

AMENDED IN ASSEMBLY AUGUST 5, 2013

AMENDED IN SENATE MAY 28, 2013

SENATE BILL

No. 335

Introduced by Senator Yee

February 19, 2013

An act to add Section 12025 to the Government Code, relating to the Governor's Budget: *state government*.

LEGISLATIVE COUNSEL'S DIGEST

SB 335, as amended, Yee. Governor's Budget: services *Expenditures: service contracts*.

Existing law requires the Governor to submit to the Legislature, within the first 10 days of each calendar year, a budget for the ensuing fiscal year containing itemized statements for recommended state expenditures and estimated state revenues. The budget must include a statement of accounts payable and a statement of cashflow for the previous fiscal year, as well as estimates of accounts payable and cashflow for the current fiscal year and the succeeding fiscal year. *the Financial Information System for California (FISCAL) to include a state budget transparency component that allows the public to have access, on an Internet Web site, to specified information for each General Fund and federal fund expenditure.*

~~This bill would require the Governor, upon full implementation of the Financial Information System for California (FISCAL) Project, to submit an annual report that would be made available on the FISCAL Project Internet Web site, that contains specified information regarding current contracts for services in the amount of \$5,001 or more.~~

This bill would require, upon full implementation of the FISCAL Project for state departments and agencies required to use the FISCAL

system, specified information regarding contracts for services in the amount of \$5,001 or more to be made available to the public on the FISCal Project Internet Web site in a format that allows for searching and sorting by specified categories.

Vote: majority. Appropriation: no. Fiscal committee: yes.
 State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 12025 is added to the Government Code,
- 2 to read:
- 3 12025. ~~(a)~~ Upon full implementation of the Financial
- 4 Information System for California ~~(FISCal)~~ *(FISCal)* Project, ~~the~~
- 5 ~~Governor shall submit to the Legislature an annual report for state~~
- 6 ~~departments and agencies required to use the FISCal system,~~
- 7 ~~information regarding current~~ contracts for services in the amount
- 8 of five thousand one dollars (\$5,001) ~~or more. The report shall~~
- 9 ~~contain all of the following:~~ *more shall be made available to the*
- 10 *public on the FISCal Project Internet Web site in a format that*
- 11 *allows for searching and sorting by the following categories:*
- 12 ~~(1)~~
- 13 *(a)* A description of the contract and the services being
- 14 purchased.
- 15 ~~(2)~~
- 16 *(b)* The name of the agency contracting for the services.
- 17 ~~(3)~~
- 18 *(c)* The name of the contractor and any subcontractors, *unless*
- 19 *otherwise exempt from disclosure.*
- 20 ~~(4)~~
- 21 *(d)* The effective date and expiration date of the contract.
- 22 ~~(5)~~
- 23 *(e)* The annual amounts paid under the contract, by funding
- 24 source, to the contractor ~~in past prior fiscal years and in the current~~
- 25 ~~fiscal year.~~ *years.*
- 26 ~~(6) The annual amount, by funding source, proposed to be paid~~
- 27 ~~to the contractor under the Governor's Budget.~~
- 28 ~~(7) The amount, by funding source, projected to be paid to the~~
- 29 ~~contractor in the fiscal years covered by the contract beyond the~~
- 30 ~~fiscal year addressed in the Governor's Budget.~~
- 31 ~~(8)~~

1 (f) The total projected cost of the contract, ~~by funding source,~~
2 *or maximum cost the contract is prohibited from exceeding,* for
3 all fiscal years during which the contract will be in effect.

4 (g) *The acquisition method.*

5 ~~(9) Whether the contract was a sole source procurement.~~

6 ~~(b) The information required by subdivision (a) shall be~~
7 ~~presented in the report by agency or comparable budget category.~~

8 ~~(e) The report shall provide the total cost of contracting for~~
9 ~~services for each fund and agency or comparable budget category.~~

10 ~~(d) The information required by this section shall be made~~
11 ~~available to the public by posting it on the FISCAL Project Internet~~
12 ~~Web site in a format that allows for searching and sorting by the~~
13 ~~categories listed in subdivision (a).~~