



STATE OF VERMONT
OFFICE OF LEGISLATIVE COUNCIL

MEMORANDUM

To: Members, Joint Information Technology Oversight Committee
From: Rebecca Wasserman and Maria Royle
Date: October 19, 2018
Subject: IT and Telecom Reports to the General Assembly

Below is a list of legislatively mandated reports that are under the jurisdiction of the Joint Information Technology Oversight Committee. The reports are divided into three general subject areas: (1) General Information Technology, (2) Health Information Technology, and (3) Telecommunications.

General Information Technology Reports

Ongoing reports submitted to or reviewed by the General Assembly or
by certain legislative committees:

1. **IT Strategic Plan and Budget (3 V.S.A. § 2222(a)(9))**
 - Required by the Secretary of Administration (in actuality, prepared by the Secretary of Digital Services)
 - By statute, required annually
 - Last submitted on January 12, 2018
2. **Five-Year IT and Information Security Plan (3 V.S.A. § 2222(a)(10))**
 - Required by the Secretary of Administration (in actuality, prepared by the Secretary of Digital Services)
 - By statute, required annually
 - Last submitted January 12, 2018
3. **Five-Year IT Program (32 V.S.A. § 315)**
 - Required by the Secretary of Administration (in actuality, prepared by the Secretary of Digital Services)
 - By statute, required annually
 - Last submitted January 12, 2018

One-time reports submitted to the General Assembly (or relevant legislative committees):

1. **Report on State Information Technology Efficiencies (Act 11 (2018 Sp. Sess.), Sec. E.105.1)**
 - Prepared by the Secretary of Digital Services
 - Due by January 15, 2019
2. **Report on the Agency of Digital Services' Cybersecurity Operations Center**
 - Prepared by the Joint Fiscal Office Information Technology Consultant
 - Report submitted to the Joint Fiscal Committee on July 18, 2018
3. **Report of the Artificial Intelligence Task Force (2018 Acts and Resolves No. 137, Sec. 1(h))**
 - Written update required by February 15, 2019
 - Final report due June 30, 2019

Health Information Technology Reports

Ongoing reports submitted to or reviewed by the General Assembly or
by certain legislative committees:

1. **Statewide Health Information Technology Plan (18 V.S.A. § 9351)**
 - Coordinated by the Department of Vermont Health Access (DVHA), in consultation with DVHA's Health Information Exchange Steering Committee (revised in 2018; the Secretary of Administration or designee was previously responsible for coordination)
 - By statute, revised annually and comprehensively updated every five years
 - Proposed plan submitted to the Green Mountain Care Board by November 1 each year (this requirement added in 2018)
 - Last updated in March 2016
2. **Progress Report Implementing Health Information Technology Leaders Recommendations (18 V.S.A. § 9352)**
 - Developed by Vermont Information Technology Leaders (VITL)
 - Due by January 15 each year
 - Last prepared as part of VITL's 2017 Annual Report submitted January 15, 2018
3. **Health IT-Fund, Various Reports (32 V.S.A. § 10301)**
 - Annual plan for expenditures must be developed by VITL and by any other requesting entity. VITL and any other beneficiary receiving funding must submit quarterly expenditure reports, including a year-end report by August 1
 - Annual report on the receipts, expenditures, and balances in the Health IT-Fund prepared by the Secretary of Administration

- Annual report submitted to the General Assembly on September 28, 2018

One-time reports submitted to the General Assembly (or relevant legislative committees):

