

Sponsored By: Joint Appropriations Committee

AN ACT relating to state funded facilities; providing appropriations for state funded capital construction; providing for conditions and other requirements related to state funded capital construction projects; providing for loans from the permanent Wyoming mineral trust fund for capital construction of student dormitories; establishing accounts; dedicating and providing for the distribution of funds to school major maintenance and providing for continuous appropriations as specified; specifying duties of the state building commission, the state construction department and the department of administration and information; providing for review of security and potential relocation of the governor's residence; requiring reports; providing definitions; creating an advisory task force; creating a task force; imposing a moratorium on the expenditure of funds and disposition of property as specified; providing funding and conditions of mineral impacted road projects; providing for real property lease negotiations and disposition as specified; providing for matching funds to be used for higher education capital projects; providing for loans from the permanent Wyoming mineral trust fund for capital construction by local governments; providing additional appropriations; and providing for effective dates.

2/14/2018 Bill Number Assigned  
2/15/2018 H Received for Introduction  
2/16/2018 H Introduced and Referred to H02 - Appropriations  
56-3-1-0-0

**ROLL CALL**

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

**Nays:** Representative(s) Edwards, Jennings, Lone

**Excused:** Representative Greear

**Ayes** 56      **Nays** 3      **Excused** 1      **Absent** 0      **Conflicts** 0

2/23/2018 H02 - Appropriations:Recommend Amend and Do Pass 7-0-0-0-0

**ROLL CALL**

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

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

2/23/2018 H Placed on General File

**HB0194HS001/ADOPTED**

**(CORRECTED COPY)**

Page 2-line 1

After "facilities;" insert "providing for loans from the permanent Wyoming mineral trust fund for capital construction by local

governments;".  
Page 2-line 6 After "W.S." insert "16-1-111,".  
Page 2-after line 7 Insert:

**"16-1-111. Loans to political subdivisions; requirements; limitations; rulemaking.**

(a) The state loan and investment board may negotiate and make loans from the permanent Wyoming mineral trust fund to political subdivisions of this state as provided in this section. The aggregate sum of all loans made under this section shall not exceed four hundred million dollars (\$400,000,000.00). The aggregate sum of loans made for infrastructure projects shall not exceed two hundred million dollars (\$200,000,000.00) and shall not exceed two hundred million dollars (\$200,000,000.00) for road or street projects. Loans may be made for infrastructure projects and street and road projects as provided in this section. The board shall adopt rules and procedures as it deems advisable or necessary to administer the program. The rules shall include requirements and standards which the board determines to be necessary or advisable in accordance with the following:

(i) To qualify for a loan an applicant shall demonstrate:

(A) A commitment to adequately maintain the project for which the loan is requested during a reasonable period of time;

(B) That all project costs will be funded at the time of receipt of the loan, with funding sources specified within the project application;

(C) Compliance with any other criteria developed by the board consistent with this section.

(ii) The determination of whether to make a loan shall include consideration of:

(A) The contribution of the project to health, safety and welfare;

(B) The applicant's need for the project and financial needs of the applicant in relation to the project;

(C) The ability of the applicant to repay the loan.

(b) Loans may be made to cities, towns, counties, school districts and community college districts for infrastructure projects. A loan under this subsection shall be at an interest rate of one-tenth of one percent (.1%) multiplied by each year of the initial loan term. In the event of prepayment of a loan, the interest rate shall be calculated at the actual loan period, but no refund of interest payment shall be made to the borrowing entity. Loans shall not exceed a term of twenty-five (25) years for repayment. Adequate security for loans shall be required and may include:

(i) A pledge of the revenues from the project for which the loan was granted;

(ii) A pledge of other revenues available to the entity receiving the loan;

(iii) A mortgage covering all or any part of the project or by a pledge of the lease of the project;

(iv) Any other security device or requirement deemed advantageous or necessary by the board.

(c) Loans may be made to cities, towns and counties for road or street projects. To qualify for a road or street project loan, in addition to the requirements of subsections (a) and (b) of this section, an applicant shall demonstrate that all related infrastructure including water and sewer is or will be in place at the time of receipt of the loan. No loan shall be provided under this subsection to any city, town or county that has any outstanding or unpaid loan under this

subsection. Any loan under this subsection shall be at an interest rate of one and one-half percent (1.5%). Loans under this subsection shall not exceed a term of twenty (20) years for repayment. The total loans under this subsection provided in any one (1) year shall not exceed one hundred million dollars (\$100,000,000.00). Not more than thirty-five million dollars (\$35,000,00.00) of road or street loans shall be made in any one (1) year to:

- (i) Towns as defined in W.S. 15-1-101(a)(xiv);
- (ii) Cities as defined in W.S. 15-1-101(a)(iv);
- (iii) Counties.

