AN ACT concerning the executive branch chief information technology officer; relating to duties; renaming and transferring certain powers, duties and functions of the director of information systems and communications, the division of information systems and communications and the secretary of administration to the executive chief information technology officer and the office of information technology services; prescribing powers, duties and functions regarding geographic information, systems and services; establishing the Kansas geographic information systems policy board and the office of state geographic information systems officer; amending K.S.A. 48-937, 65-6138, 65-6139, 65-6140, 74-9302, 74-9303, 74-9306, 74-9605, 75-37,102, 75-4701, 75-4702, 75-4702c, 75-4704, 75-4704b, 75-4705, 75-4710, 75-4712, 75-4713, 75-4714, 75-4715, 75-4716, 75-6512 and 76-389 and K.S.A. 2011 Supp. 46-1503, 74-9304, 75-3707e, 75-4703, 75-4704a, 75-4709, 75-7202, 75-7204, 75-7205 and 75-7224 and repealing the existing sections.

Be it enacted by the Legislature of the State of Kansas:

New Section 1. (a) The executive chief information technology officer shall submit to the governor proposed rules and regulations with respect to the manner of performance of any power or duty of the office of information technology services, the execution of any business of such office and its relations to and business with other state agencies, appeals from the final decisions or final actions of the executive chief information technology officer, and such other matters as are provided by law. Before any such proposed rules and regulations are submitted to the governor, the same shall have received the approval required by K.S.A. 77-420, and amendments thereto, the attorney general shall have made the finding required by K.S.A. 77-420, and amendments thereto, and the executive chief information technology officer shall have held the hearing thereon required by K.S.A. 77-421, and amendments thereto. The governor shall either approve, modify and approve or reject any such proposed rules and regulations. The executive chief information technology officer shall adopt
such rules and regulations so approved or so modified and approved by the
governor.

(b) All rules and regulations, orders and directives of the
secretary of administration, the department of administration, the
director of information systems and communications, or the division
of information systems and communications which relate to the
powers, duties and functions transferred from the director of
information systems and communications and the division of
information systems and communications of the department of
administration to the executive chief information technology officer
and office of information technology services by this act and which are
in effect on the effective date of this act shall continue to be effective
and shall be deemed to be rules and regulations, orders and directives
of the executive chief information technology officer and office of
information technology services until revised, amended, revoked or
nullified pursuant to law.

{New
Sec. 2. Sections 2 through 10, and amendments thereto,
may be known and cited as the Kansas one map act.

New Sec. 3. Kansas one map requires the implementation of an
overall Kansas land and geographic resources program through the
use of a geographic information system which requires cooperative
methods for development and maintenance of spatial data between
state and local governments in Kansas.

New Sec. 4. As used in sections 3 through 8, and amendments
thereto, unless the context shows otherwise:

(a) "Board" means the Kansas geographic information systems
policy board.

(b) "Geographic information" means data and datasets
containing location information including, but not limited to, remotely
sensed imagery, global positioning systems files, geospatially
referenced computer-aided design files, digital cartographic products,
spatially enabled databases, and geospatial datasets locating and
describing features and their attributes on, above or under the earth.

(c) "Geographic information systems" or "GIS" is an
information system capable of capturing, integrating, storing, editing,
analyzing, managing, sharing and displaying geographic information.
A GIS involves computer hardware, software, networks and
applications, as well as the people to operate, develop, administer and
use them.

(d) "Spatial data" is also known as geospatial data or geographic
information and means the data or information that identifies the
geographic location of features and boundaries on earth, such as
natural or constructed features, oceans and more. Spatial data is
usually stored as coordinates and topology and is data that can be mapped. Spatial data is often accessed, manipulated or analyzed through geographic information systems (GIS).

New Sec. 5.  (a) There is hereby established the Kansas geographic information systems policy board within the office of information technology services.

(b) The board shall consist of 21 members:

(1) The governor shall appoint 11 members as follows: Five representatives of local government, including cities, counties or local government consortia of cities, counties, non-profit and private sector enterprises. Such members may include, but are not limited to, representatives from city and county commissions or planning councils, tribal government, law enforcement, county clerks, county appraisers and emergency planning divisions; two representatives of the board of regents institutions; and two executives representing the private sector. Members from the private sector may include, but are not limited to, representatives from the trucking industry, utilities, telecommunications, publishers, agriculturalists, oil and gas industry, chambers of commerce, aircraft and auto industry and the banking community; and two representatives from relevant statewide businesses or professional organizations, such as statewide associations of groundwater management districts, emergency planning, law enforcement, licensed surveyors and other relevant technical professions or agriculture-related businesses.

(2) The remaining 10 members shall be:

(A) The executive chief information technology officer of the office of information technology services or such officer's designee;

(B) the director of the Kansas water office or such director's designee;

(C) the state biologist of the Kansas biological survey or the state biologist's designee;

(D) the state geologist of the Kansas geological survey or the state geologist's designee;

(E) the executive director of the Kansas historical society or such executive director's designee;

(F) the secretary of agriculture or such secretary's designee;

(G) the secretary of health and environment or such secretary's designee;

(H) the director of legislative research of the legislative research department or such director's designee;

(I) the secretary of revenue or such secretary's designee; and

(J) the secretary of transportation or such secretary's designee.

(c) Members appointed by the governor under subsection (b)(1)
shall be appointed for a four-year term and until such member's successors are appointed and qualified, except as provided in subsection (d). Members not appointed by the governor under subsection (b)(1) shall serve consistent with their terms of office, employment or appointment.

(d) The governor may remove a member from the board for lack of attendance or lack of participation.

(e) The governor shall select a chairperson and vice-chairperson from among the members of the board who shall serve as chairperson and vice-chairperson at the discretion of the governor. The board may elect other officers among its members and may establish any committees deemed necessary to discharge its duties.

(f) Board members shall not receive compensation, subsistence allowance, mileage or associated expenses. Officers or employees of state agencies who serve on the board shall be authorized to serve on the board as part of their duties.

