
28 relating to distance learning and related Iowa communications
29 network educational issues. The committee is directed to
30 submit its findings, with any recommendations, in a report to
31 the general assembly not later than January 15, 2002.

32 Sec. 14. EFFECTIVE DATE. Sections 9, 10, and 12 of this
33 Act, being deemed of immediate importance, take effect upon
34 enactment.

35

HOUSE FILE 719

S-3519

- 1 Amend House File 719, as amended, passed, and
2 reprinted by the House, as follows:
- 3 1. Page 2, line 12, by striking the figure
4 "1,526,808" and inserting the following: "2,026,808".
5 2. Page 2, line 14, by striking the figure
6 "322,156" and inserting the following: "427,656".
7 3. Page 2, line 24, by striking the figure
8 "1,204,652" and inserting the following: "1,599,152".
9 4. Page 3, by striking lines 26 through 28, and
10 inserting the following: "pooled technology account
11 for allocation for the technology programs identified
12 for funding pursuant to section 5 of this Act. The
13 department of management shall annually report".
14 5. Page 4, by striking lines 11 through 13 and
15 inserting the following: "department of education for
16 transfer to the community college vocational-technical
17 technology improvement program authorized in chapter
18 260A."
19 6. Page 4, by striking lines 18 through 35 and
20 inserting the following: "the department of education
21 in continuing this initiative."
22 7. Page 5, by striking lines 8 through 14.
23 8. By striking page 5, line 15, and inserting the
24 following:
25 "f. The remaining amount in the pooled technology
26 account shall be allocated to the".
27 9. Page 5, line 22, by inserting after the word
28 "contract." the following: "This subsection shall not
29 apply to a technology purchase, lease, or contract
30 made or entered into by or on behalf of a community
31 college, the university of northern Iowa in developing
32 a twenty-first century learning initiative, or an
33 accredited nonpublic school pursuant to subsection 1,
34 paragraphs "a" through "c"."
35 10. Page 6, line 9, by inserting after the word
36 "account." the following: "Of the funds appropriated
37 to the pooled technology account pursuant to this
38 subsection which remain after the deposit to the
39 general fund of the state specified in unnumbered
40 paragraph 2, \$624,000 shall be allocated to the
41 information technology department. Of this amount,
42 \$564,000 shall be utilized for lease-purchase costs
43 related to the justice data warehouse technology
44 project, and \$60,000 shall be transferred to the
45 division of criminal and juvenile justice planning of
46 the department of human rights for 1.00 FTE to provide
47 support for the justice data warehouse technology
48 project."
49 11. Page 6, by inserting after line 33 the
50 following:

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1 "Sec. _____. Section 14B.105, subsection 2,
2 paragraph f, Code 2001, is amended to read as follows:

3 f. Review the recommendations of the IowaAccess
4 advisory council regarding rates to be charged for
5 access to and for value-added services performed
6 through IowaAccess, ~~and make recommendations to the~~
7 ~~general assembly regarding such rates. A rate shall~~
8 ~~not be approved or charged unless approved by act of~~
9 ~~the general assembly. The information technology~~
10 council shall report the establishment of a new rate
11 or change in the level of an existing rate to the
12 department of management, and the department of
13 management shall notify the legislative fiscal bureau
14 regarding the rate establishment or change."

15 12. Page 7, line 6, by inserting after the word
16 "locations." the following: "All revenue derived from
17 a pilot project implemented pursuant to this
18 subsection shall be deposited into the pooled
19 technology account."

20 13. Page 7, by inserting after line 6 the
21 following:

22 "Sec. _____. Section 260A.1, subsection 1, Code
23 2001, is amended by striking the subsection and
24 inserting in lieu thereof the following:

25 1. Appropriations from the pooled technology
26 account may be used for the purposes authorized in the
27 community college vocational-technical technology
28 improvement program.

29 Sec. _____. Section 260A.2, Code 2001, is amended to
30 read as follows:

31 260A.2 COMMUNITY COLLEGE VOCATIONAL-TECHNICAL
32 TECHNOLOGY IMPROVEMENT PLANS.

33 Prior to receiving moneys under this chapter, the
34 board of directors of a community college shall adopt
35 a technology plan that supports community college
36 vocational-technical technology improvement efforts,
37 authorizes a needs assessment of business and industry
38 in the district, and includes an evaluation component,
39 and shall provide to the department of education
40 adequate assurance that funds received under this
41 chapter will be used in accordance with the technology
42 plan. The plan shall be developed by licensed
43 professional staff of the community college, including
44 both faculty members and school administrators, the
45 private sector, trade and professional organizations,
46 and other interested parties, and shall, at a minimum,
47 focus on the attainment of the vocational-technical
48 skills and achievement goals of the student. The plan
49 shall consider the community college's
50 interconnectivity with the Iowa communications

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1 network, and shall demonstrate how, ~~over a four-year~~
2 ~~period,~~ the board will utilize technology to improve
3 vocational-technical student achievement. The
4 technology plan shall be kept on file at the community
5 college. Progress made under the plan shall be
6 reported annually to the department of education in a
7 manner prescribed by the department of education."

8 14. Page 7, line 11, by striking the word
9 "documents" and inserting the following:

10 "newsletters".

11 15. Page 7, line 12, by striking the word
12 "document" and inserting the following: "newsletter".

13 16. Page 7, line 16, by striking the word
14 "document" and inserting the following: "newsletter".

15 17. Page 7, line 19, by striking the word
16 "documents" and inserting the following:

17 "newsletters".

18 18. Page 7, line 23, by striking the word
19 "documents" and inserting the following:

20 "newsletters".

21 19. Page 9, line 29, by inserting after the word
22 "issues." the following: "The objective of the study
23 shall be to evaluate the viability of establishing the
24 state of Iowa as a distance learning center. The
25 study shall identify distance learning technology
26 opportunities between interested agencies and entities
27 involved in or potentially involved in distance
28 learning activities, including but not limited to K-12
29 schools, area education agencies, institutions of
30 higher learning, the public broadcasting division of
31 the department of education, the department of
32 education, the Iowa communications network, the
33 information technology department, and military and
34 private sector institutions or agencies."

