

**H.B. No. 0236****School finance-omnibus education funding.**

Sponsored By: House Education Committee

AN ACT relating to school finance; an omnibus bill addressing education funding; revising the existing education funding formula; providing additional revenue for education by transferring existing revenues; providing for moratoria on new alternative schools and purchases and leases of school buses and other restrictions on education expenditures; specifying various dates for determination of funds to be distributed and for other implementation purposes; establishing a joint select committee on education funding; requiring reports; providing appropriations; modifying previous appropriations; repealing certain distributions related to education funding; providing conformance with other laws; providing sunset dates; and providing for effective dates.

1/24/2017 Bill Number Assigned  
 1/25/2017 H Received for Introduction  
 1/25/2017 H Introduced and Referred to H04 - Education  
 2/2/2017 H04 - Education:Recommend Amend and Do Pass 7-2-0-0-0

**ROLL CALL**

**Ayes:** Representative(s) Bovee, Brown, Flitner, Freeman, Hunt, Northrup, Paxton

**Nays:** Representative(s) Kinner, Piiparinen

**Ayes** 7    **Nays** 2    **Excused** 0    **Absent** 0    **Conflicts** 0

2/2/2017 Rerefer to H02 - Appropriations  
 2/2/2017 H02 - Appropriations:Recommend Do Pass 7-0-0-0-0

**ROLL CALL**

**Ayes:** Representative(s) Burkhardt, Larsen, Nicholas, Schwartz, Sommers, Walters, Wilson

**Ayes** 7    **Nays** 0    **Excused** 0    **Absent** 0    **Conflicts** 0

2/2/2017 H Placed on General File

**HB0236HS001/ADOPTED**

That Substitute No. 1 for HB 0236 DO PASS. NORTHRUP, CHAIRMAN

**HB0236HW001/ADOPTED****[TO SUBSTITUTE BILL No. 1]**

Page 21-line 15 After "(xxx)," insert "(xxxi),".

Page 27-After line 2 Insert:

"(xxxi) Transportation: ~~100% state reimbursement of prior year actual expenditures~~ Computed in accordance with W.S. 21-13-320.". NORTHRUP

**HB0236HW002/ADOPTED****[TO SUBSTITUTE BILL No. 1]**

Page 18-line 10 Delete "two percent (2%)" insert "one-half of one percent (0.5%)".

Page 18-line 14 After "subsection" insert "is effective on July 1, 2018 and".

Page 20-line 9 Delete "two percent (2%)" insert "one-half of

one percent (0.5%)".  
Page 20-line 11 Delete "two".  
Page 20-line 12 Delete "percent (2%)" insert "one-half of one percent (0.5%)".  
Page 20-line 13 After "subsection" insert "is effective on July 1, 2018 and". SOMMERS

**HB0236HW003/ADOPTED**

**(CORRECTED COPY)**

**[TO SUBSTITUTE BILL No. 1]**

Page 1-line 4 Delete "through a sales and use tax increase and".  
Page 2-line 10 Delete "through (k)" insert "and (j)".  
Page 2-line 12 Delete "subsections (g) and (h)" insert "subsection (g)".  
Page 16-line 17 Delete ", (b) and (k)" insert "and (b)".  
Page 18-lines 8 through 15 Delete entirely including the SOMMERS committee of the whole amendment (HB0236HW002/A) to these lines.  
Page 18-line 22 Delete "or (k)".  
Page 19-line 5 Delete "or (k)".  
Page 20-lines 7 through 13 Delete entirely including the SOMMERS committee of the whole amendment (HB0236HW002/A) to these lines.  
Page 20-line 20 Delete "or (h)".  
Page 21-line 5 Delete "or (h)". SOMMERS

2/3/2017 H COW:Passed

**HB0236H2001/ADOPTED**

**(CORRECTED COPY)**

**[TO SUBSTITUTE BILL NO. 1]**

Page 2-line 8 After "through (m)," insert "21-13-321(b),".  
Page 15-After line 3 Insert:  
"21-13-321. **Special education; amount within foundation program formula for special education programs and services; district reporting requirements.**  
(b) The amount provided for special education within the education resource block grant model pursuant to W.S. 21-13-309(m) (v) (E) (II) shall be equal to one hundred percent (100%) of the amount actually expended by the district during ~~the previous~~ school year 2015-2016 for special education programs and services."  
Page 21-line 14 Delete "(xxiv)" insert "(xxiii)".  
Page 24-After line 16 Insert:  
"(xxiii) Special education: ~~100% state reimbursement of prior year actual expenditures~~ Computed in accordance with W.S. 21-13-321.". LARSEN

**HB0236H2002/ADOPTED**

**(CORRECTED COPY)**

**[TO SUBSTITUTE BILL No. 1]**

Page 13-line 20 Delete "the amount" insert "an average of the amounts".  
Page 13-line 21 Delete "year 2017-2018" insert "years 2014-2015, 2015-2016 and 2016-2017". BARLOW, WINTERS

**HB0236H2003/ADOPTED**

[TO SUBSTITUTE BILL No. 1]

Page 16-line 15 After "in" insert "paragraph (i) or (ii) of".  
Page 16-line 18 After the first "of" insert ":(i)".  
Page 16-line 20 Delete "subsection" insert "paragraph".  
Page 16-line 22 Delete "subsection" insert "paragraph".  
Page 17-line 1 Delete "subsection" insert "paragraph".  
Page 17-line 7 Delete "." insert ";".  
Page 17-After line 7 Insert:

"(ii) One-half of one percent (0.5%) which, except as otherwise provided in this paragraph, shall be administered in the same manner as the sales tax under subsection (a) of this section. The revenue from the tax imposed by this paragraph shall be distributed as provided in W.S. 39-15-111(p). This paragraph is effective beginning the month immediately following the date that the state treasurer first certifies to the governor and the department of revenue, and the governor certifies the same to the secretary of state, that the unobligated, unencumbered balance in the legislative stabilization reserve account is less than seven hundred fifty million dollars (\$750,000,000.00)."

Page 18-line 4 Delete "tax" insert "taxes".  
Page 19-line 11 After "in" insert "paragraph (i) or (ii) of".  
Page 19-line 14 After the first "of" insert ":(i)".  
Page 19-line 15 Delete "subsection" insert "paragraph".  
Page 19-line 18 Delete "subsection" insert "paragraph".  
Page 19-line 19 Delete "subsection" insert "paragraph".  
Page 20-line 4 Delete "subsection" insert "paragraph".  
Page 20-line 5 Delete "." insert ";".  
Page 20-After line 5 Insert:

"(ii) One-half of one percent (0.5%) which, except as otherwise provided in this paragraph, shall be administered in the same manner as the use tax under subsection (a) of this section. The revenue from the tax imposed by this paragraph shall be distributed as provided in W.S. 39-16-111(p). This paragraph is effective beginning the month immediately following the date that the state auditor and state treasurer first certify to the governor and the department of revenue, and the governor certifies the same to the secretary of state, that the unobligated, unencumbered balance in the legislative stabilization reserve account is less than seven hundred fifty million dollars (\$750,000,000.00). The tax imposed by this paragraph shall be discontinued as of July 1 in the year following a certification under W.S. 39-15-104(j)."

