

S.F. No. 0120	Government efficiency project.
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Sponsored By: Management Council

AN ACT relating to the operation of government; creating a program and account from which to pursue and fund government efficiency initiatives; providing authority to conduct efficiency related activities and to fund those activities; authorizing incentive awards and use of funds from efficiency savings; continuing the Wyoming spending and government efficiency commission; modifying commission membership; requiring reports; authorizing positions; providing appropriations; and providing for an effective date.

2/14/2018 Bill Number Assigned
2/15/2018 S Received for Introduction
2/16/2018 S Introduced and Referred to S03 - Revenue 29-0-1-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Anselmi-Dalton, Baldwin, Barnard, Bebout, Boner, Bouchard, Burns, Case, Christensen, Coe, Dockstader, Driskill, Ellis, Emerich, Hastert, Hicks, Kinskey, Landen, Meier, Moniz, Nethercott, Pappas, Perkins, Peterson, Rothfuss, Scott, Von Flatern, Wasserburger

Excused: Senator Agar

Ayes 29 **Nays** 0 **Excused** 1 **Absent** 0 **Conflicts** 0

2/20/2018 S03 - Revenue:Recommend Amend and Do Pass 5-0-0-0-0

ROLL CALL

Ayes: Senator(s) Case, Ellis, Kinskey, Peterson, Wasserburger

Ayes 5 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

2/20/2018 S Rerefer to S02 - Appropriations
2/21/2018 S02 - Appropriations:Recommend Do Pass 4-0-1-0-0

ROLL CALL

Ayes: Senator(s) Burns, Dockstader, Driskill, Landen

Excused: Senator Hastert

Ayes 4 **Nays** 0 **Excused** 1 **Absent** 0 **Conflicts** 0

2/21/2018 S Placed on General File

SF0120SS001/ADOPTED

Page 5-after line 20 Insert:

"(viii) Establishing a pilot program for performance based budgeting for up to three (3) agencies with the aim of submitting performance based budgets to the legislature as soon as the 2019 general session.". PETERSON, CHAIRMAN

2/22/2018 S COW:Passed
2/23/2018 S 2nd Reading:Passed
2/27/2018 S 3rd Reading:Passed 30-0-0-0-0

ROLL CALL

Ayes: Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Barnard, Bebout, Boner, Bouchard, Burns, Case, Christensen, Coe, Dockstader, Driskill, Ellis, Emerich, Hastert, Hicks, Kinskey, Landen, Meier, Moniz, Nethercott, Pappas, Perkins, Peterson, Rothfuss, Scott, Von Flatern, Wasserburger

Ayes 30 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

3/1/2018 H Received for Introduction

3/1/2018 H Introduced and Referred to H02 - Appropriations

3/6/2018 H02 - Appropriations:Recommend Amend and Do Pass 6-1-0-0-0

ROLL CALL

Ayes: Representative(s) Burkhart, Larsen, Nicholas, Sommers, Walters, Wilson

Nays: Representative Schwartz

Ayes 6 **Nays** 1 **Excused** 0 **Absent** 0 **Conflicts** 0

3/6/2018 H Placed on General File

SF0120HS001/FAILED

(TO ENGROSSED COPY)

Page 11-line 23 After "federal" insert ", private, nonprofit or other".

Page 12-line 7 Delete "federal".

Page 12-line 18 After "federal" insert ", private, nonprofit or other". NICHOLAS, CHAIRMAN

3/7/2018 H COW:Passed

SF0120H2001/WITHDRAWN

3/8/2018 H 2nd Reading:Passed

SF0120H3001/FAILED

(TO ENGROSSED COPY)

(CORRECTED COPY)

Page 5-line 20 Delete ";" and insert ".".

Page 5-lines 22 and 23 Delete entirely.

Page 6-lines 1 and 2 Delete entirely. SCHWARTZ

SF0120H3002/ADOPTED

(TO ENGROSSED COPY)

(CORRECTED COPY)

Page 1-line 5 After "activities;" delete balance of the line.

Page 1-lines 6 through 8 Delete entirely.

Page 1-line 9 Delete "grants office".

Page 3-line 8 Delete "**Account**".

Page 3-line 12 After "appropriated" delete balance of line.

Page 3-line 13 Delete "the legislature" and insert "for expenditure in accordance with this act and shall not revert until June 30, 2022".

Page 3-line 18 After "(c)" delete balance of line.

Page 3-line 19 Delete line through "governor" and insert "The governor's office".

Page 4-line 3 After "project." delete balance of line.

Page 4-lines 4 through 15 Delete entirely and insert "Projects identified as priority items by the Wyoming spending and government efficiency commission, and the following enumerated projects shall be given consideration for funding, based upon the

governor's determination of the likelihood for providing savings or increasing efficiencies in government operations:".

