

By: Senator(s) Brown, Flowers

To: Fees, Salaries and Administration

SENATE BILL NO. 2975
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 25-53-151, MISSISSIPPI CODE OF 1972,
2 TO REVISE THE MEMBERSHIP OF THE ELECTRONIC GOVERNMENT OVERSIGHT
3 COMMITTEE; TO AMEND SECTION 25-53-7, MISSISSIPPI CODE OF 1972, TO
4 PROVIDE THAT EACH MEMBER OF THE INFORMATION TECHNOLOGY SERVICES
5 BOARD MAY CONTINUE TO SERVE FOR A CERTAIN PERIOD OF TIME AFTER THE
6 EXPIRATION OF HIS TERM IF HIS SUCCESSOR IS NOT DULY APPOINTED; AND
7 FOR RELATED PURPOSES.

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

9 **SECTION 1.** Section 25-53-151, Mississippi Code of 1972, is
10 amended as follows:

11 25-53-151. (1) There is established in the State Treasury
12 the "Electronic Government Services Fund," into which shall be
13 deposited specific funds appropriated by the Legislature for
14 developing and providing electronic government services within the
15 State of Mississippi. Any funds in the Electronic Government
16 Services Fund at the end of a fiscal year shall not lapse into the
17 State General Fund, but shall be available for expenditure in the
18 subsequent fiscal year. The funds in the Electronic Government
19 Fund shall be available for expenditure pursuant to specific
20 appropriation by the Legislature beginning in fiscal year 2002, to
21 the Mississippi Department of Information Technology
22 Services * * *.

23 (2) There is hereby established an Electronic Government
24 Oversight Committee to oversee the implementation of E-Government
25 and related technology initiatives. Duties of this committee
26 would include: (a) prioritize and make recommendations for all
27 electronic government services, in order to cut across state and
28 local governmental organizational structures; (b) address policy
29 issues such as privacy, security, transaction fees and



30 accessibility; (c) review ongoing fiscal and operational
31 management and support of portal; (d) provide a mechanism for
32 gathering input from citizens, businesses and government entities;
33 (e) encourage self-service models for citizens through state
34 websites and other electronic services; and (f) promote economic
35 development and efficient delivery of government services by
36 encouraging governmental and private sector entities to conduct
37 their business and transactions using electronic media. The
38 Electronic Government Oversight Committee shall be composed of the
39 following: (a) the Executive Director of the Mississippi
40 Department of Information Technology Services, or his designee;
41 (b) the State Auditor, or his designee; (c) the State Treasurer,
42 or his designee; (d) the Secretary of State, or his designee; (e)
43 the Executive Director of the Department of Finance and
44 Administration, or his designee; (f) the Commissioner of Public
45 Safety, or his designee; (g) the Commissioner of Revenue, or his
46 designee. * * * The committee shall annually elect one (1) member
47 to serve as chairman and one (1) member to serve as vice
48 chairman * * *, who shall act as chairman in the absence of the
49 chairman. The committee shall meet monthly or upon the call of
50 the chairman, and shall make necessary reports and recommendations
51 to the Legislature and the appropriate agencies of state
52 government. All agencies of state government shall cooperate with
53 the committee in providing requested information, * * * shall work
54 closely with and provide information to the committee and shall
55 report to the committee at its request. The Mississippi
56 Department of Information Technology Services shall provide
57 administrative support for the committee. Nonlegislative members
58 of the committee shall serve without compensation.

59 **SECTION 2.** Section 25-53-7, Mississippi Code of 1972, is
60 amended as follows:

61 25-53-7. (1) The membership of the authority shall be
62 composed of five (5) members to be appointed by the Governor with



63 the advice and consent of the Senate. The initial terms of the
64 members shall be for one (1), two (2), three (3), four (4) and
65 five (5) years, respectively, and thereafter all terms shall be
66 for five (5) years. Each member may continue to serve for a
67 period not to exceed twelve (12) months after the expiration of
68 his term if his successor is not duly appointed. The initial
69 appointments to the reconstituted authority shall be made no later
70 than June 30, 1984, for terms to begin on July 1, 1984. Vacancies
71 shall be filled in the same manner as original appointments for
72 the unexpired portion of the term vacated. Each member of the
73 authority shall have a minimum of four (4) years' experience in an
74 information technology-related executive position or prior service
75 as a member of the authority.

76 (2) Each member of the authority shall be required to
77 furnish a surety bond in the minimum amount of Fifty Thousand
78 Dollars (\$50,000.00) to be approved by the Secretary of State,
79 conditioned according to law and payable to the State of
80 Mississippi, before entering upon his duties. The premiums on
81 such bonds shall be paid from any funds available to the authority
82 for such purpose.

83 (3) No member of the authority, nor its executive director,
84 shall, during his term as such member or director, have any
85 substantial beneficial interest in any corporation or other
86 organization engaged in the information technology business either
87 as manufacturer, supplier, lessor, or otherwise. All members and
88 the executive director shall fully disclose in writing any such
89 beneficial interest, and such disclosure shall be entered on the
90 minutes of the authority.

91 (4) The Lieutenant Governor may designate one (1) Senator
92 and the Speaker of the House of Representatives may designate one
93 (1) Representative to attend any meeting of the authority. The
94 appointing authorities may designate an alternate member from
95 their respective houses to serve when the regular designee is



96 unable to attend such meetings of the authority. Such legislative
97 designees shall have no jurisdiction or vote on any matter within
98 the jurisdiction of the authority. For attending meetings of the
99 authority, such legislators shall receive per diem and expenses
100 which shall be paid from the contingent expense funds of their
101 respective houses in the same amounts as provided for committee
102 meetings when the Legislature is not in session; however, no per
103 diem and expenses for attending meetings of the authority will be
104 paid while the Legislature is in session. No per diem and
105 expenses will be paid except for attending meetings of the
106 authority without prior approval of the proper committee in their
107 respective houses.

108 **SECTION 3.** This act shall take effect and be in force from
109 and after its passage.