SOMMERS, GREEAR, KINNER

**HB0236H2004/ADOPTED**

[TO SUBSTITUTE BILL No. 1]

Page 1-line 5 Delete "providing additional".  
Page 1-line 6 Delete entirely.  
Page 1-line 7 Delete "tax increase;".  
Page 2-line 8 Delete the second ", " insert "and".  
Page 2-line 9 Delete ", 39-15-104 by creating new".  
Page 2-lines 10 through 12 Delete entirely including the SOMMERS committee of the whole amendment (HB0236HW003/AC) to these lines.  
Page 2-line 13 Delete the line through "(p)".  
Page 16-lines 13 through 23 Delete entirely including the SOMMERS committee of the whole amendment (HB0236HW003/AC) and the SOMMERS second reading

amendment (HB0236H2003/A) to these lines.

Page 17-lines 1 through 23 Delete entirely including the SOMMERS second reading amendment (HB0236H2003/A) to these lines.

Page 18-lines 1 through 23 Delete entirely including the SOMMERS committee of the whole amendment (HB0236HW003/AC), the SOMMERS committee of the whole amendment (HB0236HW002/A) and the SOMMERS second reading amendment (HB0236H2003/A) to these lines.

Page 19-lines 1 through 23 Delete entirely including the SOMMERS committee of the whole amendment (HB0236HW003/AC) and the SOMMERS second reading amendment (HB0236H2003/A) to these lines.

Page 20-lines 1 through 22 Delete entirely including the SOMMERS committee of the whole amendment (HB0236HW003/AC), the SOMMERS committee of the whole amendment (HB0236HW002/A) and the SOMMERS second reading amendment (HB0236H2003/A) to these lines.

Page 21-lines 1 through 7 Delete entirely including the SOMMERS committee of the whole amendment (HB0236HW003/AC) to these lines. HENDERSON

**ROLL CALL**

**Ayes:** Representative(s) Allen, Baker, Barlow, Biteman, Blackburn, Burkhart, Clausen, Clem, Court, Edwards, Eklund, Eyre, Flitner, Gray, Hallinan, Halverson, Henderson, Jennings, Larsen, Laursen, Lindholm, Loucks, Madden, McKim, Miller, Obermueller, Olsen, Piiparinen, Salazar, Steinmetz, Walters, Winters

**Nays:** Representative(s) Blake, Bovee, Brown, Byrd, Connolly, Dayton, Freeman, Furphy, Gierau, Greear, Haley, Harshman, Hunt, Kinner, Kirkbride, MacGuire, Nicholas, Northrup, Paxton, Pelkey, Pownall, Schwartz, Sommers, Sweeney, Wilson, Zwonitzer

**Excused:** Representative(s) Crank, Lone

**Ayes** 32    **Nays** 26    **Excused** 2    **Absent** 0    **Conflicts** 0

**HB0236H2005/FAILED**

**(CORRECTED COPY)**

**[TO SUBSTITUTE BILL No. 1]**

Page 2-line 5                    After "(d)," insert "21-13-307(a)(ii)(intro),".

Page 8-After line 9            Insert:

**"21-13-307. Eligibility to share in distribution of money from foundation account; mandatory financial reporting.**

(a) Each district which meets the following requirements is eligible to share in the distribution of funds from the foundation account:

(ii) Operated all schools for a term of at least ~~one hundred eighty-five (185)~~ one hundred eighty (180) days or the number of days or equivalent hours authorized under an alternative schedule approved by the state board during the previous school year. If the school term of any school in a district was less than ~~one hundred eighty-five (185)~~ one hundred eighty (180) days or less than the total number of days authorized under an alternative schedule approved by the state board, the amount allotted per average daily membership (ADM) under W.S. 21-13-309 for the school shall be in proportion to the length of the term the school actually operated, unless caused by closures of schools:".

Page 21-line 15 Delete "and" insert ",,"; after "(xxxv)" insert  
 "and (xxxvii)".  
 Page 26-line 9 Strike "10" insert "5".  
 Page 28-After line 11 Insert:

(xxxvii) Average Salaries:

Teachers* (includes <del>10</del> <u>5</u> pupil free days)	\$ <del>50,662.03</del> <u>49,328.82</u>
Principals	\$ 83,072.43
Assistant principals	\$ 69,702.30
Superintendents	\$106,892.58
Assistant superintendents	\$ 85,514.06
Business managers	\$ 72,079.04
Aides	\$ 18,445.82
Library media technicians	\$ 43,500.93
Central office secretaries	\$ 34,885.39
School secretaries	\$ 32,409.86
School clerical staff	\$ 24,930.49
Maintenance and operations:	
Maintenance workers/groundskeepers	\$ 35,775.69
Custodians	\$ 29,843.38

\*"Teachers" under this paragraph include core and specialist teachers, instructional facilitators, tutors, ELL teachers, extended day teachers, summer school teachers, pupil support staff, secondary school guidance counselors and librarians.". CLEM

**HB0236H2006/FAILED**

**[TO SUBSTITUTE BILL No. 1]**

Page 1-line 3 After "formula" insert "amending class size requirements;".  
 Page 2-line 4 After "9-4-719(f)," insert "21-9-101(d),".  
 Page 6-Before line 6 Insert:

**"21-9-101. Educational programs for schools; standards; core of knowledge and skills; special needs programs; class size requirements; cocurricular activities.**

(d) In addition to subsections (b) and (c) of this section, each school district within this state shall endeavor to maintain when practicable, in kindergarten through grade three (3) within the district, an average class size of no more than ~~sixteen~~~~(16)~~~~eighteen~~ (18) students per teacher, excluding children with disabilities who spend more than fifty percent (50%) of their time outside of regular classroom instruction."

Page 21-line 14 Delete "(b) (vi)" insert "(b) (ii), (iii), (vi)".

Page 22-After line 6 Insert:

"(ii) Class size: ~~16~~18 for grades Kindergarten through 5;  
~~21~~22 for grades 6 through 12 in school year 2017-2018, 23 in 2018-2019 and 24 in 2019-2020 and each year thereafter.

(iii) Core teachers: Elementary school ADM divided by ~~16~~18;  
 Middle school ADM divided by ~~21~~22 in school year 2017-2018, 23 in 2018-2019 and 24

in 2019-2020 and each year thereafter;  
High school ADM divided by 21-22 in school year 2017-2018, 23 in 2018-2019 and 24 in 2019-2020 and each year thereafter.". POWNALL

**HB0236H2007/ADOPTED**

**(CORRECTED COPY)**

**[TO SUBSTITUTE BILL No. 1]**

Page 35-line 4 Delete "three (3)" insert "four (4)".  
Page 35-line 13 Delete "." insert ";"".  
Page 35-After line 13 Insert:  
" (iv) The potential for savings by utilizing education savings accounts.". GRAY, JENNINGS, SALAZAR, CLEM

**ROLL CALL**

**Ayes:** Representative(s) Allen, Baker, Barlow, Biteman, Blackburn, Burkhart, Clausen, Clem, Court, Edwards, Eklund, Eyre, Flitner, Gray, Hallinan, Halverson, Jennings, Kinner, Kirkbride, Laursen, Loucks, MacGuire, Madden, McKim, Miller, Olsen, Piiparinen, Pownall, Salazar, Steinmetz, Wilson, Winters

**Nays:** Representative(s) Blake, Bovee, Brown, Byrd, Connolly, Dayton, Freeman, Furphy, Gierau, Greear, Haley, Harshman, Henderson, Hunt, Larsen, Lindholm, Nicholas, Northrup, Obermueller, Paxton, Pelkey, Schwartz, Sommers, Sweeney, Walters, Zwonitzer