(e) No loan shall be made without the written opinion of the attorney general certifying the legality of the transaction and all documents connected therewith. An election approving the project and borrowing for the project by the qualified electors of the borrowing entity shall be required only if the attorney general determines such an election is otherwise required by law.

(f) There is created a loss reserve account for loans made under this section. If, as a result of default in the payment of any loan made under this section, there occurs a nonrecoverable loss either to the corpus of, or interest due to the permanent Wyoming mineral trust fund, the board shall restore the loss to the permanent fund using any funds available in the loss reserve account. If the funds in the loss reserve account are insufficient to restore the full amount of the loss, the board shall submit a detailed report of the loss to the legislature and shall request an appropriation to restore the balance of the loss to the permanent fund. Beginning June 30, 2018, the state treasurer shall transfer funds quarterly from the permanent Wyoming mineral trust fund reserve account to the loss reserve account created in this subsection, in an amount necessary to ensure that as of the last day of each quarter there is an unobligated, unencumbered balance equal to five percent (5%) of the balance of outstanding loans under this section. Any funds transferred to the loss reserve account pursuant to this subsection which are not necessary to maintain the five percent (5%) balance shall be transferred back to the permanent Wyoming mineral trust fund reserve account on the last day of the quarter.

(g) As used in this section:

(i) "Board" means the state loan and investment board to include the office of state lands and investments;

(ii) "Infrastructure project" means a capital construction project which may lawfully be undertaken within the powers of the political subdivision authorized to receive a loan under this section.

(iii) "Road or street project" means the construction, maintenance or improvement of a public street, road or alley within a city, town or county."

Page 12-after 7 Insert the following and renumber as necessary:

"(v) "RA" means the permanent Wyoming mineral trust fund reserve account created by W.S. 9-4-719(b);".

Page 12-line 9 Delete "(v)" insert "(vi)".

Page 12-line 12 Delete "(vi)" insert "(vii)".

Page 12-line 15 Delete "(vii)" insert "(viii)".

Page 12-after line 16 Insert:

"(ix) "S13" means the strategic investments and projects account created by W.S. 9-4-220."

Page 14-line 16 After "Repairs" insert "and Contingency".

Page 14-line 17 Under OTHER FUNDS delete "S10" insert "RA".

Page 14-line 18 Under OTHER FUNDS delete "S10" insert "RA".

Page 14-line 19 Under OTHER FUNDS delete "S10" insert "S13".  
 Page 16-line 1 Delete "the Wyoming state penitentiary" and  
 insert "any correctional facility of the  
 department of corrections".

Page 16-line 16 After "act." insert "These funds are  
 appropriated from earnings deposited to the  
 strategic investments and projects account for  
 fiscal years 2019 and 2020. Funds from this  
 appropriation shall only be made available  
 after the appropriation for university of  
 Wyoming athletic facilities pursuant to  
 paragraph (ii) of this subsection has been  
 deposited in full to the university athletics  
 facilities challenge account.".

Page 16-line 27 Under OTHER FUNDS delete "S10" insert "S13".  
 Page 17-line 6 After "act." insert "This appropriation for  
 university of Wyoming athletic facilities is  
 appropriated from earnings deposited to the  
 strategic investments and projects account for  
 fiscal years 2019 and 2020. No funds shall be  
 made available pursuant to the appropriation  
 for a veterans museum in paragraph (i) of this  
 subsection until this appropriation for the  
 university of Wyoming athletic facilities has  
 been deposited in full to the university  
 athletics facilities challenge account.".

