

ASSEMBLY BILL

No. 2100

Introduced by Assembly Members Dutra and Honda

February 22, 2000

An act to repeal Sections 27 and 2027 of the Business and Professions Code, to amend Section 1798.16 of the Civil Code, to amend Sections 16.5, 6254.20, 11340.1, 11344, 11711, and 14825.1 of, to add Chapter 7.5 (commencing with Section 11790) to Division 3 of Title 2 of, to repeal Sections 6254.21, 11015.5, and 11018.5 of, and to repeal Chapter 5.1 (commencing with Section 8330) and Chapter 5.2 (commencing with Section 8333) of Division 1 of Title 2 of, the Government Code, to amend Section 25534.06 of the Health and Safety Code, to amend Section 12921.15 of the Insurance Code, and to amend Sections 311.5 and 324.5 of the Public Utilities Code, relating to information technology.

LEGISLATIVE COUNSEL'S DIGEST

AB 2100, as introduced, Dutra. California Electronic Government and Information Act.

Existing law generally provides for the oversight of state information technology programs by the Department of Information Technology. The department is under the direction of the Director of Information Technology, who is also authorized to act as the Chief Information Officer of the state.

Existing law requires various public entities to post certain information and conduct certain activities on the Internet,

and generally sets forth criteria for the collecting, disseminating, and sharing of data over the Internet.

This bill would enact the California Electronic Government and Information Act, to establish the California Internet Portal Management Authority within the Department of Information Technology, under the direction of the Chief Information Officer. It would set forth the duties of the authority in administering, managing, maintaining, and establishing policies for the use of, the domain of the State of California on the Internet. It would repeal provisions requiring the posting of specified information on the Internet, and instead provide that the authority would post information on the Internet, or direct a state agency to post that information, should there be an appropriation in the annual Budget Act directing the posting of specific content on the Internet. The bill would specify, with certain exceptions, that after June 30, 2002, no state agency may post information on the Internet unless a proposal for posting has been approved by the authority, according to specified procedures. It would require the Chief Information Officer to convene an Electronic Government Task Force, which would convene a business advisory council and develop a strategic plan for the development of a policy to create an enterprise system environment for all electronic government initiatives.

This bill would make various conforming changes.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 27 of the Business and
2 Professions Code is repealed.
3 ~~27. (a) Every entity specified in subdivision (b), on~~
4 ~~or after July 1, 2001, unless otherwise authorized by the~~
5 ~~Department of Information Technology pursuant to~~
6 ~~Executive Order D-3-99, shall provide on the Internet~~
7 ~~information regarding the status of every license issued~~
8 ~~by that entity in accordance with the California Public~~
9 ~~Records Act (Chapter 3.5 (commencing with Section~~
10 ~~6250) of Division 7 of Title 1 of the Government Code)~~



1 and the Information Practices Act of 1977 (Chapter 1
2 (commencing with Section 1798) of Title 1.8 of Part 4 of
3 Division 3 of the Civil Code). The public information to
4 be provided on the Internet shall include information on
5 suspensions and revocations of licenses issued by a board
6 and other related enforcement action taken by a board
7 relative to persons, businesses, or facilities subject to
8 licensure or regulation by a board. In providing
9 information on the Internet, each entity shall comply
10 with the Department of Consumer Affairs Guidelines for
11 Access to Public Records. The information shall not
12 include personal information including home address
13 (unless used as a business address), home telephone
14 number, date of birth, or social security number.

15 (b) Each of the following entities within the
16 Department of Consumer Affairs shall comply with the
17 requirements of this section:

18 (1) The Acupuncture Committee shall disclose
19 information on its licensees.

20 (2) The Board of Behavioral Science Examiners shall
21 disclose information on its licensees, including marriage;
22 family and child counselors; licensed clinical social
23 workers; and licensed educational psychologists.

24 (3) The Board of Dental Examiners shall disclose
25 information on its licensees.

26 (4) The State Board of Optometry shall disclose
27 information regarding certificates of registration to
28 practice optometry, statements of licensure, optometric
29 corporation registrations, branch office licenses, and
30 fictitious name permits of their licensees.

31 (5) The Board for Professional Engineers and Land
32 Surveyors shall disclose information on its registrants and
33 licensees.

34 (6) The Structural Pest Control Board shall disclose
35 information on its licensees, including applicators; field
36 representatives; and operators in the areas of fumigation;
37 general pest and wood destroying pests and organisms;
38 and wood roof cleaning and treatment.

39 (7) The Bureau of Automotive Repair shall disclose
40 information on its licensees, including auto repair dealers;



1 smog stations, lamp and brake stations, smog check
2 technicians, and smog inspection certification stations.

3 (8) The Bureau of Electronic and Appliance Repair
4 shall disclose information on its licensees, including major
5 appliance repair dealers, combination dealers (electronic
6 and appliance), electronic repair dealers, service
7 contract sellers, and service contract administrators.

8 (9) The cemetery program shall disclose information
9 on its licensees, including cemetery brokers, cemetery
10 salespersons, crematories, and cremated remains
11 disposers.

12 (10) The funeral program shall disclose information on
13 its licensees, including, embalmers, funeral director
14 establishments, and funeral directors.

15 (11) The Contractors' State License Board shall
16 disclose information on its licensees in accordance with
17 Chapter 9 (commencing with Section 7000) of Division
18 3.

19 (12) The Board of Psychology shall disclose
20 information on its licensees, including psychologists,
21 psychological assistants, and registered psychologists.

22 (e) "Internet" for the purposes of this section has the
23 meaning set forth in paragraph (6) of subdivision (e) of
24 Section 17538 of the Business and Professions Code.

25 SEC. 2. Section 2027 of the Business and Professions
26 Code is repealed.

27 2027. (a) On or after July 1, 2001, unless otherwise
28 authorized by the Department of Information
29 Technology pursuant to Executive Order D-3-99, the
30 board shall post on the Internet the following information
31 regarding licensed physicians and surgeons:

32 (1) With regard to the status of the license, whether or
33 not the licensee is in good standing, subject to a
34 temporary restraining order (TRO), or subject to an
35 interim suspension order (ISO):

36 (2) With regard to prior discipline, whether or not the
37 licensee has been subject to discipline by the board of
38 another state or jurisdiction.

39 (3) Any felony convictions reported to the board after
40 January 3, 1991.