**Excused:** Representative(s) Crank, Lone

**Ayes 32 Nays 26 Excused 2 Absent 0 Conflicts 0**

**HB0236H2008/WITHDRAWN**

**HB0236H2009/FAILED**

Page 1-line 5 After "revenues;" insert "prohibiting specified expenditures of funds by school districts;".  
Page 2-line 4 After "9-4-719(f)," insert "21-3-111(a) (i), (iv) and by creating a new subsection (d),".  
Page 6-After line 4 Insert:

**"21-3-111. Powers of boards of trustees.**

(a) The board of trustees in each school district within the state may:

(i) Except as prohibited by subsection (d) of this section, sue and be sued in the name by which the district is designated;

(iv) Except as prohibited by subsection (d) of this section, employ legal counsel and bear the cost of litigation;

(d) Notwithstanding paragraphs (a) (i) and (iv) of this section, W.S. 1-37-101 through 1-37-115 or any other provision of law, a school district board of trustees shall not directly or indirectly expend any funds of the school district for legal fees or other expenses in an action maintained by the district or by any other person against the state, political subdivision of the state or elected state official which challenges or questions the constitutionality or administration of the state's public school finance system, except in support of the state.". WINTERS

2/6/2017

H 2nd Reading:Passed

**HB0236H3001/ADOPTED**

**[TO SUBSTITUTE BILL No. 1]**

Delete the SOMMERS et al. second reading amendment (HB0236H2003/AC) entirely.

Delete the HENDERSON second reading amendment (HB0236H2004/A) entirely. GREEAR, FLITNER, HARSHMAN, SOMMERS

**ROLL CALL**

**Ayes:** Representative(s) Allen, Blake, Bovee, Brown, Byrd, Connolly, Crank, Dayton, Eklund, Eyre, Flitner, Freeman, Furphy, Gierau, Greear, Haley, Harshman, Hunt, Kinner, Kirkbride, Larsen, MacGuire, Madden, Nicholas, Northrup, Obermueller, Paxton, Pelkey, Schwartz, Sommers, Sweeney, Walters, Wilson, Zwonitzer

**Nays:** Representative(s) Baker, Barlow, Biteman, Blackburn, Burkhart, Clausen, Clem, Court, Edwards, Gray, Hallinan, Halverson, Henderson, Jennings, Laursen, Lindholm, Loucks, McKim, Miller, Olsen, Piiparinen, Pownall, Salazar, Steinmetz, Winters

**Absent:** Representative Lone

**Ayes** 34      **Nays** 25      **Excused** 0      **Absent** 1      **Conflicts** 0

**HB0236H3002/ADOPTED**

**[TO SUBSTITUTE BILL No. 1]**

Page 15-After line 3 Delete the LARSEN second reading amendment (HB0236H2001/AC) to this line and insert:

**"21-13-321. Special education; amount within foundation program formula for special education programs and services; district reporting requirements.**

(b) Effective for school year 2018-2019 and each school year thereafter, the amount provided for special education within the education resource block grant model pursuant to W.S. 21-13-309(m)(v)(E)(II) shall be equal to one hundred percent (100%) of the amount actually expended by the district during the previous school year 2016-2017 for special education programs and services." HARSHMAN

**HB0236H3003/ADOPTED**

Page 6-line 13 After "." insert "Pupils who attend at least eighty percent (80%) of a full time equivalency basis shall be considered full time."

Page 6-line 14 After "than" insert "eighty percent (80%) of". EYRE, LARSEN

**HB0236H3004/WITHDRAWN**

**HB0236H3005/FAILED**

Page 2-line 6 After "(C)," insert "21-13-313(e),".

Page 11-After line 21 Insert:

**"21-13-313. Distribution of funds from foundation account; property tax and cash reserve adjustment; regulations.**

(e) Each school district's operating balance and cash reserves shall be calculated as follows:

(i) Through the 2018 fiscal year, not later than January 31 of each fiscal year, the department shall compute the amount by which each district's operating balance and cash reserves at the end of the preceding fiscal year exceed fifteen percent (15%) of the total foundation program amount computed under W.S. 21-13-309 for the preceding fiscal year. In making this calculation, the entire operating

balance and cash reserves for each district for the fiscal year ending June 30, 1997, as computed by the department, shall be separately accounted for and excluded, until it has been completely expended by the district. This paragraph is repealed effective June 30, 2018;

(ii) For the 2019 fiscal year and each year thereafter, not later than January 31, the department shall compute the amount by which each district's operating balance and cash reserves at the end of the preceding fiscal year exceeds seven percent (7%) of the total foundation program amount computed under W.S. 21-13-309 for the preceding fiscal year. In making this calculation, the entire operating balance and cash reserves for each district including those balances and reserves for the fiscal year ending June 30, 1997, as computed by the department, shall be included;

(iii) For all fiscal years, revenues from settlements of protested amounts attributable to levies assessed under W.S. 21-13-102(a) (i) (A) and (ii) (A) and 21-13-201, regardless of the assessment year, shall be accounted for and excluded from the ~~calculation~~ calculations under this subsection for a period of not more than one (1) year following that fiscal year in which the revenue was received by a district, as verified in writing by the district and certified by the county treasurer. ~~Except as otherwise provided in 1997 Special Session Laws, chapter 3, section 306(c), as amended, and~~ Except as excluded under ~~this subsection~~ paragraph (i) of this subsection and ~~this paragraph~~, that excess shall be deemed to be a state revenue under W.S. 21-13-310(a) for the purpose of determining distributions under W.S. 21-13-311 and amounts to be rebated under W.S. 21-13-102. The department shall promulgate rules, including reporting requirements and procedures for districts, to implement this subsection. As used in this section, "operating balance and cash reserves" means those financial resources of the district which are not encumbered by the district board of trustees for expenditure to meet an existing legal obligation or otherwise restricted by law or regulation for expenditure on specific educational programs. For purposes of this subsection, any balance within a district's separate account established under W.S. 21-15-109(e) for major building and facility repair and replacement shall be deemed restricted by law for expenditure as provided by W.S. 21-15-109(e) and shall not be considered an operating balance and cash reserve under this section.". STEINMETZ, BURKHART, CLEM

**HB0236H3006/ADOPTED**

**[TO SUBSTITUTE BILL No. 1]**

Page 35-line 4 Delete the GRAY et al. second reading amendment (HB0236H2007/AC) to this line; delete "three (3)" insert "five (5)".

Page 35-After line 13 In the GRAY et al. second reading amendment (HB0236H2007/AC) to this line, after paragraph (iv) created by that amendment, insert:

"(v) Options for budget and expenditure reductions.".

