

CHAPTER 302

**PUBLIC UTILITIES**

**SENATE BILL 96-102**

BY SENATORS Ament, Alexander, Feeley, Hopper, L. Powers, Schroeder, Thiebaut, and Wham;  
also REPRESENTATIVES Foster, George, Hagedorn, Lawrence, and Prinster.

**AN ACT**

**CONCERNING THE STATEWIDE INFORMATION INFRASTRUCTURE.**

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** 24-30-1702 (1) (f), Colorado Revised Statutes, 1988 Repl. Vol., is amended, and the said 24-30-1702 (1) is further amended BY THE ADDITION OF A NEW PARAGRAPH, to read:

**24-30-1702. Commission's purposes, powers, and duties.** (1) The purposes of the commission on information management are to oversee strategic planning and set policy for the state's information systems and to assure continuity in planning and controlling the state's investment in information systems. In furtherance of these purposes, the commission shall have the following powers and duties:

(f) To study the automated data processing needs of state agencies; AND

(g) TO FULFILL THE DUTIES CONCERNING THE STATEWIDE INFORMATION INFRASTRUCTURE SPECIFIED IN SECTION 24-30-1702.5.

**SECTION 2.** Part 17 of article 30 of title 24, Colorado Revised Statutes, 1988 Repl. Vol., as amended, is amended BY THE ADDITION OF A NEW SECTION to read:

**24-30-1702.5. Statewide information infrastructure - establishment - commission duties.** (1) (a) THE GENERAL ASSEMBLY HEREBY FINDS THAT DEVELOPMENT OF A STATEWIDE INFORMATION INFRASTRUCTURE THAT CONNECTS URBAN AND RURAL COMMUNITIES ACROSS THE STATE AND IS ACCESSIBLE TO CITIZENS, STATE AND LOCAL GOVERNMENT AGENCIES, SCHOOL DISTRICTS, INSTITUTIONS OF

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

HIGHER EDUCATION, PUBLIC LIBRARIES, THE STATE JUDICIAL SYSTEM, HEALTH CARE PROVIDERS, AND ENTITIES INVOLVED IN ECONOMIC DEVELOPMENT IS CRITICAL FOR THE CONTINUED ADVANCEMENT OF THE STATE.

(b) THE GENERAL ASSEMBLY FINDS THAT A STATEWIDE INFORMATION INFRASTRUCTURE WILL PROVIDE COLORADO'S STATE AND LOCAL GOVERNMENTS, EDUCATORS, PUBLIC LIBRARIES, HEALTH CARE PROVIDERS, BUSINESSES, AND CITIZENS WITH:

(I) CONNECTIONS BETWEEN AND AMONG INSTITUTIONS OF HIGHER EDUCATION, SCHOOL DISTRICTS, PUBLIC LIBRARIES, PUBLIC HOSPITALS, COURTS, AND GOVERNMENT OFFICES BOTH INSIDE AND OUTSIDE THE STATE;

(II) THE NECESSARY INFRASTRUCTURE TO SUPPORT DISTANCE LEARNING, TELEMEDICINE, ECONOMIC DEVELOPMENT, AND ENHANCED CITIZEN ACCESS TO GOVERNMENT INFORMATION;

(III) REDUCED POLLUTION THROUGH THE DEPLOYMENT OF INFORMATION SERVICES THAT REDUCE THE NEED TO TRAVEL LONG DISTANCES FOR EDUCATION, HEALTH CARE, GOVERNMENT SERVICES, AND INFORMATION AND ELIMINATE DISTANCE AS A FACTOR THAT DETRACTS FROM INDIVIDUALS' QUALITY OF LIFE;

(IV) GROWTH OPPORTUNITIES FOR EXISTING EDUCATION, HEALTH CARE, AND BUSINESS INSTITUTIONS REGARDLESS OF GEOGRAPHIC LOCATION;

(V) ENHANCED POSITIONING FOR THE STATE AS AN INTERNATIONAL SOURCE OF EDUCATION, INFORMATION ACCESS, HEALTH CARE, BUSINESS, AND ECONOMIC DEVELOPMENT;

(VI) INCREASED EFFICIENCY IN FUNDING THROUGH THE ELIMINATION OF COSTLY DUPLICATION AND GAPS IN INFRASTRUCTURE THAT CAUSE THE MISUSE OF STATE RESOURCES; AND

(VII) ESTABLISHMENT OF COLORADO AS A LEADER IN PROVIDING AN OPEN ACCESS INFORMATION SUPERHIGHWAY.

(2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "COMMUNITIES" MEANS GEOGRAPHICALLY DEFINED COMMUNITIES AND COMMUNITIES OF INTEREST, INCLUDING BUT NOT LIMITED TO EDUCATION, LIBRARIES, HEALTH CARE, THE JUDICIAL SYSTEM, AND ECONOMIC DEVELOPMENT.

(b) "INFORMATION INFRASTRUCTURE" MEANS ALL SERVICES OFFERED TO THE PUBLIC, EITHER FREE OR AT A SET PRICE, THAT EMPLOY THE STATEWIDE TELECOMMUNICATIONS INFRASTRUCTURE TO PROVIDE, FOR THE BENEFIT OF THE PUBLIC OR PRIVATE SECTOR, TEXT, VIDEO, IMAGE, SOUND, OR DATA.

(3) WITH REGARD TO THE STATEWIDE INFORMATION INFRASTRUCTURE, THE COMMISSION ON INFORMATION MANAGEMENT SHALL HAVE THE FOLLOWING DUTIES:

(a) TO DEVELOP AND IMPLEMENT REQUIREMENTS FOR THE STATEWIDE

INFORMATION INFRASTRUCTURE BASED ON PRESENT AND FUTURE USER APPLICATIONS;

(b) TO REVIEW EXISTING PORTIONS OF THE STATEWIDE INFORMATION INFRASTRUCTURE TO DETERMINE THE AREAS OF THE STATE IN WHICH THEY EXIST AND WHETHER THE EXISTING PORTIONS ARE ADEQUATE AND USABLE FOR PRESENT AND FUTURE USER APPLICATIONS;

(c) TO DEFINE AND INITIATE A PARTNERSHIP BETWEEN THE PUBLIC AND PRIVATE SECTOR FOR FUNDING AND BUILDING THE STATEWIDE INFORMATION INFRASTRUCTURE, WITH THE UNDERSTANDING THAT THE PRIVATE SECTOR WILL BUILD THE NECESSARY PORTIONS OF THE STATEWIDE INFORMATION INFRASTRUCTURE;

(d) TO INITIATE A SYSTEM TO MANAGE THE USE OF THE STATEWIDE INFORMATION NETWORK IN THE MOST ECONOMICAL AND EFFECTIVE MANNER, INCLUDING DESIGNATION OF A SYSTEM USAGE MANAGER;

(e) TO OVERSEE ONGOING USE OF THE STATEWIDE INFORMATION INFRASTRUCTURE;

(f) TO RECOMMEND, IF NECESSARY, FURTHER LEGISLATION AND BUDGET APPROPRIATIONS FOR ONGOING IMPLEMENTATION OF THE STATEWIDE INFORMATION INFRASTRUCTURE.

**SECTION 3. Effective date.** This act shall take effect July 1, 1996.

**SECTION 4. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: June 6, 1996