New Sec. 6. The board shall:

(a) Establish public and private partnerships throughout Kansas to maximize value, minimize cost and avoid redundant activities in the development and implementation of geographic information systems;

(b) foster efficient and secure methods for data sharing at all levels of government;

(c) coordinate, review and provide recommendations on geographic information systems programs and investments and provide assistance with dispute resolution among geographic systems partners;

(d) continue to establish Kansas' leadership role in the national effort to improve capabilities for sharing geographic information and ideas with other states;

(e) promote the use of geographic information systems technologies as tools to breakthrough structural and administrative boundaries to collaborate on shared problems and enhance information analysis and decision-making processes within all levels of government;

(f) shall be a standing advisory committee to the information technology executive council and shall provide a copy of its annual report to the council, as well as to the governor and both houses of the legislature; and

(g) shall work jointly with officials from other state agencies, organizations and county, municipal and tribal governments, as well as with businesses and organizations in the private sector who are concerned with the efficient management of the state's geographic information systems resources.
New Sec. 7. (a) There is hereby established the office of state geographic information systems officer who shall be appointed by the governor and who shall serve in the office of information technology services.

(b) The state geographic information systems officer shall:

(1) Implement Kansas one map, an enterprise statewide mapping strategy that: (A) Supports Kansas state entities and local governments as they foster economic vitality, manage resources, educate, save and restore the natural environment, advance health initiatives, ensure public safety and support science; and (B) enables state entities and local governments to better implement and coordinate policies and programs across Kansas;

(2) implement and maintain the Kansas data access and support center, an enterprise geospatial data clearinghouse to include a central store and catalog of Kansas data and mapping services available to all state entities and the public;

(3) recruit a technical committee and appoint the technical committee chair;

(4) provide oversight for the development of the Kansas one map program and monitor Kansas one map metrics;

(5) establish and manage a Kansas one map communications plan and provide for Kansas one map education;

(6) maintain a liaison relationship with state, federal, regional, county and municipal organizations;

(7) promote, advertise and market applications, capabilities, benefits and results of the Kansas one map program;

(8) assist in the identification and capturing of funding to support the Kansas one map program; and

(9) recommend {to the executive chief information technology officer rules and regulations as may be necessary to implement the provisions of the Kansas one map act.

(c) The executive chief information technology officer may adopt rules and regulations as provided in section 1, and amendments thereto, to implement the provisions of the Kansas one map act.

New Sec. 8. All state departments, agencies, commissions and boards shall cooperate with the Kansas geographic information systems policy board and the state geographic information systems officer in implementing the initiatives of Kansas one map.

New Sec. 9. Funding for the Kansas data access and support center shall be continued through the office of information technology services and shall be directed to the Kansas geological survey which currently houses and supports this function.

New Sec. 10. In order for the state geographic information
systems officer to meet the goals set out in section 6, and amendments thereto, such officer will be supported with other office of information services as needed and available for coordination, standards development and implementation of workshops to research and promote effective uses of the geographic information systems assets and tools to achieve economic and operational benefits from the Kansas one map resource.

Sec.-2. {11.} K.S.A. 2011 Supp. 46-1503 is hereby amended to read as follows: 46-1503. (a) The revisor of statutes shall contract in the name of the legislative coordinating council, and with approval of such council, for such computer programs and other computer services as cannot be suitably obtained from state agencies, and in like manner, the revisor shall acquire such computer and communications components as may be needed for this system. Purchases and other contracts authorized by the statutes contained in article 15 of chapter 46 of Kansas Statutes Annotated shall not be subject to K.S.A. 75-3739, and amendments thereto, nor shall the same be subject to approval under any statute other than those contained in article 15 of chapter 46. The director of information systems and communications executive chief information technology officer and the director of purchases shall render such assistance in implementation of this system as is requested by the legislative coordinating council or the revisor of statutes.

(b) When authorized by the legislative coordinating council, the revisor of statutes may provide to or share with any other state agency computer services through the operation of the comprehensive legislative information system. Such services may be provided without charge or, when directed by the council, shall be provided at cost as the same is determined by the council. The furnishing of computer services under this subsection (b) for which a charge is made shall be a transaction to be settled in accordance with the provisions of K.S.A. 75-5516, and amendments thereto. All receipts for charges made under this subsection (b) shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the legislative special revenue fund.

(c) When authorized by the legislative coordinating council, the revisor of statutes may provide information regarding legislation to state agencies and to private individuals, companies and organizations through access to the legislative information system. The primary purpose for the legislative information system shall be to provide necessary information and service to the legislature and offices of the legislative branch of government and the revisor of statutes shall impose such conditions and restrictions upon the receipt of information from such system by agencies,
persons and organizations not a part of the legislative branch of
government as may be necessary to protect such system and services for
the purpose for which established. The legislative coordinating council
may fix a charge for the receipt of information regarding legislation
through access to the legislative information system by state agencies,
private individuals, companies and organizations not a part of the
legislative branch of government. Such charges shall be collected by the
director of legislative administrative services upon certification by the
revisor of statutes. All amounts received from charges imposed pursuant to
this subsection shall be remitted to the state treasurer in accordance with
the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt
of each such remittance, the state treasurer shall deposit the entire amount
in the state treasury to the credit of the legislative special revenue fund.

Sec. 3. K.S.A. 48-937 is hereby amended to read as follows: 48-
937. The division of emergency management shall ascertain what means
exist for rapid and efficient communications during a disaster. The division
of emergency management shall consider the desirability of supplementing
these communications resources or of integrating them into a
comprehensive state or state and federal telecommunications or other
communications system which may be established for purposes of
emergency management. In studying the character and feasibility of any
such system or its several parts, the division of emergency management
shall consult thereon with the secretary of administration and the executive
chief information technology officer and evaluate the possibility of the
multi-purpose use of such a system for general state and local government
purposes. The division of emergency management shall make
recommendations regarding such communications systems to the governor
as appropriate.

Sec. 4. K.S.A. 65-6138 is hereby amended to read as follows: 65-
6138. In order to provide adequate emergency medical care for the
people of this state, the emergency medical services board is hereby
authorized to establish, maintain and operate an emergency medical
services communications system, subject to approval by the secretary of
administration executive chief information technology officer under K.S.A.
75-4709, and amendments thereto. The emergency medical services board
shall establish communication centers, to be known as medical
communications centers, in various locations in the state to be determined
by the emergency medical services board, for the purposes of receiving
requests for emergency medical assistance and for coordinating the
activities of ambulances with medical care facilities and other emergency
public safety agencies. Subject to approval by the secretary of
administration executive chief information technology officer under K.S.A.
75-4709, and amendments thereto, the emergency medical services board
may provide mobile radio units to ambulance services, as hereinafter provided, which will provide such ambulance services with direct communication to or from medical communication centers established for such purpose.