EDWARDS

2/7/2017 H 3rd Reading:Passed 43-16-1-0-0

**ROLL CALL**

**Ayes:** Representative(s) Allen, Barlow, Blake, Bovee, Brown, Burkhardt, Byrd, Clausen, Connolly, Court, Crank, Dayton, Eklund, Eyre, Flitner, Freeman, Furphy, Gierau, Greear, Haley, Hallinan, Harshman, Henderson,



Hunt, Kinner, Kirkbride, Larsen, Lindholm, MacGuire, Madden, Nicholas, Northrup, Obermueller, Olsen, Paxton, Pelkey, Pownall, Schwartz, Sommers, Sweeney, Walters, Wilson, Zwonitzer

**Nays:** Representative(s) Baker, Biteman, Blackburn, Clem, Edwards, Gray, Halverson, Jennings, Laursen, Loucks, McKim, Miller, Piiparinen, Salazar, Steinmetz, Winters

**Excused:** Representative Lone

**Ayes** 43      **Nays** 16      **Excused** 1      **Absent** 0      **Conflicts** 0

2/9/2017      S Received for Introduction

2/13/2017      S Introduced and Referred to S04 - Education

2/22/2017      S04 - Education:Recommend Amend and Do Pass 4-1-0-0-0

**ROLL CALL**

**Ayes:** Senator(s) Coe, Ellis, Pappas, Wasserburger

**Nays:** Senator Rothfuss

**Ayes** 4      **Nays** 1      **Excused** 0      **Absent** 0      **Conflicts** 0

2/22/2017      Rerefer to S02 - Appropriations

2/23/2017      S02 - Appropriations:Recommend Do Pass 5-0-0-0-0

**ROLL CALL**

**Ayes:** Senator(s) Burns, Dockstader, Driskill, Hastert, Landen B

**Ayes** 5      **Nays** 0      **Excused** 0      **Absent** 0      **Conflicts** 0

2/23/2017      S Placed on General File

**HB0236SS001.01/ADOPTED**

**(TO ENGROSSED COPY)**

**(CORRECTED COPY)**

**[DIVIDED AMENDMENT]**

Page 1-line 4

Delete "providing".

Page 1-line 5

Delete.

Page 1-line 6

Delete through "increase;".

Page 1-line 13

After "appropriations;" insert "modifying revenue streams and distributions related to education funding;".

Page 2-line 5

After "(intro)" delete "," insert "and"; delete "and" insert ","; after "(C)" insert "and (F)".

Page 2-line 7

Delete "21-13-321(b),"; after "21-15-111(a)(i)" delete "," insert "and".

Page 2-line 8

After "(iii)" delete ",".

Page 2-lines 9 through 12

Delete.

Page 3-line 18

Delete "amount" insert "unexpended, unobligated balance".

Page 12-after line 2

Insert:

"(F) Amounts provided within the model for health insurance shall be based upon:

(I) Except as provided in subdivision (III) of this subparagraph, prior year statewide average district weighted actual participation in district health insurance plans as to the proportion of employee only, split contracts, employee plus spouse or children and family coverage;~~and~~

(II) Except as provided in subdivision (III) of this subparagraph, the annualized state contribution rate as of January 1 of the preceding school year, on behalf of each employee and official enrolled in the state group health insurance plan, for employee only, split contracts, employee plus spouse or children and

family coverage; and

(III) For school year 2017-2018 only:

(1) The amount for health insurance shall be calculated on a reimbursement basis only for individuals actually employed by the district and their spouses and dependents and shall not be paid with funds received pursuant to the foundation program amount under W.S. 21-13-309(p). The amount calculated shall be based upon actual participation in district health insurance plans and shall be based on the district's employer paid premium cost not to exceed the annualized state contribution rate as of January 1, 2017, on behalf of each employee and official enrolled in the state group health insurance plan, for employee only, split contracts, employee plus spouse or children and family coverage, as applies to the coverage of each district employee participating in district health insurance plans;

(2) This subparagraph shall not apply to health insurance amounts generated for employees funded as special education employees, transportation employees, food service employees or employees who are funded one hundred percent (100%) with federal funds;

(3) Employees funded with less than one hundred percent (100%) federal funds shall be calculated based on the pro rata amount that the salary of each employee is paid with foundation program funds and calculated as provided in this subdivision."

Page 15-lines 10 through 20 Delete.

Page 17-lines 7 through 22 Delete.

Pages 18 through 20 Delete.

Page 21-lines 1 through 8 Delete.

Page 22-line 11 Delete "0.90" insert "0.675".

Page 22-line 22 Delete "0.90" insert "0.675".

Page 30-line 8 Delete first "1,723,465,604" insert "1,587,065,604"; delete second "1,723,465,604" insert "1,587,065,604".

Page 30-line 11 Delete first "78,742,048" insert "42,965,798"; delete second "78,742,048" insert "42,965,798".

Page 30-line 15 Delete first "1,837,647,730" insert "1,665,471,480"; delete second "1,837,647,730" insert "1,665,471,480".

Page 31-lines 27 through 37 Delete and renumber.

Page 32-line 1 Delete "7." insert "6".

Page 33-lines 7 through 23 Delete, insert and renumber:

**"Section 7.**

(a) The reductions implemented by this act are intended to be temporary, pending a recalibration of the education resource block grant model. The select committee on school finance recalibration is created consisting of the following members:

(i) Five (5) members of the Wyoming senate appointed by the president of the senate of which one (1) member shall be the chairman of the senate education committee and one (1) member shall be the chairman of the senate appropriations committee;

(ii) Five (5) members of the Wyoming house of representatives appointed by the speaker of the house of representatives, of which one (1) member shall be the chairman of the house education committee and one (1) member shall be the chairman of the house appropriations committee;

(iii) Not more than four (4) members from each house shall

be from the same political party;

(iv) The cochairmen of the select committee shall be appointed by the president of the senate and the speaker of the house, respectively.

(b) The select committee shall undertake a study to review the state educational program under W.S. 21-9-101 and to recalibrate the education resource block grant model as provided under W.S. 21-13-309(t) to determine if modifications are necessary to ensure the model remains effective and cost-based in light of changing conditions and modifications to law. If the committee determines an alternative to the education resource block grant model should be reviewed and developed to more efficiently meet the constitutional duties of the legislature in providing K-12 education funding the committee shall not limit its study to a recalibration of the existing cost-based model.

(c) The select committee shall also study and recommend solutions to the projected budget shortfall for funding related to public education in the state of Wyoming. The select committee shall focus on four (4) major issues related to school funding as follows:

(i) Options for use of existing unencumbered, unobligated revenues;

(ii) Consideration of the use of diversions of existing revenue streams and investment income;

(iii) Options to increase revenues;

(iv) Options for budget and expenditure reductions.

(d) The select committee shall be staffed by the legislative service office. The department of education, department of workforce services, school districts and the school finance data advisory committee established under W.S. 21-2-203 shall collect and provide the information requested by the select committee.

(e) The select committee may seek expert opinions and may hire consultants as necessary to complete the study and recommendations required under this section. The legislative service office is authorized, subject to the approval of management council, to contract with consultants for the purposes of this subsection to complete recalibration of the education resource block grant model or to develop a new model.

(f) The select committee shall report its recommendations and any associated proposed legislation to the legislature not later than January 31, 2018. The select committee may develop and sponsor legislation as necessary to effectuate the purposes of this section, provided that no legislation shall be sponsored by the committee unless it is approved by a majority of the members of the select committee from each house.

(g) Appointments shall be made under this section not later than March 15, 2017. The select committee shall exist until March 31, 2018. Any vacancy occurring on the select committee shall be filled by the president of the senate or speaker of the house of representatives, as appropriate, immediately upon the vacancy occurring.

(h) For the period beginning on the effective date of this section and ending June 30, 2018, there is appropriated from the school foundation program account to the legislative service office eighty thousand dollars (\$80,000.00) to provide salary, per diem and mileage for members of the select committee and to fund other expenses of the select committee as necessary to carry out this section."

Pages 34 through 39 Delete.

Page 40-lines 1 through 15 Delete and renumber.

Page 40-line 17 Delete "10." insert "8."

