

SENATE FILE NO. SF0114

State budget division-reorganization.

Sponsored by: Senator(s) Dockstader, Bebout, Driskill,  
Landen and Perkins and Representative(s)  
Harshman, Larsen and Sommers

A BILL

for

1 AN ACT relating to the administration of government;  
2 creating the state budget department; transferring the  
3 budget division of the department of administration and  
4 information into the state budget department; requiring a  
5 reorganization plan; requiring appointment of a director;  
6 amending members of the financial advisory council; and  
7 providing for an effective date.

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

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11 **Section 1.** W.S. 9-2-2021 is created to read:

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13 **9-2-2021. State budget department created; director**  
14 **appointed; structure.**

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1           (a) As part of the reorganization of Wyoming state  
2 government, there is created the state budget department  
3 consisting of the existing budget division of the  
4 department of administration and information. Except as  
5 otherwise provided in this section, the provisions of the  
6 Wyoming Government Reorganization Act of 1989, W.S.  
7 9-2-1701 through 9-2-1707, shall apply to this section.

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9           (b) The administrative head of the department shall  
10 be a director appointed by the governor with the advice and  
11 consent of the senate. Not later than May 1, 2020, the  
12 governor shall appoint a director in accordance with W.S.  
13 28-12-101(b). Thereafter, appointments for the director of  
14 the state budget department shall be in accordance with  
15 W.S. 28-12-101 through 28-12-103.

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17           (c) Not later than August 15, 2020, the director  
18 shall prepare a plan for reorganization of the agencies,  
19 programs and functions specified in this section and submit  
20 it to the governor for approval. The director shall include  
21 in the reorganization plan recommendations regarding any  
22 necessary modifications to state budgeting statutes and

1 other statutes relating to the duties of the state budget  
2 department.

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4 (d) After approving the plan for reorganization  
5 developed pursuant to this section, the governor shall,  
6 when he deems appropriate, set a schedule for the  
7 implementation of the plan. The management council of the  
8 legislature shall designate a legislative standing  
9 committee to develop any necessary legislation with respect  
10 to the plan. Pending and after approval of the plan, the  
11 state budget department shall have authority provided by  
12 law to the budget division within the department of  
13 administration and information and shall operate  
14 independently of the department of administration and  
15 information.

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17 (e) The state budget department shall be subject to  
18 the direction of the existing administrator of the budget  
19 division of the department of administration and  
20 information who shall serve as the director of the state  
21 budget department until the governor appoints a director in  
22 accordance with this section.

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1           (f) The director of the state budget department shall  
2 have the authority to:

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4           (i) Employ professional, technical and other  
5 assistants to work in the director's office, along with  
6 other employees necessary to carry out the purpose of this  
7 act;

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9           (ii) Adopt reasonable rules and regulations to  
10 administer this section pursuant to the Wyoming  
11 Administrative Procedure Act;

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13           (iii) Formulate through his office the policies  
14 and programs to be carried out by the department.

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16           (g) The budget division of the department of  
17 administration and information is assigned to the state  
18 budget department under a Type 1 transfer, effective upon  
19 the appointment of a director of the state budget  
20 department.

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22           (h) The governor may allocate personnel and other  
23 resources between the department of administration and

1 information and the state budget department in accordance  
2 with a Type 1 transfer.

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4 **Section 2.** W.S. 9-4-216(a) is amended to read:

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6 **9-4-216. Financial advisory council.**

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8 (a) There is established a financial advisory council  
9 consisting of the state auditor, the state treasurer, the  
10 director of the state department of audit, the director of  
11 the department of administration and information, the  
12 director of the state budget department, the director of  
13 the department of revenue, a member or designee of the  
14 joint ~~appropriation interim~~ appropriations committee, and  
15 other persons the governor appoints as ex officio members  
16 without voting privileges. The state auditor is chairman of  
17 the financial advisory council.

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1           **Section 3.** This act is effective immediately upon  
2 completion of all acts necessary for a bill to become law  
3 as provided by Article 4, Section 8 of the Wyoming  
4 Constitution.

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(END)