NEBRASKA STATE RECORDS BOARD MEETING: November 19, 1999

Nebraska State Capitol Room 1507 Lincoln, NE November 19, 1999 10:00 A.M. SCOTT MOORE SECRETARY OF STATE



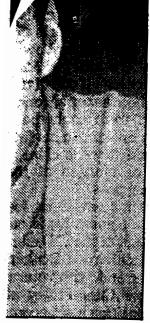
SUITE 2300 CAPITOL BUILDING LINCOLN NEBRASKA 68509-4608 PHONE (402) 471-2554 FAX (402) 471-3237 sosadmin@sos.state.ne.us

NEBRASKA STATE RECORDS BOARD

AGENDA

1507 STATE CAPITOL November 19, 1999 - 10:00 A.M.

- 1. Call to Order, Roll Call
- 2. Notice of Hearing (Lincoln Journal Star)
- 3. Approval of Minutes from September 30th meeting
- 4. Records Management Cash Fund Balance
- 5. Public Hearing on Drivers Record Monitoring Service
- 6. Grant Review Process for State Records Board Grants
- 7. Miscellaneous Matters
- 8. Schedule Next Meeting
- 9. Adjournment



st," Keith Neubert n ABC's "The

10w, "The Pit," oduce and star in. cript to Fox and eceived offers orks and accepted

loch is trying to channel," Neubert ntly acquired the to The Blair They are trying to e're hoping our ı staple and helps

ting help on "The ial Goldberg, the e producer and coor/writer Heath starred with uty.' d the inside world interesting,"

hadn't seen nce 'North Dallas inly never as a

ship

were kind of in con-

AND TIME: at 2:30 P.M. PROJECT: Surfacing
LOCATION: The Cowboy Trail
NEAR: Inman to Ewing, Nebraska
COUNTY: Holt

Bids will be publicly opened, read aloud, and

tabulated at the time and place specified.

Bidding Documents are on file at the Engineering Division Office, Nebraska Game and Parks Commission, 2200 North 33rd Street, Lincoln, Nebraska, phone (402) 471-5571. Interested Prime Contractors/Bidders may obtain copies of the Bid Documents upon request to this office.

The Nebraska Game and Parks Commission reserves the right to accept or relect any or all Bids and to waive any or all informalities or irregularities.

NEBRASKA GAME and PARKS COMMISSION BY: REX AMACK - Director #560058—5T November 12, 14, 15, 21, 22

ADVERTISEMENT Sealed Bids will be received by the Nebraska Game and Parks Commission at the Engineering Division Office, 2200 North 33rd Street, Lincoln, Nebraska, 68503, for the following project at the time listed:

BIDDATE December 9, 1999 AND TIME: at 2:30 P.M.

PROJECT: Lake Restoration
LOCATION: Wason Train State Recreation
REAR: Hickman, Nebraska

COUNTY: Lancaster

Bids will be publicly opened, read aloud, and

Bias will be publicly opened, read aloue, and tabulated at the time and place specified.

Bidding Documents are on file at the Engineering Division Office, Nebraska Game and Parks Commission, 2200 North 33rd Street, Lin coln, Nebraska, phone (402) 471-5571. Interested Prime Contractors/Bidders may obtain copies of the Bid Documents upon request to this office.

The Nebraska Game and Parks Commission eserves the right to accept or relect any or all Bids and to waive any or all informalities or irregularities.

NEBRASKA GAME and PARKS COMMISSION BY: REX AMACK • Director #562065—5T November 12, 14, 15, 21, 22

CORPORATION APPLICATION FOR REGISTRATION OF TRADE NAME
Trade Name: Bell Atlantic Business Services Name of Corporation: NYNEX Long Distance Company

Address: 1372 Broadway, New York, New York

Incorporated under the laws of Delaware. Date of first use of name in Nebraska: Upon

General Nature of Business: Switchless reselfer of interexchange telecommunications servic-

STATE OF VIRGINIA

COUNTY OF ARLINGTON

William A. Ranney being duly sworn on oath deposes and says that I am an officer of the Corporation and I have read and know the contents of said statement, and verily believe the facts stated herein to be true and correct.
William H. Ranney

Signature of Officer Chief Financial Officer Treasurer & Secretary

Subscribed and sworn to before me this 2nd day of November, 1999.

Cheryl Powers **Notary Public** #572492—1T November 15

INDIVIDUAL APPLICATION FOR REGISTRATION OF TRADE NAME Trade Name: Insight to Action

Applicant: Ingrid B. Kutsch Address: 2720 Bonacum Drive, Lincoln, NE 68502

Date of first use of name in Nebraska: October

General Nature of Business: Consulting/ Coaching (Personal & Business) STATE OF NEBRASKA

COUNTY OF LANCASTER
Ingrid B. Kutsch being duly sworn on ooth deposes and says that I am the applicant and I have We weren't having read and know the contents of said statement, and believe the facts stated herein to be true and

the aggregate principal amount not to exceed \$3,500,000 to provide financing for additions and improvements for three facilities owned and op-erated by The Young Men's Christian Associa-tion of Omaha-Council Bluffs Metropolitan Area (also known as the Omaha/Council Bluffs Wet-ropolitan Area YMCA). One of such protects consists of an addition to and improvements for the Sarpy Community YMCA located at 1111 Edst First Street, Papillion, Nebraska, to provide ap-proximately 7,200 square feet of additional space for expanded facilities for child care, teen center/ computer lab, office space and health and well ness center. The second of such projects consists of additions and improvements to the West YMCA 7502 Maple Street, Omaha, Nebraska to provide approximately 6,000 square feet of additional space for expanded facilities for family/ child development center, teen center/computer lab and health and wellness center and improvements relating to lobby and reception area, central air conditioning and elevator. The third of such projects consists of additions and improvements to the Downtown YMCA located at 430 South 20th Street in Omaha, Nebraska to provide for heating and air conditioning and remodeling of the first floor. Such facilities are to be owned and operated by The Young Men's Christian Association of Omaha-Council Biotis Metropolitan Area, a Nebraska non profit Corporation.