Sec. 5: K.S.A. 65-6139 is hereby amended to read as follows:
65-6139. For the purpose of establishing, operating and maintaining the emergency medical services communications system, the board may enter into contracts with any state agency, and any such agency is authorized to contract for such purpose with the board. The board also may enter into contracts or other agreements with any city, county, township, fire district or hospital district, or any person, firm or corporation for the establishment of an emergency medical services communications system or the establishment or operation of any part thereof including placement, operation and maintenance of equipment. In accordance with the authority of the secretary of administration executive chief information technology officer under K.S.A. 75-4709, and amendments thereto, all contracts entered into by the board under this section shall be subject to approval by the secretary of administration executive chief information technology officer.

Any contract or agreement for the placement or operation of equipment with any ambulance service shall provide that the person, firm, corporation or municipality operating such ambulance service shall maintain such equipment in accordance with terms and conditions established by the board. The contracts, agreements or contracts for the placement of equipment in medical communication centers shall provide that such equipment shall only be used for the purpose of operating the emergency medical services communications system and that the board or the board's designated agent may inspect such equipment at any time. Ownership of any such equipment shall remain with the state and any contracts for the placement of such equipment may be withdrawn or canceled at any time, at the option of the board and the secretary of administration executive chief information technology officer under K.S.A. 75-4709, and amendments thereto.

Sec. 6: K.S.A. 65-6140 is hereby amended to read as follows:
65-6140. For the purposes of establishing, operating and maintaining an emergency medical services communications system, the emergency medical services board may accept any grant of money or property, including any federal moneys available therefor. Within the limits of appropriations available therefor and subject to approval by the secretary of administration executive chief information technology officer under K.S.A. 75-4709, and amendments thereto, the emergency medical services board may acquire, in the name of the state, any equipment necessary for such communications system.
Sec. 7. {16.} K.S.A. 74-9302 is hereby amended to read as follows:

74-9302. It shall be the purpose of INK to perform the following duties:

(a) Provide electronic access for members of the public to public information of agencies via a gateway service;
(b) develop a dial-in gateway or electronic network for access to public information;
(c) provide appropriate oversight of any network manager;
(d) explore ways and means of expanding the amount and kind of public information provided, increasing the utility of the public information provided and the form in which provided, expanding the base of users who access such public information and, where appropriate, implementing such changes;
(e) cooperate with the division of information systems and communications office of information technology services in seeking to achieve the purposes of INK;
(f) explore technological ways and means of improving citizen and business access to public information and, where appropriate, implement such technological improvements; and
(g) explore options of expanding such network and its services to citizens and businesses by providing add-on services such as access to other for-profit information and databases and by providing electronic mail and calendaring to subscribers.

Sec. 8. {17.} K.S.A. 74-9303 is hereby amended to read as follows:

74-9303. (a) There is hereby created a body politic and corporate to be known as the information network of Kansas, Inc. INK is hereby constituted as a public instrumentality and the exercise by INK of the authority and powers conferred by this act shall be deemed and held to be the performance of an essential governmental function.

(b) INK shall be governed by a board consisting of 10 nine members as follows:

(1) The president of Kansas, Inc.;
(2) The secretary of state;
(3) two members who are chief executive officers of agencies of the executive branch, appointed by the governor who shall serve at the pleasure of the governor;
(4) one member appointed by the governor from a list of three Kansas bar association members submitted by such association. Such member shall serve a three-year term;
(5) three members from other user associations of a statewide character appointed by the governor from a list of not less than nine individuals and their respective user associations compiled initially by the president of Kansas, Inc. and thereafter by the board of INK and submitted to the governor. No two members appointed pursuant to this paragraph...
shall represent the same user association. The terms for such members
shall be for a period of three years, except initially, when the terms shall be
for one, two and three years, respectively;
(6) one member appointed by the governor from a list submitted
by the president of the Kansas public libraries association and comprised
of three librarians employed by public libraries. Following the initial
appointment hereunder, such list shall be comprised of librarians of public
libraries which subscribe to INK. Such member shall serve a three-year
term; and
(7) the director of information systems and communications-
executive chief information technology officer who shall serve as a
nonvoting member.
(c) The board shall annually elect one member from the board as
chairperson of INK, another as vice-chairperson and another as secretary.
(d) Five members of the board shall constitute a quorum and the
affirmative vote of five members shall be necessary for any action taken
by the board. No vacancy in the membership of the board shall impair the
right of a quorum to exercise all the rights and perform all the duties of the
board.
Sec.9. {18.} K.S.A. 2011 Supp. 74-9304 is hereby amended to read
as follows: 74-9304. (a) In order to achieve its purpose as provided in this
act, INK shall:
(1) Serve in an advisory capacity to the secretary of administration,
division of information services and communications office of information
technology services and other state agencies regarding the provision of
state data to the citizens and businesses of Kansas;
(2) seek advice from the general public, its subscribers, professional
associations, academic groups and institutions and individuals with
knowledge of and interest in areas of networking, electronic mail, public
information access, gateway services, add-on services and electronic filing
of information; and
(3) develop charges for the services provided to subscribers, which
include the actual costs of providing such services.
(b) All state agencies shall cooperate with INK in providing such
assistance as may be requested for the achievement of its purpose.
Agencies may recover actual costs incurred by providing such assistance.
Services and information to be provided by any agency shall be specified
pursuant to contract between INK and such agency and shall comply with
the provisions of K.S.A. 45-215 et seq. and K.S.A. 2011 Supp. 45-230,
and amendments thereto.
Sec.10. {19.} K.S.A. 74-9605 is hereby amended to read as follows:
74-9605. (a) The board of directors of the Kansas guardianship program
shall employ a person to serve as executive director who shall direct and
supervise the general management of the corporation. The executive
director shall employ persons needed to perform duties of the Kansas
guardianship program as directed by the board of directors.

(b) Employees of the Kansas guardianship program shall not be
considered to be state employees except that such employees may
participate in the Kansas public employees retirement system. Employees
of the Kansas guardianship program shall not be considered to be state
employees, except for the purposes specified in this subsection (b). The
executive chief information technology officer shall extend the use of state intercity telecommunications facilities and
services under control of the executive chief information
technology officer pursuant to K.S.A. 75-4709, and amendments thereto,
to the Kansas guardianship program. The Kansas guardianship program
shall be considered to be a state agency only for the purposes specified in
this subsection.