Page 26-lines 5 through 23 Delete entirely and insert:

"PROGRAM

OSLI-Forestry Level III	6,866,375		6,866,375
A&I-State Fac.-Casper I <sup>1.</sup>	13,000,000		13,000,000
A&I-State Fac.-Casper II <sup>1.,5.</sup>	7,000,000		7,000,000
CC-CWC Ag/Animal Science <sup>2.</sup>	5,250,000	5,250,000 PR	10,500,000
CC-NWCCD Tech Ed Ctr. <sup>2.</sup>	6,500,000	6,500,000 PR	13,000,000
CC-LCCC Ludden Library <sup>8.</sup>		5,000,000 PR	5,000,000
CC-LCCC Residence Hall		13,000,000 PR	13,000,000
CC-LCCC Children's Ctr.		2,900,000 PR	2,900,000
CC-NWCCD Residence Hall		11,162,785 PR	11,162,785
State Parks-Health/Safety <sup>3.</sup>	500,000	3,500,000 SR	4,000,000
State Parks-Terr. Prison		210,000 SR	210,000
State Parks-Water Fac.	300,000	1,700,000 SR	2,000,000
Dept. of Health-Facs. I <sup>4.</sup>	45,000,000		45,000,000
Dept. of Health-Facs. II <sup>4.</sup>	25,000,000		25,000,000
<del>DOC-WMCI Buildout</del>		<del>13,500,000 T5</del>	<del>13,500,000</del>
WSP Repairs <sup>6., 7.</sup>		7,750,000 T5	7,750,000

TOTALS	108,616,375	800,000	<del>70,472,785</del>	<del>179,889,160</del>
			56,972,785	166,389,160

Page 54-line 18 After "owned" insert "real"; delete "of".  
 Page 54-line 19 Delete "any kind will" and insert "that is used  
 for student housing, including residence halls,  
 apartments and fraternity and sorority housing,  
 shall".

Page 54-after line 20 Insert the following new sections and renumber  
 as necessary:

"[STATE OF WYOMING - CHEYENNE PROPERTY]

**Section 16.** Notwithstanding W.S. 9-2-1016(b) (viii), in the event  
 that the state sells the decommissioned liquor commission warehouse  
 located at 1520 E. 5th Street in Cheyenne, Wyoming the net proceeds  
 from the sale shall be deposited in the state building commission

contingency fund and are hereby appropriated exclusively for the acquisition of an office building of at least one hundred twenty thousand (120,000) square feet located in Cheyenne, Wyoming.

[CENTRAL WYOMING COMMUNITY COLLEGE - TETON COUNTY]

**Section 17.**

(a) There is appropriated one million dollars (\$1,000,000.00) from the legislative stabilization reserve account to the Wyoming community college endowment challenge fund created by W.S. 21-16-1103. This appropriation shall be deposited to the central Wyoming community college account within the fund and shall only be expended to provide matching funds for a new central Wyoming community college outreach facility in Teton County as provided in this section.

(b) Matching funds appropriated in this section shall be administered in accordance with W.S. 21-16-1101 through 21-16-1104 except that, to the extent funds are available in the challenge fund for purposes of this section, the state treasurer shall match each endowment gift by transferring from the challenge fund to the community college an amount equal to one-half (1/2) the amount of each endowment gift.

(c) Nothing in this section shall be interpreted to provide authorization to commence construction of a new central Wyoming community college outreach facility in Teton County without further legislative authorization.

(d) This section is repealed effective June 30, 2023. Any unexpended, unencumbered and unobligated funds remaining from the appropriation in this section shall revert as provided by law."

Page 55-line 3 Delete "Section 16." and insert "Section 18."

Page 55-line 13 Delete "and 15" and insert ", 15, 16 and 17".

Page 55-line 16 After "Repairs" insert "and Contingency".

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

**HB0194HW001/FAILED**

Page 14-line 8 After "Bldg." delete "1."; under GENERAL FUND decrease amount by "7,000,000".

To the extent required by this amendment: adjust totals; and renumber as necessary. PIIPARINEN, HALVERSON, LONE, SALAZAR

2/23/2018 H COW:Passed

2/27/2018 H 2nd Reading:Laid Back

**HB0194H2001/FAILED**

**(CORRECTED COPY)**

Page 2-line 1 Delete the standing committee amendment (HB0194HS001/AC) to this line.

Page 2-line 6 Delete the standing committee amendment (HB0194HS001/AC) to this line.

Page 2-after line 7 Delete the standing committee amendment (HB0194HS001/AC) to this line. CLEM, MADDEN

**HB0194H2002/ADOPTED**

Page 2-line 18 Delete "thirty million dollars (\$30,000,000.00)" and insert "sixty million dollars (\$60,000,000.00)".

Page 4-lines 7 through 13 Delete entirely.

Page 9-lines 1 through 3 Delete entirely and insert:

"(e) As used in this section:

(i) "Board" means the state loan and investment board and includes assistance provided by the office of state lands and investments;

(ii) "Capital construction" or "construction" includes new construction, renovation or capital renewal."