Page 40-after line 21 Insert and renumber:

**"Section 9.**

(a) There is appropriated one hundred ninety-three million dollars (\$193,000,000.00) from the school foundation program account to the department of education. This appropriation shall be for the period beginning with the effective date of this section and ending June 30, 2018. This appropriation shall only be expended for the purpose of providing health insurance funding to school districts as provided in W.S. 21-13-309(m)(v)(F)(III). Notwithstanding any other provision of law, this appropriation shall not be transferred or expended for any other purpose and any unexpended, unobligated funds remaining from this appropriation shall revert as provided by law on June 30, 2018.

(b) The department of education shall adopt rules and regulations for reimbursement of health insurance to school districts as provided in W.S. 21-13-309(m)(v)(F)(III) not later than July 1, 2017."

Page 40-line 23 Delete "11." insert "10."

Page 41-line 6 Delete "7, 8 and 9" insert "5 through 7 and 9".

To the extent required by this amendment: adjust totals; and renumber as necessary. COE, CHAIRMAN

**HB0236SS001.02/FAILED (TO ENGROSSED COPY)  
(CORRECTED COPY)**

**[DIVIDED AMENDMENT]**

Page 6-line 13 Delete "Pupils who".

Page 6-line 14 Delete.

Page 6-line 15 Delete through "time".

Page 6-line 16 Delete "eighty percent (80%) of".

To the extent required by this amendment: adjust totals; and renumber as necessary. COE, CHAIRMAN

2/27/2017 S COW:Passed

**HB0236S2001/FAILED (TO ENGROSSED COPY)**

Page 33-lines 7 through 23 In the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to these lines in paragraph (a)(i) created by that amendment delete "and one (1) member shall be the chairman of the senate appropriations committee"; in paragraph (a)(ii) created by that amendment delete "and one (1) member shall be the chairman of the house appropriations committee". BURNS

**HB0236S2002/ADOPTED (TO ENGROSSED COPY)**

Page 2-line 3 Delete "21-13-306 by".

Page 2-line 4 Delete through "(d),".

Page 2-line 7 Delete including the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to this line and insert "through (m) and 21-15-111(a)(i)".

Page 2-line 8 Delete including the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to this line.

Page 8-lines 5 through 12 Delete.

Page 16-lines 14 through 22 Delete.

**ROLL CALL**

**Ayes:** Senator(s) Agar, Anderson, Baldwin, Barnard, Bebout, Boner, Bouchard, Burns, Case, Christensen, Coe, Dockstader, Driskill, Ellis, Emerich, Hicks, Kinskey, Landen, Meier, Moniz, Nethercott, Pappas, Perkins, Peterson, Scott, Von Flatern, Wasserburger

**Nays:** Senator(s) Anselmi-Dalton, Hastert, Rothfuss

**Ayes** 27      **Nays** 3      **Excused** 0      **Absent** 0      **Conflicts** 0

**HB0236S2003/ADOPTED**

**(TO ENGROSSED COPY)**

Page 2-line 2                    After "9-4-219," delete balance of line.  
Page 2-line 3                    Delete "9-4-719(f),".  
Page 3-lines 21 and 22        Delete.  
Page 4-lines 1 through 21      Delete.  
Page 5-lines 1 through 23      Delete.  
Page 6-lines 1 through 4      Delete.  
Page 21-line 10                After "W.S." delete balance of line.  
Page 21-line 11                Delete "9-4-719(r),"; delete "21-13-306.1".  
Page 40-lines 17 through 21    Delete including the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to these lines and renumber as necessary. LANDEN, PERKINS

**HB0236S2004/ADOPTED**

**(TO ENGROSSED COPY)**

Page 31-lines 27 through 37    Delete the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to these lines and further amend as follows:  
Page 31-line 32                After "in" insert "direct".  
Page 32-line 1                Delete the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to this line.  
Page 33-line 7 through 23      In the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to these lines delete "**Section 7.**" insert "**Section 8.**"; in subsection (e) created by that amendment after "The select committee" insert ", through management council,".  
Page 40-line 17                Delete the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to this line and further amend as follows: delete "**10.**" insert "**9.**".  
Page 40-after line 21        In the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to this line delete "**Section 9.**" insert "**Section 10.**".  
Page 40-line 23                Delete the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to this line.  
Page 41-line 6                Delete the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to this line and further amend as follows: delete "7, 8 and 9" insert "5 through 8 and 10".  
To the extent required by this amendment: adjust totals; and renumber as necessary. COE

**HB0236S2005/FAILED**

**(TO ENGROSSED COPY)**

Page 12-after line 2        In the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to this line in subdivision (F)(III)(1) created by that

amendment delete "district's employer paid premium cost not to exceed the". KINSKEY

**HB0236S2006/ADOPTED**

**(TO ENGROSSED COPY)**

Page 1-line 11 After "funding;" insert "making legislative findings;".

Page 40-before line 23 Insert and renumber:

**"Section 10.**

(a) The legislature makes the following findings regarding the need for a comprehensive reexamination of education finance in Wyoming:

(i) For more than a decade, Wyoming has invested heavily in education finance. It has done so with the promise and expectation that student performance would increase commensurately with the increase in funding. As noted in the 2015 Desk Audit of the Wyoming school funding model which was adopted in the Recalibration Report provided by the select committee on school finance recalibration, that has not been the case;

(ii) "In the ten years from 2004 to 2014, operating revenues per pupil grew from \$10,629 to \$17,272, an increase of \$6,643 or 62%, substantially greater than inflation." 2015 Desk Audit, page 2. "Unfortunately, student achievement has not risen at the same or even similar rate." 2015 Desk Audit, page 4. "[F]unding has grown at a substantially higher rate than has student performance, and in no case do at least 50% of Wyoming students achieve at proficient or advanced levels, performance levels that are critical for student opportunity in the knowledge-based global economy." 2015 Desk Audit, page 11;

(iii) "Although a direct linkage between funding and student performance does not exist, the Wyoming School Funding Model is designed to allocate adequate resources to provide all students with robust opportunities to meet college and career ready standards." 2015 Desk Audit, page 4;

(iv) It remains the goal of education finance in Wyoming to provide those robust opportunities, but funding alone will not achieve that goal. A comprehensive reexamination of education finance is necessary to determine how best to provide those robust opportunities while remaining fiscally responsible. In the current environment of reduced revenues, it is critical to seek out and eliminate inefficiencies in the finance system while also continuing to explore how best to deliver a modern, high quality education opportunity to every Wyoming school child;

(v) This bill begins the analysis necessary for a comprehensive reexamination of education finance in Wyoming. The findings of the 2015 select committee on school finance recalibration are modified accordingly." WASSERBURGER

2/28/2017 S 2nd Reading:Passed

**HB0236S3001/ADOPTED**

**(TO ENGROSSED COPY)**

Page 33-lines 7 through 23 In the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to these lines, in paragraph (a)(i) created by that amendment delete "the chairman of the senate appropriations committee" insert "a member of the senate appropriations committee"; in paragraph (a)(ii) created by that amendment delete "the chairman of the house appropriations committee" insert "a member of

the house appropriations committee". BURNS

**HB0236S3002/ADOPTED**

**(TO ENGROSSED COPY)**

Page 25-line 17 Delete "linearly".  
Page 25-line 23 Delete "linearly". ELLIS

**HB0236S3003/FAILED**

**(TO ENGROSSED COPY)**

Delete the First Coe Second Reading amendment (HB0236S2002/AE) entirely.

