

SENATE FILE NO. SF0141

School finance-hold harmless computation.

Sponsored by: Senator(s) Anderson, J. and Northrup and
Representative(s) Diercks and Hageman

A BILL

for

1 AN ACT relating to school finance; modifying foundation
2 program hold harmless provisions; specifying
3 implementation; and providing for an effective date.

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

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7 **Section 1.** 2002 Wyoming Session Laws, Chapter 76,
8 Section 12 is amended to read:

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10 **Section 12.** [HOLD HARMLESS OF FOUNDATION
11 PROGRAM AMOUNT]

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13 (a) Notwithstanding W.S. 21-13-309(p),
14 using computations of district foundation program
15 amounts by the state department of education
16 based upon reports from districts required by the

1 department, the foundation program amount
2 computed for a district under W.S. 21-13-309(p)
3 for school years 2002-2003 and 2003-2004, less
4 amounts reimbursed under W.S. 21-13-320 for
5 transportation, W.S. 21-13-321 for special
6 education, W.S. 21-13-324 for teacher extra
7 compensation, W.S. 21-4-401 for transportation or
8 maintenance of isolated students and W.S.
9 21-4-501 through 21-4-506 for tuition payments,
10 shall not be less than one hundred percent (100%)
11 of the foundation program amount available to
12 that district during the 2001-2002 school year, ,
13 as computed under W.S. 21-13-309(p) prior to
14 addition of the reimbursement amounts for
15 transportation, special education, teacher extra
16 compensation, transportation of isolated students
17 and tuition payments for that school year. A
18 district is not entitled to additional funding
19 under this section if, but for a decrease in ADM
20 as compared with the 2001-2002 school year, that
21 district would not have a foundation program
22 amount that is less than one hundred percent
23 (100%) of the school year 2001-2002 foundation
24 program amount.

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(b) Payments received by school districts during school years 2002-2003 and 2003-2004 from the elimination of the limitations imposed upon adjustments to the foundation program amount for transportation and special education pursuant to 2002 Wyoming Session Laws, Chapter 76, Section 3, shall not be included in the computations under subsection (a) of this section.

(c) Notwithstanding subsection (a) of this section, this section shall not apply to any district subject to recapture under W.S. 21-13-102(b) whose recapture revenues exceed limitations imposed under W.S. 21-13-102(c). This subsection shall apply for any fiscal year immediately following a fiscal year in which revenues exceeded the maximum amount of recapture, as established by the department for that district.

Section 2. The state department of education shall implement section 1 of this act during school year 2002-2003, appropriately adjusting 2002-2003 foundation program

1 payments such that any amount owed to a district from the
2 foundation program account is paid on July 15, 2003.

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

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(END)