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

**HB0194H2003/FAILED**

**(CORRECTED COPY)**

Delete the Freeman second reading amendment (HB0194H2002/A) entirely and further amend as follows:

Page 1-line 4 Delete "providing for".

Page 1-line 5 Delete entirely and insert "amending supplemental coverage for university revenue bonds to extend the program and expand it to include community college district revenue bonds;".

Page 2-line 6 Delete "21-18-319"; delete "are" and insert "is".

Page 2-lines 9 through 23 Delete entirely.

Page 3-lines 1 through 22 Delete entirely.

Page 4-lines 1 through 23 Delete entirely.

Page 5-lines 1 through 23 Delete entirely.

Page 6-lines 1 through 23 Delete entirely.

Page 7-lines 1 through 23 Delete entirely.

Page 8-lines 1 through 23 Delete entirely.

Page 9-lines 1 through 3 Delete entirely.

Page 10-line 13 Delete "and 21-18-102(a)(xxiii)" and insert ", 9-4-601(d)(vii) and 9-4-1003(a), (b)(intro), (c), (d)(intro), (i), (ii), (iii)(intro), (B)(intro), (II), (III), (C) and by creating a new subsection (e)".

Page 11-after line 7 Insert and renumber as necessary:

**"9-4-601. Distribution and use; funds, accounts, cities and towns benefited; exception for bonus payments.**

(d) Any revenue received under subsection (a) of this section in excess of two hundred million dollars (\$200,000,000.00) shall be distributed as follows:

(vii) From the amounts that would otherwise be distributed to the budget reserve account under paragraph (iv) of this subsection, amounts necessary to make the required revenue bond payments as provided by W.S. 9-4-1003(d), but in no event more than eighteen million dollars (\$18,000,000.00) for university of Wyoming revenue bonds annually and four million dollars (\$4,000,000.00) for community college district revenue bonds annually;

**9-4-1003. Supplemental coverage program for university and community college district revenue bonds.**

(a) The state loan and investment board shall administer a university and community college district revenue bond supplemental coverage program in accordance with this section and may promulgate rules to implement it. This program applies to bonds issued by the University of Wyoming under W.S. 21-17-402 through 21-17-450 ~~on or before November 1, 2015, only~~ and bonds issued by a community college district under W.S. 21-18-313. The program is intended to benefit the university and community college districts by providing supplemental coverage for payment of bonded indebtedness ~~of the university~~ thereby reducing the interest rate at which the bonds may be issued.

(b) If the university or a community college district seeks supplemental coverage for its revenue bonds under this program, the university or community college district shall apply to the board on forms prescribed by the board following legislative authorization ~~of the university~~ to issue revenue bonds. In no case shall the board approve supplemental coverage for bonds if the sale of the bonds would reduce the ratio of university or community college district pledged revenue that is available for debt servicing to the cost of annual interest and principal payments to a level of less than ~~two and five tenths (2.5)~~ one and five-tenths (1.5) to one (1). The board shall review the application and determine whether to approve the application based upon:

(c) The board may determine to provide supplemental coverage for revenue bonds under this section and may impose terms, conditions and limits on that supplemental coverage as it finds, in its discretion, are necessary to protect state funds and ensure the viability of the program. In addition, the board may provide supplemental coverage for refunding of university or community college district revenue bonds. ~~issued on or before November 1, 2015 provided the refunding is not combined with any bonds issued after November 1, 2015.~~ A decision by the board not to approve supplemental coverage for revenue bonds under this section is not subject to judicial review under the Wyoming Administrative Procedure Act.

(d) As a condition of participating in the supplemental coverage program under this section, the university or a community college district shall enter into agreements necessary to provide that:

(i) The state of Wyoming, through the state treasurer, shall assume responsibility for and make all payments to the university's or the community college district's paying agent in the amount necessary to pay principal and interest on the bonds subject to the supplemental coverage;

(ii) The university or a community college district shall deposit funds with the state by a certain date and in a sufficient amount so that the state can make the entire principal and interest payment to the ~~university's~~ paying agent in a timely manner;

(iii) If the university or a community college district fails to comply with paragraph (ii) of this subsection:

(B) To the extent that the university or a community college district has not deposited sufficient funds with the state to comply with paragraph (ii) of this subsection, the state is deemed to have loaned and the university or community college district is deemed to have borrowed those funds subject to the following terms and conditions:

(II) The loan, including principal and interest, shall be repaid from revenues from the university's or community college district's general fund that are neither state appropriations ~~to the university~~ nor pledged revenues under W.S. 21-17-404(a)(xiv)(A) or 21-18-313(b) or ad valorem taxes. The loan is not deemed to be a general obligation of the university or the community college district, and the state shall not require repayment from any source other than as provided in this subdivision;

(III) The university or community college district may make additional payments on the loan.

