

HOUSE BILL NO. HB0144

Transparency in government.

Sponsored by: Representative(s) Wallis, Anderson, R., Edmonds, Meyer, Millin and Quarberg and Senator(s) Case

A BILL

for

1 AN ACT relating to government information; providing
2 definitions; creating the Wyoming public finance website;
3 requiring the creation and maintenance of the website;
4 providing rulemaking authority; establishing the select
5 committee on technology, reporting and analytics; requiring
6 a report; providing appropriations; and providing for an
7 effective date.

8

9 *Be It Enacted by the Legislature of the State of Wyoming:*

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11 **Section 1.** W.S. 9-2-1035 through 9-2-1037 and
12 28-11-501 are created to read:

13

14 **9-2-1035. Definitions.**

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16 (a) As used in this act:

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2 (i) "Committee" means the select committee on
3 technology, reporting and analytics created under W.S.
4 28-11-501;

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6 (ii) "Department" means the department of
7 administration and information;

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9 (iii) "Internet" means the internet, World Wide
10 Web or a similar proprietary or common carrier electronic
11 system;

12

13 (iv) "Participating state entity" means the
14 state of Wyoming including the executive, legislative and
15 judicial branches of government and any department,
16 division, agency, board, commission or other
17 instrumentality of those branches;

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19 (v) "Public financial information" means records
20 that are required to be made available on the Wyoming
21 public finance website as required by this act; and

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23 (vi) "This act" means W.S. 9-2-1035 through
24 9-2-1037.

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9-2-1036. Wyoming public finance website.

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(a) There is created the Wyoming public finance website to be administered by the department.

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(b) The Wyoming public finance website shall:

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(i) Permit Wyoming taxpayers to view and track the use of taxpayer dollars by making participating state entities' public financial information available on the internet;

(ii) Allow a person who has internet access to use the website without paying a fee;

(iii) Allow the public to search public financial information on the Wyoming public finance website using criteria established by the department in consultation with the committee;

(iv) Provide access to financial reports, financial audits, budgets or other financial documents that are used to allocate, appropriate, spend and account for

1 government funds as may be established by rule under W.S.
2 9-2-1037;

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4 (v) Have a unique and simplified website
5 address;

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7 (vi) Be directly accessible via a link from the
8 main page of the official state website; and

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10 (vii) Include other links, features or functions
11 that will assist the public in obtaining and reviewing
12 public financial information.

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14 (c) The department shall be responsible for:

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16 (i) Establishing and maintaining the website,
17 including the provision of equipment, resources and
18 personnel as necessary;

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20 (ii) Maintaining an archive of all information
21 posted to the website;

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1 (iii) Coordinating and processing the receipt
2 and posting of public financial information from
3 participating state entities.

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5 (d) The department may:

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7 (i) Consult with the committee on matters
8 related to the implementation and administration of this
9 act;

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11 (ii) Develop plans and make recommendations to
12 the committee related to the implementation of the
13 provisions of this act;

14

15 (iii) Determine, in consultation with the
16 committee, what public financial information shall be
17 provided by participating state entities, provided that the
18 public financial information:

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20 (A) Only includes records that:

21

22 (I) Are classified as public records
23 under W.S. 16-4-201 through 16-4-205;

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1 (II) Are an accounting of monies,
2 funds, accounts, bonds, loans, expenditures or revenues,
3 regardless of source; and

4

5 (III) Are owned, held or administered
6 by the participating state entity that is required to
7 provide the record.

8

9 (B) Is of the type or nature that should be
10 accessible to the public via a website based on
11 considerations of:

12

13 (I) The cost effectiveness of
14 providing the information;

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16 (II) The value of providing the
17 information to the public; and

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19 (III) Privacy and security
20 implications.

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22 (iv) Evaluate the cost effectiveness of
23 implementing specific information resources and features on
24 the website and report that information to the committee.

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2 (e) A participating state entity shall permit the
3 public to view the public financial information of the
4 participating state entity via the website, beginning with
5 information that is generated on or after July 1, 2009.

