

HOUSE BILL NO. HB0172

Help America Vote Act.

Sponsored by: Representative(s) Ross and Senator(s) Meier

A BILL

for

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

8

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

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

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14 **22-2-121. Chief election officer to prepare forms;**
15 **rules; advice.**

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

6
7 **Section 2.**

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9 (a) Four hundred fifty thousand dollars (\$450,000.00)
10 is appropriated from the general fund and amounts
11 appropriated and unexpended under 2001 Wyoming Session
12 Laws, Chapter 137, Section 7, for the design and
13 implementation of a local area network computer operation
14 system, are hereby reappropriated for the purpose of
15 meeting a five percent (5%) state match requirement under
16 the Help America Vote Act of 2002 (HAVA). These
17 appropriations, when required by HAVA, shall be placed into
18 an account within the federal revenue fund together with
19 federal requirements payments. Interest earned on the
20 account shall be credited to the account. Not to exceed
21 one hundred thousand dollars (\$100,000.00) of these
22 appropriations, prior to segregation into the federal
23 revenue fund, may be expended and accounted for by the

1 secretary of state as may be necessary to develop and
2 submit the required state plan under HAVA.

3

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

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14 (c) On or before January 1, 2004 the secretary of
15 state shall submit a complete report to the legislature of
16 receipts, expenditures, budget information and requests and
17 necessary legislation required under HAVA and this act.

18

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

23

24

(END)