

First Regular Session  
Seventieth General Assembly  
STATE OF COLORADO

DRAFT  
1.29.15

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LLS NO. 15-0796.01 Nicole Myers x4326

COMMITTEE BILL

Joint Technology Committee

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**BILL TOPIC:** "Statewide Internet Portal Authority Modifications"  
**DEADLINES:** File by: 2/5/2015

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**A BILL FOR AN ACT**

101     **CONCERNING MODIFICATIONS REGARDING THE STATEWIDE INTERNET**  
102     **PORTAL AUTHORITY.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

**Joint Technology Committee.** The statewide internet portal authority (authority) was created by the general assembly to provide electronic government services for eligible governmental entities and residents.

The authority is governed by a board (board) that includes the executive directors of 3 principal departments. Current law prohibits the

executive directors from appointing a designee to sit on the board on behalf of the executive director. The bill eliminates this provision and specifies that each executive director appointed to the board may appoint a designee to sit on the board. In addition, the board includes the chief information officer of the state, and the bill also authorizes the chief information officer to appoint a designee to serve on the board.

Current law specifies that if a vacancy occurs among the 4 legislators who serve on the board, a legislator who sits on the joint technology committee must be appointed to fill the vacancy. As a result, all 4 legislators on the board also sit on the joint technology committee. The bill specifies that at least 2 of the legislators on the board are required to be legislators who sit on the joint technology committee.

The board is currently required to annually elect a chairperson of the authority from the members of the board who are elected officials serving on the board. The bill eliminates the requirement that the chairperson of the board be an elected official and specifies that the appointee of an elected official or of the chief information officer may not be elected chairperson of the board.

The authority is currently required to submit 2 separate reports to different committees of the general assembly. The bill consolidates the 2 reports and requires the authority to submit one annual report to the members of the joint technology committee, the joint budget committee, and the committees of the house of representatives and the senate that oversee business affairs.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2           **SECTION 1.** In Colorado Revised Statutes, 24-37.7-102, **amend**  
3 (2) (c), (2) (f), (2) (h), and (6) as follows:

4           **24-37.7-102. Statewide internet portal authority - creation -**  
5 **board.** (2) The governing body of the authority shall be a board of  
6 directors that shall consist of the following fifteen voting members:

7           (c) The executive directors of three principal departments of the  
8 state appointed by the governor ~~No executive director may appoint a~~  
9 ~~designee to serve on the board~~ OR, IF THE APPOINTED EXECUTIVE  
10 DIRECTOR IS NOT ABLE TO ATTEND A MEETING OF THE BOARD, A DESIGNEE  
11 OF THE APPOINTED EXECUTIVE DIRECTOR WHO THE APPOINTED EXECUTIVE

1 DIRECTOR DESIGNATES IN WRITING;

2 (f) Two members of the senate, one of whom is appointed by the  
3 president of the senate and one of whom is appointed by the minority  
4 leader of the senate, and two members of the house of representatives,  
5 one of whom is appointed by the speaker of the house of representatives  
6 and one of whom is appointed by the minority leader of the house of  
7 representatives. Each of these four members shall exhibit a background  
8 in information management and technology or have experience as  
9 members of an oversight committee for information management and  
10 technology. The appointment of the members to the board by the minority  
11 leaders of the senate and house of representatives shall be made as soon  
12 as practicable after May 28, 2013. ~~On and after July 1, 2013, if a vacancy~~  
13 ~~arises among the legislative branch members, the appointed member shall~~  
14 ~~be a member~~ ON AND AFTER JULY 1, 2015, THE PRESIDENT OF THE SENATE  
15 AND THE MINORITY LEADER OF THE SENATE AND THE SPEAKER OF THE  
16 HOUSE OF REPRESENTATIVES AND THE MINORITY LEADER OF THE HOUSE OF  
17 REPRESENTATIVES SHALL ENSURE THAT AT LEAST TWO OF THE APPOINTED  
18 LEGISLATIVE MEMBERS SERVING ON THE BOARD AT ANY TIME ARE  
19 MEMBERS OF THE JOINT TECHNOLOGY COMMITTEE CREATED IN SECTION 2-3-1702,  
20 C.R.S.

21 (h) The chief information officer of the office of information  
22 technology created in section 24-37.5-103, OR IF THE CHIEF INFORMATION  
23 OFFICER IS NOT ABLE TO ATTEND A MEETING OF THE BOARD, A DESIGNEE  
24 OF THE CHIEF INFORMATION OFFICER WHO THE OFFICER DESIGNATES IN  
25 WRITING.

26 (6) The board shall annually elect a chairperson of the authority  
27 from ~~those~~ THE members of the board; ~~who are elected officials serving~~

1 ~~on the board and~~ EXCEPT THAT THE BOARD SHALL NOT ELECT A DESIGNEE  
2 OF AN EXECUTIVE DIRECTOR OF A PRINCIPAL DEPARTMENT OR OF THE  
3 CHIEF INFORMATION OFFICER TO SERVE AS CHAIRPERSON OF THE  
4 AUTHORITY. IN ADDITION, THE BOARD shall annually elect another  
5 member as secretary.

