

2nd Sub. S.B. 38

TRANSPARENCY IN GOVERNMENT FINANCE

Senator **Wayne L. Niederhauser** proposes the following amendments:

1. Page 8, Line 226 through Page 9, Line 253:

226 63A-3-405. Rulemaking authority.

227 (1) (a) After consultation with the board, and in accordance with Title 63, Chapter 46a,

228 Utah Administrative Rulemaking Act, the Division of Finance shall make rules to:

229 ~~{(a)}~~ (i) require participating state entities to provide public financial information for
230 inclusion on the Utah Public Finance Website;

231 ~~{(b)(i)}~~ (ii) (A) establish size or budget thresholds to identify those local entities that qualify as
232 participating local entities as defined in this part;

233 ~~{(ii)}~~ (B) require participating local entities to provide public financial information in
234 accordance with the requirements of this part, with a specified content, reporting frequency and
235 form; and

236 ~~{(iii)}~~ (C) require the participating local entity's website to be accessible by link or other
237 direct route from the Utah Public Finance Website;

238 ~~{(c)}~~ (iii) define, either uniformly for all participating state entities or participating local
239 entities, or on an entity by entity basis, the term "public financial information" using the
240 standards provided in Subsection 63A-3-404(2)(c).

241 ~~{(d)}~~ (iv) establish procedures for obtaining, submitting, reporting, storing, and providing
242 public financial information on the Utah Public Finance Website and on local entities'
243 websites, which may include a specified reporting frequency and form; and

244 ~~{(e)}~~ (v) determine the search methods and the search criteria that shall be made available to
245 the public as part of a website used by a participating local entity under the requirements of this
246 part, which criteria may include:

247 ~~{(i)}~~ (A) fiscal year;

248 ~~{(ii)}~~ (B) expenditure type;

249 ~~{(iii)}~~ (C) name of the agency;

250 ~~{(iv)}~~ (D) payee;

251 ~~{(v)}~~ (E) date;

252 ~~{(vi)}~~ (F) amount; and

253 ~~{(vii)}~~ (G) any other criteria designated by the rule ~~{(s)}~~ .

(b) Rules that establish the obligations of participating entities under the authority of Subsection (1)(a) shall give special consideration to the budget and resource limitations of a participating entity that has a current annual budget of less than \$10 million.