DIGILE WALL OBOTHER 1 W/

The Authority will consider the information obtained at the public hearing and take appropriate action that it may deem warranted, including submission of a transcript of hearing to the Secretary of State, the designated elected official who must approve or disapprove, pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended, the issuance of the above referenced tax-exempt bonds for the additions and improvements for The Young Men's Christian Association of Omaha-Council Bluffs Metropolitan Area.

THE BONDS WILL NOT AND DO NOT CONSTITUTE AN INDEBTEDNESS OF THE STATE
OF NEBRASKA NOR A GENERAL OBLIGATION OF THE AUTHORITY.
All Interested persons are invited to present

comments at the public hearing (or prior to the time of hearing, submit written comments to the Authority at the address shown below) concerning the issuance of such bonds and the purposes ing the issuance of such bonds and the purposes therefor. For additional information, chilact Steven Clements, Chief Operating Officer, Nobraska investment Finance Authority at (402)

Steven J. Clements Chief Operating Officer Nebraska Investment Finance Authority Suite 218 1033 "O" Street Lincoln, Nebraska 68508 #572495—IT November 15

NOTICE OF PUBLIC HEARING Notice is hereby given of a public meeting of the Nebroska State Records Board on November 19, 1999 at 10:00 AM in Room 1507 of the State Capital, Lincoln, Nebraska. The meeting will include a public hearing on contract approval and rate setting for electronic information relating to driver's record information maintained by the State Department of Motor Vehicles. The agenda for the meeting is available at the office of Secretary of State for public inspection during regular business hours.

#574551—1T November 15

NOTICE OF SUIT TO: Richard Isenberg, on Individual d/b/a Alexander's Gift & Treasures, address unknown, you are hereby notified that on February 16 1999, Russ Berrie West, Inc., a corporation, filed suit against you in the Lancaster County Court at docket number C199-998, the object in prayer of which was to secure a judgment against you in the amount of \$4,547.18, together with interest, court costs and attorney's fees as allowed by law.
Unless you file your Answer with the Lancaster
County Court on or before the 5th day of January, 2000, the Petition against you will be considered as true and ludgment will be entered against you

BY: Dennis P. Lee #16296 LEE AND BUCCHINO LAW OFFICE'S 12165 West Center Road, Suite 52 171W Omaha, NE 68144 (402) 334-8055

#572493—4T November 15, 22, 29, December 6 NOTICE OF TRUSTEE'S SAL縣 .



NEBRASKA STATE RECORDS BOARD

MINUTES

Meeting of September 30, 1999

The meeting was called to order by Chairman Scott Moore at 9:02 A.M. on September 30, 1999, in Room 1507 of the State Capitol, Lincoln, Nebraska.

The following Board members were present:

Scott Moore, Chairman;

Jeff Funk:

David Heineman;

Lori McClurg;

Kathy Nathan;

Craig Schroeder;

Don Stenberg;

Mark Sutko;

Kate Witek.

Not present were:

John Dale:

Lauren Hill, representing the Governor.

Chairman Moore noted that the legal notice of hearing was published in the September 25, 1999, Lincoln Journal Star.

The minutes of the meeting of July 16, 1999, were considered. Mr. Heineman moved that the minutes be approved as circulated; motion seconded by Ms. McClurg.

Voting For:

Funk

Heineman

McClurg

Мооге

Nathan

Witek

Schroeder

Stenberg

Sutko

Voting Against:

None

Absent:

Dale

Hill

The motion carried.

Chairman Moore reported that the cash balance of the State Records Board account in the Records Management Cash Fund was \$375,355.

Greg Lemon, Deputy Secretary of State, presented an update on the E-Government Conference to be held the afternoon of September 30 and morning of October 1, 1999. An attendee list and conference handout booklet were distributed.

Chairman Moore presented an update on the drivers record monitoring service. At the rate previously established by the Board, this service currently has no customers. Philip Casey, General Manager of Explore Information Services, discussed why his company was no longer using this service and encouraged the Board to allow continuation of discussions to establish an appropriate price for this service. Mr. Casey informed the Board that Explore Information Services had approached the Department of Motor Vehicles about negotiating a new rate for the contract, but that as of this time no agreement had been reached to bring before the Board. After further discussion by the Board, no action was taken.

Chairman Moore opened discussion of the grant process for services to improve the state's information network. He identified four issues to be addressed by the board:

- Scope of grants and applicable projects; a. Will the grant process include only efforts through Nebrask@ Online, or will it include agency projects outside of that service?
- b. Review process; Will the Board review grant applications at every meeting or periodically?
- Records cash available for grants; C. Should there be a limit on the size of individual grants or on the total amount to be used for grants?
- d. Final approval of grant forms.

Steve Schafer, Chief Information Officer of the State of Nebraska, discussed the grant process used by the Nebraska Information Technology Commission. After discussion by the Board, Chairman Moore declared there was a consensus to extend grants outside of Nebrask@ Online provided these applications were linked to Nebrask@ Online.

