DRAFT ONLY
NOT APPROVED FOR INTRODUCTION

HOUSE BILL NO.

Geographic information systems governance structure.

Sponsored by: Joint Transportation, Highways & Military Affairs Interim Committee

A BILL

for

AN ACT relating to administration of the government; creating the geospatial resources division within the department of enterprise technology services; creating the Wyoming geospatial governance council; specifying powers and duties of the division and council; providing for the development, operation and maintenance of a Wyoming geospatial data portal; making conforming amendments; providing definitions; providing appropriations; authorizing positions; and providing for an effective date.

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

Section 1. W.S. 9-2-2908 and 9-2-2909 are created to read:

9-2-2908. Geospatial resources division; duties; powers.

(a) The administrator of the geospatial resources division shall be the geospatial information officer.

(b) The geospatial resources division shall:

(i) Assist, support and coordinate with the University of Wyoming in the development, operation and maintenance of a Wyoming geospatial data portal. The Wyoming geospatial data portal shall:

(A) Be hosted and maintained by the University of Wyoming, in coordination with the division;

(B) Function as a statewide geospatial data clearinghouse and serve as the state's central access point for publicly available geospatial data while authorizing each person contributing geospatial data to maintain

stewardship of the person's geospatial data in accordance with the rules of the council;

(C) Provide centralized search, mapping and related tools to discover, access, integrate and reuse publicly available geospatial data;

(D) Comply with the standards and policies adopted by the council.

(ii) Coordinate the sharing of geospatial data among state agencies and, as appropriate, federal agencies, local governments, tribal governments, post-secondary institutions and other public entities;

(iii) Administer, implement and enforce rules promulgated by the council and guidance issued by the council pursuant to W.S. 9-2-2909.

(c) The geospatial resources division may:

(i) Provide, to the greatest extent possible, and at the request of state agencies and local governments,

technical assistance to state agencies and local governments regarding geographic information systems and geospatial data;

(ii) Subject to W.S. 9-1-208, apply for, receive, accept and administer federal, state or other grants to enhance statewide coordination and implementation of geographic information systems and to acquire, develop, maintain or enhance shared geographic information systems, including geospatial data;

(iii) Subject to W.S. 9-1-208, enter into agreements with federal and state agencies, local governments, tribal governments, post-secondary institutions and other public entities regarding the development, maintenance, administration and operation of the Wyoming geospatial data portal and the coordination, sharing and use of geographic information systems and geospatial data.

9-2-2909. Wyoming geospatial governance council.

(a) There is created the Wyoming geospatial governance council. The council shall consist of nine (9) voting members, including eight (8) members who are residents of Wyoming appointed by the governor with the advice and consent of the senate and one (1) member who is the geographic information officer. The eight (8) members of the council appointed by the governor shall, to the extent possible, collectively represent public and private users of geographic information systems and geospatial data, including state agencies, local governments, tribal governments, private industry and post-secondary institutions.

(b) The terms of the council members appointed by the governor shall be three (3) years, except that upon initial appointment three (3) members shall serve for three (3) years, three (3) members shall serve for two (2) years and two (2) members shall serve for (1) year as designated by the initial appointment. The initial appointments shall be made not later than July 1, 2027. The geographic information officer shall not serve for a fixed term but shall serve on the council for as long as the officer serves as the geographic information officer.

(c) The governor may remove any council member appointed by the governor as provided by W.S. 9-1-202. If a vacancy occurs for a council member appointed by the governor, the governor shall appoint a new member as provided in W.S. 28-12-101.

(d) The chairman of the council shall be the geographic information officer. The council shall annually elect a vice-chairman and secretary from among the members of the council appointed by the governor. The council shall have not less than four (4) regularly scheduled meetings each year and may meet at the call of the chairman or upon request of a majority of the members at other times. For the purpose of conducting council business, five (5) members constitute a quorum.

(e) The council is subject to the requirements of:

(i) The Wyoming Administrative Procedure Act;

(ii) The Public Records Act;

(iii) The public meetings requirements of W.S. 16-4-401 through 16-4-408.

