

Approved: February 19, 2010

Date

MINUTES OF THE HOUSE GOVERNMENT EFFICIENCY AND FISCAL OVERSIGHT
COMMITTEE

The meeting was called to order by Chairman Jim Morrison at 3:33 p.m. on February 16, 2010, in Room 546-S of the Capitol.

All members were present except:

- Representative Sean Gatewood- excused
- Representative Melvin Neufeld- excused
- Representative Tom Sloan- excused

Committee staff present:

- Renaë Jefferies, Office of the Revisor of Statutes
- Gordon Self, Office of the Revisor of Statutes
- Julian Efird, Kansas Legislative Research Department
- Gary Deeter, Committee Assistant

Conferees appearing before the Committee:

- Duncan Friend, Director, Enterprise Technology Initiatives

Others attending:

See attached list.

The Chair opened the hearing on HB 2657 - Establishment of Kansas partnership for accessible technology.

Renaë Jefferies, Revisor of Statutes' Office, briefed the Committee on the bill, saying that it establishes a partnership among officials from various government and private entities to promote accessible technology (Attachment 1).

Duncan Friend, Director, Enterprise Technology Initiatives, testified in favor of the bill, stating that the bill establishes in statute a partnership that already exists by executive order: a 30-member partnership of experts across state agencies, local units of government, and the private sector to encourage accessible technologies for those with disabilities (Attachment 2). He noted that the partnership does not add staffing and creates no additional costs. Answering questions, Mr. Friend said guidelines were established following the 2008 executive order:

- Guidelines were submitted to the Information Technology Executive Council so that subsequent information technology (IT) would follow state IT architecture.
- The Division of Purchases will review all RFPs (Request for Proposal) so that IT-related RFPs will include accessible processes.
- Training and communication procedures are being developed to facilitate expansion of accessible services.

CONTINUATION SHEET

Minutes of the House Government Efficiency and Fiscal Oversight Committee at 3:33 p.m. on February 16, 2010, in Room 546-S of the Capitol.

Mr. Friend introduced Cole Robison, Director, Kansas Partnership for Accessible Technology, who provided examples of his duties, stating that when the H1N1 virus was in the news, he helped the Kansas Department of Health and Environment to enhance their communications by including assistive technology for those with hearing or vision limitations.

A member asked Anthony Fodale, the State Coordinator for the Americans with Disabilities Act, if he was supportive of the bill. He replied in the affirmative.

The Vice-Chair commented that Mr. Robison is doing a baseline on accessible technology, thus positioning Kansas to become compliant with federal regulations. The Chair observed Jim Hollingsworth, Information Network of Kansas (INK), in the audience and noted that INK provides user groups for sharing information about accessible technology.

Martha Gabehart, Executive Director, Kansas Commission on Disability Concerns, provided written testimony in support of the bill (Attachment 3).

The Chair closed the hearing on **HB 2657** and suggested considering **HB 2540** - Municipal bonds; investment of bond proceeds. After noting the inclusion of the balloon amendment in the previous day's testimony, Representative Roth made a motion to recommend **HB 2540** favorable for passage as amended. The motion was seconded by Representative McCray-Miller and passed unanimously.

Members considered **HB 2631** - State-owned real estate; report from departments and agencies of the state to the legislature regarding the status of such real estate.

A balloon amendment was distributed, after which Representative Spalding moved to amend the bill (Attachment 4). During Committee discussion, members agreed to wording that to exclude the Kansas Department of Transportation (KDOT) from the bill. The motion to amend was seconded by Representative McCray-Miller; the motion passed unanimously.

Representative Burgess, noting that **K.S.A. 74-5039** defines a state agency, made a motion to reference that definition in the bill. Seconded by Representative Spalding, the motion passed.

Members discussed implications of the bill. Marilyn Jacobson, Director of Facilities Management, Kansas Department of Administration, recounted her previous day's testimony, saying that the state-wide Financial Management System (FMS) will collect data similar to the bill's directive. Representative Burgess commented on a Post Audit study in 2000 that identified a significant amount of surplus land owned by the state. Ms. Jacobson referenced a statute that, when surplus property is identified, directs the Department of Administration to dispose of such property. Answering another question, Ms. Jacobson said that when the FMS is implemented on July 1, 2010, any person can access the system and obtain current information on any agency property holdings; the data will be updated daily. Lindsay Douglas, representing KDOT, replied to a question that the additional cost to KDOT of \$4.3 million represents the additional staff needed to comply

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with the bill.

A motion was made by Representative Ruiz and seconded by Representative Craft to recommend **HB 2631** as favorable for passage as amended. The motion passed unanimously.

A motion was made, seconded, and passed unanimously to recommend **HB 2657** as favorable for passage. (Motion, Representative Loganbill; seconded by Representative Ruiz)

Without objection, the Chair granted the Revisor discretion to make conforming technical amendments to **HB 2631**.

The meeting was adjourned at 4:20 p.m. No further meeting was scheduled.