Delete the Landen, et al. Second Reading amendment (HB0236S2003/AE) entirely and further amend as follows:

Page 1-line 4 Delete the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to this line.

Page 1-line 5 Delete the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to this line and further amend as follows: Delete "contingent".

Page 1-line 6 Delete the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to this line.

Page 17-lines 7 through 22 Delete the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to these lines and further amend as follows:

Page 17-line 9 After "Effective" delete balance of line and insert "beginning July 1, 2017".

Page 17-line 10 Delete "subsection".

Page 17-line 11 Delete "if applicable".

Page 17-line 12 Delete "one-half of one percent" insert "one percent (1%)".

Page 17-line 13 Delete "(0.5%)".

Page 17-line 17 Delete "This".

Page 17-lines 18 through 22 Delete.

Pages 18 through 20 Delete the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to these pages and further amend as follows:

Page 18-lines 1 and 2 Delete.

Page 18-line 20 Delete "," insert ".".

Page 18-lines 21 and 22 Delete.

Page 19-lines 1 and 2 Delete.

Page 19-line 15 After "shall" insert "on January 1 of each year:" and delete balance of line.

Page 19-lines 16 and 17 Delete and insert:  
"(i) If on December 31 of the immediately preceding year the superintendent did not certify under W.S 39-15-104(j) that sixty-five percent (65%) or more of the amount distributed pursuant to W.S. 21-13-309(p) was attributable to the taxes imposed by W.S. 39-13-104(a) (iv), (b) (ii) and (d) (i), deposit fifty percent (50%) to the public school foundation program account and fifty percent (50%) to the school capital construction account;

(ii) If on December 31 of the immediately preceding year the superintendent did certify under W.S 39-15-104(j) that sixty-five percent (65%) or more of the amount distributed pursuant to W.S. 21-13-309(p) was attributable to the taxes imposed by W.S. 39-13-104(a) (iv), (b) (ii) and (d) (i), deposit one hundred percent (100%) to the school capital construction account."

Page 19-line 21 After "Effective" delete balance of line and insert "beginning July 1, 2017".

Page 19-line 22 Delete "subsection".

Page 20-line 1 Delete "one-half of one percent (0.5%)" insert

"one percent (1%)".

Page 20-line 6 After "39-16-111(p)." delete balance of line.

Page 20-lines 7 through 15 Delete.

Page 21-lines 1 through 8 Delete the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to these lines and further amend as follows:

Page 21-line 6 After "shall" insert "on January 1 of each year:" and delete balance of line.

Page 21-lines 7 and 8 Delete and insert:

"(i) If on December 31 of the immediately preceding year the superintendent did not certify under W.S 39-15-104(j) that sixty-five percent (65%) or more of the amount distributed pursuant to W.S. 21-13-309(p) was attributable to the taxes imposed by W.S. 39-13-104(a)(iv), (b)(ii) and (d)(i), deposit fifty percent (50%) to the public school foundation program account and fifty percent (50%) to the school capital construction account;

(ii) If on December 31 of the immediately preceding year the superintendent did certify under W.S 39-15-104(j) that sixty-five percent (65%) or more of the amount distributed pursuant to W.S. 21-13-309(p) was attributable to the taxes imposed by W.S. 39-13-104(a)(iv), (b)(ii) and (d)(i), deposit one hundred percent (100%) to the school capital construction account." ROTHFUSS

#### ROLL CALL

**Ayes:** Senator(s) Anselmi-Dalton, Barnard, Hastert, Pappas, Rothfuss

**Nays:** Senator(s) Agar, Anderson, Baldwin, Boner, Bouchard, Burns, Case, Christensen, Coe, Dockstader, Driskill, Ellis, Emerich, Hicks, Kinskey, Landen, Meier, Moniz, Nethercott, Perkins, Peterson, Scott, Von Flatern, Wasserburger

**Absent:** Senator Bebout

**Ayes 5      Nays 24      Excused 0      Absent 1      Conflicts 0**

#### HB0236S3004/ADOPTED

#### (TO ENGROSSED COPY)

Page 2-line 5 Delete the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to this line.

Page 12-after line 2 Delete the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to this line.

Page 40-after line 21 Delete the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to this line.

To the extent required by this amendment: renumber as necessary.  
KINSKEY, COE, LANDEN

#### ROLL CALL

**Ayes:** Senator(s) Agar, Baldwin, Barnard, Boner, Bouchard, Burns, Christensen, Coe, Dockstader, Driskill, Ellis, Emerich, Hastert, Kinskey, Landen, Moniz, Nethercott, Pappas, Perkins, Peterson, Von Flatern, Wasserburger

**Nays:** Senator(s) Anderson, Anselmi-Dalton, Case, Hicks, Meier, Rothfuss, Scott

**Excused:** Senator Bebout

**Ayes 22      Nays 7      Excused 1      Absent 0      Conflicts 0**

#### HB0236S3005/ADOPTED

#### (TO ENGROSSED COPY)

Delete the Burns Third Reading Amendment (HB0236S3001/AE) entirely and further amend as follows:

Page 33-lines 7 through 23 In the First Senate Standing Committee amendment (HB0236SS001.01/ACE) to these lines



in paragraph (a)(i) created by that amendment delete "and one (1) member shall be the chairman of the senate appropriations committee"; in paragraph (a)(ii) created by that amendment delete "and one (1) member shall be the chairman of the house appropriations committee". COE

3/1/2017 S 3rd Reading:Passed 25-5-0-0-0

**ROLL CALL**

**Ayes:** Senator(s) Agar, Anderson, Baldwin, Barnard, Bebout, Burns, Case, Christensen, Coe, Dockstader, Driskill, Ellis, Emerich, Hicks, Kinskey, Landen, Meier, Moniz, Nethercott, Pappas, Perkins, Peterson, Scott, Von Flatern, Wasserburger

**Nays:** Senator(s) Anselmi-Dalton, Boner, Bouchard, Hastert, Rothfuss

**Ayes** 25      **Nays** 5      **Excused** 0      **Absent** 0      **Conflicts** 0

3/2/2017 H Received for Concurrence

3/3/2017 H Concur:Failed 9-51-0-0-0

**ROLL CALL**

**Ayes:** Representative(s) Clem, Edwards, Gray, Hallinan, Halverson, Jennings, Lindholm, Lone, McKim

**Nays:** Representative(s) Allen, Baker, Barlow, Biteman, Blackburn, Blake, Bovee, Brown, Burkhardt, Byrd, Clausen, Connolly, Court, Crank, Dayton, Eklund, Eyre, Flitner, Freeman, Furphy, Gierau, Greear, Haley, Harshman, Henderson, Hunt, Kinner, Kirkbride, Larsen, Laursen, Loucks, MacGuire, Madden, Miller, Nicholas, Northrup, Obermueller, Olsen, Paxton, Pelkey, Piiparinen, Pownall, Salazar, Schwartz, Sommers, Steinmetz, Sweeney, Walters, Wilson, Winters, Zwonitzer

**Ayes** 9      **Nays** 51      **Excused** 0      **Absent** 0      **Conflicts** 0

3/3/2017 H Appointed JCC01 Members  
Representative(s) Northrup, Greear, Piiparinen

3/3/2017 S Appointed JCC01 Members  
Senator(s) Coe, Landen, Wasserburger

3/3/2017 H Adopted HB0236JC001: 45-13-2-0-0

**HB0236JC001/HADOPTED (TO ENGROSSED COPY)**

Delete the following Senate amendments:

HB0236SS001.01/ACE

HB0236S2002/AE

HB0236S2003/AE

HB0236S2004/AE

HB0236S2006/AE

HB0236S3001/AE

HB0236S3002/AE

HB0236S3004/AE

HB0236S3005/AE

Further amend the ENGROSSED COPY as follows:

Page 1-line 4 Delete "providing".