After further discussion, Mr. Schroeder moved that a maximum individual grant amount of \$25,000.00, be established; motion seconded by Mr. Heineman.

Ms. Witck moved to amend the Schroeder motion to include a maximum total amount of \$200,000.00 per year to be expended on grants; motion seconded by Ms. McClurg. Chairman Moore called for a vote on the Witck motion to amend.

Voting For: Funk Heineman McClurg Moore Nathan Schroeder Stenberg Sutko

Witek

Voting Against: None

Hill Dale Absent:

The motion carried.

Chairman Moore called for a vote on the Schroeder motion as amended.

Voting For:

Funk Nathan

Witck

Heineman Schroeder

McClurg Stenberg Moore Sutko

Voting Against:

None

Absent:

Dale

Hill

The motion carried.

Mr. Funk moved to review grant applications on a quarterly basis and to direct the chairman to develop the review process; motion seconded by Mr. Stenberg.

Voting For:

Funk Nathan Heineman Schroeder McClurg Stenberg Moore Sutko

Witek

Voting Against:

None

Absent:

Dale

Hill

The motion carried.

After further discussion, Ms. Witek moved to approve the grant forms as circulated; motion seconded by Ms. McClurg.

Mr. Heineman moved to amend the Witek motion to add "potential volume of activity" to the grant application questions; motion seconded by Mr. Schroeder. Chairman Moore called for a vote on the Heineman motion to amend.

Voting For:

Funk Nathan Witek Heineman Schroeder McClurg Stenberg Moore Sutko

Voting Against:

None

Absent:

Dale

Hill

The motion carried.

Chairman Moore called for a vote on the Witek motion as amended.

Voting For:

Funk Nathan Witek Heineman Schroeder McClurg Stenberg Moore Sutko

Voting Against:

None

Absent:

Dale

Hill

The motion carried.

Greg Lemon will revise the grant application forms and distribute them at the E-Government Conference.

Chairman Moore announced that Terri Harder had resigned from the Board to accept a judgeship. No new appointment to the Board has been made.

Chairman Moore announced that the next meeting of the board would be tentatively set for 9:00 A.M. on December 3, 1999.

Ms. McClurg moved that the meeting be adjourned; motion seconded by Mr. Funk.

Voting For:

Funk Nathan Heineman Schroeder McClurg Stenberg

Moore Sutko

Witek

Voting Against:

None

Absent:

Dale

Hill

The motion carried.

Chairman Moore declared the meeting adjourned at 10:47 A.M.

Scott Moore Chairman

State Records Board

Records Management Cash Fund-Records Board As of Nov. 15, 1999 Cash Balance

\$1,023
\$44,422
\$91,339
\$152,483
\$192,697
\$159,765
\$258,879
\$289,781
\$316,890
\$375,355
\$381,569
\$388,519

STATE OF NEBRASKA

DEPARTMENT OF MOTOR VEHICLES

Beverly Neth

Director

October 28, 1999

Scott Moore Chairman State Records Board State Capitol, Suite 2300 HAND DELIVERED





SAVES LIVES!

RE: REQUEST FOR APPROVAL TO PROVIDE A NEBRASKA DRIVER RECORD MONITORING SERVICE THROUGH NEBRASK@ ONLINE

Dear Chairman Moore:

The Department of Motor Vehicles is requesting approval of the State Records Board to provide a driver record monitoring service, as provided for in Neb.Rev.Stat. 60-483(4), through Nebrask@ Online, and to establish a fee for such. This request is being made pursuant to Neb.Rev.Stat. 84-1205.02 that authorizes the Board to establish reasonable fees for electronic access and pursuant to Neb.Rev.Stat. 84-1205.03 which requires any state agency that provides electronic access to records for a fee to make a written request to the Board.

Previously, the Department of Motor Vehicles provided the driver record monitoring service, through Nebrask@ Online. It is our desire to have this service approved by the Board, with a new set fee, and to allow Nebrask@ Online to once again offer this service and to market it to other interested parties, if they so choose.

In accordance with the requirements outlined in 'Guidelines for Submission of Requests for Fee Based Electronic Access', dated December 12, 1997, I am submitting the following information:

- 1. A copy of the contract under consideration if the electronic access is to be provided through a contractual arrangement. See Attachment A. Previously approved Interagency Agreement between the Department and the State Records Board, providing access to our electronic data files through Nebrask@ Online. See Attachment B for proposed Addendum Three for the monitoring service and the proposed new fees.
- 2. A description of the public records which are the subject of the contract or proposed electronic access fee. The records at issue are records of motor vehicle operators as maintained on the Traffic Safety Information System database.
- 3. The anticipated or actual timeline for implementation. This process can be reimplemented within 30 days of approval.
- 4. Any security provisions for the protection of confidential or sensitive records. All necessary provisions are currently being met.

