

SENATE FILE NO. SF0077

Expenditure of public funds and government competition.

Sponsored by: Senator(s) Case and Representative(s)  
Steward and Wallis

A BILL

for

1 AN ACT relating to the administration of government;  
2 modifying the public finance website to provide a process  
3 for lodging concerns regarding competition by government  
4 entities with the private sector; providing definitions;  
5 making conforming amendments; amending reporting  
6 requirement; and providing for an effective date.

7

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

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10 **Section 1.** W.S. 9-2-1035(a)(iv), by creating a new  
11 paragraph (vi) and by renumbering (vi) as (vii) and  
12 9-2-1036(a), (b)(intro), (vi), (vii), by creating a new  
13 paragraph (viii), (c)(intro), (f) and (g) are amended to  
14 read:

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16 **9-2-1035. Definitions.**

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2 (a) As used in this act:

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4 (iv) "Participating state entity" or "state  
5 entity" means the state of Wyoming government including the  
6 executive, legislative and judicial branches of government  
7 and any department, division, agency, board, commission or  
8 other instrumentality of those branches. For purposes of  
9 W.S. 9-2-1036(b)(viii), "state entity" shall also include  
10 the University of Wyoming;

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12 (vi) "Local government entity" means any county,  
13 municipality, joint powers board or special district of  
14 Wyoming;

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16 ~~(vi)~~ (vii) "This act" means W.S. 9-2-1035 through  
17 9-2-1037.

18

19 **9-2-1036. Wyoming public finance and expenditure of**  
20 **funds website.**

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22 (a) There is created the Wyoming public finance and  
23 expenditure of funds website to be administered by the  
24 department.

1

2 (b) The purpose of the Wyoming public finance and  
3 expenditure of funds website is to:

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5 (vi) Be directly accessible via a link from the  
6 main page of the official state website;~~and~~

7

8 (vii) Include other links, features or functions  
9 that will assist the public in obtaining and reviewing  
10 public financial information; ~~and~~

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12 (viii) Allow Wyoming citizens to lodge concerns  
13 relating to Wyoming state or local government entities  
14 expending funds in a manner which the citizen believes  
15 unfairly competes with the private sector in providing  
16 commercial activities. At a minimum, in implementing this  
17 paragraph, the website shall include:

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19 (A) A link entitled "government competition  
20 concerns" which contains a means for a citizen to lodge a  
21 concern with governmental competition including:

22

23 (I) The entity involved;

24

1 (II) The activity involved;

2

3 (III) Whether the concern is a result  
4 of a specific instance or ongoing activity;

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6 (IV) The effect of the competition on  
7 the citizen's commercial activity, if applicable;

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9 (V) A means to contact the citizen for  
10 further information, if necessary.

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12 (B) Access to all information submitted  
13 pursuant to this paragraph, including access to summary  
14 data.

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16 (c) The department shall ~~be~~

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18 (f) Not later than January 1, 2010, the website shall  
19 be operational and permit access to the public financial  
20 information of participating state entities. Not later  
21 than June 30, 2012 the website shall incorporate features  
22 implementing the provisions of paragraph (b)(viii) of this  
23 section.

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1           (g) The state chief information officer shall provide  
2 an annual report to the committee on all initiatives,  
3 projects and expenditures under this act. Beginning July  
4 1, 2013, the annual report shall include:

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6                   (i) The number of concerns with unfair  
7 competition received;

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9                   (ii) For each government entity subject to a  
10 lodged concern, the number of concerns lodged and number of  
11 citizens lodging concerns;

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13                   (iii) For each state entity which is the subject  
14 of a concern, a summary of the complaint and any action the  
15 entity reports to the department that was taken in response  
16 to the complaint.

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

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23

(END)