(c) The provisions of article 32 of chapter 75 of the Kansas Statutes
annotated, any acts amendatory thereof or supplemental thereto,
and any rules and regulations adopted thereunder, shall not apply
to officers or employees of the Kansas guardianship program. Subject to
policies established by the Kansas guardianship program, the chairperson
of the board of directors or the chairperson's designee shall approve all
travel and travel expenses of such officers and employees.

Sec. 11. K.S.A. 2011 Supp. 75-3707e is hereby amended to read
as follows: 75-3707e. As the infrastructure provider for information
technology for the state of Kansas, the department of administration office
of information technology services must insure the highest level of
information security and privacy in order to protect law enforcement, state
agencies and the citizens of Kansas. Toward this objective, the department
of administration or the office of information technology services shall
require as a condition of employment that individuals who have
unescorted physical access to the data center, telecommunications facilities
and other security sensitive areas as designated by the secretary of
administration or the executive chief information technology officer be
fingerprinted, and such fingerprints shall be submitted to the Kansas
bureau of investigation and to the federal bureau of investigation for the
purposes of verifying the identity of such individuals and obtaining
records of criminal arrests and convictions.

Sec. 12. K.S.A. 75-37,102 is hereby amended to read as
follows: 75-37,102. (a) Upon request of the chief administrative officer of
a state agency and subject to the approval of the secretary of
administration, the director of purchases may convene a procurement
negotiating committee to obtain services or technical products for the state
agency.
(b) Each procurement negotiating committee shall be composed of:
(1) The director of purchases, or a person designated by the director; (2)
the chief administrative officer of the state agency desiring to make the
procurement, or a person designated by the officer; and (3) the secretary of
administration, or a person designated by the secretary or, if a procurement
involves information technology or services, the executive chief
information technology officer or a person designated by the executive
chief information technology officer.

(c) The negotiating committee is authorized to negotiate for the
procuring state agency contracts with qualified parties to provide services
or technical products needed by the state agency.

(d) Prior to negotiating for the procurement, a notice to bidders first
shall be published in the Kansas register. Upon receipt of bids or
proposals, the committee may negotiate with one or more of the firms
submitting bids or proposals and select from among those submitting such
bids or proposals the party to contract with to provide the services or
technical products.

(e) Contracts entered into pursuant to this section shall not be subject
to the provisions of K.S.A. 75-3738 through 75-3740a, and amendments
thereto. Meetings to conduct negotiations pursuant to this section shall not
be subject to the provisions of K.S.A. 75-4317 through 75-4320a, and
amendments thereto. The director of purchases shall submit a report at
least once in each calendar quarter to the legislative coordinating council
and the chairpersons of the senate committee on ways and means and the
house of representatives committee on appropriations of all contracts
entered into pursuant to this section. In the event that the negotiating
committee selects a bid which is not the lowest bid on a given contract, the
directors report shall contain a rationale explaining why the lowest bidder
was not awarded the contract.

(f) Nothing in this section shall be construed as requiring either
negotiations pursuant to this section or bids pursuant to K.S.A. 75-3739,
and amendments thereto, for the procurement of professional services or
services for which, in the judgment of the director of purchases,
meaningful specifications cannot be determined.

Sec. 13. K.S.A. 75-4701 is hereby amended to read as follows:
75-4701. (a) There is hereby established, within and as a part of the
department of administration, a division of information systems and
communications, the head of which shall be the director of information
systems and communications an office of information technology services,
the head of which shall be the executive chief information technology
officer. The executive chief information technology officer shall administer
the office of information technology services. Under the supervision of the
secretary of administration, the director of information systems and
communications shall administer the division of information systems and communications. The division of information systems and computing communications and the office of the director of information systems and computing communications, created by this section prior to its amendment by this act, are hereby abolished.

(b) The director of information systems and communications executive chief information technology officer shall be in the unclassified service under the Kansas civil service act and shall be appointed by the governor.

(c) There are hereby established, within the division of information systems and communications office of information technology services, the offices of the deputy director of information systems and the deputy director of telecommunications who shall be appointed by the director of information systems and communications, subject to approval by the executive chief information technology officer and shall be in the unclassified service under the Kansas civil service act. The deputy director of information systems and the deputy director of telecommunications shall have such powers, duties and functions as are prescribed by the director of information systems and communications executive chief information technology officer.

Sec. 14. K.S.A. 75-4702 is hereby amended to read as follows:

75-4702. (a) All of the powers, duties and functions of the existing director of information systems and computing communications and division of information systems and computing communications are hereby transferred to and conferred and imposed upon the director of information systems and communications executive chief information technology officer, except as otherwise provided by this act.

(b) The director of information systems and communications executive chief information technology officer shall be the successor in every way to the powers, duties and functions of the director of information systems and computing communications and division of information systems and computing communications in which the same were vested prior to July 1, 1984, except as otherwise provided by this act the effective date of this act. Every act performed in the exercise of such powers, duties and functions by or under the authority of the director of information systems and communications executive chief information technology officer shall be deemed to have the same force and effect as if performed by the director of information systems and computing communications and division of information systems and computing communications in which such functions were vested prior to July 1, 1984 the effective date of this act.

(c) Whenever the director of information systems and computing or the division of information systems and computing or, the division of
information systems and communications, or the director of information systems and communications, or words of like effect, is referred to or designated by a statute, contract or other document, such reference or designation shall be deemed to apply to the director of information systems and communications executive chief information technology officer.

Sec. 15. K.S.A. 75-4702c is hereby amended to read as follows:

75-4702c. (a) In all cases under this act where the powers, duties and functions of the division or director of information systems and computing communications are transferred to and imposed upon the secretary of administration or the division or director of information systems and communications, the division of information systems and communications office of information technology services, the executive chief information technology officer shall succeed to all property and records which were used for, or pertain to, the performance of the powers, duties and functions so transferred by this act. Any conflict as to the proper disposition of such property or records arising under this section and resulting from the transfer or abolishment of any existing state agency, or the powers, duties and functions thereof, shall be determined by the governor, whose decision shall be final.

(b) When any conflict arises as to the disposition of any power, function or duty or the unexpended balance of any appropriation as a result of any abolishment, transfer, attachment or other change made by this act, or under authority of this act or the act of which this section is amendatory, such conflict shall be resolved by the governor, and the decision of the governor shall be final.

