

REVISED SCHEDULE A ADDENDUM TO THE SERVICE LEVEL AGREEMENT BETWEEN UTAH INTERACTIVE AND THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF DRIVERS LICENSE

This document will serve as the latest Schedule A addendum to the Service Level Agreement with Department of Public Safety, Division of Drivers License ("The Agency") and Utah.gov ("The Network"), the state electronic government portal managed for the state by Utah Interactive Inc. ("Network Manager") as an initiative of the State of Utah, adding The Agency transactions or services to the Network.

AGREEMENTS

Access By the Network Manager The Agency authorizes the Network Manager to access electronically information contained in the Drivers License Record (DLR) from the computer data base maintained by the Utah State Department of Public Safety, Drivers License Division (DPS) to create an electronic transaction service, in accordance with this Agreement. Description of Service is as follows:

Access by the Network Manager will be on an inquiry-only, as-needed basis for the purpose of supplying DPS DLR records to qualified batch or interactive record requestors (hereinafter referred to individually either as a "User" or as a "Subscriber") as permitted by DPS policy. DPS authorizes Utah Interactive, through the Network Manager, to be the exclusive agent for electronic access by private Users or Subscribers to DPS DLR.

1. Record Classification and User Access The Agency represents to the Network Manager the record classification: Private w/restrictions in accordance with the Utah Drivers Privacy Protection Act
 - a. The Network Manager certifies that they will offer the following security and authorization for access to the application outlined above:

This application will reside on a secure server that uses Secure Socket Layer (SSL) that will encrypt data transmission between the server and the User's system. Access to the data will be controlled to qualified requestors and will require authentication upon access.
2. Record Supply Costs and Computer Programs. The Network Manager shall be responsible for costs and expenses in establishing access to the records and providing record transactions to Users and Administrators, including without limitation, the cost for purchasing or developing and maintaining all programs used to interface with the Agency computer programs and to access the Records. Computer programs used by the Network Manager shall:
 - a. Protect information from unauthorized access;
 - b. Supply records to Administrators on a timely basis in an accurate, understandable and logical format acceptable to the Agency;
 - c. Be prototyped for the Agency, tested by the Network Manager and the Agency, and approved before it is offered to the public.

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3. Use messages. If required by DPS, the Network Manager shall cause the Network to require Users to signify online that they will comply with any restriction on use of the records required by law, as amended from time to time. Such user agreement will be in the form of a use message displayed online, with a required positive response, all as captured in a log file, prior to the User being permitted to further search or view the record.
4. Subscriber Agreements. The Network Manager shall obtain initial written agreements from all Subscribers that they will comply with any other applicable federal or Utah laws, regulations, or policies relating to record use and confidentiality. Such agreements shall be maintained by the Network Manager for inspection by the Utah State DPS.
5. Transaction Logs. Utah State DPS shall have access to the Network's Subscriber Transaction Log for the purpose of auditing the dissemination of Utah State DPS records. Unless otherwise specified by Utah State DPS, this Log shall contain the following data: User or Subscriber name, transaction data and time and type of inquiry.
6. a. Collection. The cost to the public for a Utah State DPS DLR is set by statute and is currently \$4.25. The Network Manager shall be totally responsible for the collection of payments from Users and Subscribers according to the chart below. No additional amounts may be charged by the Network Manager for the identified records without the prior written agreement of the Utah State DPS and the Chief Information Officer. The fee charged by the Network represents a fee for services to gateway system users. The Network hereby represents to the Utah State DPS that it believes the following charges will fairly and reasonably recompense the Network Manager in order to make the Agency application and Master Contract a success:

<u>Agency Project</u>	<u>Statutory Fee</u>	<u>Electronic Access Fee</u>	<u>Total</u>
Drivers License Records	\$4.25	\$3.00	\$7.25

b. Payment. Payments of the statutory fee (currently \$4.25) for each DPS DLR accessed (regardless of whether the Network Manager has collected the amount from the applicable User or Subscriber) shall be made from the Network via ACH transaction directly to a numbered account or accounts furnished by Utah State DPS. In addition, a payment/deposit statement shall be mailed to the following address or transmitted electronically as mutually agreed to the parties or:

Project Contact: Judy Hamaker-Mann, Director
Department of Public Safety, Division of Drivers License
4501 South 2700 West
Salt Lake City, Utah 84119

Statements shall reflect the quantity of the records accessed for the full previous month. The statement shall indicate the type of record access if more than one record is available.

- c. Payment Due Date. The Network Manager shall remit payments with the required statements to the Utah State DPS for access during the previous month of Utah State DPS records no later than the last working day of the month after the month in which the fees due to the Utah State DPS were incurred.
7. Records and Finances. All Network documents and records maintained by the Network Manager relating to the Agency records shall be available for inspection; auditing and copying by the agency or other authorized representatives.

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8. Efficiency Gain Calculation. The Agency will establish a baseline cost for the processing of payments both prior to making the enhanced service available and after the service is made available to estimate the cost savings of offering this service.

9. Federal Funding: The Department of Public Safety, Division of Drivers License affirms that no federal funds are being used to finance this project.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be executed by their duly authorized officials or officers.

The Agency, Department of Public Safety, Division of Drivers License

By Judy Hamaker-Mann
Judy Hamaker-Mann, Director

Date 10-7-03

The Network Manager

By Amy Sawyer
Amy Sawyer, General Manager

Date 10-15-03

The Network

By Al Sherwood
Al Sherwood, Deputy Chief Information Officer

Date 10/15/03