1. **Work Plan to Implement Act 73 Health Information Technology Recommendations (2018 Acts and Resolves No. 187, Sec. 1(a))**
 - Developed by VITL and DVHA
 - Due by May 1, 2018
 - Submitted on May 1, 2018
2. **Contingency Plan for Health Information Technology (2018 Acts and Resolves No. 187, Sec. 1(b))**
 - Developed by VITL and DVHA
 - Due by September 1, 2018
 - Submitted to the General Assembly on August 31, 2018
3. **Independent Evaluation of VITL/DVHA Work Plan, Contingency Plan, and Progress Toward Meeting Act 73 Recommendations (2018 Acts and Resolves No. 187, Sec. 1(c))**
 - Conducted by an independent entity with expertise in health information technology
 - Due by October 15, 2018
 - Submitted to the General Assembly on October 2, 2018 by DVHA on behalf of HealthTech Solutions LLC
4. **Progress on Implementing Act 73 Recommendations (2018 Acts and Resolves No. 187, Secs. (1)(d) and (e))**
 - Developed by VITL and DVHA
 - Written updates due by May 1, 2018, July 1, 2018, September 1, 2018, November 1, 2018, and January 1, 2019
 - Testimony on progress required at the Health Reform Oversight Committee and the Joint Information Technology Oversight Committee meetings at least every two months, or more frequently if requested
 - Last progress report submitted on August 31, 2018
5. **Recommendations on Consent Policy for Vermont Health Information Exchange (2018 Acts and Resolves No. 187, Sec. 7)**
 - Developed by DVHA in consultation with stakeholders
 - Due by January 15, 2019
6. **Interoperability of Electronic Health Records (2018 Acts and Resolves No. 187, Sec. 8)**
 - Developed by DVHA in consultation with stakeholders
 - Due by January 15, 2019

Telecommunications Reports

Ongoing reports submitted to or reviewed by the General Assembly or
by certain legislative committees:

1. **Telecommunications Plan (30 V.S.A. § 202d)**
 - Developed by the Department of Public Service (DPS)
 - By statute, every three years, DPS must institute proceedings to conduct a major review and update of the Plan
 - Prior to the Plan’s adoption, DPS must submit a final “draft” plan to the legislative committees of jurisdiction. DPS must consider the testimony presented at such hearing when preparing the final Plan
 - The last Plan was adopted September 2014

2. **Report on Connectivity Division Activities (30 V.S.A. § 202e)**
 - Prepared by the Director for Telecommunications and Connectivity, with advice and assistance from the Telecommunications and Connectivity Advisory Board
 - Due on or before January 15 annually
 - Report includes an operating and financial statement, including a summary of grants and contracts; an *action plan* for meeting State telecom goals; and maps of served and unserved areas based on speed of broadband service
 - Last submitted to the General Assembly on January 12, 2018

One-time reports submitted to the General Assembly (or relevant legislative committees):

1. **Progress Report on VTA Wireless Network and Northeast Kingdom Fiber Network Projects (2018 Acts and Resolves No. 190, Sec. 14(b))**
 - Prepared by DPS
 - Due by September 1, 2018
 - Submitted to the General Assembly on August 31, 2018

2. **E-911 System Resiliency and Redundancy Report (Act 11 (2018 Sp. Sess.), Sec. E.235)**
 - Prepared by Executive Director of the E-911 Board
 - Due by September 1, 2018
 - Submitted to the Joint Fiscal Committee on August 31, 2018

3. **Report on E-911 Jurisdictional Issues (Act 11 (2018 Sp. Sess.), Sec. E.234)**
 - Prepared by the Public Utility Commission (PUC)
 - Due by September 1, 2018
 - Includes description of PUC’s regulatory authority over E-911 network and recommendations for ensuring comprehensive regulatory oversight
 - Submitted to the Joint Fiscal Committee on August 31, 2018

4. **Report on E-911 Compliant Microcell Service in VT (Act 11 (2018 Sp. Sess.), Sec. E.233.2(e))**
 - Prepared by DPS
 - Due by December 1, 2018

5. **Report on State Net Neutrality Rules (2018 Acts and Resolves No. 169, Sec. 9)**
 - Prepared by the Attorney General (AG) and DPS
 - Due by December 15, 2018

6. **Report Concerning Telecom Privacy Rules (2017 Acts and Resolves No. 66, Sec. 2(b)(1))**
 - Prepared by AG and DPS
 - Due by December 15, 2018
 - Report will analyze whether State rules are needed applicable to telecom providers, including BIAS providers and edge providers

7. **Broadband Availability for Remote Workers Report (2018 Acts and Resolves No. 197, Sec. 7)**
 - Prepared by the Director of Telecommunications and Connectivity and the Agency of Commerce and Community Development
 - Due by January 15, 2019