

IC 4-5-10

Chapter 10. Technology Enhancement and Service Improvement

IC 4-5-10-1

Purpose; public information system; business formation

Sec. 1. (a) As used in this section, "person" includes:

- (1) an individual engaged in a trade or business; and
- (2) a business entity or association described in IC 23.

(b) The office of technology established by IC 4-13.1-2-1 and the secretary of state shall establish policies and procedures for providing electronic and enhanced access under this chapter to create and maintain uniform policies and procedures for electronic and enhanced access by the public.

(c) The secretary of state, in collaboration with other state agencies, including the department of workforce development and the department of state revenue, shall develop and maintain an Internet web site through which a person is able to submit information simultaneously to the secretary of state and other state agencies about the person's formation, existence, or other trade, business, business entity, or association activities for the purpose of complying with the requirements of state law, including requirements concerning:

- (1) pre-establishment;
- (2) establishment;
- (3) registration;
- (4) reinstatement;
- (5) licenses or permits;
- (6) filings or reports; and
- (7) transacting payments or refunds.

The secretary of state shall assign to each business entity registered through the Internet web site a unique business identification number. The secretary of state, the department of state revenue, the department of workforce development, and other state agencies sharing information on the Internet web site relating to a business entity shall use the business entity's unique business identification number.

(d) If the secretary of state requests assistance from a state agency in the development and maintenance of the Internet web site described in subsection (c), the state agency, including the department of workforce development and the department of state revenue, shall furnish the requested assistance. The assistance shall be provided at no cost to the secretary of state.

(e) The secretary of state shall annually, on or before November 1, report to the legislative council about the progress of the Internet web site described in subsection (c). The report must be made:

- (1) in an electronic format submitted in accordance with IC 5-14-6; and
- (2) in person, if requested by the legislative council.

As added by P.L.260-1997(ss), SEC.38. Amended by P.L.177-2005,

SEC.3; P.L.114-2011, SEC.1; P.L.146-2014, SEC.1.

IC 4-5-10-2

Fees

Sec. 2. The secretary of state may:

- (1) establish; and
- (2) modify;

at any time fees to provide electronic and enhanced access to information maintained by the secretary of state.

As added by P.L.260-1997(ss), SEC.38.

IC 4-5-10-3

Access to information through computer gateway

Sec. 3. Electronic and enhanced access to information shall be provided through the computer gateway administered by the office of technology established by IC 4-13.1-2-1.

As added by P.L.260-1997(ss), SEC.38. Amended by P.L.177-2005, SEC.4.

IC 4-5-10-4

Applicability of IC 5-14-3 to records

Sec. 4. IC 5-14-3 shall apply to all records of a private party to an agreement with the secretary of state under this chapter which are directly related to the subject matter of the agreement.

As added by P.L.260-1997(ss), SEC.38.

IC 4-5-10-5

Electronic and enhanced access fund

Sec. 5. (a) The electronic and enhanced access fund is established to do the following:

- (1) Improve and enhance the technology necessary and desirable to fulfill the duties of the secretary of state and state agencies as provided in section 1 of this chapter.
- (2) Improve service to customers of the secretary of state and state agencies as provided in section 1 of this chapter.
- (3) Provide the public electronic and other enhanced access to information maintained by:
 - (A) the secretary of state under IC 23 or IC 26; and
 - (B) the secretary of state and state agencies as provided in section 1 of this chapter.
- (4) Allow the public to conduct business electronically with the secretary of state and state agencies as provided in section 1 of this chapter.
- (5) Acquire and finance technology necessary or desirable to accomplish the purposes stated in subdivisions (1) through (4), including the purchase or lease of hardware, software, and other appropriate goods and services.

The secretary of state may enter into one (1) or more agreements in furtherance of the purposes of this chapter.

- (b) The fund consists solely of the following:

(1) Electronic and enhanced access fees established and collected by the secretary of state under section 2 of this chapter.

(2) Other money specifically provided to the fund by law.

Fees collected by the secretary of state under IC 23 or IC 26 may not be deposited into the fund.

(c) The secretary of state shall administer the fund.

(d) The expenses of administering the fund shall be paid from money in the fund.

(e) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

(f) The secretary of state may use money in the fund to pay expenses related to the purposes of the fund as set forth in section 5 of the chapter, to make payments under any agreement authorized by subsection (a) or authorized by law and directly relating to the purpose of the fund, and monies in the fund are continuously appropriated for the purposes set forth in this chapter.

(g) Money in the fund not currently needed to meet the obligations of the fund may be invested by either of the following:

(1) The treasurer of state in the same manner as other public funds may be invested.

(2) A financial institution designated by trust agreement with the secretary of state.

Interest that accrues from investment of money in the fund shall be deposited into the fund.

As added by P.L.260-1997(ss), SEC.38. Amended by P.L.114-2011, SEC.2.