(f) The council shall:

(i) Promulgate rules establishing statewide standards and policies for the acquisition, maintenance, documentation, sharing, use and security of geospatial data and related geographic information resources within the Wyoming geospatial data portal;

(ii) Promulgate rules establishing statewide standards and policies for framework geospatial data, including designating framework data themes and authoritative sources for framework data;

(iii) Advise the University of Wyoming and the geospatial resources division on the development, operation and maintenance of the Wyoming geospatial data portal;

(iv) Advise the geospatial resources division on statewide coordination, priorities, strategic planning, data sharing and standards for geographic information

systems, including geospatial data and geospatial framework data and on budget recommendations for the geospatial resources division.

Section 2. W.S. 9-2-2902(a) by creating a new paragraph (iii), 9-2-2904(a) by creating new paragraphs (xii) through (xiv), 9-2-2905(b) and 9-2-2906(b)(x) are amended to read:

9-2-2902. Department divisions.

(a) The department shall consist of the following divisions in addition to the office of the director of the department:

(iii) Geospatial resources division.

9-2-2904. Definitions.

(a) As used in this article:

(xii) "Council" means the Wyoming geospatial governance council;

(xiii) "Geospatial data" means information that is tied to a location on, above or below the surface of the earth that identifies or describes the geographic location, boundaries, characteristics or phenomena of natural or human-constructed features or the earth's inhabitants. "Geospatial data" may be represented by latitude and longitude, state plane coordinates, other coordinate systems, identification codes or associated descriptive data;

(xiv) "Geospatial framework data" means geospatial data consisting of foundational data themes that are broadly used by public or private organizations within a geographic area to develop, display, analyze or integrate other geospatial data or thematic data layers.

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

(b) This article shall be construed to provide the governor, through the department, with a more coordinated and responsive system of information technology management

of the executive branch of state government, and to preserve and protect the separation of powers mandated by article 2, section 1 of the Wyoming constitution. The legislature and the judiciary shall cooperate with the department and may utilize the services and assistance of the department to achieve economy in government, but procedures concerning information technology, geographic information systems and geospatial data ~~procedures~~ affecting the administration of the legislature shall be determined by the legislature and the management council, and procedures concerning information technology, geographic information systems and geospatial data ~~procedures~~ affecting the administration of the judiciary shall be determined by the judges for their respective courts, and they shall not be bound by rules and regulations promulgated by the department.

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

(b) The department shall carry out the following coordination and management functions:

(x) Enhance geographic information systems coordination among all governmental users of geographic information systems through the geospatial resources division and subject to the rules of the council as provided in W.S. 9-2-2908 and 9-2-2909;

Section 3.

(a) The department of enterprise technology services is authorized three (3) full-time positions for the period beginning July 1, 2027 and ending June 30, 2028 for purposes of implementing this act.

(b) There is appropriated three hundred forty-two thousand eight hundred thirty-one dollars ($342,831.00) from the general fund to the department of enterprise technology services for purposes of funding the positions created by subsection (a) of this section for the period beginning July 1, 2027 and ending June 30, 2028. This appropriation shall not be transferred or expended for any other purpose and any unexpended, unobligated funds remaining from this appropriation on June 30, 2028 shall revert as provided by law.

(c) It is the intent of the legislature that the positions authorized under subsection (a) of this section be included, and the appropriation in subsection (b) of this section be included and doubled, in the standard budget for the department of enterprise technology services for the immediately succeeding fiscal biennium.

(d) There is appropriated eight hundred ninety-two thousand five hundred forty dollars ($892,540.00) from the general fund to the department of enterprise technology services for purposes of entering into a contract or agreement with the University of Wyoming for the development, operation and maintenance of the Wyoming geospatial data portal as required by this act. This appropriation shall be for the period beginning with the effective date of this act and ending June 30, 2028. This appropriation shall not be transferred or expended for any other purpose and any unexpended, unobligated funds remaining from this appropriation shall revert as provided by law on June 30, 2028. It is the intent of the legislature that this appropriation be included and doubled in the standard budget of the department of enterprise

technology services for the immediately succeeding fiscal biennium.

Section 4. 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)