35 20. Page 9, by inserting after line 31 the
36 following:

37 "Sec. _____. Section 260A.4, Code 2001, is
38 repealed."

39 21. Page 9, by striking line 32 and inserting the
40 following:

41 "Sec. _____. EFFECTIVE DATES. Section 5, subsection
42 4; and sections 9, 10, and 12 of this".

43 22. By renumbering, relettering, or redesignating
44 and correcting internal references as necessary.

By COMMITTEE ON APPROPRIATIONS
JEFF LAMBERTI, Chairperson

S-3519 FILED APRIL 25, 2001

adapted
4/30/01
(p.1411)

HOUSE FILE 719

S-3532

1 Amend the amendment, S-3519, to House File 719, as
2 amended, passed, and reprinted by the House, as
3 follows:

4 1. Page 1, by striking lines 14 through 48, and
5 inserting the following:

6 "____. By striking page 3, line 31, through page
7 6, line 15, and inserting the following:

8 "Sec. 5. POOLED TECHNOLOGY ACCOUNT.

9 1. There is appropriated from the rebuild Iowa
10 infrastructure fund to the information technology
11 department for the fiscal year beginning July 1, 2001,
12 and ending June 30, 2002, the following amount, or so
13 much thereof as is necessary, to be used for the
14 purpose designated:

15 For deposit into the pooled technology account
16 established in the office of the treasurer of state
17 under the control of the information technology
18 department to be used for the purpose of supporting
19 various technology programs and improvements:

20 \$ 18,000,000

21 2. The first allocation of moneys in the pooled
22 technology account shall be an allocation of
23 \$1,500,000 to the department of education for purposes
24 of making technology available to students of
25 accredited nonpublic schools in accordance with
26 section 11 of this Act.

27 3. Of the funds appropriated in this section, the
28 treasurer of state, with the approval of the director
29 of the department of management, is authorized to
30 enter into lease-purchase arrangements under section
31 12.28 for an enterprise resource planning system in an
32 amount, excluding finance costs, not greater than
33 \$37,300,000; a conversion of the Iowa communications
34 network to asynchronous transfer mode technology in an
35 amount, excluding finance costs, not greater than
36 \$10,500,000; and a conversion of transmission
37 facilities for digital television for Iowa public
38 television, in an amount, excluding finance costs, not
39 greater than \$23,500,000.

40 As required under section 12.28, subsection 6, the
41 general assembly authorizes the treasurer of state to
42 enter into lease-purchase arrangements of greater than
43 \$1,000,000 for each project. Annual payments for the
44 lease-purchase agreements shall be appropriated from
45 the pooled technology account. Gifts, grants, fees,
46 and other payments associated with these projects may
47 be deposited in the pooled technology account to be
48 applied to the annual payments for the lease-purchase
49 agreements.

50 4. A department or agency receiving pooled

S-3532

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Page 2

1 technology account funds shall consult with the
2 information technology department regarding any
3 technology purchase, lease, or contract, prior to
4 making a purchase or entering into a lease or
5 contract."

Lost 4/30/01 (p. 1411)

By ROBERT E. DVORSKY

S-3532 FILED APRIL 26, 2001

HOUSE FILE 719

S-3533

1 Amend House File 719, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 5, line 17, by inserting after the word
4 "projects." the following: "Of the funds allocated in
5 this paragraph, the treasurer of state, with the
6 approval of the director of the department of
7 management, is authorized to enter into a lease-
8 purchase arrangement under section 12.28 for a
9 conversion of the Iowa communications network to
10 asynchronous transfer mode technology in an amount,
11 excluding finance costs, not greater than \$10,500,000.
12 As required under section 12.28, subsection 6, the
13 general assembly authorizes the treasurer of state to
14 enter into a lease-purchase arrangement of greater
15 than \$1,000,000 for this project. Annual payments for
16 the lease-purchase agreement shall be appropriated
17 from the pooled technology account. Gifts, grants,
18 fees, and other payments associated with this project
19 may be deposited in the pooled technology account to
20 be applied to the annual payments for the lease-
21 purchase agreement."

By ROBERT E. DVORSKY

S-3533 FILED APRIL 26, 2001

*w/d
4/30/01 (p. 1411)*

HOUSE FILE 719

S-3531

1 Amend House File 719, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 8, line 18, by striking the figure
4 "295.4" and inserting the following: "256D.8".

By MARY A. LUNDBY

S-3531 FILED APRIL 26, 2001

*Adapted
4/30/01
(p. 1412)*

HOUSE FILE 719

S-3542

1 Amend House File 719, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 8, line 18, by striking the figure
4 "295.4" and inserting the following: "256D.8".

5 2. Page 9, by inserting after line 9 the
6 following:

7 "4. Notwithstanding any other provision of this
8 section, funds appropriated for the purposes of this
9 section shall be allocated to school districts subject
10 to the following:

11 a. The maximum per pupil allocation to each
12 accredited nonpublic school shall not exceed the per
13 pupil level of technology funding for public school
14 pupils pursuant to section 256D.6.

15 b. An accredited nonpublic school shall prepare
16 and submit to the department of education a technology
17 plan consistent with the technology plan required
18 pursuant to section 256D.7, subsection 1.

19 c. Funding received pursuant to this section by an
20 accredited nonpublic school shall supplement and not
21 supplant current technology funding."

By PATRICIA HARPER
JOHNIE HAMMOND

A. O/O 4/30/01 P.1413
B. W/O 4/30/01 P.1413

S-3542 FILED APRIL 26, 2001

HOUSE FILE 719

S-3543

1 Amend House File 719, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 5, by striking lines 1 through 4.

4 2. By renumbering and relettering as necessary.

