

ENROLLED ACT NO. 111, HOUSE OF REPRESENTATIVES

FIFTY-SEVENTH LEGISLATURE OF THE STATE OF WYOMING
2003 GENERAL SESSION

AN ACT relating to elections; granting rulemaking authority to the secretary of state to comply with the Help America Vote Act of 2002 (HAVA); authorizing the secretary of state to develop a state plan under HAVA; authorizing the secretary of state to receive and expend federal funds authorized under HAVA; providing appropriations; requiring a report; and providing for an effective date.

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

Section 1. W.S. 22-2-121 by creating a new subsection (d) is amended to read:

22-2-121. Chief election officer to prepare forms; rules; advice.

(d) The secretary of state is authorized to adopt rules and regulations necessary to comply with the requirements of the Help America Vote Act of 2002, Public Law 107-252, including a state-based administrative complaint procedure.

Section 2.

(a) Two hundred thousand dollars (\$200,000.00) is appropriated from the budget reserve account and amounts appropriated and unexpended under 2001 Wyoming Session Laws, Chapter 137, Section 7, for the design and implementation of a local area network computer operation system, are hereby reappropriated for the purpose of meeting a five percent (5%) state match requirement under the Help America Vote Act of 2002 (HAVA). These appropriations, when required by HAVA, shall be placed into an account within the federal revenue fund together with federal requirements payments. Interest earned on the

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account shall be credited to the account. Not to exceed one hundred thousand dollars (\$100,000.00) of these appropriations, prior to segregation into the federal revenue fund, may be expended and accounted for by the secretary of state as may be necessary to develop and submit the required state plan under HAVA. All funds appropriated under this subsection shall be considered one-time funding and shall not be included within the office of the secretary of state's standard budget request for the 2005-2006 biennium. Any unexpended funds appropriated under this subsection shall not revert to the budget reserve account at the end of the biennium.

(b) As may be authorized by the state plan or as otherwise authorized under HAVA, the secretary of state may accept federal revenues on behalf of the state of Wyoming. Federal payments under sections 101 and 102 of HAVA shall be placed into separate accounts and interest earned shall be credited to the general fund unless prohibited by HAVA. Federal payments under sections 101 and 102 are appropriated and may be expended by the secretary of state as permitted under HAVA.

(c) On or before November 1, 2003 the secretary of state shall submit a complete report to the joint corporations, elections and political subdivisions interim committee of receipts, expenditures, budget information and requests and necessary legislation required under HAVA and this act.

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

(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