

**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

HOUSE BILL NO. _____

Wyoming community facilities program.

Sponsored by: Joint Minerals, Business and Economic
Development Interim Committee

A BILL

for

1 AN ACT relating to economic development; providing for new
2 construction under the Wyoming community facilities
3 program; and providing for an effective date.

4

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

6

7 **Section 1.** W.S. 9-12-801(a), (e)(ii), by creating a
8 new paragraph (iii) and 9-12-802(a)(ii) are amended to
9 read:

10

11 **9-12-801. Wyoming community facilities program;**
12 **purpose; creation; administration by council; rulemaking**
13 **authority; eligible projects.**

1

2 (a) It is the purpose of this article to assist
3 communities to preserve former school and government
4 facilities that have existing or future community uses and
5 to assist communities in financing new community
6 facilities.

7

8 (e) In adopting rules and recommending grants and
9 loans under this article, the council shall require all
10 projects to be related to economic development or
11 enhancement of quality of life in a community. Projects
12 may consist of:

13

14 (ii) The purchase of an interest in or
15 cooperative agreements for the expansion, renovation or
16 conversion of school facilities to the extent the
17 facilities exceed statewide school building and facility
18 adequacy standards established by the school facilities
19 commission under W.S. 21-15-115. No ownership interest to
20 the project or facility under a project shall remain with
21 the school district upon expenditure of any funds under
22 this program for any project;

23

1 (iii) New construction.

2

3 **9-12-802. Community facility qualifications;**
4 **demonstration of need.**

5

6 (a) To qualify for a grant or loan under this
7 article, an applicant shall demonstrate:

8

9 (ii) A partnership or other working arrangement
10 or agreement with other local governmental entities or
11 private organizations or businesses to ensure the viability
12 of the project facility over a reasonable period of time;
13 [Staff Note: There may be a constitutional issue if the
14 political subdivision donates money to the private
15 organizations or businesses.]

16

17 **Section 2.** There is appropriated ten million dollars
18 (\$10,000,000.00) from the general fund to the Wyoming
19 business council. This appropriation shall be for the
20 period beginning with the effective date of this act and
21 ending June 30, 2010. This appropriation shall only be
22 expended for the purpose of funding community facility
23 projects. Notwithstanding any other provision of law, this

1 appropriation shall not be transferred or expended for any
2 other purpose and any unexpended, unobligated funds
3 remaining from this appropriation shall revert as provided
4 by law on June 30, 2010. This appropriation may be
5 included in the Wyoming business council's 2011-2012
6 standard biennial budget request.

7

8 **Section 3.** This act is effective July 1, 2009.

9

10

(END)