- 5. The fee and distribution of the fee for electronic access. The fees will be collected by Nebrask@ Online and remitted to the Department, as per our Interagency Agreement with the State Records Board. The Department will distribute the fees collected in the same manner as those that are collected in Neb.Rev.Stat. 60-483(1) [copy attached -- Attachment C] -- 8 1/3% will be credited to the Department's cash fund, 58 1/3% will be credited to the Records Management Cash Fund.
- 6. Some explanation or justification of the need for electronic access. The Department does not have the resources to effectively provide this type of service. Nebrask@ Online, as demonstrated by the past fulfillment, has the resources and the programming to successfully and painlessly accomplish this process.
- 7. How fees and splits contained in the proposal were determined. The current statutory required fee of \$3 for a certified driver abstract was used as a baseline for developing the Driver's Record Monitoring Service: 1) All drivers will be monitored on a monthly basis for \$.06 each per month. 2) For those drivers who have a change in their record during a given month, a driver abstract will be provided electronically and the \$3.00 fee will be charged. The fees will be split as stated in #5 above.
- 8. Any pertinent statutory provisions including any statutes establishing a fee for the records in other forms. See Attachment C [Neb.Rev.Stat. 60-483(1)].
- 9. The cost of providing electronic access and how that cost is computed. The costs for the driver abstracts provided are the same as those associated with driver license records that have a fee of \$3.00 set in statute. The only additional costs associated with providing this service is that personnel have to run the jobs on a weekend because of the volume of the files being monitored.
- 10. Projected volume of activity and revenue. See Attachment D. Projections have been made based on the activity expected from Explore Information Services.

We assume if the Board approves this request, that they will determine what legislative action is needed and will pursue such an objective.

Thank you for your consideration of this request. If you desire additional information, please contact Betty Johnson of my staff at 471-3888.

Sincerely

Director

Attachments

INTERAGENCY AGREEMENT between the NEBRASKA DEPARTMENT OF MOTOR VEHICLES and the NEBRASKA STATE RECORDS BOARD

This Interagency Agreement is made by and between the Nebraska Department of Motor Vehicle (hereinafter "Nebraska Department of Motor Vehicle" or "DMV"), and the Nebraska State Records Board" or "NSRB"), to provide access to the Nebraska Department of Motor Vehicle's electronic data files on Nebrask@ Online, an electronic data service operated by the Nebraska State Records Board for the State of Nebraska through a contractual arrangement with a private network manager.

WHEREAS, DMV maintains certain electronic data in computer databases, which data is available to the general public under certain circumstances; and

WHEREAS, DMV currently has data residing on the state mainframe computer and/or on its internal Local Area Network which is public and of interest to the public; and

WHEREAS, NSRB desires to have access to the DMV's data records at both locations, if data records are available at both locations, for the purpose of providing such access to Nebraska citizens and businesses who subscribe to Nebrask@ Online; and

WHEREAS, it is also contemplated by the parties that provision of electronic access through Nebrask@ Online will provide a material benefit to the DMV, to Nebraska citizens and businesses, will improve access to information and will decrease the need for DMV personnel to be involved in giving out this information by telephone or in person;

NOW THEREFORE, in consideration of the mutual conditions, covenants and promises contained in this Agreement, the parties agree as follows:

SECTION 1: Statement of Purpose.

The purpose of this Agreement is to define circumstances, responsibilities, and compensation relating to providing Nebrask@ Online with on-line computer access to certain data records at the DMV's discretion, maintained in electronic form by the DMV.

SECTION 2: Term of Agreement.

This Agreement shall be in full force and effect for a period of one year after the date it is fully signed. Thereafter, this Agreement shall continue for successive monthly periods upon the same terms, provisions and conditions as provided herein excepting that at either party's option, this Agreement may be terminated at any time after the original term of this Agreement, upon thirty (30) days advance written notice to the other party.

SECTION 3: <u>Definition of Terms.</u>

- 1. Data records- facts maintained in electronic form for communication or processing.
- 2. Nebrask@ Online subscribers- individuals or organizations who use Nebrask@ Online for computer assisted research.
- 3. Client department- a DMV section or unit serviced by DMV's internal computer section, and whose data files are available to external agencies.
- 4. Public Record Data- Data records which are considered public records under state or federal law.

SECTION 4: <u>DMV Responsibilities.</u>

1. Client departments will:

- a. When requested, help in interpreting the meaning of data, provide input on display screen designs when consulted, and cooperate with Nebrask@ Online in placing data records onto Nebrask@ Online as permitted by DMV, but only if desired by Nebrask@ Online subscribers.
- b. In the absence of a central DMV data or computer department or service, perform those duties and responsibilities outlined in subparagraph 2 of SECTION 4.
 - 2. The central DMV data or computer department or service will:
- a. When requested, help in interpreting the meaning of data, provide advice on display screen designs when consulted, and cooperate with Nebrask@ Online in placing data records onto Nebrask@ Online as permitted by the DMV, but only if desired by Nebrask@ Online subscribers.
- b. Provide computer access to DMV data records as permitted by the DMV, subject to interruption of service pursuant to SECTION 10.
 - c. Provide acceptable response time within limitations of budget constraints.
- d. Provide reasonable levels of problem determination support to help isolate problems when requested, and if the problem resides on the DMV's end of the system, provide reasonable fixes or repairs.
- e. Have final control and responsibility for security authorization of Nebrask@ Online (in cooperation with any Client departments) in granting access to its data.

3. DMV will:

- a. Oversee the timely and effective performance of this Agreement from the DMV's perspective, and assist Nebrask@ Online in resolving constructively any problems thereunder and any new issues that arise in connection therewith.
- b. Provide reasonable levels of support to any central DMV data or computer department or service; and to any Client department, in placing DMV data records on-line with Nebrask@ Online, to the extent permitted by Nebraska Department of Motor Vehicle, but only if desired by subscribers to Nebrask@ Online.

SECTION 5: NSRB Responsibilities.