(C) The state loan and investment board may require the university or a community college district to modify its fiscal practices and its general operations if the board determines that there is a substantial likelihood that the university or community college

district will not be able to make future payments required under paragraph (ii) of this subsection.

(e) The aggregate sum of community college district revenue bonds for which supplemental coverage may be provided in accordance with this section shall not exceed sixty million dollars (\$60,000,000.00)."

Page 11-lines 9 through 14 Delete entirely.

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

**HB0194H2004/ADOPTED**

**(CORRECTED COPY)**

Page 14-after line 19 Insert "LCCC- Crossroads"; under OTHER FUNDS increase amount by "1,200,000 PR".

To the extent required by this amendment: adjust totals; and renumber as necessary. ZWONITZER, LARSEN, NICHOLAS, PAXTON

**HB0194H2005/FAILED**

Page 14-line 8 After "Bldg." delete "1."; under GENERAL FUND decrease amount by "7,000,000".

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

**HB0194H2006/ADOPTED**

[TECHNICAL CORRECTIONS]

\* \* \* \* \*

Page 2-after line 7 In the House standing committee amendment (HB0194HS001/AC) to this line, in subsection (c) created by that amendment delete "thirty-five million dollars (\$35,000,00.00)" and insert "thirty-five million dollars (\$35,000,000.00)"; renumber subsections (e) through (g) as (d) through (f).

Page 11-line 18 Delete "16" and insert "18".

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

2/28/2018 H 2nd Reading:Passed

2/28/2018 H 2nd Reading:Pursuant to H.R. 7-7(c) objection to the inclusion Failed by Roll Call 9-49-2-0-0

**ROLL CALL**

**Ayes:** Representative(s) Biteman, Blackburn, Clausen, Clem, Edwards, Gray, Hallinan, Jennings, Lone

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

**Excused:** Representative(s) Allen, Northrup

**Ayes** 9 **Nays** 49 **Excused** 2 **Absent** 0 **Conflicts** 0

2/28/2018 H 2nd Reading:Pursuant to suspension of House Rules accelerated to Third Reading Passed 50-8-2-0-0

**ROLL CALL**



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

**Nays:** Representative(s) Biteman, Clausen, Clem, Edwards, Gray, Hallinan, Jennings, Lone

**Excused:** Representative(s) Allen, Northrup

**Ayes** 50      **Nays** 8      **Excused** 2      **Absent** 0      **Conflicts** 0

**HB0194H3001/FAILED**

Page 2-after line 7      In the House standing committee amendment (HB0194HS001/AC) to this line:

In W.S. 16-1-111(b) created by that amendment delete "one-tenth of one percent (.1%)" and insert "two-tenths of one percent (.2%)".

In W.S. 16-1-111(c) created by that amendment delete "one and one-half percent (1.5%)" and insert "two-tenths percent (.2%) multiplied by each year of the initial loan term. In the event of prepayment of a loan, the interest rate shall be calculated at the actual loan period, but no refund of interest payment shall be made to the borrowing entity".

Page 4-line 15      Delete "one-".

Page 4-line 16      Delete "tenth of one percent (.1%)" and insert "two-tenths of one percent (.2%)".

Page 8-line 5      Delete "two and one-half percent (2.5%)" and insert "five percent (5%)".

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

**HB0194H3002/FAILED**

Page 13-line 20      After "Bldg." insert "10.".

Page 13-line 22      After "1." insert ", 10.".

Page 13-line 23      After "1." insert ", 10.".

Page 14-line 5      After "2." insert ", 10.".

Page 14-line 6      After "3." insert ", 10.".

Page 14-line 7      After "4." insert ", 10.".

Page 14-line 8      After "1." insert ", 10.".

Page 16-after line 16      Insert:

"10. Of these general fund appropriations, no funds shall be expended by the community college to which the funds are appropriated until the community college has certified to the state auditor that the enrollment of full-time equivalent students has increased by five percent (5%) above the enrollment of full-time equivalent students reported to the community college commission for the 2016-2017 academic year.".