By JOHNIE HAMMOND
PATRICIA HARPER

S-3543 FILED APRIL 26, 2001

W/O
4/30/01 (P.1413)

HOUSE FILE 719

S-3563

1 Amend House File 719, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 5, line 17, by inserting after the word
4 "projects." the following: "Of the funds allocated in
5 this paragraph, the treasurer of state, with the
6 approval of the director of the department of
7 management, is authorized to enter into a lease-
8 purchase arrangement under section 12.28 for a
9 conversion of transmission facilities for digital
10 television for Iowa public television, in an amount,
11 excluding finance costs, not greater than \$23,500,000.
12 As required under section 12.28, subsection 6, the
13 general assembly authorizes the treasurer of state to
14 enter into a lease-purchase arrangement of greater
15 than \$1,000,000 for this project. Annual payments for
16 the lease-purchase agreement shall be appropriated
17 from the pooled technology account. Gifts, grants,
18 fees, and other payments associated with this project
19 may be deposited in the pooled technology account to
20 be applied to the annual payments for the lease-
21 purchase agreement."

By JOE BOLKCOM

S-3563 FILED APRIL 27, 2001

*Lost
4/30/01
(p. 1412)*

HOUSE FILE 719

S-3567

1 Amend the amendment, S-3519, to House File 719, as
2 amended, passed, and reprinted by the House, as
3 follows:

4 1. Page 1, by striking lines 19 through 21, and
5 inserting the following:

6 "____. Page 4, by striking lines 18 through 35 and
7 inserting the following: "the department of education
8 in continuing this initiative. Of the funds allocated
9 pursuant to this paragraph, \$250,000 shall be
10 transferred to the legislative council to establish an
11 office of distance learning. The objective of the
12 office of distance learning shall be to establish the
13 state of Iowa as a distance learning center. The
14 legislative council shall be authorized to hire
15 individuals for office staffing positions, which
16 positions shall report to the legislative oversight
17 committee. The office of distance learning may
18 receive and utilize grants and other funds in addition
19 to amounts appropriated pursuant to this paragraph.
20 The office of distance learning shall identify and
21 facilitate distance learning technology and
22 applications between all interested agencies and
23 entities involved or potentially involved in distance
24 learning activities including, but not limited to, K-
25 12 schools, area education agencies, institutions of
26 higher learning, Iowa public television, the
27 department of education, the Iowa communications
28 network, the information technology department, and
29 military and private sector institutions or agencies.
30 Amounts which remain unallocated or unexpended at the
31 close of the fiscal year shall revert to the pooled
32 technology account for the support of technology
33 programs in the succeeding fiscal year.""

34 2. Page 3, by striking lines 21 through 34, and
35 inserting the following:

36 "____. Page 9, by striking lines 26 through 31."

By STEVE KING

MARY A. LUNDBY

ROBERT E. DVORSKY

S-3567 FILED APRIL 27, 2001

adapted
4/30/01
(P. 1441)

HOUSE FILE 719

S-3584

1 Amend House File 719, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 5, by inserting before line 1 the
4 following: "The office of distance learning is
5 authorized to purchase a statewide site license for
6 web-based educational training and testing programs of
7 online assessments, lessons, and activities related to
8 academic performance and may provide access to such
9 programs for educational purposes."

By STEVE KING
MARY A. LUNDBY

S-3584 FILED APRIL 30, 2001

ADOPTED

(P. 1411)

SENATE AMENDMENT TO HOUSE FILE 719

H-1810

1 Amend House File 719, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 2, line 12, by striking the figure
4 "1,526,808" and inserting the following: "2,026,808".
5 2. Page 2, line 14, by striking the figure
6 "322,156" and inserting the following: "427,656".
7 3. Page 2, line 24, by striking the figure
8 "1,204,652" and inserting the following: "1,599,152".
9 4. Page 3, by striking lines 26 through 28, and
10 inserting the following: "pooled technology account
11 for allocation for the technology programs identified
12 for funding pursuant to section 5 of this Act. The
13 department of management shall annually report".
14 5. Page 4, by striking lines 11 through 13 and
15 inserting the following: "department of education for
16 transfer to the community college vocational-technical
17 technology improvement program authorized in chapter
18 260A."
19 6. Page 4, by striking lines 18 through 35 and
20 inserting the following: "the department of education
21 in continuing this initiative. Of the funds allocated
22 pursuant to this paragraph, \$250,000 shall be
23 transferred to the legislative council to establish an
24 office of distance learning. The objective of the
25 office of distance learning shall be to establish the
26 state of Iowa as a distance learning center. The
27 legislative council shall be authorized to hire
28 individuals for office staffing positions, which
29 positions shall report to the legislative oversight
30 committee. The office of distance learning may
31 receive and utilize grants and other funds in addition
32 to amounts appropriated pursuant to this paragraph.
33 The office of distance learning shall identify and
34 facilitate distance learning technology and
35 applications between all interested agencies and
36 entities involved or potentially involved in distance
37 learning activities including, but not limited to, K-
38 12 schools, area education agencies, institutions of
39 higher learning, Iowa public television, the
40 department of education, the Iowa communications
41 network, the information technology department, and
42 military and private sector institutions or agencies.
43 Amounts which remain unallocated or unexpended at the
44 close of the fiscal year shall revert to the pooled
45 technology account for the support of technology
46 programs in the succeeding fiscal year."
47 7. Page 5, by inserting before line 1 the
48 following: "The office of distance learning is
49 authorized to purchase a statewide site license for
50 web-based educational training and testing programs of

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Page 2

1 online assessments, lessons, and activities related to
2 academic performance and may provide access to such
3 programs for educational purposes."

4 8. Page 5, by striking lines 8 through 14.

5 9. By striking page 5, line 15, and inserting the
6 following:

7 "f. The remaining amount in the pooled technology
8 account shall be allocated to the".

9 10. Page 5, line 22, by inserting after the word
10 "contract." the following: "This subsection shall not
11 apply to a technology purchase, lease, or contract
12 made or entered into by or on behalf of a community
13 college, the university of northern Iowa in developing
14 a twenty-first century learning initiative, or an
15 accredited nonpublic school pursuant to subsection 1,
16 paragraphs "a" through "c"."

17 11. Page 6, line 9, by inserting after the word
18 "account." the following: "Of the funds appropriated
19 to the pooled technology account pursuant to this
20 subsection which remain after the deposit to the
21 general fund of the state specified in unnumbered
22 paragraph 2, \$624,000 shall be allocated to the
23 information technology department. Of this amount,
24 \$564,000 shall be utilized for lease-purchase costs
25 related to the justice data warehouse technology
26 project, and \$60,000 shall be transferred to the
27 division of criminal and juvenile justice planning of
28 the department of human rights for 1.00 FTE to provide
29 support for the justice data warehouse technology
30 project."

