

**First Regular Session
Seventieth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 15-0796.02 Nicole Myers x4326

SENATE BILL 15-194

SENATE SPONSORSHIP

Neville T. and Newell, Martinez Humenik

HOUSE SPONSORSHIP

Tate and Tyler, Singer

Senate Committees

Business, Labor, & Technology

House Committees

Business Affairs and Labor

A BILL FOR AN ACT

101 **CONCERNING THE BOARD OF DIRECTORS OF THE STATEWIDE INTERNET**
102 **PORTAL AUTHORITY.**

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

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.

Capital letters indicate new material to be added to existing statute.

Dashes through the words indicate deletions from existing statute.

SENATE
3rd Reading Unamended
March 17, 2015

SENATE
Amended 2nd Reading
March 16, 2015

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 a designee of the chief justice. The bill also authorizes the chief information officer and the designee of the chief justice to appoint a designee to serve on the board. A board member is required to notify the executive director of the authority in writing of his or her appointed designee.

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. The bill also specifies that the appointee of an elected official, of the chief information officer, or of the chief justice may not be elected as an officer of the board.

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) (e), (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 THE APPOINTED EXECUTIVE DIRECTOR'S
10 DESIGNEE. AN APPOINTED EXECUTIVE DIRECTOR OF A PRINCIPAL
11 DEPARTMENT SHALL GIVE WRITTEN NOTICE TO THE EXECUTIVE DIRECTOR
12 OF THE AUTHORITY OF HIS OR HER DESIGNEE.

13 (e) One member representing the judicial department of the state

1 appointed by the chief justice of the supreme court. IF THE APPOINTEE OF
2 THE CHIEF JUSTICE IS NOT ABLE TO ATTEND A MEETING OF THE BOARD, A
3 DESIGNEE OF THE PERSON APPOINTED BY THE CHIEF JUSTICE MAY SERVE
4 ON THE BOARD IF DESIGNATED IN WRITING BY THE CHIEF JUSTICE'S
5 APPOINTEE. THE APPOINTEE OF THE CHIEF JUSTICE SHALL GIVE WRITTEN
6 NOTICE TO THE EXECUTIVE DIRECTOR OF HIS OR HER DESIGNEE.

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

26 (h) The chief information officer of the office of information
27 technology created in section 24-37.5-103, OR THE CHIEF INFORMATION

1 OFFICER'S DESIGNEE. THE CHIEF INFORMATION OFFICER SHALL GIVE
2 WRITTEN NOTICE TO THE EXECUTIVE DIRECTOR OF HIS OR HER DESIGNEE.

3 (6) The board shall annually elect a chairperson of the authority
4 from ~~those~~ THE members of the board ~~who are elected officials serving~~
5 ~~on the board~~ and shall annually elect another member as secretary. THE
6 BOARD SHALL NOT ELECT THE DESIGNEE OF AN EXECUTIVE DIRECTOR OF
7 A PRINCIPAL DEPARTMENT, OF THE CHIEF INFORMATION OFFICER, OR OF
8 THE APPOINTEE OF THE CHIEF JUSTICE AS AN OFFICER OF THE BOARD.

9 **SECTION 2. Safety clause.** The general assembly hereby finds,
10 determines, and declares that this act is necessary for the immediate
11 preservation of the public peace, health, and safety.