- Page 6-lines 4 and 5 Delete entirely.
- Page 6-line 6 Delete line through "project," and insert "(d) Prior to funding a project, the project proponent or the governor's office shall develop".
- Page 7-lines 11 through 23 Delete entirely.
- Page 8-lines 1 through 20 Delete entirely and insert:
"(e) The governor's office shall adopt procedures to evaluate projects and to identify and quantify savings which are anticipated to result from a project. Prior to funding a project, the methodology which will be applied to identify and quantify savings from the project shall be specified by the governor's office. If it is not feasible to determine a methodology prior to the commencement of a project, the methodology may be developed and implemented as the project progresses.
- (f) Prior to the end of each fiscal year the department of administration and information shall, by applying the methodology for identifying and quantifying savings for each project, certify to the state auditor and state treasurer the amount of savings realized by the state as a result of a project funded under this act. To the extent unobligated and unencumbered funds exist in the account or fund from which monies would have been expended but for the savings resulting from the project, the amount of savings shall be deposited to the state savings and efficiency initiatives account at the end of that fiscal year."
- Page 8-line 22 After "(g)" delete balance of line and insert "The governor's office shall biannually".
- Page 9-lines 12 through 23 Delete entirely.
- Page 10-lines 1 through 23 Delete entirely.
- Page 11-lines 1 through 17 Delete entirely and insert:
"(h) The governor's office may use monies from the state savings and efficiency initiatives fund to employ one (1) or more persons and to contract with one (1) or more entities having expertise in government efficiency for purposes of this act. Other than individuals retained as employees of the governor's office, every entity contracted with under this subsection shall be selected pursuant to a competitive process and subject to standard procurement procedures. The governor's office may retain the services of employees of other executive department agencies to carry out the duties of the office under this act."
- Page 11-line 19 Delete entirely.
- Page 11-line 20 Delete "responsible for providing" and insert "(j) The governor may designate an employee or employees to provide".
- Page 11-line 23 Delete "The office".
- Page 12-lines 1 through 3 Delete entirely.
- Page 12-line 4 Delete line through "office" and insert "The employee or employees".
- Page 12-line 6 Delete "The governor may".
- Page 12-lines 7 through 21 Delete entirely including the House standing committee amendment (SF0120HS001/AE) to these lines and insert "The governor and state auditor offices may develop a grants management system as determined beneficial to the state's needs. If a grants management

system is developed it shall include functionality allowing for potential fiscal agent responsibilities for school district grant oversight.".

Page 13-line 2 Delete "(o)" and insert "(k)".

Page 13-line 3 Delete "governor" and insert "governor's office".

Page 13-line 7 After "government." delete balance of line.

Page 13-lines 8 through 11 Delete entirely.

Page 13-line 12 After "year" insert "may be awarded".

Page 13-line 14 After "member" insert "shall be awarded." and delete balance of line.

Page 13-lines 15 through 22 Delete entirely.

Page 14-lines 1 and 2 Delete entirely.

Page 14-line 11 Delete "eleven (11)" and insert "thirteen (13)".

Page 14-line 12 Delete "Three (3)" and insert "Five (5)".

Page 14-line 14 Delete "one (1)" and insert "two (2)".

Page 15-line 9 Delete "two (2)".

Page 16-lines 8 and 9 Delete entirely and insert "governor's office and".

Page 18-line 2 Delete "general fund" insert "legislative stabilization reserve account".

Page 18-line 8 Delete "eighteen thousand dollars".

Page 18-line 9 Delete "(\$18,000.00)" and insert "thirty thousand dollars (\$30,000.00)".

Renumber as necessary. NICHOLAS

3/9/2018 H 3rd Reading:Passed 53-7-0-0-0

ROLL CALL

Ayes: Representative(s) Allen, Barlow, Biteman, Blackburn, Blake, Bovee, Brown, Burkhart, Byrd, Clausen, Clem, Connolly, Court, Crank, Dayton, Eklund, Eyre, Flitner, Freeman, Furphy, Gray, Greear, Haley, Hallinan, Halverson, Harshman, Henderson, Hunt, Jennings, Kinner, Kirkbride, Larsen, Lone, Loucks, MacGuire, Madden, Nicholas, Northrup, Obermueller, Olsen, Paxton, Pelkey, Piiparinen, Pownall, Simpson, Sommers, Steinmetz, Stith, Sweeney, Walters, Wilson, Winters, Zwonitzer

Nays: Representative(s) Edwards, Gierau, Laursen, Lindholm, Miller, Salazar, Schwartz

Ayes 53 **Nays** 7 **Excused** 0 **Absent** 0 **Conflicts** 0

3/10/2018 S Received for Concurrence

3/10/2018 S Concur:Failed 0-30-0-0-0

ROLL CALL

Nays: Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Barnard, Bebout, Boner, Bouchard, Burns, Case, Christensen, Coe, Dockstader, Driskill, Ellis, Emerich, Hastert, Hicks, Kinskey, Landen, Meier, Moniz, Nethercott, Pappas, Perkins, Peterson, Rothfuss, Scott, Von Flatern, Wasserburger