Page 1-line 5 Delete.

Page 1-line 6 Delete through "increase;".

Page 1-line 13 After "appropriations;" insert "repealing certain distributions related to education funding; providing conformance with other

laws;".

Page 2-line 2 After "9-4-219," delete balance of line.

Page 2-line 3 Delete "9-4-719(f),"; delete "21-13-306 by".

Page 2-line 4 Delete through "(d),".

Page 2-line 7 Delete entirely and insert "through (m) and 21-15-111(a)(i)".

Page 2-lines 8 through 12 Delete.

Page 3-line 18 Delete "amount" insert "unobligated, unencumbered balance".

Page 3-lines 21 and 22 Delete.

Page 4-lines 1 through 21 Delete.

Page 5-lines 1 through 23 Delete.

Page 6-lines 1 through 4 Delete.

Page 8-lines 5 through 12 Delete.

Page 15-lines 10 through 20 Delete.

Page 16-lines 14 through 22 Delete.

Pages 17 through 20 Delete.

Page 21-lines 1 through 8 Delete.

Page 21-line 11 Delete "21-13-306.1,".

Page 22-line 11 Delete "0.90" insert "0.81".

Page 22-line 22 Delete "0.90" insert "0.81".

Page 25-line 17 Delete "linearly".

Page 25-line 23 Delete "linearly".

Page 30-line 8 Delete first "1,723,465,604" insert "1,752,865,604"; delete second "1,723,465,604" insert "1,752,865,604".

Page 30-line 11 Delete first "78,742,048" insert "42,965,798"; delete second "78,742,048" insert "42,965,798".

Page 30-line 15 Delete first "1,837,647,730" insert "1,831,271,480"; delete second "1,837,647,730" insert "1,831,271,480".

Page 31-lines 27 through 37 Delete and insert:

**"Section 6.**

(a) Except as otherwise provided in this section, the amendments to 2016 Wyoming Session Laws, Chapter 31, Section 2, Section 205 enacted pursuant to section 5 of this act shall be given precedence and shall prevail over amendments to 2016 Wyoming Session Laws, Chapter 31, Section 2, Section 205 made by 2017 House Bill 0001 to the extent that 2017 House Bill 0001 is in direct conflict with this act.

(b) Appropriations for court ordered placements in 2016 Wyoming Session Laws, Chapter 31, Section 2, Section 205 as amended by 2017 House Bill 0001 shall be given precedence and shall prevail over the appropriation amount for court ordered placements specified in that provision in section 5 of this act.

(c) The legislative service office shall adjust totals and renumber as necessary the provisions of 2016 Wyoming Session Laws, Chapter 31, Section 2, Section 205 as amended by 2017 House Bill 0001 as enacted into law, and as amended by this act to conform with the requirements of this section. In preparing copy for printing of laws affected by this section the legislative service office shall require the publisher to note the provisions of this section and shall cause the laws to be printed in accordance with the provisions of this section."

Page 33-lines 7 through 23 Delete and insert:

**"Section 8.**

(a) The reductions implemented by this act are intended to be temporary, pending a recalibration of the education resource block

grant model. The select committee on school finance recalibration is created consisting of the following members:

(i) Five (5) members of the Wyoming senate appointed by the president of the senate of which one (1) member shall be the chairman of the senate education committee;

(ii) Five (5) members of the Wyoming house of representatives appointed by the speaker of the house of representatives, of which one (1) member shall be the chairman of the house education committee;

(iii) Not more than four (4) members from each house shall be from the same political party;

(iv) The cochairmen of the select committee shall be appointed by the president of the senate and the speaker of the house, respectively.

(b) The select committee shall undertake a study to review the state educational program under W.S. 21-9-101 and to recalibrate the education resource block grant model as provided under W.S. 21-13-309(t) to determine if modifications are necessary to ensure the model remains effective and cost-based in light of changing conditions and modifications to law. If the committee determines an alternative to the education resource block grant model should be reviewed and developed to more efficiently meet the constitutional duties of the legislature in providing K-12 education funding the committee shall not limit its study to a recalibration of the existing cost-based model.

(c) The select committee shall also study and recommend solutions to the projected budget shortfall for funding related to public education in the state of Wyoming. The select committee shall focus on four (4) major issues related to school funding as follows:

(i) Options for use of existing unencumbered, unobligated revenues;

(ii) Consideration of the use of diversions of existing revenue streams and investment income;

(iii) Options to increase revenues;

(iv) Options for budget and expenditure reductions.

(d) The select committee shall be staffed by the legislative service office. The department of education, department of workforce services, school districts and the school finance data advisory committee established under W.S. 21-2-203 shall collect and provide the information requested by the select committee.

(e) The select committee may, through management council, seek expert opinions and may hire consultants as necessary to complete the study and recommendations required under this section. The legislative service office is authorized, subject to the approval of management council, to contract with consultants for the purposes of this section to complete recalibration of the education resource block grant model or to develop a new model.

(f) The select committee shall report its recommendations and any associated proposed legislation to the legislature not later than January 31, 2018. The select committee may develop and sponsor legislation as necessary to effectuate the purposes of this section, provided that no legislation shall be sponsored by the committee unless it is approved by a majority of the members of the select committee from each house.

(g) Appointments shall be made under this section not later than March 15, 2017. The select committee shall exist until March 31, 2018. Any vacancy occurring on the select committee shall be filled by the president of the senate or speaker of the house of representatives, as

appropriate, immediately upon the vacancy occurring.

(h) For the period beginning on the effective date of this section and ending June 30, 2018, there is appropriated from the school foundation program account to the legislative service office eighty thousand dollars (\$80,000.00) to provide salary, per diem and mileage for members of the select committee and to fund other expenses of the select committee as necessary to carry out this section."

Pages 34 through 39 Delete.

Page 40-lines 1 through 21 Delete.

Page 40-line 23 Delete "11." insert "9."

Page 41-line 6 Delete "7, 8 and 9" insert "5 through 9".

#### ROLL CALL

**Ayes:** Representative(s) Allen, Biteman, Blackburn, Brown, Burkhart, Clausen, Clem, Court, Edwards, Eklund, Eyre, Flitner, Gray, Greear, Haley, Hallinan, Halverson, Harshman, Henderson, Hunt, Jennings, Kinner, Kirkbride, Larsen, Laursen, Lindholm, Lone, Loucks, MacGuire, McKim, Miller, Nicholas, Northrup, Obermueller, Olsen, Paxton, Piiparinen, Pownall, Salazar, Steinmetz, Sweeney, Walters, Wilson, Winters, Zwonitzer

**Nays:** Representative(s) Barlow, Blake, Bovee, Byrd, Connolly, Crank, Dayton, Furphy, Gierau, Madden, Pelkey, Schwartz, Sommers

**Excused:** Representative(s) Baker, Freeman

**Ayes** 45      **Nays** 13      **Excused** 2      **Absent** 0      **Conflicts** 0

3/3/2017      S Adopted HB0236JC001: 25-4-1-0-0

#### HB0236JC001/HADOPTEDSADOPTED (TO ENGROSSED COPY)

Delete the following Senate amendments:

HB0236SS001.01/ACE

HB0236S2002/AE

HB0236S2003/AE

HB0236S2004/AE

HB0236S2006/AE

HB0236S3001/AE

HB0236S3002/AE

HB0236S3004/AE

HB0236S3005/AE

Further amend the ENGROSSED COPY as follows:

Page 1-line 4 Delete "providing".

