

1 HOUSE BILL NO. 834

2 INTRODUCED BY B. MERCER, J. ESP

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4 A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING THE GOVERNMENT EVIDENCE-DATA AND
5 IMPACT COMMISSION; OUTLINING MEMBERSHIP OF THE COMMISSION; PROVIDING DUTIES OF THE
6 COMMISSION; PROVIDING AN APPROPRIATION; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE
7 AND A TERMINATION DATE."

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9 WHEREAS, ~~the ownership or access to data on its own provides for data protection, and it is the ability~~
10 ~~to connect different data sets and to define a question to be answered or a problem to be solved with access to~~
11 ~~data that allows for informed decisionmaking ; and~~

12 WHEREAS, the Legislature and the governor represent all citizens of Montana and are accountable to
13 their constituents to ensure that government is run efficiently; and

14 WHEREAS, the governor is charged with executing the law and managing each executive branch
15 agency for the citizens of the state; and

16 WHEREAS, the Legislature is charged with defining state policy, ensuring accountability of all political
17 subdivisions of the state, appropriating requests to fund the state's operations, and maintaining a balanced
18 budget; and

19 WHEREAS, there is not a cohesive system in place to ~~gather the evidence and measure the~~
20 ~~programmatic impact that has value to the legislative and agency policymakers~~ MEASURE THE PROGRAMMATIC
21 IMPACT THAT HAS VALUE TO POLICYMAKERS IN ACHIEVING THE COLLECTIVE GOALS AND OBJECTIVES OF THE LEGISLATIVE
22 BRANCH AND EXECUTIVE BRANCH; and

23 WHEREAS, the government ~~evidence-DATA~~ and impact commission is established to ~~create higher~~
24 ~~levels of accountability more efficiently~~ DEVELOP AND MAKE RECOMMENDATIONS REGARDING COLLECTION AND
25 INTEGRATION OF TARGETED DATA AND DEVELOPMENT OF IMPACTFUL PERFORMANCE MEASURES TO ENSURE THE
26 EFFECTIVE USE OF STATE RESOURCES AND EFFICIENT ADMINISTRATION ~~within~~ OF state government.

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28 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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NEW SECTION. Section 1. Government evidence DATA and impact commission. (1) There is a government evidence DATA and impact commission.

- (2) (a) The commission consists of the following voting members:
 - (i) the presiding officer of the senate finance and claims committee or the officer's designee;
 - (ii) the presiding officer of the house appropriations committee or the officer's designee;
 - (iii) the majority presiding officer and the minority vice presiding officer of the legislative audit committee or their designees;
 - (iv) a member of the modernization and risk analysis committee appointed by the presiding officer of the legislative finance committee;
 - (v) a member of the legislature appointed by the governor who is from the opposite party of the member from the modernization and risk analysis committee;
 - (vi) the budget director OR THE DIRECTOR'S DESIGNEE;
 - (vii) the director of the department of administration OR THE DIRECTOR'S DESIGNEE;
 - (viii) the director of the office of state public defender OR THE DIRECTOR'S DESIGNEE;
 - (ix) two directors of a state agency appointed by the governor or their designees; and
 - (x) one member of the public appointed by the governor.

- (b) The commission consists of the following ex officio, nonvoting members:
 - (i) the legislative fiscal analyst;
 - (ii) the legislative auditor;
 - (iii) a staff member from the legislative services division's legal services office;
 - (iv) a deputy budget director; and
 - (v) the chief data officer.

(3) Appointed members of the commission must be compensated and receive travel expenses as provided for in 2-15-124 for each day in attendance at commission meetings or in the performance of any duty or service as a commission member.

- (4) (a) The department of administration shall staff the commission and pay for the operational costs of the commission.



1 (b) The office of budget and program planning and the legislative fiscal division shall provide
2 research and analysis at the request of the commission or its legislative members.

3 (c) The legislative services division shall provide audio and visual services for meetings held in the
4 capitol building.

5 (5) The commission shall elect a presiding officer from one of the voting members who is not a
6 legislator and elect a vice presiding officer from one of the legislative members.

7 (6) Starting June 1, 2025, the commission shall meet on a quarterly basis when the legislature is
8 not in session.

9 (7) The commission shall reserve time at each commission meeting for public comment. Public
10 participation is encouraged.

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12 NEW SECTION. Section 2. Purpose. (1) The commission is charged with developing ~~a system of~~
13 ~~evidence and impact analysis and with making recommendations for the implementation of the analysis on~~
14 ~~executive and legislative decisionmaking~~ AND RECOMMENDING A SYSTEM FOR THE COLLECTION AND INTEGRATION OF
15 TARGETED DATA FOR USE BY THE LEGISLATURE AND THE EXECUTIVE BRANCH IN ANALYZING OUTCOMES OF THE AGENCY
16 PROGRAMS, EFFECTIVE USE OF STATE RESOURCES, AND EFFICIENT ADMINISTRATION OF STATE GOVERNMENT.

17 (2) The system developed must allow policymakers to identify inefficient, redundant, and
18 antiquated programs in state government. ~~A report of an evidence and impact analysis conducted using the~~
19 ~~developed system may include recommendations for improvements in the analyzed programs.~~

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21 NEW SECTION. Section 3. Duties. The commission must receive reports, including but not limited to
22 reports on the following:

23 (1) successful data system implementations that demonstrate existing capabilities to maximize the
24 efficient use of data to inform decisionmaking;

25 (2) examples of programs for which ~~an evidence~~ A DATA and impact analysis is most likely to
26 produce efficiencies, cost savings, or more informed decisionmaking;

27 (3) a review of laws governing the administration of state government and of how to make the
28 operation of state government efficient and transparent;

- 1 (4) the structure of executive and legislative oversight to facilitate efficient access to data;
2 (5) (a) how to prioritize the data ~~and evidence~~ that has the most impact on policy decisions; and
3 (b) the number of ~~evidence~~ and impact analyses that can be conducted within a certain timeframe;
4 and
5 (6) the quantified cost to the state for providing efficient access to data ~~and evidence~~.

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7 **NEW SECTION. Section 4. Appropriation.** There is appropriated \$75,000 from the general fund to
8 the department of administration for the biennium ending June 30, 2025, and continuing into the biennium
9 beginning July 1, 2025, for the administration and costs of the commission.

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11 **NEW SECTION. Section 5. Effective date.** [This act] is effective on passage and approval.

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13 **NEW SECTION. Section 6. Termination.** [This act] terminates December 31, 2026.

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