1 ~~(4) All current accusations filed by the Attorney~~
2 ~~General.~~

3 ~~(5) Any malpractice judgment or arbitration award~~
4 ~~reported to the board after January 1, 1993.~~

5 ~~(6) Any hospital disciplinary actions that resulted in~~
6 ~~the termination or revocation of a licensee's hospital staff~~
7 ~~privileges for a medical disciplinary cause or reason.~~

8 ~~(7) Appropriate disclaimers and explanatory~~
9 ~~statements to accompany the above information.~~

10 ~~(b) The board shall provide links to other websites on~~
11 ~~the Internet that provide information on board~~
12 ~~certifications that meet the requirements of subdivision~~
13 ~~(b) of Section 651. The board may provide links to other~~
14 ~~websites on the Internet that provide information on~~
15 ~~health care service plans, health insurers, hospitals, or~~
16 ~~other facilities. The board may also provide links to any~~
17 ~~other sites that would provide information on the~~
18 ~~affiliations of licensed physicians and surgeons.~~

19 SEC. 3. Section 1798.16 of the Civil Code is amended
20 to read:

21 1798.16. (a) Whenever an agency collects personal
22 information, the agency shall maintain the source or
23 sources of the information, unless the source is the data
24 subject or he or she has received a copy of the source
25 document, including, but not limited to, the name of any
26 source who is an individual acting in his or her own
27 private or individual capacity. If the source is an agency,
28 governmental entity or other organization, such as a
29 corporation or association, this requirement can be met
30 by maintaining the name of the agency, governmental
31 entity, or organization, as long as the smallest reasonably
32 identifiable unit of that agency, governmental entity, or
33 organization is named.

34 (b) On or after July 1, 2001, unless otherwise
35 authorized by the Department of Information
36 Technology pursuant to Executive Order D-3-99,
37 whenever an agency electronically collects personal
38 information, as defined by Section ~~11015.5~~ 11790.40 of the
39 Government Code, the agency shall retain the source or
40 sources or any intermediate form of the information, if



1 either are created or possessed by the agency, unless the
2 source is the data subject that has requested that the
3 information be discarded or the data subject has received
4 a copy of the source document.

5 (c) The agency shall maintain the source or sources of
6 the information in a readily accessible form so as to be
7 able to provide it to the data subject when they inspect
8 any record pursuant to Section 1798.34. This section shall
9 not apply if the source or sources are exempt from
10 disclosure under the provisions of this chapter.

11 SEC. 4. Section 16.5 of the Government Code is
12 amended to read:

13 16.5. ~~(a) In any written communication with a public~~
14 ~~entity, as defined in Section 811.2, in which a signature is~~
15 ~~required or used, any party to the communication may~~
16 ~~affix a signature by use of a digital signature that complies~~
17 ~~with the requirements of this section. The use of a digital~~
18 ~~signature shall have the same force and effect as the use~~
19 ~~of a manual signature if and only if it embodies all of the~~
20 ~~following attributes:~~

21 (1) ~~It is unique to the person using it.~~

22 (2) ~~It is capable of verification.~~

23 (3) ~~It is under the sole control of the person using it.~~

24 (4) ~~It is linked to data in such a manner that if the data~~
25 ~~are changed, the digital signature is invalidated.~~

26 (5) ~~It conforms to regulations adopted by the~~
27 ~~Secretary of State. Initial regulations shall be adopted no~~
28 ~~later than January 1, 1997. In developing these~~
29 ~~regulations, the secretary shall seek the advice of public~~
30 ~~and private entities, including, but not limited to, the~~
31 ~~Department of Information Technology, the California~~
32 ~~Environmental Protection Agency, and the Department~~
33 ~~of General Services. Before the secretary adopts the~~
34 ~~regulations, he or she shall hold at least one public hearing~~
35 ~~to receive comments.~~

36 (b) ~~The use or acceptance of a digital signature shall~~
37 ~~be at the option of the parties. Nothing in this section shall~~
38 ~~require a public entity to use or permit the use of a digital~~
39 ~~signature.~~



1 ~~(c) Digital signatures employed pursuant to Section~~
2 ~~71066 of the Public Resources Code are exempted from~~
3 ~~this section.~~

4 ~~(d) “Digital signature” means an electronic identifier;~~
5 ~~created by computer, intended by the party using it to~~
6 ~~have the same force and effect as the use of a manual~~
7 ~~signature.~~

8 SEC. 5. Section 6254.20 of the Government Code is
9 amended to read:

10 6254.20. Nothing in this chapter shall be construed to
11 require the disclosure of records that relate to
12 electronically collected personal information, as defined
13 by Section ~~11015.5~~ 11790.40, received, collected, or
14 compiled by a state agency.

15 SEC. 6. Section 6254.21 of the Government Code is
16 repealed.

17 ~~6254.21. (a) No state or local agency shall post the~~
18 ~~home address or telephone number of any elected or~~
19 ~~appointed official on the Internet without first obtaining~~
20 ~~the written permission of that individual.~~

21 ~~(b) For purposes of this section “elected or appointed~~
22 ~~official” includes, but is not limited to, all of the following:~~

- 23 ~~(1) State constitutional officers.~~
- 24 ~~(2) Members of the Legislature.~~
- 25 ~~(3) Judges and court commissioners.~~
- 26 ~~(4) District attorneys.~~
- 27 ~~(5) Public defenders.~~
- 28 ~~(6) Members of a city council.~~
- 29 ~~(7) Members of a board of supervisors.~~
- 30 ~~(8) Appointees of the Governor.~~
- 31 ~~(9) Appointees of the Legislature.~~
- 32 ~~(10) Mayors.~~
- 33 ~~(11) City attorneys.~~
- 34 ~~(12) Police chiefs and sheriffs.~~

35 SEC. 7. Chapter 5.1 (commencing with Section 8330)
36 of Division 1 of Title 2 of the Government Code is
37 repealed.

38 SEC. 8. Chapter 5.2 (commencing with Section 8333)
39 of Division 1 of Title 2 of the Government Code is
40 repealed.



1 SEC. 9. Section 11015.5 of the Government Code is
2 repealed.

3 ~~11015.5. (a) On or after July 1, 2001, unless otherwise~~
4 ~~authorized by the Department of Information~~
5 ~~Technology pursuant to Executive Order D-3-99, every~~
6 ~~state agency, including the California State University,~~
7 ~~that utilizes any method, device, identifier, or other data~~
8 ~~base application on the Internet to electronically collect~~
9 ~~personal information, as defined in subdivision (d),~~
10 ~~regarding any user shall prominently display the~~
11 ~~following at least one anticipated initial point of~~
12 ~~communication with a potential user, to be determined~~
13 ~~by each agency, and in instances when the specified~~
14 ~~information would be collected:~~