(c) No suit, action, or other proceeding, judicial or administrative, lawfully commenced, or which could have been commenced, by or against any existing state agency mentioned in this act, or the act of which this section is amendatory, or by or against any officer of the state in such officer's official capacity or in relation to the discharge of official duties, shall abate by reason of the taking effect of reorganization under the provisions of this act, or the act of which this section is amendatory. The court may allow any such suit, action or other proceeding to be maintained by or against the successor of any such existing state agency, or any officer affected.

(d) No criminal action commenced or which could have been commenced by the state shall abate by the taking effect of this act, or the act of which this section is amendatory.

Sec. 16. K.S.A. 2011 Supp. 75-4703 is hereby amended to read as follows: 75-4703. The secretary of administration executive chief information technology officer may adopt rules and regulations as provided in K.S.A. 75-2706 section 1, and amendments thereto, relating to
the following:

(a) Establishment of rates and charges for services performed by the division of information systems and communications office of information technology services for any other division, department, state agency or governmental unit. Such rates and charges shall be maintained by a cost system in accordance with generally accepted accounting principles. In determining cost rates for billing to agencies or governmental units, overhead expenses shall include but not be limited to light, heat, power, insurance, labor and depreciation. Billings shall include direct and indirect costs and shall be based on the foregoing cost accounting practices.

(b) For determination of priorities for services performed by the division of information systems and communications office of information technology services, including authority to decline new projects under specified conditions.

(c) Specification of standards for submission of data to be processed by the division of information systems and communications office of information technology services and the programs for processing the data, including authority to decline to process computer programs and projects not conforming to published standards. Such standards shall be consistent with the standards and policies adopted by the information technology executive council under K.S.A. 2011 Supp. 75-7203, and amendments thereto.

(d) Specification of standards and measures relating to security, confidentiality and availability of data processed by the division of information systems and communications office of information technology services. Such standards and measures shall be consistent with the standards and policies adopted by the information technology executive council under K.S.A. 2011 Supp. 75-7203, and amendments thereto.

Sec. 17. {26.} K.S.A. 74-9306 is hereby amended to read as follows:

74-9306. Kansas, Inc. and the division of information services and communications The office of information technology services shall provide to INK such staff and other assistance as may be requested thereby, and the actual costs of such assistance shall be paid for by INK.

Sec. 18. {27.} K.S.A. 75-4704 is hereby amended to read as follows:

75-4704. Under the supervision of the secretary of administration, the division of information systems and communications shall provide data processing executive chief information technology officer, the office of information technology services shall provide data processing and application hosting services for other divisions, departments and agencies of the state, and shall make charges for such services in accordance with the cost system established under K.S.A. 75-4703, and amendments thereto. The furnishing of data processing services by the division of information systems and communications and application hosting by the
office of information technology services shall be a transaction to be settled
in accordance with the provisions of K.S.A. 75-5516, and amendments
thereto. All receipts for sales of services shall be deposited in the
information technology fund created under K.S.A. 75-4715, and
amendments thereto. The provisions of K.S.A. 75-4215, and amendments
thereto shall apply to the information technology fund to the extent not in
conflict with this act.

Sec. 19. K.S.A. 2011 Supp. 75-4704a is hereby amended to read
as follows: 75-4704a. (a) Transfers to the information technology reserve
fund shall be made from the information technology fund on a monthly
basis and the amounts thereof shall be determined by the director of
information systems and communications, subject to approval by the
secretary of administration, as charges for depreciation and obsolescence
of the division of information systems and communications executive chief
information technology officer as charges for depreciation and
obsolescence of the office of information technology services equipment
and programs according to generally accepted accounting principles
prescribed by the director of accounts and reports. All recoveries from the
sale of surplus, obsolete or unused equipment or of other expenditures
from the information technology fund shall be remitted to the state
treasurer in accordance with the provisions of K.S.A. 75-4215, and
amendments thereto. Upon receipt of each such remittance, the state
treasurer shall deposit the entire amount in the state treasury to the credit
of the information technology reserve fund. The director of accounts and
reports shall transfer each month the amount so determined. No such
transfer shall constitute a charge against or decrease in any expenditure
limitation then in effect on the information technology fund under any
appropriations act of the legislature.

(b) Expenditures from the information technology reserve fund may
be made for equipment and programs needed for the operation of the
division of information systems and communications office of information
technology services.

Sec. 20. K.S.A. 75-4704b is hereby amended to read as follows:
75-4704b. Appropriations may be made for capital outlay and other
expenses to carry out the purpose of the division of information systems
and communications office of information technology services for the same
period as is authorized by K.S.A. 46-155, and amendments thereto, for
capital improvements. The director of information systems and
communications, with the approval of the secretary of administration,

   executive chief information technology officer may enter into multiple year
lease or acquisition contracts, subject to state purchasing laws not in
conflict with the foregoing authorization and so long as such contracts do
not extend beyond the appropriation periods, limitations and restrictions
therefor.

Sec. 21. {30.} K.S.A. 75-4705 is hereby amended to read as follows:

75-4705. (a) Central processing of data by computer, for all divisions, departments and agencies of the state shall be performed by the division of information systems and communications under the supervision of the secretary of administration. K.S.A. 75-4705 is hereby amended to read as follows:

75-4705. (a) Central processing of data by computer, for all divisions, departments and agencies of the state shall be performed by the division of information systems and communications under the supervision of the executive chief information technology officer. No other division, department or agency of the state shall perform central processing computer functions or control or possess any central processing unit of a computer, except as otherwise provided in this section.

(b) With the approval of the secretary of administration, executive chief information technology officer, any division, department or agency of the state may possess and operate central processing units of a computer if the same are adjunct to the central processing computer unit or units of the division of information systems and communications office of information technology services.

(c) Data to be centrally processed by the division of information systems and communications office of information technology services shall be prepared for such processing by the division, department or agency of the state requesting the same to be processed in accordance with rules and regulations adopted by the secretary of administration, executive chief information technology officer as provided in K.S.A. 75-4703, and amendments thereto. Programs for processing the data of any division, department or agency of the state shall be prepared by such division, department or agency of the state in accordance with standards prescribed by rules and regulations adopted by the secretary of administration, executive chief information technology officer as provided in K.S.A. 75-4703, and amendments thereto. Notwithstanding the other provisions of this subsection, the division of information systems and communications office of information technology services shall prepare data or programs, or provide technical consultation, when a division, department or agency of the state requests such service of the division of information systems and communications, and the director of information systems and communications, subject to the approval of the secretary of administration agrees thereto office of information technology services and the executive chief information technology officer.

(d) This section shall not apply to the universities under the jurisdiction and control of the state board of regents.