1. NSRB agrees:

- a. To recognize that authorized on-line access provides no right to possession or ownership of data records at any time.
- b. To take all reasonable precautions to protect against unauthorized access to DMV's data records.
- c. To provide reasonable programming, software, hardware, and supplies necessary to establish electronic access to DMV data records.
- d. To abide by Nebraska Department of Motor Vehicle's regulations which may now be in force or effect or which may in the future become effective.
- e. To recognize there is no express or implied ownership of DMV's equipment by the payment of any fee or charge to the DMV.
- f. To provide reasonable reporting that accurately reflects usage associated with access to DMV data records by Nebrask@ Online Subscribers.
- g. To keep such records as are required to document usage associated with providing access to DMV's electronic database and to provide DMV access to these records at reasonable times for auditing purposes if so requested by DMV.
- h. To cooperate with DMV and Client departments in placing data records onto Nebrask@ Online as permitted by DMV but only if desired by Nebrask@ Online subscribers, including securing proper access from the appropriate authority for, and providing necessary security to, each type of data records desired.

SECTION 6: Billing, Payment and Rates for Services.

NSRB shall cause the network manager to remit fees for DMV data records accessed through Nebrask@ Online as set forth in an addendum to this Agreement. Reimbursement to DMV for specific items of information in the DMV database shall be equal to statutory fees for such information where applicable. Payment shall be made to DMV by the last working day of the month following the month in which access was electronically requested by Nebrask@ Online Subscribers. A summary page detailing fee generating transactions per month and the amount of payment by Nebrask@ Online to DMV will accompany payment.

Rates for services shall be set by DMV, NSRB and the Nebrask@ Online Network Manager and may be adjusted from time to time to cover the entire cost of providing service to Nebrask@ Online. Rates set shall continue in effect until modified by mutual Agreement of DMV, NSRB and the Nebrask@ Online Network Manager.

SECTION 7: Illegal Provisions.

If any provision of this Agreement shall be declared to be illegal, void or unenforceable by a court of competent jurisdiction, the other provisions shall not be affected but shall remain in full force and effect.

SECTION 8: Termination.

At DMV's option, this Agreement may be terminated immediately upon the occurrence of any of the following:

- 1. NSRB's failure to indemnify DMV pursuant to SECTION 9 of this Agreement.
- 2. NSRB's non-payment in violation of SECTION 6 of this Agreement.
- 3. NSRB's allowance of unauthorized access prohibited by this Agreement.
- 4. NSRB's material breach of any term, provision or condition of this Agreement.
- 5. DMV's determination that resources devoted to providing access to Nebrask@ Online are required by DMV for its internal operation.

At either party's option, this Agreement may be terminated at any time after the original term of this Agreement upon thirty (30) days written notice to the other party.

SECTION 9: Indemnification and Hold Harmless Provisions.

NSRB hereby relieves, releases, indemnifies and holds harmless DMV, its officers, agents, employees, and departments, from liability for any and all damages resulting from incorrect or misinterpretation of data which occurs in transmission or as a result of any interface or coding performed by Nebrask@ Online (but not from any liability which would otherwise accrue against DMV by reason of inaccuracies or misinterpretations residing on DMV's own data records) and for any other liability asserted against DMV arising from Nebrask@ Online's operations.

SECTION 10: Interruption of Service.

DMV shall use its best efforts to provide adequate and uninterrupted service under the terms of this Agreement. However, DMV shall not be liable for interruption of service when the same shall be due to circumstances beyond the control of DMV, its agents, servants, or employees, including but not limited to unanticipated equipment malfunction or periodic maintenance or update of the computer system or systems upon which such data records reside.

SECTION 11: Assignment.

This Agreement may not be assigned by NSRB without the prior written consent of DMV and any such assignment of this Agreement without such permission shall be null and void. SECTION 12: Notices.

All notices shall be in writing and shall be directed to the parties to this Agreement as shown below:

To NSRB:

Mr. Samuel R. D. Somerhalder

Network Manager Nebrask@ Online 1221 "N" St., Suite 303 Lincoln, NE 68508

To Nebraska Department of Motor Vehicle:

Mr. Alvin Abramson, Director Nebraska Department of Motor Vehicle 301 Centennial Mall South Lincoln, NE 68509

SECTION 13: Data Records To Be Accessed.

The data records to be accessed shall be set forth by separate addendum to this Agreement.

SECTION 14: Construction.

This Agreement shall be construed in accordance with the laws of the State of Nebraska.

SECTION 15: Paragraph Headings.

The paragraph headings are inserted in this Agreement for convenience only and shall not be used in interpreting this Agreement.

SECTION 16: Total Agreement.

This Agreement constitutes the complete and exclusive statement of the Agreement between the parties hereto. No amendment, waiver or alteration of this Agreement shall be effective unless signed by an authorized officer of each of the parties to this Agreement. Neither DMV nor NSRB shall be bound by any oral Agreement or representation.

IN WITNESS TO THEIR Agreement TO ALL THE ABOVE AND FOREGOING, the parties hereto have executed this Agreement the day and year below written.

"DMV"

Nebraska Department of Motor Vehicle

Authorized Officer

Date 1/27/98

"NSRB"

Nebraska State Records Board

Authorized Officer

Date |- 4-98

Addendum One to the Interagency Agreement Between Nebraska Department of Motor Vehicles and Nebraska State Records Board

This Addendum One to the Interagency Agreement between Nebraska Department of Motor Vehicles and the Nebraska State Records Board sets forth certain services provided by Nebrask@ Online (operated under the auspices and authority of the Nebraska State Records Board), the prices (P) to be charged for such Nebrask@ Online services, how the revenue from such Nebrask@ Online services is to be divided between Nebraska Department of Motor Vehicles (R/DMV) and Nebrask@ Online (R/NOL). All revenue received pursuant to this addenda shall be deposited by the Network manager in the State Records Board Cash Fund pursuant to the provisions of the contract between the Nebraska State Records Board and Nebrask@ Interactive, Inc and any addenda thereto and distributed back to NOL and the agency as provided below.