15 ~~(1) Notice to the user of the usage or existence of the~~
16 ~~information gathering method, device, identifier, or~~
17 ~~other data base application.~~

18 ~~(2) Notice to the user of the type of personal~~
19 ~~information that is being collected and the purpose for~~
20 ~~which the collected information will be used.~~

21 ~~(3) Notice to the user of the length of time that the~~
22 ~~information gathering device, identifier, or other data~~
23 ~~base application will exist in the user's hard drive, if~~
24 ~~applicable.~~

25 ~~(4) Notice to the user that he or she has the option of~~
26 ~~having his or her personal information discarded without~~
27 ~~reuse or distribution, provided that the appropriate~~
28 ~~agency official or employee is contacted after notice is~~
29 ~~given to the user.~~

30 ~~(5) Notice to the user that any information acquired~~
31 ~~by the state agency, including the California State~~
32 ~~University, is subject to the limitations set forth in the~~
33 ~~Information Practices Act of 1977 (Title 1.8 (commencing~~
34 ~~with Section 1798) of Part 4 of Division 3 of the Civil~~
35 ~~Code).~~

36 ~~(6) Notice to the user that state agencies shall not~~
37 ~~distribute or sell any electronically collected personal~~
38 ~~information, as defined in subdivision (d), about users to~~
39 ~~any third party without the permission of the user.~~



1 ~~(7) Notice to the user that electronically collected~~
2 ~~personal information, as defined in subdivision (d), is~~
3 ~~exempt from requests made pursuant to the California~~
4 ~~Public Records Act (Chapter 3.5 (commencing with~~
5 ~~Section 6250) of Division 7 of Title 1).~~

6 ~~(8) The title, business address, telephone number, and~~
7 ~~electronic mail address, if applicable, of the agency~~
8 ~~official who is responsible for records requests, as~~
9 ~~specified by subdivision (b) of Section 1798.17 of the Civil~~
10 ~~Code, or the agency employee designated pursuant to~~
11 ~~Section 1798.22 of that code, as determined by the agency,~~
12 ~~who is responsible for ensuring that the agency complies~~
13 ~~with requests made pursuant to this section.~~

14 ~~(b) A state agency shall not distribute or sell any~~
15 ~~electronically collected personal information about users~~
16 ~~to any third party without prior written permission from~~
17 ~~the user, except as required to investigate possible~~
18 ~~violations of Section 502 of the Penal Code or as~~
19 ~~authorized under the Information Practices Act of 1977~~
20 ~~(Title 1.8 (commencing with Section 1798) of Part 4 of~~
21 ~~Division 3 of the Civil Code). Nothing in this subdivision~~
22 ~~shall be construed to prohibit a state agency from~~
23 ~~distributing electronically collected personal information~~
24 ~~to another state agency or to a public law enforcement~~
25 ~~organization in any case where the security of a network~~
26 ~~operated by a state agency and exposed directly to the~~
27 ~~Internet has been, or is suspected of having been,~~
28 ~~breached.~~

29 ~~(c) A state agency shall discard without reuse or~~
30 ~~distribution any electronically collected personal~~
31 ~~information, as defined in subdivision (d), upon request~~
32 ~~by the user.~~

33 ~~(d) For purposes of this section:~~

34 ~~(1) "Electronically collected personal information"~~
35 ~~means any information that is maintained by an agency~~
36 ~~that identifies or describes an individual user, including,~~
37 ~~but not limited to, his or her name, social security~~
38 ~~number, physical description, home address, home~~
39 ~~telephone number, education, financial matters, medical~~
40 ~~or employment history, password, electronic mail~~



1 address, and information that reveals any network
2 location or identity, but excludes any information
3 manually submitted to a state agency by a user, whether
4 electronically or in written form, and information on or
5 relating to individuals who are users serving in a business
6 capacity, including, but not limited to, business owners,
7 officers, or principals of that business.

8 (2) “User” means an individual who communicates
9 with a state agency or with an agency employee or official
10 electronically.

11 (e) Nothing in this section shall be construed to permit
12 an agency to act in a manner inconsistent with the
13 standards and limitations adopted pursuant to the
14 California Public Records Act (Chapter 3.5
15 (commencing with Section 6250) of Division 7 of Title 1)
16 or the Information Practices Act of 1977 (Title 1.8
17 (commencing with Section 1798) of Part 4 of Division 3
18 of the Civil Code).

19 SEC. 10. Section 11018.5 of the Government Code is
20 repealed.

21 11018.5. (a) The Department of Real Estate, on or
22 after July 1, 2001, unless otherwise authorized by the
23 Department of Information Technology pursuant to
24 Executive Order D-3-99, shall provide on the Internet
25 information regarding the status of every license issued
26 by that entity in accordance with the California Public
27 Records Act (Chapter 3.5 (commencing with Section
28 6250) of Division 7 of Title 1 of the Government Code)
29 and the Information Practices Act of 1977 (Chapter 1
30 (commencing with Section 1798) of Title 1.8 of Part 4 of
31 Division 3 of the Civil Code), including information
32 relative to suspensions and revocations of licenses issued
33 by that state agency and other related enforcement
34 action taken against persons, businesses, or facilities
35 subject to licensure or regulation by a state agency.

36 (b) The Department of Real Estate shall disclose
37 information on its licensees, including real estate brokers
38 and agents, on the Internet that is in compliance with the
39 department’s public record access guidelines.



