

Senate Bill 300

By: Senator McKoon of the 29th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 5A of Title 50 of the Official Code of Georgia Annotated, relating to the
2 Office of the State Treasurer, so as to require the state treasurer to collect certain data and
3 maintain and publish a data base that includes searchable information related to all
4 expenditures made by state entities to vendors; to require state entities to submit certain
5 information related to expenditures made to vendors; to require the state treasurer to provide
6 an opportunity for public comment and to publish annual usage statistics of such data base;
7 to authorize the state treasurer to promulgate rules and regulations necessary to implement
8 the foregoing provisions; to provide for definitions; to repeal conflicting laws; and for other
9 purposes.

10 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

11 style="text-align:center">**SECTION 1.**

12 Chapter 5A of Title 50 of the Official Code of Georgia Annotated, relating to the Office of
13 the State Treasurer, is amended by adding a new Code section to read as follows:

14 "50-5A-12.

15 (a) As used in this Code section, the term:

16 (1) 'Data base' means the Expenditure Data Base of the State of Georgia.

17 (2) 'Expenditure' means a payment, distribution, loan, advance, reimbursement, deposit,
18 or gift of money from a state entity to any vendor.

19 (3) 'State entity' means the General Assembly, the Supreme Court, the Court of Appeals,
20 the office of an elected state officer, or a department, bureau, board, office, commission,
21 agency, institution, instrumentality, or other governmental entity of this state established
22 by the Constitution or laws of this state for the exercise of any function of state
23 government, but not any county, municipality, local authority, local school district,
24 institute of higher education, or retirement system as defined by Code Section 47-20-3.

25 (4) 'Vendor' means any person, partnership, corporation, association, organization, state
 26 entity, or other party, including any executive officer, legislative officer, judicial officer,
 27 or member or employee of a state entity, that does either of the following:

28 (A) Sells, leases, or otherwise provides equipment, materials, goods, supplies, or
 29 services to a state entity pursuant to a contract between the vendor and a state entity;

30 or

31 (B) Receives reimbursement from a state entity for any expense.

32 (b)(1) The state treasurer shall establish and maintain a data base that shall be known as
 33 the 'Expenditure Data Base of the State of Georgia.' The data base shall contain all
 34 expenditures of state government made during each fiscal year that commences on or
 35 after July 1, 2016. Within six months of the close of each fiscal year, the data base shall
 36 be made available on the website of the Office of the State Treasurer and accessible by
 37 members of the public for five years from the date of publication without charge.

38 (2) For each expenditure, the data base shall include the following information:

39 (A) The amount of the expenditure;

40 (B) The date the expenditure was paid;

41 (C) The vendor to which the expenditure was paid; and

42 (D) The state entity that made the expenditure or requested the expenditure be made.

43 (3) The data base shall be searchable and shall offer the ability to:

44 (A) Filter expenditures by the amount of the expenditure, the date the expenditure was
 45 paid, the vendor to which the expenditure was paid, and the state entity that made the
 46 expenditure or requested the expenditure be made;

47 (B) Aggregate data contained in the data base;

48 (C) Determine the total amount of expenditures awarded to a vendor by a state entity;
 49 and

50 (D) Download information obtained through the data base.

51 (c)(1) All state entities shall assist, as requested by the state treasurer and without cost,
 52 in the development, establishment, operation, storage, hosting, and support of the data
 53 base.

54 (2) By the tenth day of each month, each state entity shall provide the information
 55 described in paragraph (2) of subsection (b) of this Code section to the state treasurer for
 56 each of the state entity's expenditures paid to a vendor for the preceding month.

57 (3) Within 180 days of the initial publication of the data base, each state entity shall
 58 display and maintain thereafter an Internet link to the data base on its website.

59 (d) In addition to the data base, the state treasurer shall publish on the website of the Office
 60 of the State Treasurer graphical representations of data contained in the data base,
 61 including charts and graphs to assist comprehension of such data by the public. The topics

62 illustrated by and frequency of developing and publishing these graphical representations
63 shall be determined by the state treasurer.

64 (e)(1) Within one year of the initial publication of the data base, the state treasurer shall
65 provide an opportunity on the Office of State Treasurer's website for public comment on
66 the utility of the data base.

67 (2) On February 1, 2018, and annually thereafter, the state treasurer shall publish on its
68 website statistics related to the usage of the data base during the prior calendar year.

69 (f) The data base shall not include any information that is confidential or not a public
70 record under the laws of this state; however, the state treasurer and the Office of the State
71 Treasurer and its employees are not liable for the inadvertent disclosure of a record
72 contained through the data base that is confidential or is not a public record under the laws
73 of this state.

74 (g) The state treasurer shall be authorized to adopt rules and regulations necessary to
75 implement this Code section."

76 **SECTION 2.**

77 All laws and parts of laws in conflict with this Act are repealed.