

## HOUSE AMENDMENT 2 TO sb419.

deleting the period (.) and quotation marks (") on line 15 of page 6 and substituting therefor a semicolon (;);

AND

by inserting on line 16 of page 6 a new subdivision to read as follows:

"(15) Public instrumentality means any statutorily created entity charged with the responsibility of providing information or services through the use of information technology."

AND

by deleting the quotation marks (") on line 4 of page 20;

AND

by inserting on line 5 of page 20 a new subdivision to read as follows:

"(f) Plans developed or updated by public instrumentalities shall be submitted for review to the Joint Committee on Advanced Communications and Information Technology of the Arkansas General Assembly. The committee may seek the assistance of the Office of Information Technology in conducting this review. Plans shall be modified by the public instrumentality as necessary."

AND

by inserting between the words "The" and "elected" on line 21 of page 24 the following: "Arkansas Highway and Transportation Department, the Arkansas Game and Fish Commission, the";

AND

by deleting "any of the" on line 27 of page 24 and substituting therefor the following: "the Arkansas Highway and Transportation Department, the Arkansas Game and Fish Commission, or the";

AND

by deleting lines 3 through 10 of page 37 and substituting therefor the following:

"Technology is amended to read as follows:

SECTION 22. Arkansas Code Annotated § 10-3-1704 is amended to read as follows:

"10-3-1704. Joint Committee on Advanced Communications and Information Technology - Members - Duties.

(a) The members of the House of Representatives and the Senate appointed at each regular session of the General Assembly to the Joint Committee on Advanced Communications and Information Technology shall constitute a joint committee of the General Assembly to function during and in the interim between the sine die adjournment or extended recess of the regular session of each General Assembly, until the convening of the next regular session of the General Assembly or reconvening of the current General Assembly, or during an extended recess.

(b) (1) (A) The Joint Committee on Advanced Communications and Information Technology shall make continuing studies concerning the development of access to a statewide public telecommunications network for distance learning, telemedicine, and universal access for governmental entities, and other issues concerning advanced communications and information technology, either initiated by the committee or referred to it by either house of the General Assembly for study, in the interim between sessions of the General Assembly.

(B) (i) Interim study proposals and resolutions filed with the Legislative Council under the provisions of § 10-3-214 for review and referral to the appropriate germane joint interim committee of the General Assembly, relating to advanced communications and information technology, shall be referred to the Joint Committee on Advanced Communications and Information Technology.

(ii) The committee shall undertake each study referred to it by members of the General Assembly or by the Legislative Council and shall submit a report of its findings and recommendations in regard to each study request to the General Assembly prior to the convening of the next regular session of the General Assembly.

(iii) The Joint Committee on Advanced Communications and Information Technology shall review any plan developed or updated by a public instrumentality. The committee may seek the assistance of the Department of Information Services Office of Information Technology in conducting this review.

(2) In addition, the Joint Committee on Advanced Communications and Information Technology shall exercise leadership in the interim between legislative sessions and shall attempt to coordinate for the various committees of the General Assembly the various activities, studies, and planning activities of the General Assembly which relate to the development of access to a statewide public telecommunications information infrastructure.

(3) The Joint Committee on Advanced Communications and Information Technology shall have the power and authority, upon approval of a majority of the members of the committee, to subpoena persons, documents, and records. However, no action of the

committee regarding the exercise of the subpoena power shall be taken except upon notice of at least one (1) week to all members of the committee or upon a two-thirds (2/3) vote of the membership of the committee.

(4) The Joint Committee on Advanced Communications and Information Technology shall cooperate with the Governor, with public secondary and postsecondary institutions of education, with the appropriate administrative agencies of this state, with legislative and administrative agencies and institutions of other states, and with the federal government and others in the planning and development of access to a statewide public telecommunications infrastructure linking institutions, businesses, government agencies, schools, hospitals, libraries, communities, and other public and private entities to the national information infrastructure.

(c) (1) The Joint Committee on Advanced Communications and Information Technology shall exercise appropriate legislative oversight of the operations of the Department of Information Systems.

(2) The staff of the Joint Committee on Advanced Communications and Information Technology shall serve as staff liaison to the Department of Information Systems Advisory Board and the Department of Information Systems Steering Committee. "

AND

by deleting SECTION 25 in its entirety on lines 5 through 36 of page 38 and on lines 1 through 5 of page 10;

AND

by appropriately renumbering the subsequent sections of the bill;

AND

by deleting SECTION 26 in its entirety on lines 7 through 36 of page 39 and lines 1 through 23 of page 40 and substituting therefor the following:

"SECTION 26. Arkansas Code Annotated § 25-57-103 is amended to read as follows:  
\_25-27-103. Board.

(a) There is created the Information Network of Arkansas, a public instrumentality carrying out an essential government function, which shall be governed by a board consisting of ~~eleven (11) voting~~ twelve (12) members ~~and one (1) nonvoting member~~, as follows:

(1) The President of the Arkansas Science and Technology Authority, or the president's designee;

(2) The Secretary of State, or the Secretary of State's designee;

(3) The Director of the Department of Finance and Administration, or the director's designee;

(4) Two (2) members, or their designees, who are chief executive officers of agencies of the executive branch other than the Department of Finance and Administration and the Department of Computer Services, shall be appointed by the Governor;

(5) (A) (A) (i) (a) Four (4) members from user associations initially selected by the Governor shall be appointed by the Governor from a list of three (3) names submitted by each user association.

(b) Thereafter, the board shall submit a list of at least three (3) names per position, based on the recommendations of user associations.

(ii) No two (2) members appointed pursuant to this subdivision (a) (5) shall be members of the same user association.

(B) Such members shall serve staggered three-year terms;

(6) (A) (i) One (1) member appointed by the Governor from a list of three (3) names of public library directors submitted by the President of the Arkansas Public Library Association.

(ii) Following the initial appointment hereunder, such list shall be composed of librarians of public libraries which subscribe to the Information Network of Arkansas.

(B) Such member shall serve a staggered three-year term;

(7) (A) One (1) member appointed by the Governor from a list of three (3) names submitted by the Arkansas Bar Association.

(B) Such member shall serve a staggered three-year term; and

(8) The Director of the Department of ~~Computer Services, who shall serve as a nonvoting member~~ Information Systems.

(b) (1) The board shall annually elect one (1) member from the board as chairperson of the board.

(2) The board may also elect a vice chairperson and a secretary.

(c) (1) Six (6) members of the board shall constitute a quorum, and the affirmative vote of six (6) members shall be necessary for any action taken by the board.

(2) No vacancy in the membership of the board shall impair the right of a quorum to exercise all the rights and perform all the duties of the board.

(d) The board shall meet at least semiannually.

(e) Members of the board shall serve without compensation. \_"

AND

by deleting SECTION 27 and SECTION 28 in their entirety on lines 25 through 36 of page 40, and on lines 1 through 36 of page 41, and on lines 1 through 30 of page 42;

AND

by appropriately renumbering subsequent sections of the bill.