This Addendum One covers services described below. It is contemplated that additional future addenda will cover other services which are currently provided by the Nebraska Department of Motor Vehicles.

Data Records to be Accessed:

Type of Data		P	R/DMV	R/NOL
Drivers License Record Search (Interactive or batch, per record)		\$3.00	\$2.00	\$1.00
Title Registration and Lien Search:				
Interactive		\$1.00	\$0.40	\$0.60
Special Request				
Initial Set-up/programming		\$55-500	N/A	\$55-500
First Run		\$24.00	\$9.60	\$14.40
Successive Runs/no set-up	()	\$24.00	\$9.60	\$14.40
Minimum(up to 2000 records)	*		s · · · · · · · · · · · · · · · · · · ·	÷
Over 2000 records		\$12/1000	\$4.80/1000	\$7.20/1000

Addendum One to the Interagency Agreement Between Nebraska Department of Motor Vehicles and the Nebraska State Records Board Page 2

Subscription, Transaction and Connect Time Charges for Nebraska Department of Motor Vehicles:

The NSRB shall also require that the network manager for Nebrask@ Online provide not more than five user Ids for Nebraska Department of Motor Vehicles allowing direct access to Nebraska Department of Motor Vehicles data records as displayed on Nebrask@ Online for the purpose of assisting subscribers with inquiries requiring interpretation of records, laws, rules and regulations, or policies and procedures pertaining to the records.

Subscription Charges:

Nebrask@ Online shall waive the \$50.00 annual subscription fee for Nebraska Department of Motor Vehicles access.

Transaction Charges:

Nebrask@ Online shall waive transaction fees for Nebraska Department of Motor Vehicles access to their services as they are needed. All other transaction charges apply.

Connect Time Charges:

Nebrask@ Online shall waive all connect time charges for Nebraska Department of Motor Vehicles.

Authorized Officer

Nebraska Department of Motor Vehicles

Authorized Officer

Nebraska State Records Board

Addendum Two to the Interagency Agreement Between Nebraska Department of Motor Vehicles and Nebraska State Records Board

This Addendum Two to the Interagency Agreement between Nebraska Department of Motor Vehicles and the Nebraska State Records Board sets forth an additional service provided by Nebrask@ Online (operated under the auspices and authority of the Nebraska State Records Board), the prices (P) to be charged for such Nebrask@ Online service, how the revenue from such Nebraska@ Online service is to be divided between Nebraska Department of Motor Vehicles (R/DMV) and Nebrask@ Online (R/NOL). All revenue received pursuant to this addenda shall be deposited by the Network manager in the State Records Board Cash Fund pursuant to the provisions of the contract between the Nebraska State Records Board and Nebrask@ Interactive, Inc. and any addenda thereto and distributed back to NOL and the agency as provided below.

This Addendum Two covers the service described below.

Data Records to be Accessed:

Type of Data	P	R/DMV	R/NOL
Driver's Record Monitoring Service (per driver, per year for one year of monthly updates - payable upfront or pro-rated monthly)	\$3.00	\$2.00	\$1.00

Authorized Officer

Nebraska Department of Motor Vehicles

Authorized Officer

Nebraska State Records Board

Date 2-28-95

Addendum Three to the Interagency Agreement Between Nebraska Department of Motor Vehicles and Nebraska State Records Board

This Addendum Three to the Interagency Agreement between Nebraska Department of Motor Vehicles and the Nebraska State Records Board supersedes and voids Addendum Two and changes the fees to be charged for the Driver's Record Monitoring Service provided by Nebrask@ Online (operated under the auspices and authority of the Nebraska State Records Board). The prices (P) to be charged for such Nebrask@ Online service and how the revenue from such Nebraska@ Online service is to be divided between Nebraska Department of Motor Vehicles (R/DMV), the State General Fund (R/GF) and Nebrask@ Online (R/NOL) are listed below. All revenue received pursuant to this addenda shall be deposited by the Network manager in the State Records Board Cash Fund pursuant to the provisions of the contract between the Nebraska State Records Board and Nebrask@ Interactive, Inc. and any addenda thereto and distributed back to NOL, the General Fund and the agency as provided below.

This Addendum Three covers the service described below.

Data Records to be Accessed:

Type of Data	P	R/DMV	R/NOL	R/GF
Driver's Record Monitoring Service (per driver, per month)	\$.06	8 1/3%	33 1/3%	58 1/3%
Note: For those drivers who have a chan in their record during a given month, a driver abstract will be provided and the statutorily required \$3.00 fee will be	ge			
charged.				

Date	Date	
Authorized Officer	Authorized Officer	
Nebraska Department of Motor Vehicles	Nebraska State Records Board	

§ 60-483. Operator's license; numbering; records; abstracts of operating records; fees; information to United States Selective Service System; when.

