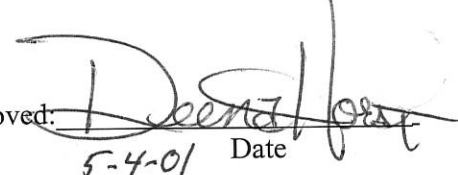


Approved: 

Date

5-4-01

## MINUTES OF THE E-GOVERNMENT COMMITTEE.

The meeting was called to order by Chairperson Deena Horst at 3:37 p.m. on March 15, 2001, in Room 526-S of the Capitol.

All members were present except Representative Lane, who was excused.

### Committee staff present:

Audrey Nogle, Legislative Research Department  
Robert Chapman, Legislative Research Department  
Lisa Montgomery, Revisor of Statutes' Office  
Jim Wilson, Revisor of Statutes' Office  
Denise Richards, Committee Secretary

### Conferees appearing before this Committee:

John Houlihan, Director, Division of Purchasing, Kansas Department of Administration  
Aaron AuBuchon, Representative of eScout software  
Natalie Haag, Chief Counsel and Director of Governmental Affairs, Governor's Office

Others attending: See attached sheet.

The Chair welcomed John Houlihan, Director of Purchases for the Kansas Department of Administration, who provided an update regarding e-procurement in Kansas. (Attachment 1) He explained that e-procurement is internet-based and allows electronic processing for requisitions, solicitations, receipt of bids, contracts, purchase orders, delivery information, invoicing, and payment. After noting that 10-12 companies have developed e-procurement software, he introduced Aaron AuBuchon, a software representative, who demonstrated the capabilities of eScout.

Staff Amory Lovin briefed the Committee on **SB 97**, which amends K.S.A. 75-106 to allow the Governor to issue a digital rather than personal signature for execution of warrants and requisitions for the transportation of fugitives across state lines.

Natalie Haag, Chief Legal Counsel and Director of Governmental Affairs for the Governor, stated that provisions of the bill have not been amended since 1923. (Attachment 2) Since the number of fugitives crossing state lines has increased since 1923 and since frequently an authorizing signature is needed immediately to preclude the release of a fugitive, a bill authorizing an electronic signature would meet this growing need. Answering questions, Ms. Haag said if the Governor is not available, the Lt. Governor's signature is valid. The Chair then closed the hearing on **SB 97** and opened the hearing for **SB 98**.

Ms. Haag explained to the Committee that **SB 98** eliminates the statutory requirement that all proclamations issued by the Governor be published in the *Kansas Register*, thus saving the Governor's office the unnecessary expense of publishing proclamations that are intended only to be released through the media. She listed those proclamations which have statutory requirements for publication in the *Register* in Attachment 3, saying that the bill does not change those requirements.

Noting that the Senate had removed electronic signature components of the **SB 97**, Representative Morrison made a motion to restore the Governor's electronic signature language back into the bill. Second, Representative Faber. The motion passed.

Representative Stone moved that the e-Government Committee pass out favorably **SB 97** as amended. Seconded by Representative McLeland, the motion passed.

Representative Wilson made a motion to amend **SB 98** to require proclamations be published on the state website. Seconded by Representative Burroughs, the motion passed.

Representative Wilson moved that **SB 98** be passed out favorably as amended. Seconded by Representative Gatewood, the motion passed.

Following up the previous meeting's hearings on **HB 2413** and **SB 227**, staff Jim Wilson handed out a draft substitute for **SB 227**. (Attachment 4)

The meeting was adjourned at 4:53 p.m. The next meeting is scheduled for Tuesday, March 20, 2001, at 3:30 p.m. in Room 526-S.

**e-GOVERNMENT COMMITTEE  
GUEST LIST**

DATE: MARCH 15 2001

NAME	REPRESENTING
MARK CLEMENTS	KDOT
John Saiki	KDOT
David Metzenthin	DA Purchases
Danielle Nee	Dof A
COREY PETERSON	AGC of Kansas
Thome Hoffman	Dof A - DOAS
George Barber	K's Consulting Eng'rs
Bob Toffin	K's Contractor Assoc
KSA Counts	ACCUSYSTEMS
Carrie Kangas	Sen. Brownlee
Duncan Friend	Dept. of Admin
Lous Chabira	Budget



**DEPARTMENT OF ADMINISTRATION**  
Division of Purchases

**BILL GRAVES**  
*Governor*

**DAN STANLEY**  
*Secretary of Administration*

**JOHN T. HOULIHAN**  
*Director of Purchases*  
900 S.W. Jackson, Room 102-N  
Landon State Office Building  
Topeka, KS 66612-1286  
(785) 296-2376  
FAX (785) 296-7240

**COMMITTEE ON e-GOVERNMENT**  
**STATUS REPORT ON e-PROCUREMENT**  
**March 15, 2001**

Presented by John T. Houlihan  
Director of Purchases

Madam Chair and members of the committee. I am John Houlihan, the State Director of Purchases. Thank you for the opportunity to provide you with information and a status report on e-Procurement in the state of Kansas.

e-Procurement is an INTERNET based system that allows the electronic processing of requisitions, solicitations, receipt of bids, contracts, purchase orders, delivery information, invoicing and payment. My first exposure to e-Procurement was a demonstration presented by the National Information Consortium (NIC) a little over a year ago. So, e-Procurement is a relatively new concept.

There are about 10-12 companies that have developed e-Procurement software. I believe that the majority of these companies are capital start up companies that were not in business 3 - 4 years ago. I have had discussions and have received demonstrations from about 8 of these companies. The programs offered by these companies are similar in that they all provide the functions I mentioned earlier. I plan on selecting a vendor on a competitive basis to implement a state wide e-Procurement program in late summer. After selecting the vendor, I will do a demonstrated proof of concept on a limited basis.

