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| 1 | | AN ACT relating to transparen | cy. |
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| 2 | Be it enacted by the General Assembly of the Commonwealth of Kentucky: | | |
| 3 | | → Section 1. KRS 42.032 is a | mended to read as follows: |
| 4 | (1) | [By January 1, 2012,]The F | inance and Administration Cabinet and the State |
| 5 | | <u>Treasurer</u> shall provide publi | c access to records relating to expenditures of the |
| 6 | | executive branch of state government through display of the records on a Web site | |
| 7 | | The Web site shall provide: | |
| 8 | | (a) Financial information of | expenditures not exempt under the provisions of state |
| 9 | | or federal law, including: | |
| 10 | | 1. The payee name; | |
| 11 | | 2. The category or type | e of the expenditure; |
| 12 | | 3. A description of the | reason for the expenditure, if available; |
| 13 | | 4. The expenditure am | ount; and |
| 14 | | 5. A link to the fina | ncial document, if the document is electronically |
| 15 | | available; | |
| 16 | | (b) A searchable format; | |
| 17 | | (c) Access to the current enaction | cted Executive Branch Budget; and |
| 18 | | (d) A link to the public acc | ess Web site displays of the legislative and judicia |
| 19 | | branches of state gove | rnment, and of the public institutions of higher |
| 20 | | education. | |
| 21 | (2) | Information on the Web site sh | all be updated at least on a monthly basis. However |
| 22 | | information on the Web site | which is part of, or contained in, an electronic |
| 23 | | accounting system utilized b | y all branches of state government, such as the |
| 24 | | Enhanced Management Adm | inistrative Reporting System (EMARS), shall be |
| | | | |

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updated on *no less than* a weekly basis.

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(3)

The cabinet shall maintain exclusive control and be considered the sole custodian of

all information and records generated by and through activity of the executive

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| 1 | | branch of government, notwithstanding the situs of the information and the records |
|----|------------|--|
| 2 | | in another branch of government, and disclosure thereof shall only be by the cabinet |
| 3 | | in accordance with applicable law. |
| 4 | (4) | In order to reduce Web site development costs and enhance public access and use of |
| 5 | | records viewed through Web sites as provided by this section and KRS 7.505 and |
| 6 | | 26A.260, each branch of state government shall freely share with the other branches |
| 7 | | of state government the software, software developments, and all applications, data, |
| 8 | | and information within its control used for Web site design, appearance, content, |
| 9 | | and operation in compliance with, or in furtherance of, the purposes contemplated |
| 10 | | by this section and KRS 7.505 and 26A.260. |
| 11 | <u>(5)</u> | Any contract for development of a Web site providing public access to |
| 12 | | expenditures required for publication pursuant to subsection (1) of this section |
| 13 | | shall be approved with the express written approval of both the secretary of the |
| 14 | | Finance and Administration Cabinet and the State Treasurer. |

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