31 12. Page 6, by inserting after line 33 the
32 following:

33 "Sec. _____. Section 14B.105, subsection 2,
34 paragraph f, Code 2001, is amended to read as follows:

35 f. Review the recommendations of the IowAccess
36 advisory council regarding rates to be charged for
37 access to and for value-added services performed
38 through IowAccess, ~~and make recommendations to the~~
39 ~~general assembly regarding such rates. A rate shall~~
40 ~~not be approved or charged unless approved by act of~~
41 ~~the general assembly. The information technology~~
42 council shall report the establishment of a new rate
43 or change in the level of an existing rate to the
44 department of management, and the department of
45 management shall notify the legislative fiscal bureau
46 regarding the rate establishment or change."

47 13. Page 7, line 6, by inserting after the word
48 "locations." the following: "All revenue derived from
49 a pilot project implemented pursuant to this
50 subsection shall be deposited into the pooled

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Page 3

1 technology account."

2 14. Page 7, by inserting after line 6 the
3 following:

4 "Sec. _____. Section 260A.1, subsection 1, Code
5 2001, is amended by striking the subsection and
6 inserting in lieu thereof the following:

7 1. Appropriations from the pooled technology
8 account may be used for the purposes authorized in the
9 community college vocational-technical technology
10 improvement program.

11 Sec. _____. Section 260A.2, Code 2001, is amended to
12 read as follows:

13 260A.2 COMMUNITY COLLEGE VOCATIONAL-TECHNICAL
14 TECHNOLOGY IMPROVEMENT PLANS.

15 Prior to receiving moneys under this chapter, the
16 board of directors of a community college shall adopt
17 a technology plan that supports community college
18 vocational-technical technology improvement efforts,
19 authorizes a needs assessment of business and industry
20 in the district, and includes an evaluation component,
21 and shall provide to the department of education
22 adequate assurance that funds received under this
23 chapter will be used in accordance with the technology
24 plan. The plan shall be developed by licensed
25 professional staff of the community college, including
26 both faculty members and school administrators, the
27 private sector, trade and professional organizations,
28 and other interested parties, and shall, at a minimum,
29 focus on the attainment of the vocational-technical
30 skills and achievement goals of the student. The plan
31 shall consider the community college's
32 interconnectivity with the Iowa communications
33 network, and shall demonstrate how, ~~over a four year~~
34 ~~period,~~ the board will utilize technology to improve
35 vocational-technical student achievement. The
36 technology plan shall be kept on file at the community
37 college. Progress made under the plan shall be
38 reported annually to the department of education in a
39 manner prescribed by the department of education."

40 15. Page 7, line 11, by striking the word
41 "documents" and inserting the following:

42 "newsletters".

43 16. Page 7, line 12, by striking the word
44 "document" and inserting the following: "newsletter".

45 17. Page 7, line 16, by striking the word
46 "document" and inserting the following: "newsletter".

47 18. Page 7, line 19, by striking the word
48 "documents" and inserting the following:

49 "newsletters".

50 19. Page 7, line 23, by striking the word

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Page 4

- 1 "documents" and inserting the following:
- 2 "newsletters".
- 3 20. Page 8, line 18, by striking the figure
- 4 "295.4" and inserting the following: "256D.8".
- 5 21. Page 9, by striking lines 26 through 31.
- 6 22. Page 9, by inserting after line 31 the
- 7 following:
- 8 "Sec. _____. Section 260A.4, Code 2001, is
- 9 repealed."
- 10 23. Page 9, by striking line 32 and inserting the
- 11 following:
- 12 "Sec. _____. EFFECTIVE DATES. Section 5, subsection
- 13 4; and sections 9, 10, and 12 of this".
- 14 24. By renumbering, relettering, or redesignating
- 15 and correcting internal references as necessary.

RECEIVED FROM THE SENATE

H-1810 FILED MAY 1, 2001

House Concurred
5/2/01 (p. 1768)

HOUSE FILE 719**H-1863**

- 1 Amend the Senate amendment, H-1810, to House File
- 2 719, as amended, passed, and reprinted by the House,
- 3 as follows:
- 4 1. Page 2, line 4, by inserting after the figure
- 5 "14" the following: "and inserting the following:
- 6 "e. The next \$312,000 shall be allocated to the
- 7 information technology department. Of this amount,
- 8 \$252,000 shall be utilized for lease-purchase costs
- 9 related to the justice data warehouse technology
- 10 project, and \$60,000 shall be transferred to the
- 11 division of criminal and juvenile justice planning of
- 12 the department of human rights for 1.00 FTE to provide
- 13 support for the justice data warehouse technology
- 14 project.""
- 15 2. Page 2, by striking lines 17 through 30 and
- 16 inserting the following:
- 17 "_____. Page 6, line 9, by inserting after the word
- 18 "account." the following: "Of the funds appropriated
- 19 to the pooled technology account pursuant to this
- 20 subsection which remain after the deposit to the
- 21 general fund of the state specified in unnumbered
- 22 paragraph 2, \$312,000 shall be allocated to the
- 23 information technology department for lease-purchase
- 24 costs related to the justice data warehouse technology
- 25 project."
- 26 3. By renumbering as necessary.

By MILLAGE of Scott**H-1863** FILED MAY 1, 2001

A dopted
5/2/01
(p. 1766)

HOUSE FILE 719

H-1876

- 1 Amend the Senate amendment, H-1810, to House File
2 719, as amended, passed, and reprinted by the House,
3 as follows:
4 1. By striking page 1, line 19 through page 2,
5 line 3, and inserting the following:
6 "____. Page 4, by striking lines 18 through 35 and
7 inserting the following: "the department of education
8 in continuing this initiative."
9 2. By renumbering as necessary.

