A BILL FOR AN ACT

CONCERNING THE CREATION OF A SEARCHABLE DATABASE WEB SITE RELATED TO STATE FINANCES, AND, IN CONNECTION THEREWITH, ENACTING THE "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 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 that each
Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. Article 37.5 of title 24, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PART to read:

PART 8

SEARCHABLE BUDGET DATABASE WEB SITE

24-37.5-801. Short title. This part 8 shall be known and may be cited as the "COLORADO TAXPAYER TRANSPARENCY ACT".

24-37.5-802. Legislative declaration. (1) The general assembly hereby finds and declares that:

(a) Taxpayers should be able to easily access the details of the state budget, including how much revenue the state receives and how that revenue is spent; and

(b) The state currently maintains an internal searchable budget database that includes this information.

(2) Now, therefore, it is the intent of the general assembly to direct the chief information officer of the office of information technology to create and maintain a searchable budget database web site that includes data of state revenues and expenditures.

24-37.5-803. Definitions. As used in this part 8, unless the context otherwise requires:

(1) "PUBLIC RECORDS" SHALL HAVE THE SAME MEANING AS SET FORTH IN SECTION 24-72-202 (6).

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

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

24-37.5-804. Searchable budget database - creation - updates - agency cooperation. (1) (a) NO LATER THAN JANUARY 1, 2010, THE CHIEF INFORMATION OFFICER SHALL DEVELOP, MAINTAIN, AND MAKE PUBLICLY AVAILABLE A SINGLE SEARCHABLE BUDGET DATABASE WEB SITE OF STATE EXPENDITURES AND REVENUES. EXCEPT AS OTHERWISE SET FORTH IN THIS SECTION, THE STATE EXPENDITURES AND REVENUES DATA SHALL BE IDENTICAL TO THE DATA INCLUDED IN THE STATE FINANCIAL SYSTEM DATABASE, COMMONLY KNOWN AS THE FINANCIAL DATA WAREHOUSE, CREATED BY THE STATE CONTROLLER PURSUANT TO THE AUTHORITY SET FORTH IN SECTION 24-30-202. THE CHIEF INFORMATION OFFICER SHALL HAVE ACCESS TO THE DATA IN THE FINANCIAL DATA WAREHOUSE AS IS NECESSARY TO CREATE AND MAINTAIN THE WEB SITE.

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

(I) ANY INFORMATION THAT IS NOT A PUBLIC RECORD; OR

(II) ANY INFORMATION THAT IS CONFIDENTIAL PURSUANT TO STATE OR FEDERAL LAW.

(2) THE SEARCHABLE BUDGET DATABASE WEB SITE SHALL:

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

(b) BE UPDATED EVERY FIVE BUSINESS DAYS TO INCLUDE NEW
EXPENDITURE AND REVENUE DATA;

(c) BE AVAILABLE FOR DOWNLOAD IN A STRUCTURED DATA
FORMAT, SUCH AS EXTENSIBLE MARKUP LANGUAGE;

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

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

(3) EACH STATE AGENCY WITH A WEB SITE SHALL PROVIDE A LINK
ON THE WEB SITE HOME PAGE TO THE SEARCHABLE BUDGET DATABASE
WEB SITE.

SECTION 2. Act subject to petition - effective date. This act
shall take effect at 12:01 a.m. on the day following the expiration of the
ninety-day period after final adjournment of the general assembly that is
allowed for submitting a referendum petition pursuant to article V,
section 1 (3) of the state constitution, (August 4, 2009, if adjournment
sine die is on May 6, 2009); except that, if a referendum petition is filed
against this act or an item, section, or part of this act within such period,
then the act, item, section, or part, if approved by the people, shall take
effect on the date of the official declaration of the vote thereon by
proclamation of the governor.