

HOUSE BILL NO. HB0172

Help America Vote Act.

Sponsored by: Representative(s) Ross and Senator(s) Meier

A BILL

for

1 AN ACT relating to elections; granting rulemaking authority
2 to the secretary of state to comply with the Help America
3 Vote Act of 2002 (HAVA); authorizing the secretary of state
4 to develop a state plan under HAVA; authorizing the
5 secretary of state to receive and expend federal funds
6 authorized under HAVA; providing appropriations; requiring
7 a report; and providing for an effective date.

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

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11 **Section 1.** W.S. 22-2-121 by creating a new subsection
12 (d) is amended to read:

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14 **22-2-121. Chief election officer to prepare forms;**
15 **rules; advice.**

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1 (d) The secretary of state is authorized to adopt
2 rules and regulations necessary to comply with the
3 requirements of the Help America Vote Act of 2002, Public
4 Law 107-252, including a state-based administrative
5 complaint procedure.

6
7 **Section 2.**

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9 (a) Two hundred thousand dollars (\$200,000.00) is
10 appropriated from the general fund and amounts appropriated
11 and unexpended under 2001 Wyoming Session Laws, Chapter
12 137, Section 7, for the design and implementation of a
13 local area network computer operation system, are hereby
14 reappropriated for the purpose of meeting a five percent
15 (5%) state match requirement under the Help America Vote
16 Act of 2002 (HAVA). These appropriations, when required by
17 HAVA, shall be placed into an account within the federal
18 revenue fund together with federal requirements payments.
19 Interest earned on the account shall be credited to the
20 account. Not to exceed one hundred thousand dollars
21 (\$100,000.00) of these appropriations, prior to segregation
22 into the federal revenue fund, may be expended and
23 accounted for by the secretary of state as may be necessary
24 to develop and submit the required state plan under HAVA.

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2 (b) As may be authorized by the state plan or as
3 otherwise authorized under HAVA, the secretary of state may
4 accept federal revenues on behalf of the state of Wyoming.
5 Federal payments under sections 101 and 102 of HAVA shall
6 be placed into separate accounts and interest earned shall
7 be credited to the general fund unless prohibited by HAVA.
8 Federal payments under sections 101 and 102 are
9 appropriated and may be expended by the secretary of state
10 as permitted under HAVA.

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12 (c) On or before January 1, 2004 the secretary of
13 state shall submit a complete report to the legislature of
14 receipts, expenditures, budget information and requests and
15 necessary legislation required under HAVA and this act.

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17 **Section 3.** This act is effective immediately upon
18 completion of all acts necessary for a bill to become law
19 as provided by Article 4, Section 8 of the Wyoming
20 Constitution.

21

22

(END)