

ORIGINAL HOUSE
BILL NO. HB0229

ENROLLED ACT NO. 91, HOUSE OF REPRESENTATIVES

SIXTY-FIFTH LEGISLATURE OF THE STATE OF WYOMING
2019 GENERAL SESSION

AN ACT relating to the administration of government; requiring the department of enterprise technology services to establish uniform state payment processor services and reporting; requiring and authorizing contracting as specified; and providing for an effective date.

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

Section 1. W.S. 9-2-2905(a)(iii), (iv) and by creating a new paragraph (v), 9-2-2906(e) by creating a new paragraph (vi) and (g)(i) and 9-4-217(c) and (h) are amended to read:

9-2-2905. Duties of the department in assisting the governor.

(a) The department may assist the governor in discharging his duties as chief executive and administrative officer of the executive branch of government of the state of Wyoming. The governor through the department shall:

(iii) Promote economy and efficiency in government use of information technology; ~~and~~

(iv) Establish uniform standards of information technology administration; ~~and~~

(v) Establish uniform practices and reporting for government use of payment processor services.

9-2-2906. Office of the state chief information officer and director; authority; duties of department.

(e) The department shall provide the following services:

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(vi) Develop procedures and administer uniform payment processor services and reporting for agencies and upon request, the judiciary and the legislature. In carrying out this paragraph, the department shall:

(A) Administer a statewide contract with a payment processor as provided under W.S. 9-4-217(h);

(B) Develop criteria and procedures for granting waivers to agencies under W.S. 9-4-217(h).

(g) The department shall carry out the following functions:

(i) Establish and promulgate rules and regulations governing the use and funding of telecommunications services, equipment, payment processor services, software and networks by agencies;

9-4-217. Uniform state accounting system.

(c) The state auditor shall promulgate reasonable rules and regulations necessary to carry out this section.—~~The rules and regulations may include the selection of a credit processor to provide credit card services to the entities enumerated in subsection (a) of this section.~~

(h) ~~Unless specifically prohibited by statute, any legislative, judicial or~~ The department of enterprise technology services shall contract with a payment processor for statewide payment processing services that each executive branch agency as defined by W.S. 9-2-1002(a)(i), including ~~the University of Wyoming,~~ the game and fish department and the Wyoming department of transportation, ~~may contract with a credit card processor and~~ shall utilize, except as

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specifically prohibited by law or as otherwise provided in this subsection, to allow any tax, assessment, license, permit, fee, fine, or other money owing to the state or collectible by the state on behalf of another unit of government to be paid by negotiable paper, or in payment of any bail deposit or other trust deposit. If the administrative head of a division within a department determines that it is not feasible to utilize the statewide payment processor contract the administrative head shall request a waiver from the state chief information officer. If the waiver is granted, the division may, except as otherwise prohibited by law, contract with a payment processor for the purposes specified in this subsection and as reasonably limited by the waiver. The University of Wyoming, Wyoming community colleges and the judicial and legislative departments of state government may, except as otherwise prohibited by law, contract with a payment processor or utilize the statewide payment processor contract for the purposes specified in this subsection. As used in this subsection, "negotiable paper" means money orders, paper arising from the use of a lender credit card as defined in W.S. 40-14-140(a)(ix), checks and drafts, including, without limitation, sales drafts and checks and drafts signed by a holder of a lender credit card issued by a bank maintaining a revolving loan account as defined in W.S. 40-14-308, for lender credit card holders. The acceptance of negotiable paper by the state or any of its agencies under this subsection shall be in accordance with and subject to the same terms and conditions provided by W.S. 18-3-505. Any fees assessed for processing a ~~credit card~~ payment under this subsection may be borne by the agency or person tendering payment. Any fees borne by the person tendering payment pursuant to this subsection may be used by the state auditor or the agency responsible for the collection of such fees to

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pay the processing costs of rendering the ~~credit-card~~payment transaction.

Section 2. This act is effective July 1, 2019.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the House.

Chief Clerk