Page 54-after line 20      In the House standing committee amendment (HB0194HS001/AC) to this line, in Section 17(c) created by that amendment, after "legislative authorization" insert "and only upon certification to the state auditor that the enrollment of full-time equivalent students has increased by five percent (5%) above the

enrollment of full-time equivalent students reported to the community college commission for the 2016-2017 academic year.".

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

2/28/2018 H 3rd Reading:Passed 42-15-2-0-1

**ROLL CALL**

**Ayes:** Representative(s) Barlow, Blackburn, Blake, Bovee, Brown, Burkhart, Byrd, Connolly, Court, Dayton, Eklund, Eyre, Flitner, Freeman, Furphy, Gierau, Greear, Haley, Halverson, Harshman, Henderson, Hunt, Kinner, Kirkbride, Larsen, Lindholm, Loucks, MacGuire, Nicholas, Obermueller, Olsen, Paxton, Pelkey, Pownall, Schwartz, Simpson, Sommers, Stith, Sweeney, Walters, Wilson, Zwonitzer

**Nays:** Representative(s) Biteman, Clausen, Clem, Edwards, Gray, Hallinan, Jennings, Laursen, Lone, Madden, Miller, Piiparinen, Salazar, Steinmetz, Winters

**Excused:** Representative(s) Allen, Northrup

**Conflicts:** Representative Crank

**Ayes** 42      **Nays** 15      **Excused** 2      **Absent** 0      **Conflicts** 1

3/2/2018 S Received for Introduction

3/2/2018 S Introduced and Referred to S02 - Appropriations

3/5/2018 S02 - Appropriations:Recommend Amend and Do Pass 5-0-0-0-0

**ROLL CALL**

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

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

3/5/2018 S Placed on General File

**HB0194SS001/ADOPTED (TO ENGROSSED COPY)**

That Substitute No. 1 for HB0194 DO PASS. BURNS, CHAIRMAN

**HB0194SW001/ADOPTED (TO ENGROSSED COPY)**

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

Page 28-line 3 Delete "eighty million dollars (\$80,000,000.00)" and insert "seventy-five million six hundred thousand dollars (\$75,600,000.00)".

Page 28-line 9 Delete "twenty million dollars (\$20,000,000.00)" and insert "twenty-four million four hundred thousand dollars (\$24,400,000.00)".

Page 34-line 20 Strike entirely.

Page 35-lines 7 and 8 Strike entirely.

Page 36-line 14 Strike "and University of Wyoming".

Page 36-line 23 Delete "or the".

Page 37-line 1 Delete entirely.

Page 37-line 2 Delete line through "II". BURNS

3/7/2018 S COW:Passed

**HB0194S2001/ADOPTED (TO ENGROSSED COPY)**

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

Page 4-line 10 After "rate" delete balance of line.

Page 4-line 11 Delete "of the initial loan term." and insert  
"equal to the rate for a representative term of  
a United States treasury bond."  
Page 4-line 15 After "repayment." insert "An origination fee  
for a loan loss reserve fund shall be one-half  
percent (.5%) of the loan amount. The  
origination fee shall be paid to a loss reserve  
account for the treasurer to pay for a  
nonrecoverable loss in the case of default of a  
loan under this subsection.". MEIER

**ROLL CALL**

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

**Ayes** 30      **Nays** 0      **Excused** 0      **Absent** 0      **Conflicts** 0

3/8/2018      S 2nd Reading:Passed

3/8/2018      S 3rd Reading:Pursuant to suspension of SR 7-1 and SR 7-8  
accelerated to Third Reading 26-4-0-0-0

**ROLL CALL**

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

**Nays:** Senator(s) Case, Hicks, Meier, Scott

**Ayes** 26      **Nays** 4      **Excused** 0      **Absent** 0      **Conflicts** 0

**HB0194S3001/ADOPTED**

**(TO ENGROSSED COPY)**

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

Page 3-after line 13 Insert and renumber:

"(C) That the applicant has made diligent efforts to  
exhaust all other options for funding the project including federal  
grant and loan opportunities, state grant and loan opportunities and  
any other reasonable source for funding;"