Since a picture is worth a thousand words, I have invited a company named eScout to provide you with a demonstration. After the demonstration, I will stand for questions.

[eScout demonstration]

(1)

Attachment 1

e-Gov 3-15-01

# STATE OF KANSAS

BILL GRAVES, *Governor*  
State Capitol, 2nd Floor  
Topeka, Kansas 66612-1590



(785) 296-3232  
1-800-748-4408  
FAX: (785) 296-7973

## OFFICE OF THE GOVERNOR

### Before the House e-Government Committee

March 15, 2001

Testimony by **Natalie G. Haag**  
Chief Legal Counsel  
Director of Governmental Affairs

### Senate Bill 97

Thank you for the opportunity to testify regarding Senate Bill 97. Senate Bill 97 has been requested on behalf of Governor Graves to address concerns and issues this administration has with the execution of warrants and requisitions for the transportation of fugitives across state lines. Senate Bill 97 amends K.S.A. 75-106, which was first passed in 1879 and amended in 1923. Since 1923, this statute has existed in its current form.

As you know, the number of fugitives crossing state lines to avoid prosecution has significantly increased since 1923. During the last six years, Governor Graves has executed more than 2195 warrants and requisitions for the arrest and/or transportation of fugitives between states. Pursuant to the Uniform Extradition Act, each state has 90 days to execute the warrant and legal documents necessary for establishing the need to detain a fugitive and transport this fugitive to the requesting state. There have been several instances where another state or a county within Kansas has made a warrant or requisition request needing the Governor's signature on the last day of the statutorily authorized time period. It is critical to this administration that fugitives from justice not be released from jail because the Governor is not in the state and available to execute the warrant and/or requisition.

Our research establishes that many other states allow a computer or digital signature in lieu of the Governor's personal signature. In those instances, no specific statutory authority was cited. However in Kansas, K.S.A. 75-106 specifically precludes such an action by requiring that the executive "personally" execute the warrant or requisition.

Senate Bill 97 would modify the statute by allowing the Governor to designate a person to execute the documents for detaining and transporting fugitives or authorize the use of an electronic signature on the warrants and requisitions.

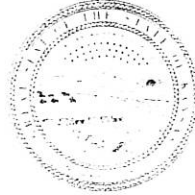
Attachment 2  
e-Gov 3-15-01

This change is necessary to keep pace with our mobile society and the growing number of fugitives who can disappear into another state when faced with criminal charges or probation violations.

Governor Graves respectfully requests your support for Senate Bill 97. I would be glad to answer questions regarding Senate Bill 97.

# STATE OF KANSAS

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Topeka, Kansas 66612-1590



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## OFFICE OF THE GOVERNOR

**Before the House e-Government Committee**

**March 15, 2001**

**Testimony by Natalie G. Haag**

**Chief Legal Counsel**

**Director of Governmental Affairs**

### **Senate Bill 98**

Thank you for the opportunity to testify in support of Senate Bill 98. As many of you know, the Governor is asked to execute proclamations for a wide variety of special events. In addition, there are a number of specific proclamations required by law. (A list of the statutorily required proclamations is attached.) Senate Bill 98 would eliminate the statutory requirement for publishing every proclamation issued by the Governor in the Kansas Register. All statutorily required proclamations will continue to be published in the Kansas Register.

Senate Bill 98 would save the Governor's office the unnecessary expense of publishing proclamations generally released to the public through media releases.

On behalf of Governor Graves, I request this committee report Senate Bill 98 favorably for passage.

*Attachment 3*

*e-Gov 3-15-01*

## Statutorily Required Proclamations

	<u>Kansas Statutes Annotated</u>
Mother's Day	35-202
General Pulaski's Memorial Day	35-203
Arbor Day	35-204
Flag Day	73-705
White Cane Safety Day	39-1104
Classification of City Changes	
Second class to first class	13-101
Third class to second class	14-101
Third class to second class	14-1103
Proclamation quarantine of livestock	47-611
Drainage and levees	24-472
	24-504
Vacancy in the office of U.S. Representative	25-3501
Emergency location of State Government	48-1501

# Memorandum

**TO:** Committee on E-Government  
**FROM:** Jim Wilson, First Assistant Revisor  
**DATE:** March 14, 2001  
**SUBJECT:** DRAFT Substitute for SB 227 – Brief Description

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This DRAFT Substitute Bill concerns electronic procurement procedures for state agencies and certain local governmental entities.

- New Section 1. Unified School Districts, Community Colleges, Technical Colleges, Washburn University of Topeka are authorized to adopt and utilize procurement procedures for on-line bidding, reverse auctioning and other electronic procurement procedures for acquisition of goods, materials, supplies and equipment.  
The procedures adopted shall not be utilized for the acquisition of services for construction projects or for the acquisition of any other services.
- Sec. 2. This section amends K.S.A. 2000 Supp. 10-106, the statute governing the sale of municipal bonds, to allow for on-line sale of municipal bonds.  
These are the same provisions that are contained in SB 227 (As Am SCW).
- Sec. 3. This section amends K.S.A. 2000 Supp. 72-6760, the statute prescribing school district procurement procedures, to provide authorization for the procedures authorized under New Section 1.
- Sec. 4. This section amends K.S.A. 2000 Supp. 75-3739, the primary statute prescribing purchasing procedures for state agencies, to provide authorization for reverse auctioning and including definitions. These provisions are the same as proposed by the Director of Purchases, except that it is specifically provided that reverse auctioning shall not be used for the acquisition of any services for construction projects or for the acquisition of any other services.

*Attachment 4*

*e-Gov 3-15-01*