(1) The director shall assign a distinguishing number to each operator's license issued and shall keep a record of the same which shall be open to public inspection by any person requesting inspection of such record who qualifies under section 60-2906 or 60-2907. Any person requesting such driver record information shall furnish to the Department of Motor Vehicles (a) verification of identity and purpose that the requester is entitled under section 60-2906 or 60-2907 to disclosure of the personal information in the record, (b) the name of the person whose record is being requested, and (c) when the name alone is insufficient to identify the correct record, the department may request additional identifying information. The department shall, upon request of any requester, furnish a certified abstract of the operating record of any person and shall charge the requester a fee of three dollars per abstract. The department shall remit any revenue generated under this section to the State Treasurer, and the State Treasurer shall credit eight and one-third percent to the Department of Motor Vehicles Cash Fund, fifty-eight and one-third percent to the General Fund, and thirty-three and one-third percent to the Records Management Cash Fund.

(2) The director shall, upon receiving a request and an agreement from the United States Selective Service System to comply with requirements of this section, furnish driver record information to the United States Selective Service System to include the name, post office address, date of birth, sex, and social security number of licensees. The United States Selective Service System shall pay all costs incurred by the department in providing the information but shall not be required to pay any other fee required by law for information. No driver record information shall be furnished to the United States Selective Service System regarding any female, nor regarding any male other than those between the ages of seventeen years and twenty-six years. The information shall only be used in the fulfillment of the required duties of the United States Selective Service System and shall not be furnished to any other person.

(3) The director shall keep a record of all applications for operators' licenses that are disapproved with a brief statement of the reason for disapproval

of the application.

(4) The director may enter into an agreement with any person to provide the person information regarding adjudicated traffic citations or administrative actions from the records produced for or developed by the department for purposes related to maintenance of the driver record information data base. The agreement may determine the periodic basis, cost, and media on which the information will be provided.

Source: Laws 1929, c. 149, § 9, p. 516; C.S.1929, § 60-409; Laws 1937, c. 141, § 19, p. 516; Laws 1941, c. 176, § 2, p. 688; C.S.Supp.,1941, § 60-409; R.S.1943, § 60-412; Laws 1961, c. 315, § 9, p. 1005; Laws 1961, c. 316, § 9, p. 1014; Laws 1963, c. 360, § 1, p. 1154; Laws 1965, c. 384, § 1, p. 1238; Laws 1973, LB 319, § 1; Laws 1974, LB 974, § 1; Laws 1978, LB 502, § 1; Laws 1983, LB 326, § 1; Laws 1984, LB 694, § 2; Laws 1984, LB 711, § 1; Laws 1987, LB 300, § 2; Laws 1987, LB 767, § 1; R.S.1943, (1988), § 60-412; Laws 1989, LB 285, § 33; Laws 1993, LB 491, § 10; Laws 1995, LB 467, § 9; Laws 1997, LB 590, § 2; Laws 1997, LB 635, § 19; Laws 1997, LB 720, § 17.

Projected Volume of Activity and Revenue

	Month		# Records Monitored	# Records Provided	Fees Collected	
	January	2000	204,090	2,827	\$20,725.34	
	February	2000	204,600	2,834	\$ 20,777.15	
,	March	2000	205,112	2,841	\$20,829.10	
•	April	2000	205,625	2,848	\$ 20,881.17	
	May	2000	206,139	2,855	\$ 20,933.37	
	June	2000	206,654	2,862	\$ 20,985.70	
	July	2000	207,171	2,869	\$21,038.17	1
	August	2000	207,688	2,876	\$21,090.76	
	September	2000	208,208	2,884	\$21,143.49	
	October	2000	208,728	2,891	\$ 21,196.35	
	November	2000	209,250	2,898	\$ 21,249.34	
	December	2000	209,773	2,905	\$ 21,302.46	
						the second second

3% annual growth was assumed when figuring projections.

Number of records provided was figured using a record change rate of 16.62% annually which is what we experienced in our previous contract with Explore Information Services.

Fees collected was figured by calculating \$3 per record provided, plus \$.06 per driver monitored.

TO: State Records Board Members

FROM: Scott Moore, Chairman, Nebraska State Records Board

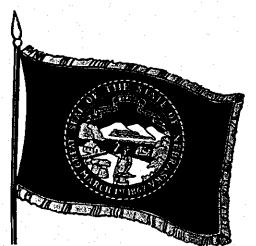
DATE: November 16, 1999

RE: Records Grant Review Process

State Records Board Guidelines for Reviewing Grant Applications:

- 1. The Technical Panel of the Nebraska Information Technology Commission will evaluate proposals based upon whether they are technically feasible and can be accomplished within the budget and time constraints established in the proposal. The Chairman or Technical Panel may request others with appropriate expertise as needed to evaluate a particular grant. The Technical Panel will not review grants on their merits, but merely make a recommendation as the whether the proposed project is technically feasible as described in the proposal.
- 2. The Chairman may appoint a subcommittee of the Board to review grant proposals and recommend funding or not funding based on the criteria established for the purposes of the grants as defined by the board and available funding. The criteria established by the Board are as follows:
 - 1. Enhance the delivery of state agency services and improve access to those services.
 - 2.Improve the efficiency of agency operations.
 - 3. Facilitate collaboration among State agencies.
 - 4. Facilitate collaboration between State agencies and other public institutions.
 - 5. Support public/private partnerships in the delivery of public services.
- 3. The entire Board will review and act upon the grant proposals with guidance from the findings and recommendations of the technical committee and the subcommittee (if applicable), and the above mentioned criteria to approve funding.

