

HB1288_L.007

SENATE COMMITTEE OF REFERENCE REPORT

 Chairman of Committee

 Date
Committee on Finance.

After consideration on the merits, the Committee recommends the following:

HB09-1288 be amended as follows:

1 Amend reengrossed bill, strike everything below the enacting clause and
2 substitute the following:

3 "SECTION 1. Title 24, Colorado Revised Statutes, is amended
4 BY THE ADDITION OF A NEW ARTICLE to read:

5 **ARTICLE 72.4**
6 **Revenue and Expenditure**
7 **Web-based System**

8 **24-72.4-101. Legislative declaration.** (1) THE GENERAL
9 ASSEMBLY HEREBY FINDS AND DECLARES THAT:

10 (a) TAXPAYERS SHOULD BE ABLE TO EASILY ACCESS THE DETAILS
11 OF THE STATE'S FINANCES, INCLUDING HOW MUCH REVENUE THE STATE
12 RECEIVES AND HOW THAT REVENUE IS SPENT;

13 (b) ON APRIL 2, 2009, THE GOVERNOR ISSUED AN EXECUTIVE
14 ORDER THAT CREATED THE TRANSPARENCY ONLINE PROJECT;

15 (c) THE TRANSPARENCY ONLINE PROJECT IS A FREE, SEARCHABLE
16 WEB-BASED SYSTEM PROVIDING EASY ACCESS TO INFORMATION ABOUT
17 THE STATE'S REVENUES AND EXPENDITURES;

18 (d) THE TRANSPARENCY ONLINE PROJECT IS AN IMPORTANT FIRST
19 STEP IN PROVIDING A MORE TRANSPARENT AND ACCOUNTABLE STATE



1 GOVERNMENT; AND

2 (e) THE PURPOSE OF THIS LEGISLATION IS TO IMPROVE THE SYSTEM
3 CREATED BY THE EXECUTIVE ORDER.

4 (2) NOW, THEREFORE, IT IS THE INTENT OF THE GENERAL
5 ASSEMBLY THAT THE WEB-BASED SYSTEM ESTABLISHED BY THE
6 GOVERNOR'S EXECUTIVE ORDER BE MODIFIED AS SET FORTH IN THIS
7 ARTICLE.

8 **24-72.4-102. Definitions.** AS USED IN THIS ARTICLE, UNLESS THE
9 CONTEXT OTHERWISE REQUIRES:

10 (1) "CHIEF INFORMATION OFFICER" MEANS THE CHIEF
11 INFORMATION OFFICER APPOINTED PURSUANT TO SECTION 24-37.5-103.

12 (2) "WEB-BASED SYSTEM" MEANS THE SEARCHABLE WEB-BASED
13 SYSTEM THAT PROVIDES ACCESS TO DESCRIPTIONS OF REVENUES AND
14 EXPENDITURES RECORDED IN THE STATE'S OFFICIAL BOOK OF RECORD
15 THAT, IN ACCORDANCE WITH EXECUTIVE ORDER 007-09, IS DEVELOPED
16 AND MAINTAINED BY THE CHIEF INFORMATION OFFICER, IN CONSULTATION
17 WITH THE STATE CONTROLLER.

18 **24-72.4-103. Web-based system - enhancements.** (1) NO LATER
19 THAN JANUARY 1, 2010, THE CHIEF INFORMATION OFFICER SHALL MODIFY
20 THE WEB-BASED SYSTEM TO MEET THE FOLLOWING REQUIREMENTS:

21 (a) THE STATE EXPENDITURES AND REVENUES DATA INCLUDED IN
22 THE WEB-BASED SYSTEM SHALL BE THE EXPENDITURE AND REVENUE DATA
23 INCLUDED IN THE STATE FINANCIAL SYSTEM DATABASE, COMMONLY
24 KNOWN AS THE FINANCIAL DATA WAREHOUSE, CREATED BY THE OFFICE OF
25 INFORMATION TECHNOLOGY ON BEHALF OF THE STATE CONTROLLER
26 PURSUANT TO THE AUTHORITY SET FORTH IN SECTION 24-30-202;

27 (b) THE WEB-BASED SYSTEM SHALL BE ACCESSIBLE FROM THE WEB
28 SITE MAINTAINED BY THE STATE, AND EACH STATE AGENCY WITH A WEB
29 SITE SHALL PROVIDE A LINK ON THE WEB SITE HOME PAGE TO THE SYSTEM;

30 (c) THE INFORMATION ON THE WEB-BASED SYSTEM SHALL BE
31 UPDATED EVERY FIVE BUSINESS DAYS TO INCLUDE NEW EXPENDITURE AND
32 REVENUE DATA;

1 (d) THE WEB-BASED SYSTEM SHALL BE AVAILABLE FOR DOWNLOAD
2 IN A STRUCTURED DATA FORMAT, SUCH AS EXTENSIBLE MARKUP
3 LANGUAGE;

4 (e) THE WEB-BASED SYSTEM SHALL INCLUDE A METHOD FOR USERS
5 TO PROVIDE FEEDBACK ABOUT THE SYSTEM; AND

6 (f) THE WEB-BASED SYSTEM SHALL INCLUDE ARCHIVED REVENUE
7 AND EXPENDITURE DATA FOR THE TEN PRIOR STATE FISCAL YEARS; EXCEPT
8 THAT NO DATA SHALL BE REQUIRED FOR ANY STATE FISCAL YEAR PRIOR TO
9 JULY 1, 2009, AND, FOR THE 2009-10 STATE FISCAL YEAR ONLY, NO STATE
10 REVENUE DATA SHALL BE REQUIRED TO BE ARCHIVED.

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

21 Page 1, line 102, strike "FINANCES, AND, IN CONNECTION" and substitute
22 "FINANCES.";

23 strike lines 103 and 104.

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