

HOUSE BILL NO. HB0269

School facilities-major maintenance payments.

Sponsored by: Representative(s) Powers, Harshman and
Wasserburger and Senator(s) Cooper and Ross

A BILL

for

1 AN ACT relating to school facilities; specifying district
2 major maintenance payment expenditures from the required
3 separate account; 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.** W.S. 21-15-109(e) is amended to read:

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9 **21-15-109. Major building and facility repair and**
10 **replacement payments; computation; square footage**
11 **allowance; use of payment funds; accounting and reporting**
12 **requirements.**

13

14 (e) Amounts distributed under subsection (b) of this
15 section shall be deposited by the recipient district into a
16 separate account, the balance of which may accumulate from

1 year-to-year. Expenditures from the separate account,
2 including any interest earnings on the account, shall be
3 restricted to expenses incurred for major building and
4 facility repair and replacement as defined in subsection
5 (a) of this section and as prescribed by rule and
6 regulation of the commission, and shall be in accordance
7 with the district's facility plan approved by the
8 commission under W.S. 21-15-116. Account expenditures may
9 include the expenses of district personnel performing work
10 described under paragraph (a)(iii) of this section if
11 approved by the commission and if documented within the
12 district's facility plan. The district's facility plan
13 shall clearly specify proposed major maintenance
14 expenditures for addressing district major building and
15 facility repair and replacement needs over the next five
16 (5) years on a building-by-building basis, updated annually
17 for the applicable reporting period, which shall be aligned
18 to the statewide adequacy standards and prioritized based
19 upon the impact of the building or facility on the
20 district's ability to deliver the required educational
21 program. The district shall include plans for maintaining
22 any district building or facility which is under a lease
23 agreement, specifying lease revenues available to the
24 district for maintenance of facilities to the level

1 required by statewide adequacy standards. No expenditures
2 shall be made from the separate account unless the repair
3 or replacement of the building or facility systems for
4 which the expenditure is to be made is clearly specified
5 within the district's facility plan or otherwise approved
6 by the commission. In a manner and form required by
7 commission rule and regulation, each district shall
8 annually report to the commission on the expenditures made
9 from the separate account during the applicable reporting
10 period, separating account expenditures on a building-by-
11 building basis. The commission shall annually review
12 account expenditures and shall report expenditures to the
13 select committee on school facilities established under
14 W.S. 28-11-301. The commission shall compile reported
15 building-by-building expenditure information for each
16 district and the district five (5) year plan and include
17 this information in its annual report to the select
18 committee pursuant to W.S. 21-15-121.

19

20 **Section 2.** This act is effective July 1, 2005.

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22 (END)