Page 3-line 15 Delete "(C)" and insert "(D)". KINSKEY

**HB0194S3002/ADOPTED**

**(TO ENGROSSED COPY)**

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

Page 6-line 13

After "law." Insert "In accordance with the  
provisions of W.S. 4-10-911 and the  
legislature's authority to specify by law  
conditions and terms under which monies in the  
permanent Wyoming mineral trust fund may be  
loaned to political subdivisions of the state,  
in applying the prudent investor standard  
pursuant to W.S. 9-4-715(d) the state loan and  
investment board shall recognize the interest  
rate returns established in this section and  
returns to the state through projects  
authorized in this section as a legislative  
determination that loans made in accordance  
with this section are prudent investments of

public funds. The board shall also recognize the legislature's determination that the full amount of loans authorized under the build Wyoming program is a prudent allocation of investments from the permanent Wyoming mineral trust fund for purposes of assessing diversification of investments under W.S. 9-4-715(d) and (e). The ability of a recipient of a loan under this section to repay the loan and security provided under the loan agreement shall be considered by the board in determining whether to make any specific loan.". PERKINS

**HB0194S3003.01/ADOPTED**

**(TO ENGROSSED COPY)**

**(CORRECTED COPY)**

**[DIVIDED AMENDMENT]**

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

Page 49--after line 5      Insert the following new section and renumber as necessary:

"[GOVERNOR'S RESIDENCE STUDY]

**Section 13.**

(a) The state building commission shall review the security facility requirements of the Governor's residence and the buildings and grounds related to the residence, and authorize modifications to non-personnel security measures for the residence, buildings and grounds as it determines appropriate. In authorizing modifications, the commission shall consider the provisions of this section in regard to the potential construction of a new governor's residence.

(b) The state building commission shall:

(i) Review potential locations available to construct a new governor's residence, or to modify the current residence or another existing building to serve as the governor's residence;

(ii) Determine the potential cost for a new governor's residence, including associated grounds and buildings, together with necessary non-personnel security measures;

(iii) Study the feasibility of leasing a temporary facility to serve as the governor's residence until modification or construction of a governor's residence is completed;

(iv) Determine estimated revenues to the state by the sale of the current governor's residence and grounds;

(v) Propose a schedule for construction of a new governor's residence, which may include modification of the existing governor's residence or another existing building to serve as a governor's residence.

(d) The state building commission shall provide a report of its actions and recommendations under subsections (b) and (c) of this section to the management council of the legislature not later than November 1, 2018.

(e) There is appropriated four hundred thousand dollars (\$400,000.00) from the legislative stabilization reserve account to the state building commission. This appropriation shall be for the period beginning with the effective date of this section and ending June 30, 2020. This appropriation shall only be expended for the purposes of this section. 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, 2020. This appropriation shall not be included in the state building commission's 2021-2022 standard biennial budget request."

Page 49-line 9 Delete "Section 13." and insert "Section 14."

Page 49-line 19 Delete "and 12" and insert ", 12 and 13".

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

#### ROLL CALL

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

**Nays:** Senator Scott

**Ayes** 29      **Nays** 1      **Excused** 0      **Absent** 0      **Conflicts** 0

**HB0194S3003.02/ADOPTED**      (TO ENGROSSED COPY)  
(CORRECTED COPY)  
[DIVIDED AMENDMENT]

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

In the first division of this divided amendment (HB0194S3003.01/A), after subsection (b) created by the first division, insert:

"(c) If the state building commission determines that a viable location for a new governor's residence has been identified and that security or other issues make continued use of the current governor's residence not practical, it may authorize negotiations to sell the current governor's residence and grounds. The commission may enter into an agreement to sell the residence and grounds or to provide a right of first refusal to a potential buyer, but any agreement shall be contingent upon legislative appropriation of sufficient funds to construct a new governor's residence enacted in the 2019 general session."

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

#### ROLL CALL

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

**Nays:** Senator(s) Barnard, Scott

**Ayes** 28      **Nays** 2      **Excused** 0      **Absent** 0      **Conflicts** 0

**HB0194S3004/ADOPTED**      (TO ENGROSSED COPY)  
[TO SUBSTITUTE BILL No. 1]

Page 4-line 11 In the Meier second reading amendment (HB0194S2001/AE) to this line; delete "representative term of a United States treasury bond" and insert "United States treasury security of a similar term".

Page 5-line 16 After "rate" delete "of one and one-half percent (1.5%)" and insert "equal to the rate for a United States treasury security of a similar term".

Page 5-line 18                   After "repayment." insert "An origination fee for a loan loss reserve fund shall be one-half percent (.5%) of the loan amount. The origination fee shall be paid to a loss reserve account for the treasurer to pay for a nonrecoverable loss in the case of default of a loan under this subsection.".

