

First Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO

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12.15.08
Double underlining
denotes changes from
prior draft

DRAFT

LLS NO. 09-0074.01 Ed DeCecco

HOUSE BILL

HOUSE SPONSORSHIP

Marostica,

SENATE SPONSORSHIP

Kopp,

SHORT TITLE: "Searchable Budget Database Web Site"

A BILL FOR AN ACT

101 **CONCERNING THE CREATION OF A SEARCHABLE BUDGET DATABASE**
102 **WEB SITE, AND, IN CONNECTION THEREWITH, ENACTING THE**
103 **"COLORADO TAXPAYER TRANSPARENCY ACT".**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Requires the chief information officer of the office of information and technology in the office of the governor to create and maintain a searchable budget database web site, which shall include revenue and expenditure data from the state financial warehouse. Requires the chief information officer to create and maintain a system to allow electronic access to copies of all state agency contracts on the web site. Establishes

*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

1 FORTH IN SECTION 24-72-202 (6).

2 (2) "SEARCHABLE BUDGET DATABASE WEB SITE" OR "WEB SITE"
3 MEANS THE WEB SITE CREATED AND MAINTAINED BY THE CHIEF
4 INFORMATION OFFICER PURSUANT TO SECTION 24-37.5-804.

5 (3) "STATE AGENCY" MEANS ANY DEPARTMENT, DIVISION,
6 COMMISSION, COUNCIL, BOARD, BUREAU, COMMITTEE, INSTITUTION OF
7 HIGHER EDUCATION, AGENCY, OR OTHER GOVERNMENTAL UNIT OF THE
8 EXECUTIVE, LEGISLATIVE, OR JUDICIAL BRANCH OF STATE GOVERNMENT.

9 **24-37.5-804. Searchable budget database - creation - updates**

10 **- agency cooperation.** (1) (a) NO LATER THAN SEPTEMBER 1, 2009, THE
11 CHIEF INFORMATION OFFICER SHALL DEVELOP, MAINTAIN, AND MAKE
12 PUBLICLY AVAILABLE A SINGLE SEARCHABLE BUDGET DATABASE WEB SITE
13 OF STATE EXPENDITURES AND REVENUES. EXCEPT AS OTHERWISE SET
14 FORTH IN THIS SECTION, THE STATE EXPENDITURES AND REVENUES DATA
15 SHALL BE IDENTICAL TO THE DATA INCLUDED IN THE STATE FINANCIAL
16 SYSTEM DATABASE, COMMONLY KNOWN AS THE FINANCIAL DATA
17 WAREHOUSE, CREATED BY THE STATE CONTROLLER PURSUANT TO THE
18 AUTHORITY SET FORTH IN SECTION 24-30-202. THE CHIEF INFORMATION
19 OFFICER SHALL HAVE ACCESS TO THE DATA IN THE FINANCIAL DATA
20 WAREHOUSE AS IS NECESSARY TO CREATE AND MAINTAIN THE WEB SITE.

21 (b) THE SEARCHABLE BUDGET DATABASE WEB SITE SHALL NOT
22 INCLUDE THE FOLLOWING INFORMATION:

- 23 (I) ANY INFORMATION THAT IS NOT A PUBLIC RECORD; OR
- 24 (II) ANY INFORMATION THAT IS CONFIDENTIAL PURSUANT TO STATE
25 OR FEDERAL LAW.

26 (2) THE SEARCHABLE BUDGET DATABASE WEB SITE SHALL:

- 27 (a) BE ACCESSIBLE FROM THE WEB SITE MAINTAINED BY THE STATE;

1 (b) BE UPDATED [DAILY] [EACH BUSINESS DAY] TO INCLUDE NEW
2 EXPENDITURE AND REVENUE DATA;

3 (c) BE AVAILABLE FOR DOWNLOAD IN A STRUCTURED DATA
4 FORMAT;

5 (d) INCLUDE A METHOD FOR THE USERS OF THE WEB SITE TO
6 PROVIDE FEEDBACK ABOUT IT; AND

7 (e) INCLUDE ARCHIVED DATA FOR ALL STATE FISCAL YEARS THAT
8 CLOSE AFTER JANUARY 1, 2009. DATA FOR PRIOR STATE FISCAL YEARS
9 SHALL BE ARCHIVED ON THE WEB SITE AND REMAIN SEARCHABLE.

10 **24-37.5-805. State agency contracts - web site - availability.**

11 (1) ON OR BEFORE JANUARY 1, 2010, THE CHIEF INFORMATION OFFICER
12 SHALL CREATE AND MAINTAIN ON THE SEARCHABLE BUDGET DATABASE
13 WEB SITE A SYSTEM TO ALLOW THE PUBLIC ELECTRONIC ACCESS TO COPIES
14 OF ALL STATE AGENCY CONTRACTS. ONCE ESTABLISHED, THE WEB SITE
15 SHALL BE UPDATED EVERY THIRTY DAYS TO INCLUDE ALL STATE AGENCY
16 CONTRACTS EXECUTED SINCE THE LAST UPDATE.

17 (2) FOR EACH CONTRACT EXECUTED BY A STATE AGENCY, THE
18 STATE AGENCY SHALL, WITHIN FIVE DAYS OF EXECUTION OF THE
19 CONTRACT, MAKE A COPY OF THE CONTRACT AVAILABLE FOR INCLUSION ON
20 THE SEARCHABLE BUDGET DATABASE WEB SITE IN THE MANNER SPECIFIED
21 BY THE CHIEF INFORMATION OFFICER. COPIES OF CONTRACTS EXECUTED
22 IN PRIOR STATE FISCAL YEARS SHALL REMAIN ACCESSIBLE ON THE WEB
23 SITE.

24 **SECTION 2. Act subject to petition - effective date.** This act
25 shall take effect at 12:01 a.m. on the day following the expiration of the
26 ninety-day period after final adjournment of the general assembly that is
27 allowed for submitting a referendum petition pursuant to article V, section

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1 1 (3) of the state constitution, (August 4, 2009, if adjournment sine die is
2 on May 6, 2009); except that, if a referendum petition is filed against this
3 act or an item, section, or part of this act within such period, then the act,
4 item, section, or part, if approved by the people, shall take effect on the
5 date of the official declaration of the vote thereon by proclamation of the
6 governor.