SCOTT MOORF SECRETARY OF STATE



SUITE 2300 CAPITOL BUILDING LINCOLN NEBRASKA 68509-4608 PHONE (402) 471-2554 FAX (402) 471-3237 sosadmin@sos.state.ne.us

TO: State Records Board Members

FROM: Scott Moore, Chairman, Nebraska State Records Board

DATE: November 16, 1999

RE: Records Grant Review Process

At the last meeting of the State Records Board a motion was made to have the Chairman draft procedures for evaluating and awarding the State Records Board Grants. The following is a proposal for discussion:

- 1. The Board will appoint a Technical Review Committee to evaluate proposals based upon whether they are technically feasible and can be accomplished within the budget and time constraints established in the proposal. The Technical Review Committee would consist of a representative of Information Management Services, Government Council of the NITC, Nebraska Interactive, Inc., and others with appropriate expertise as needed for a particular grant. The Technical review committee will not review grants on their merits, but merely make a recommendation as the whether the proposed project is technically feasible as described in the proposal.
- 2. A subcommittee of the Board will review and grant proposals and recommend funding or not funding based on the criteria established for the purposes of the grants as defined by the board and available funding. The criteria established by the Board are as follows:
 - 1. Enhance the delivery of state agency services and improve access to those services.
 - 2. Improve the efficiency of agency operations.
 - 3. Facilitate collaboration among State agencies.
 - 4. Facilitate collaboration between State agencies and other public institutions.

5. Support public/private partnerships in the delivery of public services.

in / guilance & recommendans 3. The entire Board will review and act upon the grant proposals based upon the findings and recommendations of the technical committee and the subcommittee, and the above mentioned criteria to approve funding.

This draft outline is written very broadly and intended to facilitate Board discussion on this issue, and is not meant as a final proposal on the matter.

TO: State Records Board Members

FROM: Scott Moore, Chairman, Nebraska State Records Board

DATE: November 16, 1999

RE: Records Grant Review Process

State Records Board Guidelines for Reviewing Grant Applications:

- 1. The Technical Panel of the Nebraska Information Technology Commission will evaluate proposals based upon whether they are technically feasible and can be accomplished within the budget and time constraints established in the proposal. The Chairman or Technical Panel may request others with appropriate expertise as needed to evaluate a particular grant. The Technical Panel will not review grants on their merits, but merely make a recommendation as the whether the proposed project is technically feasible as described in the proposal.
- 2. The Chairman may appoint a subcommittee of the Board to review grant proposals and recommend funding or not funding based on the criteria established for the purposes of the grants as defined by the board and available funding. The criteria established by the Board are as follows:
 - 1. Enhance the delivery of state agency services and improve access to those services.
 - 2.Improve the efficiency of agency operations.
 - 3. Facilitate collaboration among State agencies.
 - 4. Facilitate collaboration between State agencies and other public institutions.
 - 5. Support public/private partnerships in the delivery of public services.
- 3. The entire Board will review and act upon the grant proposals with guidance from the findings and recommendations of the technical committee and the subcommittee (if applicable), and the above mentioned criteria to approve funding.

Alaman

Established by LB 924 (1998) and codified at Neb. Rev. Stat. § 86-1511, the Technical Panel provides analysis and recommendations to the NITC on technical matters. Section 86-1511(2) states:

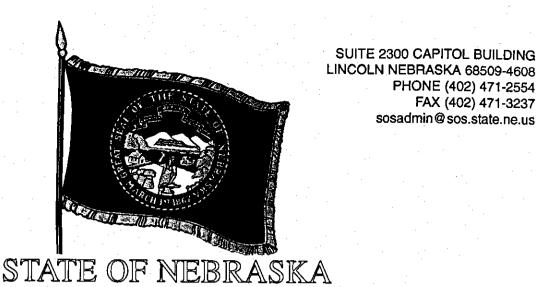
The technical panel shall review any technology project or request for additional funding recommended to the Nebraska Information Technology Commission including any recommendations by working groups established under sections 86-1501 to 86-1514. Upon the conclusion of the review of a technology project or request for additional funding, the technical panel shall provide its analysis to the Nebraska Information Technology Commission. The technical panel may recommend technical standards and guidelines to be considered for adoption by the commission.

The Technical Panel has a charter which explains its responsibilities and operating procedures. <u>Click here</u> to view the charter in <u>PDF format</u>.

Momber

NAME	PHONE #	E-MAIL
Brenda Decker Department of Administrative Services - Division of Communications	(402)471-3717	bdecker@doc.state.ne.us
Peter Ford Nebraska Educational Telecommunications	(402)472-3611	pete ford@netv.pbs.org
Walter Weir University of Nebraska Computing Services Network	(402)472-2191	wweir@uneb.edu
Steve Schafer Chief Information Officer State of Nebraska	(402)471-4385	slschafe@notes.state.ne.us
Michael Winkle Executive Director Nebraska Information Technology Commission	(402)471-4415	mwinkle@unlinfo.unl.edu

SCOTT MOORE SECRETARY OF STATE



JUILUS MANAGEMENT

PERSON

PHONE (402) 471-2554 FAX (402) 471-3237 sosadmin@sos.state.ne.us

NOV 0 & 1999

RECEIVED

MEMO

TO:

State Records Board Members

FROM:

Scott Moore, Secretary of State SPM

DATE:

November 5, 1999

SUBJECT: Time change for November 19th Meeting

Due to a few scheduling conflicts we have changed the time of the Records Board Meeting on November 19th from 9:00am to 10:00am. We will still be in Room 1507 of the State Capitol Building. I hope this will not cause any inconvenience. Please RSVP so that we know we will have a quorum for the DMV hearing. An agenda and any further information needed for the meeting will follow shortly. Thank you.

dk

Enclosure