1 ~~(e) “Internet” for the purposes of this section has the~~
2 ~~meaning set forth in paragraph (6) of subdivision (e) of~~
3 ~~Section 17538 of the Business and Professions Code.~~

4 SEC. 11. Section 11340.1 of the Government Code is
5 amended to read:

6 11340.1. (a) The Legislature—~~therefore~~ declares that
7 it is in the public interest to establish an Office of
8 Administrative Law which shall be charged with the
9 orderly review of adopted regulations. It is the intent of
10 the Legislature that the purpose of—~~such~~ *this* review shall
11 be to reduce the number of administrative regulations
12 and to improve the quality of those regulations which are
13 adopted. It is the intent of the Legislature that agencies
14 shall actively seek to reduce the unnecessary regulatory
15 burden on private individuals and entities by substituting
16 performance standards for prescriptive standards
17 wherever performance standards can be reasonably
18 expected to be as effective and less burdensome, and that
19 this substitution shall be considered during the course of
20 the agency rulemaking process. It is the intent of the
21 Legislature that neither the Office of Administrative Law
22 nor the court should substitute its judgment for that of the
23 rulemaking agency as expressed in the substantive
24 content of adopted regulations. It is the intent of the
25 Legislature that while the Office of Administrative Law
26 ~~will~~ *shall* be part of the executive branch of state
27 government, that the office work closely with, and upon
28 request report directly to, the Legislature in order to
29 accomplish regulatory reform in California.

30 (b) It is the intent of the Legislature that the California
31 Code of Regulations made available on the Internet by
32 the office pursuant to Section—~~11344—~~*11790.45* include
33 complete authority and reference citations and history
34 notes.

35 SEC. 12. Section 11344 of the Government Code is
36 amended to read:

37 11344. The office shall do all of the following:

38 (a) Provide for the official compilation, printing, and
39 publication of adoption, amendment, or repeal of
40 regulations, which shall be known as the California Code



1 of Regulations. ~~On and after July 1, 1998, the office shall~~
2 ~~make available on the Internet, free of charge, the full~~
3 ~~text of the California Code of Regulations, and may~~
4 ~~contract with another state agency or a private entity in~~
5 ~~order to provide this service.~~

6 (b) Provide for the compilation, printing, and
7 publication of weekly updates of the California Code of
8 Regulations. This publication shall be known as the
9 California Regulatory Code Supplement and shall
10 contain amendments to the code.

11 (c) Provide for the publication dates and manner and
12 form in which regulations shall be printed and distributed
13 and ensure that regulations are available in printed form
14 at the earliest practicable date after filing with the
15 Secretary of State.

16 (d) Ensure that each regulation is printed together
17 with a reference to the statutory authority pursuant to
18 which it was enacted and the specific statute or other
19 provision of law which the regulation is implementing,
20 interpreting, or making specific.

21 SEC. 13. Section 11711 of the Government Code is
22 amended to read:

23 11711. The director shall be responsible for all of the
24 following:

25 (a) Developing plans and policies to support and
26 promote the effective application of information
27 technology within state government as a means of saving
28 money, increasing employee productivity, and
29 improving state services to the public, including public
30 electronic access to state information.

31 (b) Overseeing the management of information
32 technology in state agencies, the development and
33 management of information technology projects, and *the*
34 acquisition of information technology, to ensure
35 compliance with statewide strategies, policies, and
36 standards.

37 (c) Preparing annual reports to the Governor and the
38 Legislature as to the status and result of the state's specific
39 information technology plans.



1 (d) Developing and maintaining a computer based
2 file, for use by the department and the Legislature, of all
3 information technology projects for which a feasibility
4 study report has been approved.

5 (e) Recommending to the Governor and Legislature
6 changes needed in state policies and laws to accomplish
7 the purposes of this chapter.

8 (f) Identifying which applications of information
9 technology should be statewide in scope, and ensure that
10 these applications are not developed independently or
11 duplicated by individual state agencies.

12 (g) Establishing policies and procedures, where
13 appropriate, to ensure that major projects are scheduled
14 and funded in phases and that authority to proceed to the
15 next phase of a project will be contingent upon successful
16 completion of the prior phase. The policies and
17 procedures to be developed by the director shall include
18 the identification of one or more specific results
19 deliverable for each phase that will provide the basis for
20 assessing the extent to which a phase has been completed
21 successfully.

22 (h) *Managing the California Internet Portal*
23 *Management Authority, pursuant to Article 3*
24 *(commencing with Section 11790.15) of Chapter 7.5.*

25 SEC. 14. Chapter 7.5 (commencing with Section
26 11790) is added to Division 3 of Title 2 of the Government
27 Code, to read:

28

29 CHAPTER 7.5. CALIFORNIA ELECTRONIC GOVERNMENT
30 AND INFORMATION ACT

31

32 Article 1. General Provisions

33

34 11790. This chapter shall be known and may be cited
35 as the California Electronic Government and
36 Information Act.

37 11790.2. The Legislature finds and declares that the
38 use of internet technology can provide more efficient and
39 effective delivery of services to the citizens of the State
40 of California.



1 11790.3. The Legislature declares that it is the
2 purpose of this chapter to establish an effective public
3 infrastructure at the state and local levels. It is further
4 declared to be the purpose of this chapter to increase
5 through broader infrastructure enhancements the
6 actionable data and information available to enhance
7 services to the citizens of the State of California.

8 11790.4. It is the intent of the Legislature in enacting
9 this chapter to do all of the following:

10 (a) Encourage the creation of uniform standards and
11 policies for the use of Internet technology by state
12 agencies and departments.

13 (b) Maximize the cost savings associated with use of
14 enterprise systems to create a more efficient and
15 effective state government.

16 (c) Improve the provision of services to individuals, by
17 promoting the ability to access government through
18 internet technology in order to conduct business with
19 state agencies, departments, and boards.

20 (d) Provide tools to state departments to encourage
21 the development of enterprise systems to improve
22 current business practices and develop new internal
23 business models for the state.

24 (e) Protect the privacy of Californians through the use
25 of advanced digital signature and encryption
26 technologies.

27 11790.5. Except as specifically provided, this chapter
28 shall not impact any obligations of the state or its citizens
29 provided under the Public Records Act (Chapter 3.5
30 (commencing with Section 6250) of Division 7 of Title 1).

31 11790.6. Except as specifically provided, this chapter
32 shall not impact any obligations of the state or its citizens
33 provided under the Information Practices Act (Title 1.8
34 (commencing with Section 1798) of Part 4 of Division 3
35 of the Civil Code).

36 11790.7. Unless the provision or context requires
37 otherwise, the following definitions shall govern the
38 construction of this chapter:

39 (a) “Domain” shall mean any globally unique address
40 space, or hierarchical reference to an internet host or



1 service, assigned through centralized internet naming
2 authorities, occupied by the State of California on the
3 internet or any address that is identified as the property
4 of the state, including, but not limited to, any address
5 combination comprising a series of character strings
6 separated by periods, with the rightmost character string
7 specifying the top of the hierarchy that includes “ca.gov.”

