

SENATE FILE NO. SF0014

School facilities-surplus buildings.

Sponsored by: Select Committee on School Facilities

A BILL

for

1 AN ACT relating to school facilities; providing major
2 maintenance payments for school buildings which would
3 otherwise be closed or deemed surplus but for specified
4 uses; exempting such use from capacity limits; and
5 providing for an effective date.

6

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

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9 **Section 1.** W.S. 21-15-109(c)(i)(A), (ii)(C),
10 (iii)(intro) and (iv) is amended to read:

11

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

16

1 (c) To compute the major building and facility repair
2 and replacement payment for each district, the commission
3 shall:

4
5 (i) Annually on or before September 1, determine
6 the total number of gross square feet of school buildings
7 and facilities within the district according to guidelines
8 prescribed by rule and regulation of the commission,
9 subject to the following:

10

11 (A) The gross square footage of any school
12 building or facility within the district which is not used
13 for purposes of delivering the required educational program
14 shall not be included within the district's total gross
15 square footage computed under this section, except for the
16 square footage of any district school building or facility
17 which would otherwise be treated as a closed building under
18 paragraph (c)(iv) of this section or is determined to be
19 surplus, and following approval of the commission, the
20 building or facility is being used for the provision of
21 child care programs certified to operate in Wyoming under
22 W.S. 14-4-101 through 14-4-111, for developmental preschool
23 programs receiving state financial assistance for program
24 operations or for educational programs and services

1 provided through a board of cooperative educational
2 services under W.S. 21-20-101 through 21-20-111 and the
3 district is a participant in the cooperative agreement.
4 The district shall incorporate this use of closed or
5 surplus buildings into its facility plans required under
6 W.S. 21-15-116;

7
8 (ii) Of the total gross square feet for all
9 school buildings and facilities computed under paragraph
10 (c)(i) of this section, determine the total gross square
11 feet for each of the following building categories:

12
13 (C) Educational buildings, including
14 buildings used for the provision of certified child care,
15 developmental preschool or cooperative education programs
16 pursuant to subparagraph (c)(i)(A) of this section, and
17 including portable buildings provided portable buildings do
18 not exceed more than ten percent (10%) of the total gross
19 square feet computed for all school buildings and
20 facilities under paragraph (c)(i) of this section, and
21 excluding teacherages;

22
23 (iii) The total amount of gross square footage
24 determined for educational buildings under subparagraph

1 (c)(ii)(C) of this section shall be adjusted by excluding
2 from computations under this section the square footage for
3 those educational buildings closed and not operational as
4 provided for under paragraph (c)(iv) of this section and
5 any amount including the gross square footage of portable
6 buildings but excluding the gross square footage of
7 buildings used for the provision of certified child care,
8 developmental preschool and cooperative education programs
9 pursuant to subparagraph (c)(i)(A) of this section, which
10 exceeds capacity levels specified by this paragraph which
11 are above the statewide minimum gross square footage
12 criteria as prescribed by the statewide building and
13 facility adequacy standards promulgated under W.S.
14 21-15-115(a). For purposes of this section, per student
15 gross square footage criteria prescribed by the statewide
16 building adequacy standards shall be based upon an average
17 daily membership (ADM) computed as defined under W.S.
18 21-13-101(a)(i) for the prior school year. For purposes of
19 computations under this section, the allowable capacity in
20 educational building gross square footage for each district
21 including portable buildings but excluding buildings used
22 for the provision of certified child care, developmental
23 preschool and cooperative education programs pursuant to

1 subparagraph (c)(i)(A) of this section, shall be as
2 follows:

3

4 (iv) The square footage of any district building
5 or facility which is closed and not operational, is not
6 being replaced under a district's facility plan approved by
7 the commission under W.S. 21-15-116, is not determined
8 surplus by the commission and is specified as a closed
9 building within the district's facility plan as a cost
10 efficient means to address future district building needs,
11 shall be segregated from the square footage of other
12 district buildings and facilities and multiplied by the
13 replacement value determined by the commission under
14 paragraph (c)(v) of this section for the appropriate
15 building category. The resulting amount shall then be
16 multiplied by an exterior closure factor established by the
17 commission based upon the most current edition of the
18 Whitestone Building Maintenance and Repair Cost Reference
19 Index and added to the total amount determined for the
20 district under paragraph (c)(viii) of this section. This
21 paragraph shall not apply to any school year during which
22 the building or facility is reopened and becomes
23 operational for purposes of delivering the required
24 educational program within the district or to any school

1 year during which the building or facility is used to
2 provide certified child care, developmental preschool or
3 cooperative education programs pursuant to subparagraph
4 (c)(i)(A) of this section;

5

6 **Section 2.** This act is effective July 1, 2007.

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8

(END)