



Joint Commission on Technology and Science
June 23, 2010 10:00 a.m.
House Room D, General Assembly Building

- **Call to order, roll call.**

Delegate Joe T. May, chairman of JCOTS, called the meeting to order. Ten members were present for the meeting, including participation of Senator William Wampler via teleconference.¹

- **Welcoming remarks & introduction of new member.**

Delegate Joe May reminded the members and the audience of the important work that JCOTS has undertaken in the past in providing background and investigational work on technology-related issues for the General Assembly, and said that he looked forward to the Commission continuing this work during the 2010 Interim. Delegate May also welcomed Delegate Kathy J. Byron to the Commission. Delegate Byron is the newest appointee to JCOTS, and filled the seat late vacant by the Delegate Sam Nixon, who resigned from the House of Delegates to accept the appointment as the Chief Information Officer of the Commonwealth.

- **Election of chairman & vice-chairman.**

Pursuant to § 30-86 of the Code of Virginia, JCOTS shall elect a chairman and vice-chairman from among its membership at the first meeting following the adjournment sine die of the Regular Session of the General Assembly in an even-numbered year. Upon nomination by Delegate John A. Cosgrove, and seconded by Delegate Tom D. Rust, Delegate May was re-elected chairman of JCOTS unanimously. Upon nomination by Senator John Watkins, and seconded by Senator John C. Miller, Senator Mamie E. Locke was re-elected vice-chair of JCOTS.

¹ Not present at the meeting: Senator Janet D. Howell and Delegate Harry R. Purkey

● **2010 Legislative Update**

Staff provided the membership with an overview of technology and science-related legislation that was adopted by the 2010 Session of the General Assembly. Of particular note were:

- HB 1, addressing constitutional concerns in Virginia's "spam" law;
- HB 433, addressing the collection of social security numbers by government agencies;
- HB 676/SB 23, removing the sunset on the Aerospace Advisory Council, as well as changing the membership and responsibilities of the Council;
- HB 709, requiring contracts and purchase orders for textbooks to allow for the purchase of electronic textbooks;
- HB 1034/SB 236, reorganizing IT governance in the Commonwealth by making the Chief Information Officer a gubernatorial appointee, abolishing the Information Technology Investment Board and replacing it with an advisory council comprised primarily of agency representatives, and making other changes to IT governance;
- HB 1039, requiring notification to citizens of the Commonwealth of a database breach involving medical information held by a state or local government entity; and
- SB 241, establishing an Open Education Curriculum Board.

A complete list of technology and science-related legislation, along with bill summaries, is available on the JCOTS website with the meeting materials from this meeting.

● **Formation & Adoption of 2010 Workplan**

The General Assembly referred five bills to JCOTS for study for the Interim:

- HB 670 (May)/SB 599 (Vogel) addressing the installation of electronic tracking devices on motor vehicles without an owner's consent;
- HB 716 (Peace)/SB 242 (Watkins) regarding ownership of intellectual property created by state employees; and
- HB 920 (Bell, R.) amending the definition of a computer in the Virginia Computer Crimes Act to include cellular phones and other wireless telecommunications devices.

In light of these bills, and other topics of study suggested by members of JCOTS, five advisory committees will be assembled during the 2010 Interim. The first, a Privacy Advisory Committee, will review the electronic tracking devices bills, as well as survey the current state of the law of privacy in Virginia and address any lingering social security number issues stemming from legislation to go into effect July 1, 2010 regarding the collection of social security numbers by government agencies. The second, and

Intellectual Property Advisory Committee, will seek to continue the work begun last year with the Secretary of Administration to establish guidelines regarding ownership of intellectual property created by state employees. The third, a Computer Crimes Advisory Committee, will review the technical definitions set forth in the Virginia Computer Crimes Act -- including but not limited to the definition of a computer -- and ensure that the definitions are keeping up with changes in technology. The fourth, an Energy Advisory Committee, will seek to explore clean and renewable energy sources. Finally, an Intelligent Transportation Advisory Committee will seek to find ways that intelligent transportation technologies can be used to improve transportation in the Commonwealth.

A solicitation for applications for participation on each of these advisory committees will be developed and distributed within the next few weeks.

In addition to these advisory committees, JCOTS staff will continue to monitor the activities of the Virginia Information Technologies Agency (VITA), the Virginia Aerospace Advisory Council, and the Virginia Broadband Advisory Council. Presentations at JCOTS meetings during the Interim will include an update on the state of electronic medical records in the Commonwealth, the state of broadband deployment in the Commonwealth, and an update on cybersecurity in the public and private sectors.

- **"Transforming Transportation: a new look at how technology and tolling strategies are helping governments around the world meet transportation needs."**

Ken Daley, President of International Development for Transurban USA, provided an overview and update on electronic tolling technologies. A copy of the presentation is available on the JCOTS website with the meeting materials for this meeting.

- **Other Business.**

There was no other business brought before the Commission.

- **Public comment.**

No public comment was received.

- **Adjournment.**