8 (b) “Internet” means the global information system
9 that is logically linked together by a globally unique
10 address space based on the Internet Protocol (IP), or its
11 subsequent extensions, and that is able to support
12 communications using the Transmission Control
13 Protocol/Internet Protocol (TCP/IP) suite, or its
14 subsequent extensions, or other IP-compatible protocols,
15 and that provides, uses, or makes accessible, either
16 publicly or privately, high level services layered on the
17 communications and related infrastructure described in
18 this subdivision.

19 (c) “State agencies” shall include all state agencies,
20 departments, boards, constitutional officers, and any
21 other entity, except for the legislative and judicial
22 branches, which as of January 1, 2000, had identified
23 themselves on the Internet as part of the domain of the
24 State of California.

25

26 Article 2. Internet Domain

27

28 11790.10. There shall be only one domain of the State
29 of California on the Internet.

30 11790.11. The domain shall include all state agencies,
31 the legislative and judicial branches, and all entities that,
32 as of January 1, 2000, had been identified on the Internet
33 as part of the domain of the State of California.

34 11790.12. The domain shall be administered by the
35 California Internet Portal Management Authority.

36



1 Article 3. California Internet Portal Management
2 Authority

3
4 11790.15. The California Internet Portal Management
5 Authority is hereby established in the Department of
6 Information Technology.

7 11790.16. The authority shall be responsible for
8 administering, managing, maintaining, and establishing
9 policies for the use of, California’s domain on the Internet.

10 11790.17. The authority shall operate as a division of
11 the Department of Information Technology in all matters
12 not addressed by this chapter.

13 11790.18. The Chief Information Officer of the State
14 of California shall act as director of the authority.

15 11790.19. No state agency, except the Secretary of
16 State as provided by this chapter, may post information
17 on the Internet unless a proposal for posting has been
18 approved by the authority in accordance with the criteria
19 established pursuant to this chapter.

20 11790.20. The authority shall develop technical
21 criteria and policies for the approval and denial of
22 proposed postings on the Internet.

23 11790.21. The authority shall determine no later than
24 10 business days after submission whether or not the
25 proposal for posting meets the technical criteria and
26 policies developed.

27 11790.22. The authority may not deny the posting of
28 information based on the nontechnical content of the
29 proposal, except as otherwise directed by this article.

30 11790.23. (a) The authority may deny the posting of
31 information should the proposal of the state agency fail to
32 include any content provisions as required by Article 6
33 (commencing with Section 11790.50).

34 (b) The failure to include any content provisions as
35 required by Article 6 (commencing with Section
36 11790.50), within the information proposed by a state
37 agency once posted on the Internet shall be the sole
38 responsibility of the state agency that requested posting
39 on the domain.



1 11790.24. All nontechnical content of information
2 proposed by a state agency once posted on the Internet
3 shall be owned and shall be the sole responsibility of the
4 state agency that requested posting on the domain.

5 11790.25. The authority may post information on the
6 Internet on behalf of any state agency, with or without
7 the prior approval of that agency, if the authority is
8 implementing the policy recommendations of the
9 Electronic Government Task Force, acting within the
10 guidelines of technical criteria and policies established for
11 the approval and denial of proposals, fulfilling the
12 requirements of this chapter, conforming to a federal
13 standard, or acting in response to a change in statute.

14 11790.26. The authority shall post information on the
15 Internet, or direct a state agency to post information on
16 the Internet, should there be an appropriation in the
17 annual Budget Act directing the posting of specific
18 content on the Internet.

19 11790.27. The authority shall post all information on
20 the Internet developed by the Legislative Counsel
21 pursuant to Section 10248. Should the Legislative Counsel
22 propose technical content not consistent with authority
23 posting policies, the authority shall advise the Legislative
24 Counsel by letter as to alternative technologies available
25 and the impact on the budget of the Legislative Counsel
26 to properly maintain the information posted under the
27 current and any alternative technical systems.

28 11790.28. (a) The authority shall submit a quarterly
29 letter to the Joint Legislative Budget Committee with a
30 complete listing of all proposals submitted, the
31 determination made by the authority, the cost of
32 implementing and maintaining each proposal, and the
33 enterprise solutions associated with each proposal.

34 (b) The authority shall submit a quarterly letter to the
35 Joint Legislative Budget Committee with a complete
36 listing of all proposals generated as a result of the annual
37 Budget Act as well as all requests submitted by individual
38 legislators, the cost of implementing and maintaining
39 each proposal, and the enterprise solutions associated
40 with each proposal.



1 11790.29. All information posted on the Internet prior
2 to the establishment of the authority shall be considered
3 approved by the authority until June 30, 2002, or until the
4 authority receives a proposal to replace information
5 posted on the Internet, whichever is earlier.

6 11790.30. The authority shall implement the
7 enterprise system policy recommendations of the
8 Electronic Government Task Force, made pursuant to
9 Section 11790.40, no later than December 31, 2002.

10 11790.31. The Chief Information Officer may issue
11 rules and regulations in order to implement or administer
12 the provisions of this chapter.

13

14 Article 4. Electronic Government Task Force

15

16 11790.35. The Chief Information Officer shall
17 convene an Electronic Government Task Force made up
18 of individuals from within state government, as
19 determined by the Chief Information Officer.

20 11790.36. The task force shall convene a business
21 advisory council made up of individuals from the private
22 sector well-acquainted with Internet technology, as
23 determined by the Chief Information Officer, and shall
24 meet no less than twice a year.

25 11790.37. The task force shall develop a strategic plan
26 for the development of a policy to create an enterprise
27 system environment for all electronic government
28 initiatives and present this plan to the authority no later
29 than November 1, 2001.

30

31 Article 5. Internet Posting Requirements and
32 Restrictions

33

34 11790.40. (a) On or after July 1, 2001, unless
35 otherwise authorized by the Department of Information
36 Technology pursuant to Executive Order D-3-99, every
37 state agency, including the California State University,
38 that utilizes any method, device, identifier, or other data
39 base application on the Internet to electronically collect
40 personal information, as defined in subdivision (d),



1 regarding any user shall prominently display the
2 following at at least one anticipated initial point of
3 communication with a potential user, to be determined
4 by each agency, and in instances when the specified
5 information would be collected:

6 (1) Notice to the user of the usage or existence of the
7 information gathering method, device, identifier, or
8 other data base application.

9 (2) Notice to the user of the type of personal
10 information that is being collected and the purpose for
11 which the collected information will be used.