By JENKINS of Black Hawk

H-1876 FILED MAY 1, 2001

adopted
5/2/01 (P. 1765)

HOUSE FILE 719

H-1879

- 1 Amend the Senate amendment, H-1810, to House File
2 719, as amended, passed, and reprinted by the House,
3 as follows:
4 1. Page 2, by striking lines 5 through 8 and
5 inserting the following:
6 "____. Page 5, by striking lines 15 through 17 and
7 inserting the following:
8 "____. The next \$1,000,000 shall be allocated to
9 the information technology department for
10 implementation of an enterprise data warehouse.
11 _____. The next \$500,000 shall be allocated to the
12 secretary of state's office to replace the secretary
13 of state's voter registration system.
14 _____. The next \$1,000,000 shall be allocated to the
15 Iowa department of workforce development for
16 automation of the unemployment system.
17 _____. The next \$250,000 shall be allocated to the
18 department of agriculture and land stewardship for the
19 e-commerce electronic licensing project.
20 _____. The remaining amount in the pooled technology
21 account shall be allocated to implement the
22 recommendations of the Iowa technology development
23 council. However, none of these funds may be utilized
24 for asynchronous transfer mode technology conversion,
25 the enterprise resource planning project, or digital
26 broadcast conversion, or for lease-purchase payments
27 in connection therewith. Amounts allocated pursuant to
28 this paragraph shall include any reversions in excess
29 of those necessary to fund the justice data warehouse
30 project.""

By JENKINS of Black Hawk

H-1879 FILED MAY 1, 2001

W/D
5/2/01
(P. 1766)

HOUSE FILE 719

H-1898

1 Amend the Senate amendment, H-1810, to House File
2 719, as amended, passed, and reprinted by the House,
3 as follows:

4 1. Page 2, by striking lines 5 through 8 and
5 inserting the following:

6 "____. Page 5, by striking lines 15 through 17 and
7 inserting the following:

8 "____. The next \$1,000,000 shall be allocated to
9 the information technology department for
10 implementation of an enterprise data warehouse.

11 _____. The next \$500,000 shall be allocated to the
12 secretary of state's office to replace the secretary
13 of state's voter registration system.

14 _____. The next \$1,000,000 shall be allocated to the
15 Iowa department of workforce development for
16 automation of the unemployment system.

17 _____. The next \$250,000 shall be allocated to the
18 department of agriculture and land stewardship for the
19 e-commerce electronic licensing project.

20 _____. The remaining amount in the pooled technology
21 account shall be allocated to implement the
22 recommendations of the information technology council.
23 However, none of these funds may be utilized for
24 asynchronous transfer mode technology conversion, the
25 enterprise resource planning project, or digital
26 broadcast conversion, or for lease-purchase payments
27 in connection therewith. Amounts allocated pursuant to
28 this paragraph shall include any reversions in excess
29 of those necessary to fund the justice data warehouse
30 project.""

By JENKINS of Black Hawk

H-1898 FILED MAY 2, 2001

Adopted

5/2/01

(P.1767)

HOUSE FILE 719

H-1899

1 Amend the Senate amendment, H-1810, to House File
2 719, as amended, passed, and reprinted by the House,
3 as follows:
4 1. Page 4, by striking line 5 and inserting the
5 following:
6 "____. Page 9, line 29, by inserting after the
7 word "issues." the following: "The objective of the
8 study shall be to evaluate the viability of
9 establishing the state of Iowa as a distance learning
10 center. The study shall identify distance learning
11 technology opportunities between interested agencies
12 and entities involved in or potentially involved in
13 distance learning activities, including but not
14 limited to K-12 schools, area education agencies,
15 institutions of higher learning, the public
16 broadcasting division of the department of education,
17 the department of education, the Iowa communications
18 network, the information technology department, and
19 military and private sector institutions or
20 agencies.""

By JENKINS of Black Hawk

H-1899 FILED MAY 2, 2001

Adopted
5/1/01
(P. 1768)

HOUSE FILE 719

H-1932

1 Amend the amendment, H-1898, to the Senate
2 amendment, H-1810, to House File 719, as amended,
3 passed, and reprinted by the House, as follows:
4 1. Page 1, by striking lines 22 through 30, and
5 inserting the following: "recommendations of the
6 information technology council."

By FALCK of Fayette

H-1932 FILED MAY 2, 2001

Lost
5/1/01
(P. 1767)

**HOUSE AMENDMENT TO SENATE AMENDMENT TO
HOUSE FILE 719**

S-3623

1 Amend the Senate amendment, H-1810, to House File
2 719, as amended, passed, and reprinted by the House,
3 as follows:
4 1. By striking page 1, line 19 through page 2,
5 line 3, and inserting the following:
6 "____. Page 4, by striking lines 18 through 35 and
7 inserting the following: "the department of education
8 in continuing this initiative."
9 2. Page 2, line 4, by inserting after the figure
10 "14" the following: "and inserting the following:
11 "e. The next \$312,000 shall be allocated to the
12 information technology department. Of this amount,
13 \$252,000 shall be utilized for lease-purchase costs
14 related to the justice data warehouse technology
15 project, and \$60,000 shall be transferred to the
16 division of criminal and juvenile justice planning of
17 the department of human rights for 1.00 FTE to provide
18 support for the justice data warehouse technology
19 project."
20 3. Page 2, by striking lines 5 through 8 and
21 inserting the following:
22 "____. Page 5, by striking lines 15 through 17 and
23 inserting the following:
24 "____. The next \$1,000,000 shall be allocated to
25 the information technology department for
26 implementation of an enterprise data warehouse.
27 _____. The next \$500,000 shall be allocated to the
28 secretary of state's office to replace the secretary
29 of state's voter registration system.
30 _____. The next \$1,000,000 shall be allocated to the
31 Iowa department of workforce development for
32 automation of the unemployment system.
33 _____. The next \$250,000 shall be allocated to the
34 department of agriculture and land stewardship for the
35 e-commerce electronic licensing project.
36 _____. The remaining amount in the pooled technology
37 account shall be allocated to implement the
38 recommendations of the information technology council.
39 However, none of these funds may be utilized for
40 asynchronous transfer mode technology conversion, the
41 enterprise resource planning project, or digital
42 broadcast conversion, or for lease-purchase payments
43 in connection therewith. Amounts allocated pursuant to
44 this paragraph shall include any reversions in excess
45 of those necessary to fund the justice data warehouse
46 project."
47 4. Page 2, by striking lines 17 through 30 and
48 inserting the following:
49 "____. Page 6, line 9, by inserting after the word
50 "account." the following: "Of the funds appropriated

S-3623

-1-

S-3623

Page 2

1 to the pooled technology account pursuant to this
2 subsection which remain after the deposit to the
3 general fund of the state specified in unnumbered
4 paragraph 2, \$312,000 shall be allocated to the
5 information technology department for lease-purchase
6 costs related to the justice data warehouse technology
7 project.""