Page 1-line 5 Delete.

Page 1-line 6 Delete through "increase;".

Page 1-line 13 After "appropriations;" insert "repealing certain distributions related to education funding; providing conformance with other laws;".

Page 2-line 2 After "9-4-219," delete balance of line.

Page 2-line 3 Delete "9-4-719(f),"; delete "21-13-306 by".

Page 2-line 4 Delete through "(d),".

Page 2-line 7 Delete entirely and insert "through (m) and 21-15-111(a)(i)".

Page 2-lines 8 through 12 Delete.

Page 3-line 18 Delete "amount" insert "unobligated, unencumbered balance".

Page 3-lines 21 and 22 Delete.

Page 4-lines 1 through 21 Delete.

Page 5-lines 1 through 23 Delete.

Page 6-lines 1 through 4 Delete.  
Page 8-lines 5 through 12 Delete.  
Page 15-lines 10 through 20 Delete.  
Page 16-lines 14 through 22 Delete.  
Pages 17 through 20 Delete.  
Page 21-lines 1 through 8 Delete.  
Page 21-line 11 Delete "21-13-306.1,".  
Page 22-line 11 Delete "0.90" insert "0.81".  
Page 22-line 22 Delete "0.90" insert "0.81".  
Page 25-line 17 Delete "linearly".  
Page 25-line 23 Delete "linearly".  
Page 30-line 8 Delete first "1,723,465,604" insert  
"1,752,865,604"; delete second "1,723,465,604"  
insert "1,752,865,604".  
Page 30-line 11 Delete first "78,742,048" insert "42,965,798";  
delete second "78,742,048" insert "42,965,798".  
Page 30-line 15 Delete first "1,837,647,730" insert  
"1,831,271,480"; delete second "1,837,647,730"  
insert "1,831,271,480".  
Page 31-lines 27 through 37 Delete and insert:

**"Section 6.**

(a) Except as otherwise provided in this section, the amendments to 2016 Wyoming Session Laws, Chapter 31, Section 2, Section 205 enacted pursuant to section 5 of this act shall be given precedence and shall prevail over amendments to 2016 Wyoming Session Laws, Chapter 31, Section 2, Section 205 made by 2017 House Bill 0001 to the extent that 2017 House Bill 0001 is in direct conflict with this act.

(b) Appropriations for court ordered placements in 2016 Wyoming Session Laws, Chapter 31, Section 2, Section 205 as amended by 2017 House Bill 0001 shall be given precedence and shall prevail over the appropriation amount for court ordered placements specified in that provision in section 5 of this act.

(c) The legislative service office shall adjust totals and renumber as necessary the provisions of 2016 Wyoming Session Laws, Chapter 31, Section 2, Section 205 as amended by 2017 House Bill 0001 as enacted into law, and as amended by this act to conform with the requirements of this section. In preparing copy for printing of laws affected by this section the legislative service office shall require the publisher to note the provisions of this section and shall cause the laws to be printed in accordance with the provisions of this section."

Page 33-lines 7 through 23 Delete and insert:

**"Section 8.**

(a) The reductions implemented by this act are intended to be temporary, pending a recalibration of the education resource block grant model. The select committee on school finance recalibration is created consisting of the following members:

(i) Five (5) members of the Wyoming senate appointed by the president of the senate of which one (1) member shall be the chairman of the senate education committee;

(ii) Five (5) members of the Wyoming house of representatives appointed by the speaker of the house of representatives, of which one (1) member shall be the chairman of the house education committee;

(iii) Not more than four (4) members from each house shall be from the same political party;

(iv) The cochairmen of the select committee shall be appointed by the president of the senate and the speaker of the house, respectively.

(b) The select committee shall undertake a study to review the state educational program under W.S. 21-9-101 and to recalibrate the education resource block grant model as provided under W.S. 21-13-309(t) to determine if modifications are necessary to ensure the model remains effective and cost-based in light of changing conditions and modifications to law. If the committee determines an alternative to the education resource block grant model should be reviewed and developed to more efficiently meet the constitutional duties of the legislature in providing K-12 education funding the committee shall not limit its study to a recalibration of the existing cost-based model.

(c) The select committee shall also study and recommend solutions to the projected budget shortfall for funding related to public education in the state of Wyoming. The select committee shall focus on four (4) major issues related to school funding as follows:

(i) Options for use of existing unencumbered, unobligated revenues;

(ii) Consideration of the use of diversions of existing revenue streams and investment income;

(iii) Options to increase revenues;

(iv) Options for budget and expenditure reductions.

(d) The select committee shall be staffed by the legislative service office. The department of education, department of workforce services, school districts and the school finance data advisory committee established under W.S. 21-2-203 shall collect and provide the information requested by the select committee.

(e) The select committee may, through management council, seek expert opinions and may hire consultants as necessary to complete the study and recommendations required under this section. The legislative service office is authorized, subject to the approval of management council, to contract with consultants for the purposes of this section to complete recalibration of the education resource block grant model or to develop a new model.

(f) The select committee shall report its recommendations and any associated proposed legislation to the legislature not later than January 31, 2018. The select committee may develop and sponsor legislation as necessary to effectuate the purposes of this section, provided that no legislation shall be sponsored by the committee unless it is approved by a majority of the members of the select committee from each house.

(g) Appointments shall be made under this section not later than March 15, 2017. The select committee shall exist until March 31, 2018. Any vacancy occurring on the select committee shall be filled by the president of the senate or speaker of the house of representatives, as appropriate, immediately upon the vacancy occurring.

(h) For the period beginning on the effective date of this section and ending June 30, 2018, there is appropriated from the school foundation program account to the legislative service office eighty thousand dollars (\$80,000.00) to provide salary, per diem and mileage for members of the select committee and to fund other expenses of the select committee as necessary to carry out this section."

Pages 34 through 39 Delete.

Page 40-lines 1 through 21 Delete.

Page 40-line 23 Delete "11." insert "9."

Page 41-line 6 Delete "7, 8 and 9" insert "5 through 9".

**ROLL CALL**

**Ayes:** Senator(s) Agar, Anderson, Baldwin, Bebout, Boner, Bouchard, Burns, Case, Christensen, Coe, Dockstader, Driskill, Ellis, Emerich, Hicks, Kinskey, Landen, Meier, Moniz, Nethercott, Pappas, Peterson, Scott, Von Flatern, Wasserburger

**Nays:** Senator(s) Anselmi-Dalton, Barnard, Hastert, Rothfuss

**Excused:** Senator Perkins

**Ayes** 25      **Nays** 4      **Excused** 1      **Absent** 0      **Conflicts** 0

3/3/2017      Assigned Number HEA No. 0125  
3/3/2017      H Speaker Signed HEA No. 0125  
3/3/2017      S President Signed HEA No. 0125  
3/14/2017      Governor Signed HEA No. 0125  
3/14/2017      Assigned Chapter Number

Chapter No. 205    Session Laws of Wyoming 2017