12 (3) Notice to the user of the length of time that the
13 information gathering device, identifier, or other data
14 base application will exist in the user's hard drive, if
15 applicable.

16 (4) Notice to the user that he or she has the option of
17 having his or her personal information discarded without
18 reuse or distribution, provided that the appropriate
19 agency official or employee is contacted after notice is
20 given to the user.

21 (5) Notice to the user that any information acquired
22 by the state agency, including the California State
23 University, is subject to the limitations set forth in the
24 Information Practices Act of 1977 (Title 1.8 (commencing
25 with Section 1798) of Part 4 of Division 3 of the Civil
26 Code).

27 (6) Notice to the user that state agencies shall not
28 distribute or sell any electronically collected personal
29 information, as defined in subdivision (d), about users to
30 any third party without the permission of the user.

31 (7) Notice to the user that electronically collected
32 personal information, as defined in subdivision (d), is
33 exempt from requests made pursuant to the California
34 Public Records Act (Chapter 3.5 (commencing with
35 Section 6250) of Division 7 of Title 1).

36 (8) The title, business address, telephone number, and
37 electronic mail address, if applicable, of the agency
38 official who is responsible for records requests, as
39 specified by subdivision (b) of Section 1798.17 of the Civil
40 Code, or the agency employee designated pursuant to



1 Section 1798.22 of that code, as determined by the agency,
2 who is responsible for ensuring that the agency complies
3 with requests made pursuant to this section.

4 (b) A state agency shall not distribute or sell any
5 electronically collected personal information about users
6 to any third party without prior written permission from
7 the user, except as required to investigate possible
8 violations of Section 502 of the Penal Code or as
9 authorized under the Information Practices Act of 1977
10 (Title 1.8 (commencing with Section 1798) of Part 4 of
11 Division 3 of the Civil Code). Nothing in this subdivision
12 shall be construed to prohibit a state agency from
13 distributing electronically collected personal information
14 to another state agency or to a public law enforcement
15 organization in any case where the security of a network
16 operated by a state agency and exposed directly to the
17 Internet has been, or is suspected of having been,
18 breached.

19 (c) A state agency shall discard without reuse or
20 distribution any electronically collected personal
21 information, as defined in subdivision (d), upon request
22 by the user.

23 (d) For purposes of this section:

24 (1) “Electronically collected personal information”
25 means any information that is maintained by an agency
26 that identifies or describes an individual user, including,
27 but not limited to, his or her name, social security
28 number, physical description, home address, home
29 telephone number, education, financial matters, medical
30 or employment history, password, electronic mail
31 address, and information that reveals any network
32 location or identity, but excludes any information
33 manually submitted to a state agency by a user, whether
34 electronically or in written form, and information on or
35 relating to individuals who are users serving in a business
36 capacity, including, but not limited to, business owners,
37 officers, or principals of that business.

38 (2) “User” means an individual who communicates
39 with a state agency or with an agency employee or official
40 electronically.



1 (e) Nothing in this section shall be construed to permit
2 an agency to act in a manner inconsistent with the
3 standards and limitations adopted pursuant to the
4 California Public Records Act (Chapter 3.5
5 (commencing with Section 6250) of Division 7 of Title 1)
6 or the Information Practices Act of 1977 (Title 1.8
7 (commencing with Section 1798) of Part 4 of Division 3
8 of the Civil Code).

9 11790.41. (a) No state or local agency shall post the
10 home address or telephone number of any elected or
11 appointed official on the Internet without first obtaining
12 the written permission of that individual.

13 (b) Nothing in this section shall be construed to
14 prohibit a state or local agency from maintaining a
15 searchable internet data base, as long as the home
16 addresses or telephone numbers of elected or appointed
17 officials cannot be accessed through that data base by a
18 search for title or position.

19 (c) For purposes of this section “elected or appointed
20 official” includes, but is not limited to, all of the following:

- 21 (1) State constitutional officers.
- 22 (2) Members of the Legislature.
- 23 (3) Judges and court commissioners.
- 24 (4) District attorneys.
- 25 (5) Public defenders.
- 26 (6) Members of a city council.
- 27 (7) Members of a board of supervisors.
- 28 (8) Appointees of the Governor.
- 29 (9) Appointees of the Legislature.
- 30 (10) Mayors.
- 31 (11) City attorneys.
- 32 (12) Police chiefs and sheriffs.

33 11790.42. (a) All state agencies that have internet
34 websites shall implement this section in a manner that is
35 consistent with the statewide strategy for electronic
36 commerce as established by the Department of
37 Information Technology.

38 (b) State agencies shall make available on the internet,
39 on or after July 1, 2001, unless otherwise authorized by the
40 Department of Information Technology pursuant to



1 Executive Order D-3-99, a plain-language form through
2 which individuals can register complaints or comments
3 relating to the performance of that agency. The agency
4 shall provide instructions on filing the complaint
5 electronically, or on the manner in which to complete
6 and mail the complaint form to the state agency, or both,
7 consistent with whichever method the agency establishes
8 for the filing of complaints.

9 (c) Any printed complaint form used by a state agency
10 as part of the process of receiving a complaint against any
11 licensed individual or corporation subject to regulation
12 by that agency shall be made available by the agency on
13 the internet on or after July 1, 2001, unless otherwise
14 authorized by the Department of Information
15 Technology pursuant to Executive Order D-3-99. The
16 agency shall provide instructions on filing the complaint
17 electronically, or on the manner in which to complete
18 and mail the complaint form to the state agency, or both,
19 consistent with whichever method the agency establishes
20 for the filing of complaints.

21 (d) State agencies making a complaint form available
22 on the internet shall, to the extent feasible:

23 (1) Advise individuals calling the state agency to lodge
24 a complaint of both of the following:

25 (A) The availability of the complaint form on the
26 internet.

27 (B) That many public libraries provide internet
28 access.

29 (2) Include on the Internet the location at which this
30 information may be accessed in the telephone directory
31 in order that citizens will be aware that they may contact
32 the state agency via the internet or by telephone.

33 (e) Public libraries, to the extent permitted through
34 donations and other means, may do each of the following:

35 (1) Provide Internet access to their patrons.

36 (2) Advertise that they provide internet access.

37 (f) Notwithstanding subdivision (a) of Section 11000,
38 the term "state agency" as used in this section includes
39 the California State University.