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7 (f) Not later than January 1, 2010, the website shall
8 be operational and permit access to the public financial
9 information of participating state entities.

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11 **9-2-1037. Rulemaking authority.**

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13 (a) The department, after consultation with the
14 committee, shall adopt rules to:

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16 (i) Require participating state entities to
17 provide public financial information for inclusion on the
18 Wyoming public finance website;

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20 (ii) Define the term "public financial
21 information" as it applies to participating state entities
22 in accordance with the provisions of this act; and

23

1 (iii) Establish procedures for obtaining,
2 submitting, reporting, storing and providing public
3 financial information on the Wyoming public finance website
4 which may include a specified reporting frequency and form.

5
6 (b) The department, after consultation with the
7 committee, may adopt rules to require a participating
8 entity to list certain expenditures made by a person under
9 a contract with the participating entity. If a list is
10 required under this subsection, the list shall include:

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12 (i) The name of the participating entity making
13 the expenditure;

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15 (ii) The name of the person receiving the
16 expenditure;

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18 (iii) The date of the expenditure;

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20 (iv) The amount of the expenditure;

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22 (v) The purpose of the expenditure;

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24 (vi) The name of each party to the contract;

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(vii) An electronic copy of the contract; and

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(viii) Any other criteria designated by rule of
the department.

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ARTICLE 5

7

SELECT COMMITTEE ON TECHNOLOGY, REPORTING AND ANALYTICS

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28-11-501. Appointment of members; powers and duties.

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(a) Not later than March 15 following each general
election, the president of the senate shall appoint six (6)
members of the senate, and the speaker of the house of
representatives shall appoint six (6) members of the house
to a select committee on technology, reporting and
analytics. Not more than four (4) members from each house
shall be from the same political party.

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(b) The select committee shall:

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(i) Select from among its members a chairman and
vice-chairman;

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1 (ii) Monitor the establishment and
2 implementation of the technological infrastructure of the
3 state;

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5 (iii) Monitor technological opportunities to
6 eliminate redundancy, ensure efficiency and provide more
7 access to state government to citizens of the state;

8
9 (iv) Prepare and submit recommendations to the
10 legislature, including sponsoring legislation, to improve
11 statutes related to technology, reporting and analysis;

12
13 (v) Develop knowledge and expertise among its
14 members regarding issues related to technology, reporting
15 and analysis; and

16
17 (vi) Consult with the department of
18 administration and information as provided in W.S. 9-2-1036
19 and 9-2-1037.

20
21 (c) The state chief information officer shall provide
22 an annual report to the select committee on statewide
23 technology issues, initiatives, projects and expenditures.

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1 (d) The select committee may:

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3 (i) Secure consulting services, if necessary, to
4 provide technical assistance regarding state technology
5 policy; and

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7 (ii) Review budgets and expenditures related to
8 any aspect of state technology policy and implementation.

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10 **Section 2.** There is appropriated twenty-eight
11 thousand dollars (\$28,000.00) from the general fund to the
12 legislative service office. This appropriation shall be
13 for the period beginning with the effective date of this
14 act and ending June 30, 2010. This appropriation shall
15 only be expended for the purpose of meetings of the select
16 committee on technology, reporting and analytics created
17 under section 1 of this act.

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19 **Section 3.** There is appropriated twelve thousand
20 three hundred dollars (\$12,300.00) from the general fund to
21 the department of administration and information. This
22 appropriation shall be for the period beginning with the
23 effective date of this act and ending June 30, 2010. This
24 appropriation shall only be expended for the purposes of

1 carrying out the provisions of W.S. 9-2-1035 through
2 9-2-1037 as created in this act.

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4 **Section 4.** Not later than March 15, 2009 or ten (10)
5 days after the effective date of this act, whichever date
6 is later, the president of the senate and the speaker of
7 the house shall appoint members to the select committee on
8 technology, reporting and analytics as provided in W.S.
9 28-11-501(a).

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11 **Section 5.** This act is effective immediately upon
12 completion of all acts necessary for a bill to become law
13 as provided by Article 4, Section 8 of the Wyoming
14 Constitution.

15

16 (END)