

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:

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1 (i) Whether the economic analysis division of
2 the department of administration and information should be
3 transferred to the state budget department;

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5 (ii) Necessary modifications to state budgeting
6 statutes and other statutes relating to the duties of the
7 state budget department.

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9 (d) The department reorganization plan, as approved,
10 shall be submitted to the joint appropriations committee
11 and the management audit committee and made available to
12 the public. The committees shall hold at least one (1)
13 public hearing regarding the plan before December 1, 2020.
14 The management audit committee shall report its
15 recommendations on the plan to the joint appropriations
16 committee, including necessary legislation with respect to
17 the plan. The joint appropriations committee shall consider
18 the recommendations and shall report to the legislature not
19 later than December 1, 2020 regarding its recommendations
20 on the plan, including any necessary legislation. The plan,
21 as approved by act of the legislature, shall be implemented
22 not later than July 1, 2021. Pending approval of the plan,
23 the state budget department shall have authority provided

1 by law to the budget division within the department of
2 administration and information and shall operate
3 independently of the department of administration and
4 information.

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6 (e) The state budget department shall be subject to
7 the direction of the existing administrator of the budget
8 division of the department of administration and
9 information who shall serve as the director of the state
10 budget department until the governor appoints a director in
11 accordance with this section.

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13 (f) The director of the state budget department shall
14 have the authority to:

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16 (i) Employ professional, technical and other
17 assistants to work in the director's office or in any of
18 the divisions, along with other employees necessary to
19 carry out the purpose of this act;

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21 (ii) Adopt reasonable rules and regulations to
22 administer this section pursuant to the Wyoming
23 Administrative Procedure Act;

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

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5 (g) The director of the state budget department shall
6 administer through his office all accounting, billing and
7 collection functions required by the department.

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9 (h) The budget division of the department of
10 administration and information is assigned to the state
11 budget department under a Type 1 transfer, effective upon
12 the appointment of a director of the state budget
13 department.

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15 (j) The governor may allocate personnel and other
16 resources between the department of administration and
17 information and the state budget department in accordance
18 with a Type 1 transfer pending approval of the
19 reorganization plan.

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

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23 **9-4-216. Financial advisory council.**

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

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

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18

(END)