**HOUSE GOVERNMENT EFFICIENCY AND FISCAL
OVERSIGHT COMMITTEE**

GUEST LIST

DATE: FEBRUARY 16 2010

NAME	REPRESENTING
Anthony J. Furdak	State AOA coordin.
Marilyn Jacobson	DOA
Duncan Frew	DOFA DISC
Cole Robison	DOFA DISC
Bob VanCrum	Blue Valley, USD 229
Hallenquell	INK

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MEMORANDUM

To: House Committee on Government Efficiency and Fiscal Oversight
From: Renae Jefferies, Assistant Revisor
Date: February 16, 2010
Subject: HB 2657

HB 2657 is a new act which establishes the Kansas partnership for accessible technology (partnership). Subsection (a) sets out the terms regarding membership for the 30 member partnership. The partnership will receive staff support from the director of statewide web/IT accessibility.

The partnership will work jointly with officials from other state organizations, municipalities, tribal governments and businesses and organizations in the private sector whose products, services or activities affect the accessibility of state information technology services, programs or systems.

When the members are developing and providing information, training, support and resources on information technology accessibility to agency information technology implementers and other stakeholders, they will receive subsistence allowances, mileage and other actual and necessary expenses pursuant to subsection (e) of K.S.A. 75-3223 unless the member receives an amount from another governmental or private entity for the purpose for which such amount is payable under subsection (e).

Subsection (b) of the act sets out the powers and duties of the partnership.

The act will take effect upon publication in the statute book.



Division of Information Systems and Communications

Mark Parkinson, Governor
Joe Hennes, Director

<http://da.ks.gov/disc/>

House Government Efficiency and Fiscal Oversight Committee

H.B 2657 – An act establishing the Kansas Partnership for Accessible Technology

February 16, 2010

Duncan Friend, Director, Enterprise Technology Initiatives
Kansas Department of Administration, Division of Information Systems and Communications

Mr. Chairman and members of the committee, I am Duncan Friend, Director of Enterprise Technology Initiatives in the Division of Information Systems and Communications. I also chair the Kansas Partnership for Accessible Technology. Thank you for the opportunity to appear today to discuss House Bill 2657.

The bill establishes a permanent 30-member partnership of experts across state agencies, local units of government and the private sector committed to working with state agencies and local units on accessible technologies for those who have disabilities. In December 2008, Governor Sebelius established this organization by Executive Order. House bill 2657 makes permanent the partnership. I endorse the bill and encourage its passage. The partnership does not add staffing or additional new costs because the partnership members are from the public sector or from groups who contribute their time at no cost. State agencies and local units of government benefit from the sharing of information about how to make technology accessible and from the advising services provided by the partnership.

Thank you for the opportunity to present; I would be happy to answer your questions.

Attachment 2
GEFO 2-16-10

Testimony in House Governmental Efficiency and Technology Committee
In Support of HB 2657
By Martha K. Gabehart, Executive Director
Kansas Commission on Disability Concerns (KCDC)
February 16, 2010

Thank you Mr. Chairman and committee members for the opportunity to provide written testimony in support of HB 2657 which establishes the Kansas Partnership for Accessible Technology. I am Martha Gabehart, Executive Director of the Kansas Commission on Disability Concerns (KCDC).

KCDC is a catalyst for change in government. We work with the governor, legislature and agencies on issues that adversely affect people with disabilities. Our issue today is state policy to provide accessible technology including Web sites for state employees and citizens with disabilities.

The State of Kansas government is responsible for making sure its programs are accessible to people with disabilities. The Americans with Disabilities Act (ADA) and Section 504 and Section 508 of the Rehabilitation Act of 1973, as amended all require this. Kansas has already worked hard to comply providing accessible technology for employees with disabilities as well as for public service programs. Because the previous committee responsible for accessibility lost its effectiveness, Governor Sebelius issued an executive order creating the Kansas Partnership for Accessible Technology. This group has actively worked to provide information and resources to agencies on accessibility. It also has reviewed many state Web pages for compliance with standards of access.

In order to maintain the current progress of the partnership it should be put into statute. KCDC encourages you to pass favorably HB 2657.

HOUSE BILL No. 2631

By Committee on Government Efficiency and Fiscal Oversight

2-3

9 AN ACT concerning the state of Kansas; regarding real estate owned or
10 operated by state departments and agencies.

11
12 *Be it enacted by the Legislature of the State of Kansas:*

13 Section 1. (a) ~~Departments~~ and agencies of the state of Kansas that
14 own, operate, hold or have acquired real estate for and in the name of
15 the state of Kansas shall annually, on or before January 30, make a report
16 to the secretary of the senate and the chief clerk of the house of repre-
17 sentatives regarding such real estate's location and status, including, but
18 not limited to, whether such real estate is:

- 19 (1) Unoccupied;
- 20 (2) rented or leased;
- 21 (3) unused or underused;
- 22 (4) up for sale; and
- 23 (5) planned for future use.

24 (b) For the purposes of this section, "real estate" means both land
25 and buildings owned, operated, held or acquired for and in the name of
26 the state.

27 Sec. ~~2.~~ 1 This act shall take effect and be in force from and after its
28 publication in the statute book.

Rep. Spalding
Balloon Amendment 1
February 16, 2010

Except for Kansas department of transportation,
departments

Sec. 2. The department of transportation, shall annually, on
or before January 30, provide the secretary of the senate
and the chief clerk of the house of representatives a list of
potential excess property that the department owns,
operates, holds or has acquired in the name of the state of
Kansas.

3.

Attachment 4
GEFO 2-16-10