Sec. 22. {31.} K.S.A. 2011 Supp. 75-4709 is hereby amended to read as follows: 75-4709. (a) The secretary of administration, executive chief information technology officer shall provide for and coordinate all telecommunications services for all divisions, departments and agencies of the state pursuant to policies established by the information technology...
executive council. The secretary of administration executive chief information technology officer shall have the authority to control the acquisition, retention and use of all telecommunications services for all divisions, departments and agencies of the state, and to develop and review plans and specifications for telecommunications services throughout the state.

(b) The secretary of administration executive chief information technology officer, when feasible, may enter into agreements with any entity defined in this subsection extending to such entity the use of state intercity telecommunications facilities and services under the control of the secretary executive chief information technology officer.

As used in this subsection, an "entity" means:

(1) Any governmental unit, including any state agency, taxing subdivision of the state or municipality; or

(2) any hospital or nonprofit corporation which the secretary—executive chief information technology officer determines to be performing any state function on an ongoing basis through agreement or otherwise, or any function which will assist a governmental unit in attaining an objective or goal, bearing a valid relationship to powers and functions of such unit.

(c) Every record made, maintained or kept by the secretary of administration or the division of information systems and communications prior to July 1, 2012, shall on or after July 1, 2012, be made, the effective date of this act, shall be maintained or kept by the executive chief information technology officer or the office of information technology services, or any agency or instrumentality thereof, which relates to the acquisition, retention or use of telecommunications services provided to any division, department or agency of the state, state officer or governmental unit and which pertains to individually identifiable individuals using such telecommunication services shall constitute for purposes of the open records act shall be the official custodian of the records of such division, department or agency of the state, state officer or governmental unit.

Sec. 23. K.S.A. 75-4710 is hereby amended to read as follows:

75-4710. As used in K.S.A. 75-4709, 75-4712, 75-4713 and 75-4714, and amendments to those sections thereto, telecommunications services include, but shall not be limited to, any transmission, emission or reception of signals of any kind containing communications of any nature, by wire, radio, optical or other electromagnetic means, and includes all facilities, equipment, supplies and services for such transmission, emission or reception. Telecommunications services shall include data transmission
services and equipment but shall not include data processing services
provided or authorized by the division of information systems and
communications office of information technology services, or the
acquisition, retention or use of any data processing equipment authorized
by the division of information systems and communications office of
information technology services.

Sec. 24. {33.} K.S.A. 75-4712 is hereby amended to read as follows:
75-4712. The secretary of administration executive chief information
technology officer shall adopt rules and regulations as provided in K.S.A.
75-3706 section 1, and amendments thereto, for the acquisition, retention
and use of telecommunications services by all divisions, departments and
agencies of the state and by private, nonprofit corporations and
governmental units which have entered into agreements with the secretary
of administration executive chief information technology officer under
K.S.A. 75-4709, and amendments thereto, and for the purposes of
administering and enforcing the provisions of this act.

Sec. 25. {34.} K.S.A. 75-4713 is hereby amended to read as follows:
75-4713. (a) The telecommunications negotiating committee is a three-
person committee composed of (1) the secretary of administration
governor, or a person designated by the secretary of administration
governor, (2) the director of purchases, or a person designated by the
director of purchases, and (3) the director of the division of information
systems and communications executive chief information technology
officer, or a person appointed by the director of information systems and
communications executive chief information technology officer. The
telecommunications negotiating committee may negotiate contracts for
telecommunications services to be entered into by the secretary of
administration executive chief information technology officer for state
agencies and other entities as provided in K.S.A. 75-4709, and
amendments thereto.

(b) Prior to negotiating for telecommunications services, the
committee shall advertise for sealed proposals. The committee then may
negotiate with one or more firms submitting proposals and select from
among those submitting such proposals the party to contract with for the
purpose of providing telecommunications services.

(c) Contracts entered into pursuant to this section for
telecommunications services shall not be subject to the provisions of
K.S.A. 75-3738 to 75-3740a, inclusive, and amendments thereto.

Sec. 26. {35.} K.S.A. 75-4714 is hereby amended to read as follows:
75-4714. Except as otherwise provided by law and subject to the
provisions of appropriations acts relating thereto, all fees and charges
imposed by the secretary of administration executive chief information
technology officer for telecommunications services provided or contracted
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for by the secretary executive chief information technology officer shall be deposited in the state treasury and credited to the information technology fund.

Sec. 27. [36.] K.S.A. 75-4715 is hereby amended to read as follows:

75-4715. (a) There is hereby created in the state treasury the information technology fund. All expenditures from such fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary of administration executive chief information technology officer or by a person designated by the secretary executive chief information technology officer.

(b) On the effective date of this act, the director of accounts and reports shall transfer all moneys in the computer services fund, created under K.S.A. 75-4704, and amendments thereto, and the state communications services fund, created under K.S.A. 75-4714, and amendments thereto, to the information technology fund.

(c) On the effective date of this act, all liabilities of the computer services fund and the state communications services fund are hereby imposed on the information technology fund, and the computer services fund and the state communications services fund are hereby abolished. Any reference to such funds abolished by this section in any statute, contract or other document shall be deemed to refer to the information technology fund.

Sec. 28. [37.] K.S.A. 75-4716 is hereby amended to read as follows:

75-4716. (a) There is hereby created in the state treasury the information technology reserve fund. All expenditures from such fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary of administration executive chief information technology officer or by a person designated by the secretary executive chief information technology officer.

(b) On the effective date of this act, the director of accounts and reports shall transfer all moneys in the computer services depreciation reserve fund, created under K.S.A. 75-4704a, and amendments thereto, to the information technology reserve fund. On the effective date of this act, all liabilities of the computer services depreciation reserve fund are hereby imposed on the information technology reserve fund, and the computer services depreciation reserve fund is hereby abolished. Any reference to such fund abolished by this section in any statute, contract or other document shall be deemed to refer to the information technology reserve fund.

Sec. 29. [38.] K.S.A. 75-6512 is hereby amended to read as follows:

75-6512. (a) Subject to the provisions of appropriations acts, the secretary
of administration is hereby authorized to establish and administer a cafeteria plan pursuant to the provisions of section 125 of the federal internal revenue code of 1986 which shall be available to persons who are officers or employees of the state and who are qualified to participate in the state health care benefits program and which shall include, but not be limited to, provisions under which such officers and employees may agree to receive reduced compensation and (1) have the state's contribution under K.S.A. 75-6508, and amendments thereto, cover costs of dependent benefit coverage or other benefits under the state health care benefits program which would otherwise be payable by such officers and employees, and (2) receive benefits under the state employee dependent care assistance program under K.S.A. 75-6520, and amendments thereto.