1 (g) It is the intent of the Legislature that this section
2 shall not apply to the Reporting of Improper
3 Governmental Activities Act (Article 3 (commencing
4 with Section 8547) of Chapter 6.5) or the procedures
5 established to investigate citizens' complaints against
6 peace officers as required by Section 832.5 of the Penal
7 Code.

8 (h) Any reference in code or regulation to the Citizen
9 Complaint Act of 1997 shall be construed to refer to this
10 section.

11 11790.43. (a) All state agencies that have internet
12 websites shall, to the best of their ability, implement this
13 section in a manner that is consistent with the statewide
14 strategy for electronic commerce as established by the
15 Department of Information Technology.

16 (b) State agencies may make available on the internet
17 a listing of all grants administered by that agency, which
18 shall provide instructions on filing grant applications
19 electronically, or on the manner in which to download,
20 complete, and mail grant applications to the state agency,
21 or both, consistent with whichever method the agency
22 establishes for the filing of grant applications.

23 (c) Each state agency may make any printed grant
24 application form used by the agency to award grants that
25 are subject to administration by that agency available on
26 the Internet, and shall provide the instructions specified
27 in subdivision (b).

28 (d) State agencies making grant application forms
29 available on the Internet shall, to the extent feasible,
30 advise individuals calling the state agency for information
31 about a grant program of both of the following:

32 (1) The availability of grant information on the
33 internet.

34 (2) That many public libraries provide internet access.

35 (e) Each state agency posting a listing of grants
36 administered by that agency pursuant to subdivision (b)
37 shall include an executive summary of each grant as part
38 of that listing that includes, but is not limited to, all of the
39 following:



- 1 (1) The title of the grant opportunity and grant
- 2 identification number.
- 3 (2) A brief description of the request for proposals
- 4 (RFP) or request for assistance (RFA).
- 5 (3) Grant eligibility requirements.
- 6 (4) Geographic limitations, if any.
- 7 (5) Description of the total available grant funding,
- 8 the number of awards, and the amounts per award.
- 9 (6) Period of time covered by the grant.
- 10 (7) Date the request for proposals (RFP) or request
- 11 for assistance (RFA) is issued.
- 12 (8) Deadline for proposals to be submitted.
- 13 (9) Internet address for electronic submission, when
- 14 appropriate.
- 15 (10) Contact information.
- 16 (f) (1) Notwithstanding subdivision (a) of Section
- 17 11000, “state agency” as used in this section includes the
- 18 office of the Chancellor of the California State University,
- 19 but does not include any individual campus of the
- 20 California State University or any auxiliary enterprise
- 21 affiliated with the California State University.
- 22 (2) This chapter shall only apply to the office of the
- 23 Chancellor of the California State University if the
- 24 decision to award or not to award funds to an individual
- 25 or entity filing a grant application is under the control of
- 26 the office of the Chancellor of the California State
- 27 University. This chapter shall not apply to opportunities
- 28 available solely to the campuses of the California State
- 29 University and auxiliary enterprises affiliated with the
- 30 California State University to apply for funds to the office
- 31 of the Chancellor of the California State University.
- 32 (g) “Grant” as used in this section, means a solicited or
- 33 unsolicited proposal, including, but not limited to, a
- 34 request for proposals (RFP) and a request for
- 35 applications (RFA), to furnish assistance to another
- 36 entity so that the latter may carry out its own program.
- 37 The term shall not include the procurement of goods or
- 38 services for a state agency nor the acquisition,
- 39 construction, alteration, improvement, or repair of real
- 40 property for a state agency.



1 (h) This section shall not be implemented until July 1,
2 2001, unless otherwise authorized by the Department of
3 Information Technology pursuant to Executive Order
4 D-3-99.

5 (i) Any reference in statute or regulation to the Grant
6 Information Act of 1999 shall be construed to refer to this
7 section.

8 11790.44. All state agencies shall promptly submit
9 proposals to the authority allowing for the rapid posting
10 of information on the Internet pursuant to the
11 requirements of the Bagley-Keene Open Meeting Act
12 (Art. 9 (commencing with Sec. 11125), Ch. 1).

13 11790.45. The Office of Administrative Law shall
14 promptly submit a comprehensive proposal for the
15 posting and maintenance of the full text, amendments to,
16 and repeal of, the California Code of Regulations and the
17 California Regulatory Code Supplement on the Internet.

18

19

Article 6. Digital Signatures

20

21 11790.50. In the utilization of the California domain or
22 in any written communication with a public entity, as
23 defined in Section 811.2, in which a signature is required
24 or used, any party to the communication may affix a
25 signature by use of a digital signature that complies with
26 the requirements of this article.

27 11790.51. The use of a digital signature shall have the
28 same force and effect as the use of a manual signature if
29 and only if it embodies all of the following attributes:

30 (a) It is unique to the person using it.

31 (b) It is capable of verification.

32 (c) It is under the sole control of the person using it.

33 (d) It is linked to data in such a manner that if the data
34 are changed, the digital signature is invalidated.

35 (e) It conforms to regulations adopted pursuant to this
36 article.

37 11790.52. (a) By January 1, 2002, the authority shall
38 adopt regulations for the use of digital signatures by state
39 agencies.



1 (b) Prior to the adoption of regulations by the
2 authority, those regulations adopted by the Secretary of
3 State prior to January 1, 1997, shall apply.

4 11790.53. The authority may issue specific rules and
5 regulations for applicable uses, permitted uses, or the
6 appropriate requirements for the use of digital signatures
7 by state agencies.

8 11790.54. The authority may require a public entity to
9 use digital signatures in the utilization of the California
10 domain.

11

12 Article 7. Electronic Payments

13

14 11790.60. The authority shall develop rules and
15 regulations that authorize public entities to accept, in lieu
16 of payment by cash or check, payment by electronic
17 means for any tax, assessment, rate, fee, charge, rent,
18 interest, penalty, or any other account receivable by
19 November 1, 2001.

20 11790.61. The authority shall confer with the
21 Treasurer and Controller prior to issuing new rules and
22 regulations on electronic payment.

23 11790.62. It is the intent of the Legislature that
24 departments absorb fees or charges associated with the
25 use of electronic payment when feasible. However, the
26 authority shall determine criteria and circumstances
27 under which departments may require a debtor who pays
28 by electronic payment to pay any fee or charge associated
29 with the use of electronic payment.