8 5. Page 4, by striking line 5 and inserting the
9 following:

10 "____. Page 9, line 29, by inserting after the
11 word "issues." the following: "The objective of the
12 study shall be to evaluate the viability of
13 establishing the state of Iowa as a distance learning
14 center. The study shall identify distance learning
15 technology opportunities between interested agencies
16 and entities involved in or potentially involved in
17 distance learning activities, including but not
18 limited to K-12 schools, area education agencies,
19 institutions of higher learning, the public
20 broadcasting division of the department of education,
21 the department of education, the Iowa communications
22 network, the information technology department, and
23 military and private sector institutions or
24 agencies.""

25 6. By renumbering, relettering, or redesignating
26 and correcting internal references as necessary.

RECEIVED FROM THE HOUSE

S-3623 FILED MAY 3, 2001*Concurred 5/7/01 (p. 1523)*



THOMAS J. VILSACK
GOVERNOR

OFFICE OF THE GOVERNOR

SALLY J. PEDERSON
LT. GOVERNOR

May 30, 2001

MAY 31

The Honorable Chester Culver
Secretary of State
State Capitol Building
LOCAL

Dear Mr. Secretary:

I hereby transmit House File 719, 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, and providing an effective date.

House File 719 is a bill I approve reluctantly. My budget recommended significant investments in technology to enhance the efficiency and productivity of state government and provide faster, more responsive services to Iowa citizens. While I am pleased that the Legislature recognized the importance of a designated funding source for technology, I am disappointed that the amount the Legislature appropriated for technology is inadequate for providing Iowans with 21st century government. The Legislature chose to appropriate 26% fewer general fund dollars than I recommended for Information Technology Department and Iowa Communications Network operations. Where I recommended \$28,127,000 from the Infrastructure fund for technology projects and improvements, the Legislature appropriated only \$13,000,000.

Communications and information technology are essential for state government to provide fast, accurate, and responsive services to Iowa's citizens at a lower cost to the taxpayer. State government technology is like the wiring and the plumbing in our homes: we take it for granted until something goes wrong, yet it touches the lives of every Iowan in real and important ways. Every time a human service worker pulls up electronic records for a child abuse investigation, every time a law-enforcement officer or health care provider performs a background check, every time an Iowan applies for Medicaid, or receives child support, child care assistance, or other payments processed by the department of human services, every time a taxpayer's tax filing and refund are processed accurately and promptly, every time a viewer tunes in to an Iowa public television broadcast, Iowans are affected by the appropriations in this bill.

Through the appropriate use of lease-purchase financing, my budget would have completed needed upgrades to the Iowa Communications Network and Iowa Public Television broadcasting facilities, and would have installed the first components of an Enterprise Resource Planning system. My budget provided \$10 million for other technology projects to save taxpayer dollars and improve services for Iowa citizens.

I am disappointed that the Legislature provided no money for an enterprise resource planning system, which promises to save the taxpayers of Iowa over \$10 million of dollars a year through increased efficiency and productivity, better information, and lowered costs for purchasing. As a result of the Legislature's unwillingness to finance technology, their budget only provides enough dollars to upgrade transmission facilities at the three largest public television stations in the state, and only a third of the money to complete an upgrade of the Iowa Communications Network. This could potentially leave Iowans in outlying parts of the state without public television programs, if any of the other five public television stations lose their licenses because they cannot broadcast a digital signal by the FCC's October 2002 deadline. Spare parts are no longer manufactured for the older parts of the communications network, so failures could result in long interruptions of data and phone service to local offices that provide direct services to Iowa citizens, and interruption of video courses taken by students at K-12 schools and community colleges. We will spend money on repair of eight-year-old components that could have been spent on replacing them.

As passed by the Legislature, this bill would leave only \$1.2 million in the pooled technology fund to cover a number of important ongoing projects and projects with federal mandates. This entire amount is not enough to convert electronic Medicaid records to comply with the 1996 federal Health Insurance Portability and Accountability Act (HIPAA) by October of 2002, and the State of Iowa could face penalties up to \$1.5 billion if we do not comply.

I am disappointed to see the bad budget practices in this bill. The bill allocates \$1,400,000 in one-time funding to pay for ongoing costs of ICN debt service.

House File 719 is, therefore, approved on this date, with the following exceptions which I hereby disapprove.

I am unable to approve the item designated as Section 4, subsection 1, in its entirety. This item requires the Information Technology Department to notify the Department of Management prior to any fee increases. 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 items designated as Section 5, subsection 1, paragraphs e, f, h, and i in their entirety. My budget recommendation was to pool funds for technology projects in order to get the most for our technology dollar. These items appropriate specific dollar amounts for four pooled technology projects: Enterprise Data-warehouse, Justice Data-warehouse, Department of Agriculture and Land Stewardship electronic licensing, and Workforce Development unemployment system. The projects named in these four items will be eligible for dollars from the larger pool that results from this item veto. The Information Technology Department can accomplish more with the same dollars by combining these with

similar projects in other departments, and this frees up dollars for other projects such as HIPAA.

I am unable to approve the designated portion of Section 5, subsection 1, paragraph j. This item would prohibit the Information Technology Department from spending any pooled technology dollars on Asynchronous Transfer Mode network conversion for the Iowa Communications Network, an Enterprise Resource Planning system, or digital broadcasting facilities for Iowa Public Television. This item veto provides the Information Technology Department with flexibility to pursue important projects which were recommended by the Information Technology Council, and which will provide important savings and benefits to Iowans.