6 **SECTION 2.** In Colorado Revised Statutes, 24-37.7-106, **repeal**  
7 (4) (b) as follows:

8 **24-37.7-106. Fees and charges - no modification - new services.**

9 (4) (b) ~~On or before November 1, 2010, and on or before November 1 of~~  
10 ~~each year thereafter, the board shall report to the business, labor, and~~  
11 ~~technology committee of the senate and the business affairs and labor~~  
12 ~~committee of the house of representatives, or any successor committees,~~  
13 ~~and to the joint budget committee on:~~

14 (i) ~~The total amount of charges or fees imposed by each state~~  
15 ~~agency for accessing electronic information, products, and services~~  
16 ~~through the statewide internet portal made in the preceding fiscal year;~~  
17 ~~and~~

18 (ii) ~~The total amount of receipts and revenue derived by the~~  
19 ~~authority from the transactions described in subparagraph (i) of this~~  
20 ~~paragraph (b) for the preceding fiscal year.~~

21 **SECTION 3.** In Colorado Revised Statutes, **amend**  
22 24-37.7-113.5 as follows:

23 **24-37.7-113.5. Annual report.** (1) On or before November 1,  
24 2013, and on November 1 of each year thereafter, the authority shall  
25 submit a report TO THE MEMBERS OF THE JOINT TECHNOLOGY COMMITTEE  
26 AND THE JOINT BUDGET COMMITTEE OF THE GENERAL ASSEMBLY AND TO  
27 THE MEMBERS OF THE BUSINESS, LABOR, AND TECHNOLOGY COMMITTEE

1 OF THE SENATE AND THE BUSINESS AFFAIRS AND LABOR COMMITTEE OF  
2 THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, that  
3 ~~sets forth~~ INCLUDES THE FOLLOWING:

4 (a) A complete and detailed operating and financial statement of  
5 the authority during ~~such~~ THE PRECEDING fiscal year; ~~The report must also~~  
6 ~~include any recommendations regarding additional legislation or other~~  
7 ~~action that may be necessary to carry out the purposes of the authority.~~

8 (b) THE TOTAL AMOUNT OF CHARGES OR FEES IMPOSED BY EACH  
9 STATE AGENCY FOR ACCESSING ELECTRONIC INFORMATION, PRODUCTS,  
10 AND SERVICES THROUGH THE STATEWIDE INTERNET PORTAL MADE IN THE  
11 PRECEDING FISCAL YEAR PURSUANT TO SECTION 24-37.7-106; AND

12 (c) THE TOTAL AMOUNT OF RECEIPTS AND REVENUE DERIVED BY  
13 THE AUTHORITY FROM THE TRANSACTIONS DESCRIBED IN PARAGRAPH (b)  
14 OF THIS SUBSECTION (1) FOR THE PRECEDING FISCAL YEAR.

15 (2) THE REPORT REQUIRED PURSUANT TO SUBSECTION (1) OF THIS  
16 SECTION MUST ALSO INCLUDE ANY RECOMMENDATIONS REGARDING  
17 ADDITIONAL LEGISLATION OR OTHER ACTION THAT MAY BE NECESSARY TO  
18 CARRY OUT THE PURPOSES OF THE AUTHORITY.

19 (3) THE AUTHORITY SHALL PRESENT THE INFORMATION CONTAINED  
20 IN THE REPORT TO THE MEMBERS OF THE JOINT TECHNOLOGY COMMITTEE  
21 OF THE GENERAL ASSEMBLY AT A REGULAR MEETING OF THE COMMITTEE  
22 AND SHALL PRESENT SUCH INFORMATION TO ANY OTHER LEGISLATIVE  
23 COMMITTEE UPON REQUEST OF THE COMMITTEE.

24 (4) THIS SECTION IS EXEMPT FROM THE PROVISIONS OF SECTION  
25 24-1-136 (11), AND THE ANNUAL REPORTING REQUIREMENTS OF THIS  
26 SECTION ARE EFFECTIVE UNTIL CHANGED BY THE GENERAL ASSEMBLY  
27 ACTING BY BILL.

1           **SECTION 4. Act subject to petition - effective date.** This act  
2 takes effect at 12:01 a.m. on the day following the expiration of the  
3 ninety-day period after final adjournment of the general assembly (August  
4 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a  
5 referendum petition is filed pursuant to section 1 (3) of article V of the  
6 state constitution against this act or an item, section, or part of this act  
7 within such period, then the act, item, section, or part will not take effect  
8 unless approved by the people at the general election to be held in  
9 November 2016 and, in such case, will take effect on the date of the  
10 official declaration of the vote thereon by the governor.