Ayes 0 **Nays** 30 **Excused** 0 **Absent** 0 **Conflicts** 0

3/10/2018 S Appointed JCC01 Members

Senator(s) Perkins, Agar, Peterson

3/10/2018 H Appointed JCC01 Members

3/10/2018 Representative(s) Nicholas, Sommers, Wilson
H Appointed JCC01 Members
3/10/2018 Representative(s) Nicholas, Sommers, Wilson
S Adopted SF0120JC001: 29-0-1-0-0

SF0120JC001/SADOPTED

TO ENGROSSED COPY

Adopt the following House amendments:

SF0120H3002/ACE

Further amend the ENGROSSED COPY as follows:

Page 1-line 5 After "activities;" insert "authorizing incentive awards and use of funds from efficiency savings;".

Page 8-lines 1 through 20 In the Nicholas, House third reading amendment (SF0120H3002/ACE) to these lines, in subsection (e) created by that amendment, after "progresses." insert "The governor's office may implement an award and recognition program under which funds within the state savings and efficiency initiatives account may be used to reward employees of a state agency or other governmental entity for savings generated by the agency or entity under this act. The awards may include both cash and authorized leave awards, but the value of an award shall not exceed five thousand dollars (\$5,000.00) to any individual employee. The total value of awards relating to any one (1) project shall not exceed the savings generated by the project and shall be deducted from the savings certified under subsection (f) of this section. Awards provided pursuant to this section shall not be subject to state compensation plan provisions established under W.S. 9-2-1022.".

Page 8-lines 1 through 20 In the Nicholas, House third reading amendment (SF0120H3002/ACE) to these lines, in subsection (f) created by that amendment, after "that fiscal year." insert "Nothing in this act shall affect the governor's authority under W.S. 9-2-1005 or flex authority in the general appropriations bill, whether that authority is exercised in regard to funds identified as savings or in regard to other funds.".

Page 14-line 11 Delete the Nicholas, House third reading amendment (SF0120H3002/ACE) to this line; delete "eleven (11)" insert "twelve (12)".

Page 14-line 18 After "staff." delete balance of line.

Page 14-line 19 Delete line through "court.".

Page 15-line 3 Delete "the chief".

Page 15-line 4 Delete "justice's appointee,".

Page 15-line 6 Delete "Except as".

Page 15-line 7 Delete entirely.

Page 15-line 8 Delete line through "employee.". PERKINS, AGAR, PETERSON, SOMMERS, WILSON

ROLL CALL

Ayes: Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Barnard, Bebout, Boner, Bouchard, Burns, Case, Christensen, Coe, Dockstader, Driskill, Ellis, Emerich, Hastert, Hicks, Kinskey, Meier, Moniz, Nethercott, Pappas, Perkins, Peterson, Rothfuss, Scott, Von Flatern, Wasserburger

Excused: Senator Landen

Ayes 29 **Nays** 0 **Excused** 1 **Absent** 0 **Conflicts** 0

3/10/2018 H Adopted SF0120JC001: 48-7-5-0-0

SF0120JC001/SADOPTEDHADOPTED

TO ENGROSSED COPY

Adopt the following House amendments:

SF0120H3002/ACE

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Page 15-line 6 Delete "Except as".

Page 15-line 7 Delete entirely.

Delete line through "employee.". PERKINS, AGAR,
PETERSON, SOMMERS, WILSON

ROLL CALL

Ayes: Representative(s) Allen, Biteman, Blackburn, Blake, Bovee, Brown, Burkhart, Byrd, Clausen, Clem, Connolly, Court, Crank, Dayton, Eklund, Eyre, Flitner, Freeman, Furphy, Gray, Greear, Haley, Hallinan, Harshman, Henderson, Hunt, Jennings, Kinner, Kirkbride, Larsen, Laursen, Lone, Loucks, MacGuire, Nicholas, Northrup, Obermueller, Paxton, Pownall, Simpson, Sommers, Steinmetz, Stith, Sweeney, Walters, Wilson, Winters, Zwonitzer

Nays: Representative(s) Edwards, Gierau, Madden, Miller, Pelkey, Salazar, Schwartz

Excused: Representative(s) Barlow, Halverson, Lindholm, Olsen, Piiparinen

Ayes 48 **Nays** 7 **Excused** 5 **Absent** 0 **Conflicts** 0

- 3/10/2018 Assigned Number SEA No. 0070
- 3/10/2018 S President Signed SEA No. 0070
- 3/10/2018 H Speaker Signed SEA No. 0070
- 3/14/2018 Governor Signed SEA No. 0070
- 3/14/2018 Assigned Chapter Number 112