

HOUSE BILL NO. HB0003

Campaign finance reporting-electronic filing.

Sponsored by: Joint Corporations, Elections and Political  
Subdivisions Interim Committee

A BILL

for

1 AN ACT relating to campaign finance reporting; providing  
2 for electronic filing of campaign finance reports;  
3 specifying where reports shall be filed; providing for a  
4 searchable database of reports; providing for training;  
5 providing an appropriation; and providing for an effective  
6 date.

7

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

9

10 **Section 1.** W.S. 22-25-105, 22-25-107(a)(iv), (b),  
11 (c)(i) and by creating a new subsection (e) and 22-25-109  
12 are amended to read:

13

14 **22-25-105. Campaign reporting forms; instructions and**  
15 **warning.**

16

1        (a) The secretary of state shall prescribe ~~and~~  
2 ~~furnish~~ the forms for reporting receipts and expenditures  
3 for primary, general and special election campaigns,  
4 together with written instructions for completing the form  
5 and a warning that violators are subject to criminal  
6 charges and that a vacancy will exist if the forms are not  
7 completed and filed pursuant to law. Until January 1,  
8 2010, the forms along with instructions and warning shall  
9 be distributed to the county clerk and shall be given by  
10 the county clerk to each person filing an application for  
11 nomination in his office and to each political action  
12 committee and candidate's campaign committee required to  
13 file with the county clerk. Until January 1, 2010, the  
14 county clerk shall also distribute the reporting forms to  
15 the chairmen of the county party central committees.

16  
17        (b) The secretary of state shall promulgate rules to  
18 allow the forms required pursuant to subsection (a) of this  
19 section and any other forms and reports required to be  
20 filed with him pursuant to this chapter to be filed  
21 electronically after December 31, 2009.

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23        **22-25-107. Where statements to be filed.**

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1 (a) All statements required under this chapter shall  
2 be filed as follows:

3

4 (iv) A county party central committee shall file  
5 with the secretary of state ~~and county clerk;~~

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7 (b) Until December 31, 2009, statements required to  
8 be filed at least seven (7) days before any primary,  
9 general or special election may be filed by facsimile  
10 transmission without the original signatures. Until  
11 December 31, 2009, statements required to be filed after  
12 any primary, general or special election may be filed by  
13 facsimile transmission provided that an original with the  
14 required signatures is sent. After December 31, 2009, all  
15 statements filed with the secretary of state shall be filed  
16 electronically.

17

18 (c) Any statement required under this chapter to be  
19 filed with:

20

21 (i) The secretary of state, ~~may~~ shall be filed  
22 electronically as provided under W.S. 9-2-2501 if the  
23 secretary of state has adopted rules which allow for the  
24 electronic filing;

1

2       (e) After December 31, 2009, the secretary of state  
3 shall maintain a searchable database of reports filed  
4 pursuant to this chapter available to the public on or  
5 through the Internet, the World Wide Web or a similar  
6 proprietary or common carrier electronic system. The  
7 secretary of state shall be responsible for the provision  
8 of training and instruction for filers on how to access and  
9 use the campaign finance electronic filing system. The  
10 training shall be for the purpose of educating filers about  
11 use of the system, and is not intended to assist filers  
12 with filing their reports.

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14       **22-25-109. Reporting candidates in violation.**

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16 The secretary of state and the county clerks shall report  
17 the names of all candidates in violation of the Election  
18 Code of the state of Wyoming to the attorney general or to  
19 the district attorney, respectively, for appropriate  
20 action.

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22       **Section 2.** There is appropriated two million five  
23 hundred thousand dollars (\$2,500,000.00) from the general  
24 fund to the secretary of state. This appropriation shall

1 be for the period beginning with the effective date of this  
2 act and ending June 30, 2010. This appropriation shall  
3 only be expended for the purposes of establishing a system  
4 of electronic filing as provided in this act.  
5 Notwithstanding any other provision of law, this  
6 appropriation shall not be transferred or expended for any  
7 other purpose and any unexpended, unobligated funds  
8 remaining from this appropriation shall revert as provided  
9 by law on June 30, 2010. This appropriation shall not be  
10 included in the secretary of state's 2011-2012 standard  
11 biennial budget request.

12

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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(END)