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- **November**

- **19**

- **1999**

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## NEBRASKA STATE RECORDS BOARD

### MINUTES

Meeting of November 19, 1999

The meeting was called to order by Chairman Scott Moore at 10:00 A.M. on November 19, 1999, in Room 1507 of the State Capitol, Lincoln, Nebraska. The Chairman introduced David Buelt, a new appointee to the Board.

The following Board members were present:

Scott Moore, Chairman;  
David Buelt;  
John Dale;  
Jeff Funk;  
David Heineman;  
Lauren Hill, representing the Governor;  
Lori McClurg;  
Craig Schroeder;  
Don Stenberg;  
Mark Sutko;  
Kate Witek.

Not present was:

Kathy Nathan.

Chairman Moore noted that the legal notice of hearing was published in the November 15, 1999, Lincoln Journal Star.

The minutes of the meeting of September 30, 1999, were considered. Mr. Heineman moved that the minutes be approved as circulated; motion seconded by Mr. Sutko.

|                 |                   |                      |                  |                |
|-----------------|-------------------|----------------------|------------------|----------------|
| Voting For:     | Funk<br>Schroeder | Heineman<br>Stenberg | McClurg<br>Sutko | Moore<br>Witek |
| Voting Against: | None              |                      |                  |                |
| Not Voting:     | Buelt             | Dale                 | Hill             |                |
| Absent:         | Nathan            |                      |                  |                |

The motion carried.

Chairman Moore reported that the cash balance of the State Records Board account in the Records Management Cash Fund was \$388,519. The Board discussed the fund balance, and Greg Lemon, Deputy Secretary of State, and Betty Johnson, of the Department of Motor Vehicles, answered questions.

The Chairman opened the public hearing on the Drivers Record Monitoring Service. Beverly Noth, Director of the Department of Motor Vehicles, asked that the Board approve the service and fee being proposed. Betty Johnson answered questions asked by the Board. Philip Casey, General Manager of Explore Information Services, testified in favor of the proposal. Greg Lemon indicated that this proposal would supersede the old fee. The Chairman closed the public hearing. After further discussion, Ms. Witek moved to approve the fee as proposed by the Department of Motor Vehicles for the Drivers Records Monitoring Service; motion seconded by Mr. Sutko.

|             |          |         |       |           |
|-------------|----------|---------|-------|-----------|
| Voting For: | Buelt    | Dale    | Funk  | Heineman  |
|             | Hill     | McClurg | Moore | Schroeder |
|             | Stenberg | Sutko   | Witek |           |

Voting Against: None

Absent: Nathan

The motion carried.

The Chairman opened discussion of the State Records Board Records Grant Review Process and introduced the proposed process.

Ms. McClurg left the meeting.

After discussion of the proposed grant process, Mr. Schroeder moved that the process be approved as proposed; motion seconded by Mr. Heineman.

After further discussion, Mr. Schroeder moved to amend his motion to add the following language to the last sentence in Item One of the proposed process:

"...and how it relates to any other development projects."

The Schroeder amendment to the original motion, now referred to as Amendment 1, was seconded by Mr. Stenberg. The Chairman called for a vote on Amendment 1 to the Schroeder motion.

|             |       |       |           |          |
|-------------|-------|-------|-----------|----------|
| Voting For: | Buelt | Dale  | Funk      | Heineman |
|             | Hill  | Moore | Schroeder | Stenberg |
|             | Sutko | Witek |           |          |

Voting Against: None

Absent: Nathan McClurg

The motion to adopt Amendment 1 carried.

After further discussion, Mr. Schroeder moved to amend the original motion to add the following sentence:

"A subcommittee will be appointed if more than ten proposals are received in any one review period."

The Schroeder amendment to the original motion, now referred to as Amendment 2, was seconded by Mr. Heineman.

After further discussion, Mr. Schroeder moved to amend Amendment 2, to strike the proposed language in Amendment 2, and strike the following language in the first sentence of Item Two:

"A subcommittee of the Board will..."

and to replace the stricken language with:

"The Chairman may appoint a subcommittee to..."