(b) Any reduction in compensation for any person pursuant to any such cafeteria plan shall not reduce the compensation of such person for purposes of the employment security law, workers compensation act or the purposes of determining contributions and benefits under the Kansas public employees retirement system or any retirement system administered by the board of trustees of the Kansas public employees retirement system.

(c) Implementation of any such cafeteria plan and any additions or deletions thereto shall be subject to approval of the secretary of administration and the office of information technology services to assure adequate data processing resources therefor within the division of information systems and communications of the department of information technology services.

Sec. 30. K.S.A. 2011 Supp. 75-7202 is hereby amended to read as follows: 75-7202. (a) There is hereby established the information technology executive council which shall be attached to the department of administration office of information technology services for purposes of administrative functions.

(b) The council shall be composed of 17 voting members as follows: The secretary of administration; two cabinet agency heads; one noncabinet agency head; the director of the budget; the executive chief information technology officer; the legislative chief information technology officer; the judicial chief information technology officer and the judicial administrator of the Kansas supreme court; the executive director of the Kansas board of regents; the commissioner of education; one representative two representatives of cities; one representative two representatives of counties; the network manager of the information network of Kansas (INK); and three representatives one representative from the private sector who are is a chief executive officers officer or chief information technology officers officer. The chief information technology architect shall be a nonvoting member of the council. The two cabinet agency heads, the noncabinet agency head, the representative representatives of
cities, the representative representatives of counties and the representatives representative from the private sector shall be appointed by the governor for a term not to exceed 18 months. Upon expiration of an appointed member's term, the member shall continue to hold office until the appointment of a successor. Nonappointed members shall serve ex officio.

(c) The secretary of administration shall serve as the chairperson of the council. The chairperson of the council shall be drawn from the chief information technology officers, with each chief information technology officer serving a one-year term. The term of chairperson shall rotate among the chief information officers on an annual basis.

(d) The council shall hold meetings and hearings in the city of Topeka or at such other places as the council designates, on call of the chairperson or on request of four or more members.

(e) Members of the council may not appoint an individual to represent them on the council and only members of the council may vote.

(f) Members of the council shall receive mileage, tolls and parking as provided in K.S.A. 75-3223, and amendments thereto, for attendance at any meeting of the council or any subcommittee meeting authorized by the council.

Sec. 31. K.S.A. 2011 Supp. 75-7204 is hereby amended to read as follows: 75-7204. (a) There is hereby established, within and as a part of the department of administration, the office of chief information technology architect, the head of which shall be the chief information technology architect. Under the supervision of the secretary of administration, the chief information technology architect shall administer the office of the chief information technology architect or office of information technology services, the position of chief information technology architect whose duties shall be performed under the supervision of the executive chief information technology officer. The chief information technology architect shall be in the unclassified service under the Kansas civil service act, shall be appointed by the secretary of administration, executive chief information technology officer, subject to approval of the governor and shall receive compensation in an amount fixed by the secretary of administration, executive chief information technology officer, subject to approval of the governor.

(b) The chief information technology architect shall:

(1) Propose to the information technology executive council: (A) Information technology resource policies and procedures and project management methodologies for all state agencies; (B) an information technology architecture, including telecommunications systems, networks and equipment, that covers all state agencies; (C) standards for data management for all state agencies; and (D) a strategic information
technology management plan for the state;
(2) serve as secretary to the information technology executive council; and
(3) perform such other functions and duties as provided by law or as directed by the secretary of administration executive chief information technology officer.

Sec. 32. {41.} K.S.A. 2011 Supp. 75-7205 is hereby amended to read as follows: 75-7205. (a) There is hereby established within and as a part of the department of administration office of technology information services the position of executive chief information technology officer. The executive chief information technology officer shall be in the unclassified service under the Kansas civil service act, shall be appointed by the secretary of administration, subject to approval of the governor, and shall receive compensation in an amount fixed by the secretary of administration, subject to approval of the governor. The executive chief information technology officer shall maintain a presence in any cabinet established by the governor and shall report to both the governor and the secretary of administration.

(b) The executive chief information technology officer shall:

1. Review and consult with each executive agency regarding information technology plans, deviations from the state information technology architecture, information technology project estimates and information technology project changes and overruns submitted by such agency pursuant to K.S.A. 2011 Supp. 75-7209, and amendments thereto, to determine whether the agency has complied with: (A) The information technology resource policies and procedures and project management methodologies adopted by the information technology executive council; (B) the information technology architecture adopted by the information technology executive council; (C) the standards for data management adopted by the information technology executive council; and (D) the strategic information technology management plan adopted by the information technology executive council;

2. report to the chief information technology architect all deviations from the state information architecture that are reported to the executive information technology officer by executive agencies;

3. submit recommendations to the division of the budget as to the technical and management merit of information technology project estimates and information technology project changes and overruns submitted by executive agencies pursuant to K.S.A. 2011 Supp. 75-7209, and amendments thereto, based on the determinations made pursuant to subsection (b)(1);

4. monitor executive agencies’ compliance with: (A) The information technology resource policies and procedures and project
management methodologies adopted by the information technology executive council; (B) the information technology architecture adopted by the information technology executive council; (C) the standards for data management adopted by the information technology executive council; and (D) the strategic information technology management plan adopted by the information technology executive council;

(5) coordinate implementation of new information technology among executive agencies and with the judicial and legislative chief information technology officers;

(6) designate the ownership of information resource processes and the lead agency for implementation of new technologies and networks shared by multiple agencies within the executive branch of state government; and

(7) perform such other functions and duties as provided by law or as directed by the secretary of administration governor.

Sec. 33. {42.} K.S.A. 2011 Supp. 75-7224 is hereby amended to read as follows: 75-7224. (a) The board shall establish a plan to ensure that all schools, libraries and hospitals have quality, affordable access to the internet and distance learning. The board shall adopt standards for determining whether such access is available to each school, library or hospital desiring such access and shall adopt priorities for implementation of such access. The board may request and receive assistance from any school, any library, any hospital, the state corporation commission, any other agency of the state or any telecommunications, cable or other communications services provider to gather necessary data to implement such plan and establish such standards and priorities. The board shall develop a methodology for updating and validating any data collected for periodic revisions of the plan, standards and priorities. Not less than 75% of all schools which have applied to the board to participate in the network, 75% of all libraries which have applied to the board to participate in the network and 75% of all hospitals which have applied to the board to participate in the network shall have access to the network by July 1, 2004.

