



**Information Technology Executive Council
Regular Meeting of the ITEC Board**

MINUTES

March 21, 2023

The Regular Meeting of the ITEC Board was held on March 21, 2023, virtually using Microsoft Teams. This meeting was properly noticed and posted in the Kansas Public Square prior to the meeting. <https://publicsquare.ks.gov/>

Board Members:

Present unless otherwise noted

Jeff Maxon, Executive Branch (Interim) CITO
Kelly O'Brien, Judicial Branch CITO (Chair)
Alan Weis, Legislative Branch CITO
Rep. Emil Bergquist, House Representative #1 [Absent]
Rep. Pam Curtis, House Representative #2 [Absent]
Senator J.R. Claeys, Senate Representative #1 [Absent]
Senator Jeff Pittman, Senate Representative #2
Adam Proffitt, Cabinet Agency Head #1
Amber Shultz, Cabinet Agency Head #2

Adrian Guerrero, Non-Cabinet Agency Head #1
Lynn Retz, Non-Cabinet Agency Head #2 [Absent]
David Marshall, KCJIS [Absent]
Greg Gann, County Representative
Mike Mayta, City Representative
Duncan Friend, Information Network of Kansas
Steve Funk, Board of Regents
Judy Corzine, Private Sector Representative
Alex Wong, Chief Information Technology Architect

THIS MEETING IS IN COMPLIANCE WITH
KSA 75-7202 AND AMENDMENTS THERETO.

Public attendees, that signed in.

Baker, Rick [KDOT]
Denning, Allie [OITS]
Howser, Kevin [OITS]
Johnson Madden, Anne [Judicial]
Johnson, Diana [KDOT]
Johnson, Kelly [DAPC]

Johnson, Tom, [KU]
Kritikos, Bill [KDOT]
McGinnis, Erin [OITS]
Newland, Dominique [KUMC]
Ramirez, Celena [OITS]
Smith, Sash [OITS]

Spinks, Sara [OITS]
Stewart, Mike [KDOT]
Suppes, Daric [KPOC]
Thieme, Kevin [KRGK]
Thomas, Chris [OITS]
Tritsch, Jodi [DASM]
Zeller, Larry [OITS]

WELCOME / CHAIRMAN COMMENTS

Chairman Kelly O'Brien, J-CITO, called the meeting to order at 1:30pm.

APPROVAL OF AGENDA

Senator Jeff Pittman moved to accept the agenda as presented. Greg Gann seconded the motion. The motion passed.

APPROVAL OF MINUTES

J-CITO O'Brien introduced the December 13, 2022 minutes for discussion. Alex Wong, CITA, noted that Amber Shultz's name was misspelled on the second page. It will be corrected when published. Senator Jeff Pittman moved to approve the minutes with the correction. Alan Weis, Legislative CITO, seconded the motion. The motion passed.

ACTION ITEM STATUS

Alex Wong, CITA reported that there were no open action items.

ADVISORY BOARD UPDATES/EDUCATION SEGMENT:

Jeff Maxon, Interim Executive Branch CITO, presented an update from the February 21, 2023 Information Technology Advisory Board (ITAB) meeting.

- The board discussed the passage of [HB2077](#) and what that will mean to the agencies as well as other proposed policy updates.
- The topic of state staff augmentation contracts was addressed. Board members have reported that they have struggled with staff recruiting and retention and some have been using the contracts for recruitment purposes. This is not an appropriate use of the staff augmentation contracts. The Department of Administration, Office of Procurement and Contracts have been looking at the possibility of letting a Request for Proposal (RFP) for recruiting/head hunting services.
- Email breaches and other cybersecurity issues were also discussed.

PRESENTATIONS - DISCUSSION AND POSSIBLE ACTION/

Allie Denning, OITS Director of Public Affairs, presented an update on the status proposed legislation changes:

- [HB 2077](#) – This bill was passed by the legislature and signed by the governor. The purpose of the bill was for implementing additional reporting requirements for information technology projects and state agencies, requiring additional information technology security training and status reports, requiring reporting of significant cybersecurity audits and changing the membership requirements, terms of members and the quorum requirements for the information technology executive council. The bill originated out of the Joint Committee on IT (JCIT). There are three key pieces of this bill:
 - a. Gives JCIT the ability to “advise and consult” on KITO reportable IT projects.
 - b. Changes the current requirements for reportable projects from the project cost threshold of \$250,000 to a high business risk score.
 - c. Relates to the Kansas Cybersecurity Act
 - i. Allows the Kansas Information Security Office (KISO) to set cybersecurity policies for Kansas agencies.
 - ii. Requires Kansas entities to report in the event of a cybersecurity incident to the Kansas Chief Information Security Officer (CISO).
- [HB 2388](#) – Requiring that licensing bodies provide paper-based and verified electronic credentials to credential holders, including military servicemembers and others receiving Kansas credentials based on their credentials. This bill passed on the house side and has been referred to the Senate Committee on Commerce.
- [HB 2314](#) – Prohibiting the use of the social media platform TikTok on state-owned devices and on any state network. This bill has not yet been heard in committee.

Questions:

- Senator Pittman asked on HB 2077, it mentions giving the KISO the authority to set policies. Is that separate and above what ITEC does in terms of setting cybersecurity policies? E-CITO Maxon answered that it will allow the CISO to set policies that are more restrictive than ITEC policy. For example, if the CISO were to purchase a new tool for security, they can mandate its use across the executive branch agencies.
- Senator Pittman asked about HB2314, the TikTok ban. He asked if ITEC wanted to take a position on that topic. He stated that, in his opinion, we should not be banning individual organizations or businesses. It should come from the CISO's recommendations based on an incident or a threat and should be part of an overarching strategy. E-CITO Maxon replied that this is a conversation that ITEC has not previously had but he thinks that this committee needs to do that. He stated that it is important to address these issues at the lower level before it is put into statute and ITEC is the vehicle to do that. J-CITO O'Brien agreed and suggested that this committee have more conversations to decide at what level it becomes involved. L-CITO Weis stated that he believed that more conversation was needed. This topic has broader implications, and the committee should decide on the approach to take with this topic rather than trying to address every security issue in statute. ITEC should either set policy or make recommendations to the legislature and governor. Adrian Guerrero responded that there are times that his agency must access different platforms when conducting investigations. This approach to restricting specific applications in statute could become problematic to agencies. Steve Funk reported that the governor's executive order exempted the regent's institutions while HB2314 did not. The regents CIOs have shared concerns with him about restricting any platform from use. The schools have used the platform with positive results in the past and would rather address the security concerns specifically to allow continued use. Greg Gann reported that at the local level, they view things as a business case. They evaluate each case by the need and who will be using it. They have ethics rules and IT acceptable use policies in place that are signed by all employees with defined consequences for violations. He agreed with Senator Pittman that a broader approach would be better than restricting a specific platform. L-CITO Weis pointed out that, as he works at the pleasure of legislative leadership, he will not testify for or against the proposed bill. He agreed that it should be addressed at the policy level.
 - Secretary Adam Proffitt asked if the legislature passes this bill, would it preclude ITEC from coming back later with a more broadly based policy. L-CITO O'Brien stated that Secretary Proffitt is correct. He agreed that this would be the most appropriate path forward. Interim E-CITO Maxon stated that, historically, ITEC put out more structural framework type policies, but he thinks there are opportunities to put out policies that are more tactical with standards that are enforced.
 - Duncan Friend suggested that more research be conducted on how similar governance boards from other states are approaching this topic. L-CITO O'Brien agreed and asked how the committee would approach it. CITA Wong replied that his office has already started conversations with other consulting companies such as Gardner and NASCIO to research approaches to applications such as TikTok and ChatGPT to understand the impacts, concerns, risks and liabilities raised by their use. He mentioned that he and E-CITO Maxon have started drafting policy language. Duncan requested that they brief the committee when able.

ITEC Policy Updates - Alex Wong-CITA, Terri Clark-Legislature and Kevin Howser-OITS presented draft versions of the proposed updates to the following ITEC policies:

- [Policy 1100](#) – Software Use and Licensing
- [Policy 1500](#) – Ownership of Software Code and Related Intellectual Property
- [Policy 9500](#) – Wireless Local Area Network Policy

Questions on ITEC 9500-P:

- Adrian Guerrero asked if the team took into consideration the use of mobile hotspots or other 5G technology that may be connected to the state network. Terri responded that it was addressed in the policy and standard by addressing the use of "OITS managed networks" and "Non-OITS managed networks".

