

SESSION OF 2018

**SUPPLEMENTAL NOTE ON SUBSTITUTE FOR HOUSE  
BILL NO. 2332**

As Amended by Senate Committee on Ways  
and Means

**Brief\***

Sub. for HB 2332, as amended, would amend the membership of and the frequency of required meetings for the Information Technology Executive Council (ITEC).

Membership of ITEC would decrease from 17 members to 15 members and would be further changed by:

- Removing the Secretary of Administration;
- Modifying the number of cabinet agency heads from two to one, and allowing the cabinet agency head to appoint a designee;
- Modifying the number of non-cabinet agency heads from one to two, and allowing both to appoint a designee;
- Removing the Director of the Budget;
- Removing the Judicial Administrator of the Kansas Supreme Court;
- Modifying the representation of the Kansas Board of Regents (KBOR) from the Executive Director to the Chief Executive Officer, or the officer's designee;

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\*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

- Removing the Commissioner of Education;
- Modifying the number of representatives of cities from two to one;
- Modifying the number of representatives of counties from two to one;
- Removing the representative from the private sector who is a chief executive officer or chief information technology officer;
- Adding one representative appointed by the Kansas Criminal Justice Information System Committee;
- Adding two members of the Senate Committee on Ways and Means or their designees, one of whom would be appointed by the President of the Senate and the other would be appointed by the Minority Leader of the Senate; and
- Adding two members of the House Committee on Government, Technology and Security, one of whom would be appointed by the Speaker of the House of Representatives and the other would be appointed by the Minority Leader of the House of Representatives.

The bill would clarify that members could not appoint an individual to represent them on ITEC unless such individual is specified as a designee pursuant to the bill. The bill would also require ITEC to meet on a quarterly basis at a time to be set by the Executive Branch Chief Information Technology Officer (CITO).

## **Background**

HB 2332 was introduced during the 2017 Legislative Session by the House Committee on Government,

Technology and Security. The bill, as introduced, related to divulging contents of an electronic communication or storage in a legal proceeding. A hearing was held on the bill in March 2017, but no further action was taken by the Committee.

On February 14, 2018, the House Committee removed the original contents of HB 2332 and created a substitute bill by inserting language proposed by the Office of Information Technology Services (OITS) related to ITEC membership. A representative from OITS stated the changes to ITEC were being requested to increase its attendance and effectiveness.

In the Senate Committee on Ways and Means hearing, the Interim CITO testified in support of the bill. The CITO stated the ITEC had not met in the past three years and the changes in membership would make it easier for the ITEC to get a quorum for meetings.

A representative of the Kansas Information Consortium (KIC) testified in opposition to the bill. The bill, as introduced, removed the Information Network of Kansas (INK) from the bill and the KIC representative requested that member be added back to the ITEC.

The Senate Committee amended the bill to replace two members appointed from the Joint Committee on Information Technology (JCIT) to two members from the Senate Committee on Ways and Means or their designees, added back the Network Manager of INK, reduced the number of cabinet agency head members from two to one, and made the Executive Branch CITO responsible for setting the dates of the meetings.

No fiscal note for the substitute bill was available when the Senate Committee recommended it favorably for passage.