

**Document:** AROC Notice, **Register Page Number:** 27 IR 3344

**Source:** July 1, 2004, Indiana Register, Volume 27, Number 10

**Disclaimer:** This document was created from the files used to produce the official CD-ROM Indiana Register.

**TITLE 28 STATE INFORMATION TECHNOLOGY  
OVERSIGHT COMMISSION**

May 25, 2004

Senator Luke Kenley  
Representative Jerry Denbo  
Administrative Rules Oversight Committee  
C/o Legislative Services Agency  
200 West Washington Street, Suite 301  
Indianapolis, IN 46204-2789  
Attn: Sarah Burkman

Re: Notice of Delay in Adoption of Rule

Dear Senator Kenley and Representative Denbo:

Notice of Delay

This is to notify you pursuant to IC 4-22-2-19, that the Information Technology Oversight Commission did not begin the rulemaking process within sixty (60) days after the effective date of the statute, IC 4-23-16-12, that requires that a rule be adopted concerning the standards for accessibility for the disabled in information technology.

Reasons for Delay

This is the first administrative rule that the Information Technology Oversight Commission is involved in promulgating. We were not familiar with the rulemaking process. And only when we began to educate ourselves about that process, to begin promulgation of the rule, did we realize that we had failed both to begin the rulemaking process within sixty days of the effective date of the statute and to send this letter of notification.

In actuality, we could not have initiated the process within the sixty day period. Since the statute required that the Information Technology Oversight Commission form a group that includes representatives of the administrative, legislative and judicial branches of government and local units of government, the then chairperson of the commission asked the Governor's Office for a list of names of potential candidates. We received this list in November 2003. We contacted the people whose names were on the list, and we held our first meeting in February 2004. We have been meeting regularly to discuss and draft the rule.

Expected Date to Begin

The Information Technology Oversight Commission began the promulgation process in April, 2004.

Your understanding of these circumstances is greatly appreciated. If you have any further concerns or require additional information, please do not hesitate to contact me, at 317/232-3175 or [dseidman@doit.in.gov](mailto:dseidman@doit.in.gov). Thank you.

Sincerely,

G. Douglas Seidman  
Staff Counsel

Copies to: Chuck Mayfield, Fiscal Analyst

Indiana Register