30 SEC. 15. Section 14825.1 of the Government Code is
31 amended to read:

32 14825.1. The California State Contracts Register shall
33 be published not less than twice a month and shall include
34 information deemed appropriate by the Department of
35 General Services, ~~and~~. *The register* shall include all of the
36 following:

37 (a) Contract identification number.

38 (b) A description of the contract to be performed.

39 (c) All deadlines for submitting bid proposals or other
40 required steps in the contract process, including the



1 location and estimated duration of the contract where
2 appropriate.

3 (d) Any eligibility requirements and preferences.

4 (e) Department, name, and telephone number of the
5 person or persons to contact for further bid and submittal
6 information.

7 ~~The department may make the register available to the
8 general public electronically through a
9 computer-accessed service.~~

10 SEC. 16. Section 25534.06 of the Health and Safety
11 Code is amended to read:

12 25534.06. (a) A city or county that adopts, amends, or
13 repeals an ordinance related to the regulation of
14 regulated substances pursuant to this article shall do so at
15 a public meeting for which notice has been given in a
16 newspaper of general circulation that is published and
17 circulated in the affected city or county, and the city or
18 county shall state in the ordinance the reasons for
19 adopting, amending, or repealing the ordinance.

20 (b) A city or county required to provide notice
21 pursuant to subdivision (a) may, in addition to publishing
22 the notice in a newspaper of general circulation, submit
23 the notice to the California Environmental Protection
24 Agency, which shall *submit a proposal to the California*
25 *Internet Portal Management Authority* to post that
26 notice on the Internet at a location established for notices
27 that may be posted pursuant to this subdivision.

28 (c) The California Environmental Protection Agency
29 shall not implement subdivision (b) until July 1, 2001,
30 unless otherwise authorized to do so on an earlier date, in
31 accordance with a process for considering exemptions
32 established by the Year 2000 Executive Committee,
33 pursuant to Executive Order D-3-99.

34 SEC. 17. Section 12921.15 of the Insurance Code is
35 amended to read:

36 12921.15. On or before July 1, 1999, the commissioner
37 shall prepare a written report, to be made available by the
38 department to interested individuals ~~upon written~~
39 ~~request~~, that details complaint and enforcement
40 information on individual insurers in accordance with



1 guidelines established under paragraph (5) of subdivision
2 (a) of Section 12921.1. ~~The report shall be made available~~
3 ~~by mail through the department's consumer toll-free~~
4 ~~telephone number and through the department's~~
5 ~~Internet website and transmitted via electronic mail if~~
6 ~~the individual has the ability to obtain the report in this~~
7 ~~manner.~~ No complaint information shall be included in
8 the report required by this section that has not been
9 provided to the insurer in accordance with subdivision
10 (c) of Section 12921.1.

11 SEC. 18. Section 311.5 of the Public Utilities Code is
12 amended to read:

13 311.5. (a) ~~(1)~~ Prior to commencement of any
14 meeting at which commissioners vote on items on the
15 public agenda the commission shall make available to the
16 public copies of the agenda, and upon request, any
17 agenda item documents that are proposed to be
18 considered by the commission for action or decision at a
19 commission meeting.

20 ~~(2)~~

21 (b) In addition, the commission shall publish the
22 agenda, agenda item documents, and adopted decisions
23 in a manner that makes copies of them easily available to
24 the public, ~~including, commencing publishing those~~
25 ~~documents on the Internet on or after July 1, 2001, unless~~
26 ~~otherwise authorized by the Department of Information~~
27 ~~Technology pursuant to Executive Order D-3-99.~~
28 ~~Publication of the agenda and agenda item documents~~
29 ~~shall occur on the Internet at the same time as the written~~
30 ~~agenda and agenda item documents are made available~~
31 ~~to the public.~~

32 ~~(b) On or after July 1, 2001, unless otherwise~~
33 ~~authorized by the Department of Information~~
34 ~~Technology pursuant to Executive Order D-3-99, the~~
35 ~~commission shall publish and maintain all of its decisions~~
36 ~~and resolutions on the Internet. That publication shall~~
37 ~~occur within 10 days of the adoption of a decision or~~
38 ~~resolution by the commission.~~

39 ~~(c) On or after July 1, 2001, unless otherwise~~
40 ~~authorized by the Department of Information~~



1 ~~Technology pursuant to Executive Order D-3-99, the~~
2 ~~commission shall publish at its Internet site the~~
3 ~~then-current version of its general orders and Rules of~~
4 ~~Practice and Procedure.~~

5 ~~(d) On or after July 1, 2001, unless otherwise~~
6 ~~authorized by the Department of Information~~
7 ~~Technology pursuant to Executive Order D-3-99, the~~
8 ~~commission shall publish and maintain all of its rulings on~~
9 ~~the Internet. The commission shall maintain those rulings~~
10 ~~at its site until final disposition, including disposition of~~
11 ~~any judicial appeals, of the respective proceedings in~~
12 ~~which the rulings were issued.~~

13 ~~(e) On or after July 1, 2001, unless otherwise~~
14 ~~authorized by the Department of Information~~
15 ~~Technology pursuant to Executive Order D-3-99, the~~
16 ~~commission shall publish and maintain a docket card that~~
17 ~~shall list, by title and date of filing or issuance, all~~
18 ~~documents filed and all decisions or rulings issued in those~~
19 ~~proceedings on the Internet. The commission shall~~
20 ~~maintain the docket card until final disposition, including~~
21 ~~disposition of any judicial appeals, of the corresponding~~
22 ~~proceedings.~~

23 SEC. 19. Section 324.5 of the Public Utilities Code is
24 amended to read:

25 324.5. (a) The Public Utilities Commission shall
26 publish any data it collects for its clearinghouse minority
27 and women business data base that it deems to be
28 nonconfidential, including, but not limited to, company
29 name, address, telephone number, fax number, point of
30 contact, federal Standard Industrial Classification (SIC)
31 code, ethnicity code, gender code, and business
32 description, for use by governmental agencies and the
33 public who request the information. Publication of the
34 data base shall be done on a semiannual basis and shall be
35 made available in ~~hardcopy and softcopy (computer~~
36 ~~disk). The data base shall also be made available~~
37 ~~electronically via a computer-accessed bulletin board~~
38 ~~service (BBS) written and electronic forms.~~

39 (b) The commission may impose fees on the
40 requesters of information commensurate with its cost to



- 1 publish, duplicate, or provide computer access to the data
- 2 base.

O