- Adrian asked about enforcement of the “check enforcement authentication requirements”, some devices do not allow the use of this approach. Terri responded that the enforcement was left up to the entities to address specific situations within their entity policy.
- Duncan Friend asked about the reported update to the Network section of the Kansas architecture. He expressed concern over not having ITEC approve the architecture update as well as needing an update to the statewide architecture as a whole. CITA Alex Wong reported that this policy was the only policy that required an update to the architecture. An approval of the proposed ITEC policy will constitute an approval of the architecture update. Alex also reported that he is working on a strategy for providing an updated statewide architecture.

STAFF REPORTS - DISCUSSION AND POSSIBLE ACTION

- Judicial Branch - Kelly O’Brien, J-CITO: Kelly reported that the Judicial Branch will go-live with Douglas, Shawnee, and Wyandotte county courts on April 3rd. Sedgwick county is scheduled for August, the Appellate Court is scheduled before the end of 2023 and Johnson will be scheduled in 2024.
- Executive Branch - Jeff Maxon, Interim E-CITO: Jeff presented the following update:
 - This has been a busy time for the executive branch with proposed legislative changes requiring a lot of attention.
 - They are in the process of letting an enterprise RFP for an Enterprise Identity Access Management (IAM) solution which will introduce the concept of multi-factor authentication (MFA) and single sign-on to all executive branch agencies.
 - They are working on modernizing networking technology by assessing our current state and setting priorities for our future state.
 - Jeff reported that they are starting to see a little bit of a turnaround in their hiring and seeing more applications for job postings.
 - They have also begun work on the next three-to-five-year strategic planning for the executive branch.
- Legislative Branch - Alan Weis, L-CITO: Alan reported the following:
 - Their KLISS Modernization project is underway. They have submitted their detailed project plan to KITO. This system is responsible for processing the legislative bills, calendars, journals, committee agendas, minutes, and other associated documents. Their planned implementation date is scheduled for October 2024 to have it ready to use in the 2025 legislative session.
 - JCIT met last week. The committee elected their committee leadership for 2023 and reviewed the quarterly report of IT projects.
 - The legislative session began on January 9th.
 - Alan recognized Terri Clark, Director of Technical Services for the Kansas Legislative Office of Information Systems, and her more than 20 years of experience. She is retiring on April 1.
- CISO Update - Jeff Maxon, CISO: Jeff reported that there has been an uptick of business email compromises across the state. He reminded everyone that the goal of these email compromises is to get us to wire money to inappropriate actors. They will spoof the email address of an existing vendor with the state to get us to change the payment account information for that vendor to cause us to deposit funds in the wrong accounts or spoof state employees to try to get their paycheck direct deposit information redirected. He reminded everyone the importance of using a two-step verification process to verify the requestor’s identity before making any changes.

COMMENTS FROM BOARD MEMBERS

- Duncan Friend stated that, in light of the IAM project, the committee should take a fresh look at the Identity Management Policy (ITEC 9200-P and 9210-P). It was created back in 2001 and an Identity Management Group was created. It was later suspended for inactivity. With a policy in place, it should be updated in lieu of the new project. CISO Maxon commented that employee identity access management is very different than what the ITEC policy governed, which was digital identity.

- Jeff Maxon, E-CITO stated that it has been pointed out to him that there is no representation on the committee from the elected offices. There are four elected offices. It would have to be addressed in the next legislative session as an update to the statute. He thinks it is a valid topic for discussion.

CLOSING REMARKS

New Action Item Review - Alex Wong, CITA: Alex reported that there were no new action items.

ADJOURNMENT

Greg Gann moved to adjourn; Adrian Guerrero seconded the motion. The meeting adjourned at 2:39pm.

ITEC BOARD MEMBERS



Alan Weis
Legislative Branch CITO



Jeff Maxon
Executive Branch (Interim) CITO



Kelly O'Brien, Chair
Judicial Branch CITO



Steve Funk
Board of Regents



Lynn Retz
Kansas Corporation Commission



Representative Emil Bergquist
House Representative



Senator Jeff Pittman
Senate Representative



Representative Pam Curtis
House Representative



Senator J.R. Claeys
House Representative



Adam Proffitt
Dept of Administration



Adrian Guerrero
Kansas Board of Nursing



Gregg Gann
Sedgwick County



Mike Mayta
City of Wichita



Duncan Friend
Information Network of Kansas (INK)



David Marshall
KS Criminal Justice



Amber Shultz
Kansas Department of Labor



Judy Corzine
Private Sector Representative



Alex Wong
Office of Technology Services