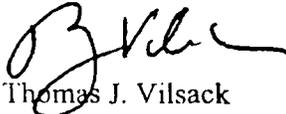
I am unable to approve the designated portion of Section 5, subsection 2. This item exempts UNI from consulting with the Information Technology Department to make sure that purchases and contracts for 21st century learning infrastructure are compatible with other state agencies. The 21st century learning infrastructure project will develop a digital library of electronic curriculum that will be available to educators and libraries across the state. For this reason, it is appropriate to ensure that the technology we use will be compatible across state and local organizations, including the State and Regional Libraries.

I am unable to approve the designated portion of Section 8. This item would deposit into the pooled technology fund any fees that the Judicial branch collects for online information transactions. The proper place for fees collected from IowAccess Internet sites is the IowAccess fund.

I am unable to approve the item designated as Section 9, in its entirety. This item does not affect the level of funding for community college technology; it would establish in code that pooled technology funds may be used for the community college vocational-technical technology improvement program in future years. While I support improvement of community college technology and recommended funding it at a higher level, pooled technology is not the source of money I recommended for this program.

For the above reasons, I hereby respectfully approve House File 719 with the exceptions noted above.

Sincerely,


Thomas J. Vilsack
Governor

TJV:jmc

cc: Secretary of the Senate
Chief Clerk of the House

Item Veto

HOUSE FILE 719

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, 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, 2001, and ending June 30, 2002, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For debt service:

..... \$ 11,405,000

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, 2001, and ending June 30, 2002, 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:
..... \$ 2,234,330
..... FTEs 105.00

2. 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 but shall remain available for the purposes designated in the succeeding fiscal year, and shall not be transferred to any other program.

3. 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.

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, 2001, and ending June 30, 2002, 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:

..... \$ 2,026,808
..... FTEs 8.00

1. Of the amount appropriated in this section, \$427,656 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, \$1,599,152 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. INFORMATION TECHNOLOGY DEPARTMENT. There is appropriated from the general fund of the state to the information technology department for the fiscal year beginning July 1, 2001, and ending June 30, 2002, 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:

.....	\$	3,233,862
.....	FTEs	158.91

1. The information technology department shall not increase any fees or charges to other state agencies for services provided to such state agencies by the department, unless such increase in fees or charges is first reported to the department of management. The department of management shall submit a report notifying the legislative fiscal bureau regarding any fee increase as the increase occurs.

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2. The information technology department is authorized to enter into agreements with other departments, agencies, boards, and commissions for the provision of information technology services. During the development of such agreements, the agreeing parties shall identify any and all direct cost savings to be realized in the provision of these services. Once these savings from the agreement are

identified, the information technology department shall notify the department of management of the savings so identified. The department of management shall then cause the amount of savings realized from the agreement to be transferred to the pooled technology account for allocation for the technology programs identified for funding pursuant to section 5 of this Act. The department of management shall annually report the amount transferred by each department to the legislative fiscal bureau.

Sec. 5. POOLED TECHNOLOGY ACCOUNT.

1. Notwithstanding section 8.57, subsection 5, paragraph "c", there is appropriated from the rebuild Iowa infrastructure fund to the pooled technology account established in the office of the treasurer of state under the control of the information technology department, for the fiscal year beginning July 1, 2001, and ending June 30, 2002, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the support of various technology programs:

..... \$ 13,000,000

Moneys appropriated pursuant to this section are allocated in descending priority order for use during the fiscal year beginning July 1, 2001, and ending June 30, 2002, as follows:

a. The first \$3,000,000 shall be allocated to the department of education for transfer to the community college vocational-technical technology improvement program authorized in chapter 260A.

b. The next \$1,500,000 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 information technology department and the department of education in continuing this initiative.

c. The next \$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 14 of this Act.

d. The next \$2,727,000 shall be allocated to the Iowa telecommunications and technology commission for maintenance and lease costs associated with Part III connections.

e. The next \$312,000 shall be allocated to the information technology department. Of this amount, \$252,000 shall be utilized for lease-purchase costs related to the justice data warehouse technology project, and \$60,000 shall be transferred to the division of criminal and juvenile justice planning of the department of human rights for 1.00 FTE to provide support for the justice data warehouse technology project.

f. The next \$1,000,000 shall be allocated to the information technology department for implementation of an enterprise data warehouse.

g. The next \$500,000 shall be allocated to the secretary of state's office to replace the secretary of state's voter registration system.

h. The next \$1,000,000 shall be allocated to the Iowa department of workforce development for automation of the unemployment system.

i. The next \$250,000 shall be allocated to the department of agriculture and land stewardship for the e-commerce electronic licensing project.

j. The remaining amount in the pooled technology account shall be allocated to implement the recommendations of the information technology council.

However, none of these funds may be utilized for asynchronous transfer mode technology conversion, the enterprise resource planning project, or digital broadcast conversion, or for lease-purchase payments in connection therewith. Amounts allocated pursuant to this paragraph shall include any reversions in excess of those necessary to fund the justice data warehouse project.

2. A department or agency receiving an appropriation under subsection 1 shall consult with the information technology department regarding any technology purchase, lease, or contract, prior to making a purchase or entering into a lease or contract. This subsection shall not apply to a technology

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purchase, lease, or contract made or entered into by or on behalf of a community college, the university of northern Iowa in developing a twenty-first century learning initiative, or an accredited nonpublic school pursuant to subsection 1, paragraphs "a" through "c".

3. The department of management, in cooperation with the information technology department, 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.

4. 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, 2000, 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, 2000, 100 percent of the unexpended or unencumbered moneys are appropriated to the pooled technology account. Of the funds appropriated to the pooled technology account pursuant to this subsection which remain after the deposit to the general fund of the state specified in unnumbered paragraph 2, \$312,000 shall be allocated to the information technology department for lease-purchase costs related to the justice data warehouse technology project.

Notwithstanding this subsection, the first \$10,000,000 subject to reversion and appropriation to the pooled technology account under this subsection shall be deposited in

the general fund to be used for balancing the state's budget for the fiscal year beginning July 1, 2001, and ending June 30, 2002.