The Schroeder amendment to Amendment 2, now referred to as Amendment 2A, was seconded by Ms. Witek. The Chairman called for a vote on Amendment 2A to Amendment 2.

|             |       |       |           |          |
|-------------|-------|-------|-----------|----------|
| Voting For: | Buelt | Dale  | Funk      | Heineman |
|             | Hill  | Moore | Schroeder | Stenberg |
|             | Sutko | Witek |           |          |

Voting Against: None

Absent: Nathan McClurg

The motion to adopt Amendment 2A carried.

The Chairman called for a vote on Amendment 2, as amended by Amendment 2A.

|             |       |       |           |          |
|-------------|-------|-------|-----------|----------|
| Voting For: | Buelt | Dale  | Funk      | Heineman |
|             | Hill  | Moore | Schroeder | Stenberg |
|             | Sutko | Witek |           |          |

Voting Against: None

Absent: Nathan McClurg

The motion to adopt Amendment 2, as amended by Amendment 2A, carried.

After further discussion, Mr. Schroeder moved to amend the original motion to strike the language in Item Three of the proposed process and to substitute the following language:

"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."

The Schroeder amendment to the original motion, now referred to as Amendment 3, was seconded by Mr. Heineman. The Chairman called for a vote on Amendment 3.

|             |       |       |           |          |
|-------------|-------|-------|-----------|----------|
| Voting For: | Buelt | Dale  | Funk      | Heineman |
|             | Hill  | Moore | Schroeder | Stenberg |
|             | Sutko | Witek |           |          |

Voting Against: None

Absent: Nathan McClurg

The motion to adopt Amendment 3 carried.

After further discussion, Mr. Schroeder moved to amend Item One of the proposed process to provide that the NITC Technical Committee would review all proposals and that Nebrask@ Online would also review proposals as appropriate. The Schroeder amendment to the original motion, Now referred to as Amendment 4, was seconded by Ms. Witek. The Chairman called for a vote on Amendment 4.

|             |       |       |           |          |
|-------------|-------|-------|-----------|----------|
| Voting For: | Buelt | Dale  | Funk      | Heineman |
|             | Hill  | Moore | Schroeder | Stenberg |
|             | Sutko | Witek |           |          |

Voting Against: None

Absent: Nathan McClurg

The motion to adopt Amendment 4 carried.

The Chairman then called for a vote on the original motion, as amended four times, to adopt the grant review process.

|             |       |       |           |          |
|-------------|-------|-------|-----------|----------|
| Voting For: | Buelt | Dale  | Funk      | Heineman |
|             | Hill  | Moore | Schroeder | Stenberg |
|             | Sutko | Witek |           |          |

Voting Against: None

Absent: Nathan McClurg

The motion to adopt the grant review process carried.

The Chairman announced that the next Board meeting would probably be in March 2000, but no definite date was set.

The Chairman asked for a motion to have legislation introduced to give statutory approval to all rates set by the Board for premium services during the prior twelve months. Ms. Witek so moved; motion seconded by Mr. Funk.

|                 |                        |                        |                   |                      |
|-----------------|------------------------|------------------------|-------------------|----------------------|
| Voting For:     | Buelt<br>Hill<br>Sutko | Dale<br>Moore<br>Witek | Funk<br>Schroeder | Heineman<br>Stenberg |
| Voting Against: | None                   |                        |                   |                      |
| Absent:         | Nathan                 | McClurg                |                   |                      |

The motion carried.

Mr. Heineman moved that the meeting be adjourned; motion seconded by Mr. Dale.

|                 |                        |                        |                   |                      |
|-----------------|------------------------|------------------------|-------------------|----------------------|
| Voting For:     | Buelt<br>Hill<br>Sutko | Dale<br>Moore<br>Witek | Funk<br>Schroeder | Heineman<br>Stenberg |
| Voting Against: | None                   |                        |                   |                      |
| Absent:         | Nathan                 | McClurg                |                   |                      |

The motion carried.

Chairman Moore declared the meeting adjourned at 11:45 A.M.



Scott Moore  
Chairman  
State Records Board