

## HOUSE BILL NO. HB0229

Payment processor-state government.

Sponsored by: Representative(s) Brown, Burkhardt, Gray,  
Larsen, Loucks, Salazar, Sweeney and Walters  
and Senator(s) Biteman, Coe and Pappas

A BILL

for

1 AN ACT relating to the administration of government;  
2 requiring the department of enterprise technology services to  
3 establish uniform state payment processor services and  
4 reporting; requiring and authorizing contracting as  
5 specified; and providing for an effective date.

6

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

8

9 **Section 1.** W.S. 9-2-2905(a)(iii), (iv) and by creating  
10 a new paragraph (v), 9-2-2906(e) by creating a new paragraph  
11 (vi) and (g)(i) and 9-4-217(c) and (h) are amended to read:

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13 **9-2-2905. Duties of the department in assisting the**  
14 **governor.**

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1           (a) The department may assist the governor in  
2 discharging his duties as chief executive and administrative  
3 officer of the executive branch of government of the state of  
4 Wyoming. The governor through the department shall:

5

6           (iii) Promote economy and efficiency in government  
7 use of information technology;~~and~~

8

9           (iv) Establish uniform standards of information  
10 technology administration;~~and~~ and

11

12           (v) Establish uniform practices and reporting for  
13 government use of payment processor services.

14

15           **9-2-2906. Office of the state chief information officer**  
16 **and director; authority; duties of department.**

17

18           (e) The department shall provide the following  
19 services:

20

21           (vi) Develop procedures and administer uniform  
22 payment processor services and reporting for agencies and

1 upon request, the judiciary and the legislature. In carrying  
2 out this paragraph, the department shall:

3  
4 (A) Administer a statewide contract with a  
5 payment processor as provided under W.S. 9-4-217(h);

6  
7 (B) Develop criteria and procedures for  
8 granting waivers to agencies under W.S. 9-4-217(h).

9  
10 (g) The department shall carry out the following  
11 functions:

12  
13 (i) Establish and promulgate rules and regulations  
14 governing the use and funding of telecommunications services,  
15 equipment, payment processor services, software and networks  
16 by agencies;

17  
18 **9-4-217. Uniform state accounting system.**

19  
20 (c) The state auditor shall promulgate reasonable rules  
21 and regulations necessary to carry out this section.—~~The~~  
22 ~~rules and regulations may include the selection of a credit~~

1 ~~processor to provide credit card services to the entities~~  
2 ~~enumerated in subsection (a) of this section.~~

3  
4 (h) ~~Unless specifically prohibited by statute, any~~  
5 ~~legislative, judicial or~~ The department of enterprise  
6 technology services shall contract with a payment processor  
7 for statewide payment processing services that each executive  
8 branch agency as defined by W.S. 9-2-1002(a)(i), including  
9 ~~the University of Wyoming,~~ the game and fish department and  
10 the Wyoming department of transportation, ~~may contract with~~  
11 ~~a credit card processor and~~ shall utilize, except as  
12 specifically prohibited by law or as otherwise provided in  
13 this subsection, to allow any tax, assessment, license,  
14 permit, fee, fine, or other money owing to the state or  
15 collectible by the state on behalf of another unit of  
16 government to be paid by negotiable paper, or in payment of  
17 any bail deposit or other trust deposit. If the  
18 administrative head of a division within a department  
19 determines that it is not feasible to utilize the statewide  
20 payment processor contract the administrative head shall  
21 request a waiver from the state chief information officer.  
22 If the waiver is granted, the division may, except as  
23 otherwise prohibited by law, contract with a payment

1 processor for the purposes specified in this subsection and  
2 as reasonably limited by the waiver. The University of  
3 Wyoming, Wyoming community colleges and the judicial and  
4 legislative departments of state government may, except as  
5 otherwise prohibited by law, contract with a payment  
6 processor or utilize the statewide payment processor contract  
7 for the purposes specified in this subsection. As used in  
8 this subsection, "negotiable paper" means money orders, paper  
9 arising from the use of a lender credit card as defined in  
10 W.S. 40-14-140(a)(ix), checks and drafts, including, without  
11 limitation, sales drafts and checks and drafts signed by a  
12 holder of a lender credit card issued by a bank maintaining  
13 a revolving loan account as defined in W.S. 40-14-308, for  
14 lender credit card holders. The acceptance of negotiable  
15 paper by the state or any of its agencies under this  
16 subsection shall be in accordance with and subject to the  
17 same terms and conditions provided by W.S. 18-3-505. Any fees  
18 assessed for processing a ~~credit-card~~ payment under this  
19 subsection may be borne by the agency or person tendering  
20 payment. Any fees borne by the person tendering payment  
21 pursuant to this subsection may be used by the state auditor  
22 or the agency responsible for the collection of such fees to

1 pay the processing costs of rendering the ~~credit card~~ payment  
2 transaction.

3

4 **Section 2.** This act is effective July 1, 2019.

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6

(END)