(b) The board shall contract with providers of telecommunications services, cable services and other communications services for the creation, operation and maintenance of the network. Such contracts shall be let by competitive bids as provided by K.S.A. 75-3739, and amendments thereto.

(c) The board shall establish: (1) Technical standards for operation and maintenance of the network; (2) the method of monitoring operations of the network; and (3) the method or methods of increasing the capacity of the network to accommodate changes in the demands of schools, libraries and hospitals.

(d) The board shall identify any potential regulatory impediments to and other regulatory considerations in implementation of the network and
shall propose measures to address such impediments and other
considerations.
(e) The board shall assess the need of schools, libraries and hospitals
for full-motion video connectivity. Based on its findings, the board may
develop a plan to provide such connectivity. The plan may require users of
such connectivity bear part of its cost.
(f) The board may appoint such advisory committees as the board
determines necessary to carry out the purposes of this act. The membership
of advisory committees may include both members of the board and
persons who are not board members. Such advisory committees, to the
extent appropriate, shall include both communications services providers
and participants knowledgeable about topics such as network facilities and
services, network content and user training, and such other topics as may
be necessary or useful. Members of advisory committees appointed by the
board shall receive amounts provided for in subsection (e) of K.S.A. 75-
3223, and amendments thereto.
(g) On or before July 1, 2002, and thereafter as the board deems
appropriate, the board shall adopt rules and regulations to implement and
administer the provisions of this act.
(h) The board shall have all other powers necessary to achieve the
purposes of this act, including but not limited to the power to receive any
appropriations, donations, grants, bequests and devises, conditional and
otherwise, of money, property, services or other things of value for the
purposes of this act.
(i) The state department of education, the division of information
systems and communications of the department of administration office of
information technology services, the state corporation commission and all
other state agencies shall cooperate with the board in providing
information and other assistance requested by the board for the
performance of its duties pursuant to this act.
Sec. 34. {43.} K.S.A. 76-389 is hereby amended to read as follows:
76-389. (a) Within the limits of appropriations therefor, the university of
Kansas medical center is hereby authorized to establish, maintain and
operate a telemedicine communications system, subject to the approval by
the secretary of administration executive chief information technology
officer under K.S.A. 75-4709, and amendments thereto. The telemedicine
communications system shall apply telecommunications technology to the
practice of medicine through compressed, full-motion, high-resolution,
two-way interactive video communication and information transfer over
long distances within a medical setting.
(b) For the purpose of establishing, operating and maintaining the
telemedicine communications system, the university of Kansas medical
center may enter into contracts with any state agency, and any such agency
is authorized to contract for such purpose with the university of Kansas medical center. The university of Kansas medical center in addition may enter into contracts or other agreements with any municipality as defined under K.S.A. 75-1117, and amendments thereto, medical facility as defined under K.S.A. 65-411, and amendments thereto, individual, firm, partnership, corporation or other business entity for the establishment of the telemedicine communications system or the establishment or operation of any part thereof including placement, operation and maintenance of equipment. In accordance with the authority of the secretary of administration executive chief information technology officer under K.S.A. 75-4709, and amendments thereto, all contracts entered into by the university of Kansas school of medicine under this section shall be subject to approval by the secretary of administration executive chief information technology officer. Standards and qualifications for utilization of the telemedicine communications system shall be established by the telemedicine advisory committee.

(c) For the purpose of establishing, operating and maintaining the telemedicine communications system, the university of Kansas medical center may accept any grant of money or property, including any federal moneys available therefor. Within the limits of appropriations therefor and subject to approval by the secretary of administration executive chief information technology officer under K.S.A. 75-4709, and amendments thereto, the university of Kansas medical center may acquire, in the name of the state, any equipment necessary for the telemedicine communications system.

(d) As part of the telemedicine communications system under this section and within the limits of appropriations therefor, the university of Kansas medical center may provide and may fix, charge and collect fees, which shall be deposited in the state treasury to the credit of one or more special revenue funds as specified by the vice-chancellor, for the following services:

1. Clinical and educational telemedicine services;
2. Consulting services pertaining to the technology, system capability, clinical services supported and basic telemedicine information;
3. System design information;
4. Advice and assistance on equipment and acquisition installation;
5. Coordination with serving telephone companies and attachment to telecommunications networks;
6. System training;
7. Coordination of system upgrades;
8. Clearing house for telemedicine information; and
9. Such other services as may be necessary in establishing, operating and maintaining the telemedicine communications system.
(e) There is hereby established the telemedicine advisory committee to consist of five members. The members of the telemedicine advisory committee shall be appointed by the chancellor of the university of Kansas. Of the members of the telemedicine advisory committee, one member shall be a representative of the Kansas medical society and one member shall be a representative of the Kansas hospital association. The chancellor shall designate the member who is chairperson of the telemedicine advisory committee. Vacancies on the telemedicine advisory committee shall be filled in like manner as original appointments. The telemedicine advisory committee shall meet periodically upon the call of the chairperson of the telemedicine advisory committee. Members of the telemedicine advisory committee attending meetings of the committee, or attending a subcommittee meeting thereof authorized by the committee, shall be paid amounts provided in subsection (e) of K.S.A. 75-3223, and amendments thereto. The telemedicine advisory committee shall make recommendations to the university of Kansas medical center in regard to the administration of the provisions of this section, shall establish standards and qualifications for utilization of the telemedicine communications system in accordance with subsection (b) and shall perform such other duties as may be required by law.

Sec. 35. K.S.A. K.S.A. 48-937, 65-6138, 65-6139, 65-6140, 74-9302, 74-9303, 74-9306, 74-9605, 75-37, 75-102, 75-4701, 75-4702, 75-4702c, 75-4704, 75-4704b, 75-4705, 75-4710, 75-4712, 75-4713, 75-4714, 75-4715, 75-4716, 75-6512 and 76-389 and K.S.A. 2011 Supp. 46-1503, 74-9304, 75-3707e, 75-4703, 75-4704a, 75-4709, 75-7202, 75-7204, 75-7205 and 75-7224 are hereby repealed.

Sec. 36. This act shall take effect and be in force from and after its publication in the statute book Kansas register.