

# **WEST VIRGINIA LEGISLATURE**

## **2016 REGULAR SESSION**

**Introduced**

### **House Bill 2452**

**2015 Carryover**

(BY DELEGATES FERRO, FLUHARTY, HORNBUCKLE AND  
TRECOST)

[Introduced January 13, 2016; referred to the  
Committee on Government Organization.]

1 A BILL to amend and reenact §5-1-20 of the Code of West Virginia, 1931, as amended, relating  
2 to requiring reports to the Governor from state agencies to be made available  
3 electronically via the Internet.

*Be it enacted by the Legislature of West Virginia:*

1 That §5-1-20 of the Code of West Virginia, 1931, as amended, be amended and reenacted  
2 to read as follows:

**ARTICLE 1. THE GOVERNOR.**

**§5-1-20. Reports to the Governor; form and contents; transmission to the Legislature;  
special reports.**

1 (a) The secretaries of the executive department and the officers of all public institutions of  
2 the state shall make an annual report to the Governor as soon as possible after the close of each  
3 fiscal year, notwithstanding any other provision of law to the contrary.

4 (b) All state officers, boards, commissions, departments and institutions required by law  
5 to make reports to the Governor, the Legislature or any administrative board or state official shall  
6 cover fiscal year periods.

7 (c) Annual reports shall be submitted in typewritten form, any legible form produced by  
8 mechanical means, on electronic media, to be filed in the same manner as a printed annual report,  
9 or transmitted electronically via the Internet. Any annual report filed in an electronic format shall  
10 be considered as having satisfied the filing requirements.

11 (d) The Governor shall by executive order prescribe the general contents of the reports to  
12 be submitted to him or her. The form and format of the reports shall be as prescribed in this  
13 code.

14 (e) The Governor shall transmit, and may do so electronically, copies of the report to the  
15 Legislature and provide a copy of all such reports with the Division of Archives and History where

16 the reports shall be kept as permanent records. All the final reports shall be made available for  
17 electronic access via the Internet.

18 (f) All annual reports to the Legislature shall be submitted ~~and may do so electronically,~~ to  
19 the Legislative Librarian and may be submitted electronically.

20 (g) The Governor may at any time require information in writing, under oath, from any  
21 officer, board, department or commission of the executive department or the principal officer or  
22 manager of any state institution, upon any subject relating to the condition, management and  
23 expense of their respective offices or institutions.

NOTE: The purpose of this bill is to require reports to the Governor from state agencies to be made available electronically via the Internet.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.