

ORIGINAL HOUSE
BILL NO. HB0076

ENROLLED ACT NO. 37, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

AN ACT relating to the administration of government; amending requirements for statewide payment processor services; requiring disclosure of fees; requiring a report; and providing for an effective date.

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

Section 1. W.S. 9-4-217(h) is amended to read:

9-4-217. Uniform state accounting system; uniform statewide payment processing.

(h) The department of enterprise technology services shall contract with a payment processor for uniform statewide payment processing services that each executive branch agency ~~as defined by W.S. 9-2-1002(a)(i), including the game and fish department and the Wyoming department of transportation,~~ shall utilize, except as specifically prohibited by law or as otherwise provided in this subsection, to allow any tax, assessment, license, permit, fee, fine, or other money owing to the state or collectible by the state on behalf of another unit of government to be paid by negotiable paper, or in payment of any bail deposit or other trust deposit. The statewide payment processor contract shall establish a uniform rate or uniform fee for the costs of processing payment transactions for all agencies. If the administrative head of a division within ~~a department~~ an agency determines that it is not feasible to utilize the statewide payment processor contract, the administrative head ~~shall~~ may request a waiver from the state chief information officer. If the waiver is granted, the ~~division~~ agency may, except as otherwise prohibited by law, contract with a payment processor for the purposes specified in this subsection and as reasonably limited by the waiver. The University of Wyoming, Wyoming community

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colleges and the judicial and legislative departments of state government may, except as otherwise prohibited by law, contract with a payment processor or utilize the statewide payment processor contract for the purposes specified in this subsection. ~~As used in this subsection, "negotiable paper" means money orders, paper arising from the use of a lender credit card as defined in W.S. 40-14-140(a)(ix), checks and drafts, including, without limitation, sales drafts and checks and drafts signed by a holder of a lender credit card issued by a bank maintaining a revolving loan account as defined in W.S. 40-14-308, for lender credit card holders.~~ The acceptance of negotiable paper by the state or any of its agencies under this subsection shall be in accordance with and subject to the same terms and conditions provided by W.S. 18-3-505. Any fees assessed for processing a payment under this subsection ~~may~~ shall be borne by the ~~agency or~~ person tendering payment. Any fees borne by the person tendering payment pursuant to this subsection ~~may~~ shall only be used by ~~the state auditor or~~ the collecting agency responsible for the collection of such fees to pay the processing costs of rendering the payment transaction. The collecting agency shall clearly and conspicuously disclose any debit or credit card fees assessed for processing payment transactions under this subsection at the time the fees are collected, which shall include disclosure on any website used by the agency to accept payments. As used in this subsection:

(i) "Agency" means as defined by W.S. 9-2-1002(a)(i);

(ii) "Negotiable paper" means money orders, paper arising from the use of a lender credit card as defined in W.S. 40-14-140(a)(ix), checks and drafts,

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including, without limitation, sales drafts and checks and drafts signed by a holder of a lender credit card issued by a bank maintaining a revolving loan account as defined in W.S. 40-14-308, for lender credit card holders.

Section 2. Any office, department, board, commission or operating unit of the executive branch of state government affected by amendments made to W.S. 9-4-217(h), as provided by this act, shall report to the department of enterprise technology services by May 31, 2022 regarding any savings, efficiencies or inefficiencies resulting from implementation of this act. The department of enterprise technology services shall summarize the findings and provide a report of the findings to the joint appropriations committee by June 30, 2022.

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

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the House.

Chief Clerk