Sec. 6. FUNDING FOR IOWACCESS.

1. Notwithstanding section 321A.3, subsection 1, for the fiscal year beginning July 1, 2001, and ending June 30, 2002, 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 14B.206 and administered by the information technology department for the purposes of developing, implementing, maintaining, and expanding electronic access to government records in accordance with the requirements set forth in chapter 14B.

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 14B.206 and shall be used only for the support of IowAccess projects.

Sec. 7. Section 14B.105, subsection 2, paragraph f, Code 2001, is amended to read as follows:

f. Review the recommendations of the IowAccess advisory council regarding rates to be charged for access to and for value-added services performed through IowAccess, ~~and make recommendations to the general assembly regarding such rates. A rate shall not be approved or charged unless approved by act of the general assembly.~~ The information technology council shall report the establishment of a new rate or change in the level of an existing rate to the department of management, and the department of management shall notify the legislative fiscal bureau regarding the rate establishment or change.

Sec. 8. Section 14B.203, Code 2001, is amended by adding the following new subsection:

NEW SUBSECTION. 5. Notwithstanding any other provision of this section, the department may establish for the fiscal years beginning July 1, 2001, and ending June 30, 2005, a pilot project for fee collection. Fees shall be collected based on the ability to access court information from remote locations. All revenue derived from a pilot project implemented pursuant to this subsection shall be deposited into the pooled technology account.

Sec. 9. Section 260A.1, subsection 1, Code 2001, is amended by striking the subsection and inserting in lieu thereof the following:

1. Appropriations from the pooled technology account may be used for the purposes authorized in the community college vocational-technical technology improvement program.

Sec. 10. Section 260A.2, Code 2001, is amended to read as follows:

260A.2 COMMUNITY COLLEGE VOCATIONAL-TECHNICAL TECHNOLOGY IMPROVEMENT PLANS.

Prior to receiving moneys under this chapter, the board of directors of a community college shall adopt a technology plan that supports community college vocational-technical technology improvement efforts, authorizes a needs assessment of business and industry in the district, and includes an evaluation component, and shall provide to the department of education adequate assurance that funds received under this chapter will be used in accordance with the technology plan. The plan shall be developed by licensed professional staff of the community college, including both faculty members and school administrators, the private sector, trade and professional organizations, and other interested parties, and shall, at a minimum, focus on the attainment of the vocational-technical skills and achievement goals of the student. The plan shall consider the community college's interconnectivity with the Iowa communications network, and shall demonstrate how, ~~over a four-year period,~~ the board will utilize technology to improve vocational-technical student

achievement. The technology plan shall be kept on file at the community college. Progress made under the plan shall be reported annually to the department of education in a manner prescribed by the department of education.

Sec. 11. Section 304.13A, subsections 1 and 2, Code 2001, are amended to read as follows:

1. An agency ~~required to compile and maintain a report which produces or makes available for public inspection written reports or newsletters~~ on and after July 1, 2001, shall maintain such report or newsletter in an electronic form, giving consideration to the standards for electronic records recommended by the information technology department. Such agency, by itself, or with the assistance of the information technology department, shall also make the report or newsletter accessible to the public through the internet as provided in subsection 2 and through other electronic means.

2. A copy of all required agency reports or newsletters maintained pursuant to subsection 1 shall be located at an internet site maintained by the information technology department in consultation with the state librarian, and all required such reports or newsletters shall be placed on electronic media. The state librarian shall provide for the distribution of such copies to a public library in this state requesting such copy.

Sec. 12. 2000 Iowa Acts, chapter 1226, section 5, subsection 2, is amended by adding the following new paragraph:

NEW PARAGRAPH. dd. The next \$1,400,000 shall be allocated to the treasurer of state for debt service for the Iowa communications network for the fiscal year beginning July 1, 2001, and ending June 30, 2002.

Sec. 13. 2000 Iowa Acts, chapter 1226, section 5, subsection 2, paragraph e, unnumbered paragraph 1, is amended to read as follows:

The next ~~\$21,000,000~~ \$19,600,000 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:

Sec. 14. 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 256D.8, 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, 2001. By October 15, 2001, 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. 15. POOLED TECHNOLOGY FUNDING -- PRIOR ALLOCATIONS.

1. Notwithstanding section 8.33, moneys allocated in 2000 Iowa Acts, chapter 1226, section 5, subsection 2, paragraphs "a" through "c", and paragraph "dd", as enacted by this Act, 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 for the fiscal year beginning July 1, 2001, and ending June 30, 2002.

2. Notwithstanding section 8.33, the remaining balance of the moneys allocated to the information technology department in 2000 Iowa Acts, chapter 1226, section 5, subsection 2, paragraph "e", which remain unobligated or unexpended at the close of the fiscal year shall not revert but shall remain available for expenditure by the information technology department for technology purposes for the fiscal year beginning July 1, 2001, and ending June 30, 2002.

Sec. 16. DISTANCE LEARNING -- STUDY. The legislative council is requested to establish an interim study committee relating to distance learning and related Iowa communications network educational issues. The objective of the study shall be to evaluate the viability of establishing the state of Iowa as a distance learning center. The study shall identify distance learning technology opportunities between interested agencies and entities involved in or potentially involved in distance learning activities, including but not limited to K-12 schools, area education agencies, institutions of higher learning, the public broadcasting division of the department of education, the department of education, the Iowa communications network, the information technology department, and military and private sector institutions or agencies. The committee is directed to submit its findings, with any

recommendations, in a report to the general assembly not later than January 15, 2002.

Sec. 17. Section 260A.4, Code 2001, is repealed.

Sec. 18. EFFECTIVE DATES. Section 5, subsection 4; and sections 12, 13, and 15 of this Act, being deemed of immediate importance, take effect upon enactment.

BRENT SIEGRIST
Speaker of the House

MARY E. KRAMER
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 719, Seventy-ninth General Assembly.

MARGARET THOMSON
Chief Clerk of the House

Stam
rd
Approved *May 30.* 2001

THOMAS J. VILSACK
Governor