Page 10-line 8                   After "rate" delete "of".

Page 10-line 9                   Delete entirely.

Page 10-line 10                  Delete "initial loan term." and insert "equal to the rate for a United States treasury security of a similar term.". MEIER, HICKS, PERKINS

#### ROLL CALL

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

**Nays:** Senator(s) Anselmi-Dalton, Baldwin, Burns, Ellis, Hastert, Landen, Peterson, Rothfuss, Wasserburger

**Ayes** 21      **Nays** 9      **Excused** 0      **Absent** 0      **Conflicts** 0

**HB0194S3005/ADOPTED**

**(TO ENGROSSED COPY)**

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

Page 26-line 11                After "5" insert ", not to exceed seven hundred fifty thousand dollars (\$750,000.00),". PERKINS

#### ROLL CALL

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

**Nays:** Senator(s) Emerich, Moniz, Rothfuss

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

3/8/2018      S 3rd Reading:Passed 23-7-0-0-0

#### ROLL CALL

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

**Nays:** Senator(s) Agar, Bouchard, Case, Hicks, Meier, Rothfuss, Scott

**Ayes** 23      **Nays** 7      **Excused** 0      **Absent** 0      **Conflicts** 0

3/8/2018      H Received for Concurrence

3/10/2018     H Concur:Failed 10-50-0-0-0

#### ROLL CALL

**Ayes:** Representative(s) Clausen, Clem, Edwards, Hallinan, Halverson, Jennings, Laursen, Madden, Simpson, Steinmetz

**Nays:** Representative(s) Allen, Barlow, Biteman, Blackburn, Blake, Bovee, Brown, Burkhart, Byrd, Connolly, Court, Crank, Dayton, Eklund, Eyre, Flitner, Freeman, Furphy, Gierau, Gray, Greear, Haley, Harshman, Henderson, Hunt, Kinner, Kirkbride, Larsen, Lindholm, Lone, Loucks, MacGuire, Miller, Nicholas, Northrup, Obermueller, Olsen, Paxton, Pelkey, Piiparinen, Pownall, Salazar, Schwartz, Sommers, Stith,

Sweeney, Walters, Wilson, Winters, Zwonitzer

**Ayes** 10      **Nays** 50      **Excused** 0      **Absent** 0      **Conflicts** 0

3/10/2018      H Appointed JCC01 Members  
Representative(s) Nicholas, Larsen, Walters  
3/10/2018      S Appointed JCC01 Members  
Senator(s) Bebout, Perkins, Von Flatern  
3/10/2018      JCC Requested a New Committee to be Appointed

**HB0194JC001/HReported to House**

**TO ENGROSSED COPY**

Report of House Conferees:

The first conference committee is unable to agree on a report and requests that a second free committee be appointed.    NICHOLAS, HOUSE JOINT CONFERENCE CHAIRMAN

3/10/2018      Pursuant to JR 2-1(c): H Appointed JCC02 Members  
Representative(s) Nicholas, Larsen, Walters  
3/10/2018      Pursuant to JR 2-1(c):S Appointed JCC02 Members  
Senator(s) Bebout, Perkins, Von Flatern  
3/15/2018      H Adopted HB0194JC002: 44-12-4-0-0

**HB0194JC002/HADOPTED**

**TO ENGROSSED COPY**

Delete the following Senate amendments:

HB0194SS001/AE  
HB0194SW001/A  
HB0194S2001/A  
HB0194S3001/A  
HB0194S3002/A  
HB0194S3003.01/AC  
HB0194S3003.02/AC  
HB0194S3004/A  
HB0194S3005/A

Further amend the ENGROSSED COPY as follows:

Page 1-line 5                      After "loans" insert "from the permanent Wyoming mineral trust fund".  
Page 1-line 6                      After "accounts;" insert "dedicating and providing for the distribution of funds to school major maintenance and".  
Page 1-line 7                      After "duties of" insert "the state building commission,".  
Page 1-line 9                      After "information;" insert "providing for review of security and potential relocation of the governor's residence;".  
Page 1-line 14                      After "negotiations" insert "and disposition".  
Page 1-line 15                      After "for" delete balance of line.  
Page 1-line 16                      Delete line through "facilities" and insert "higher education capital projects".  
Page 4-line 13                      After "rate of" delete balance of line.  
Page 4-line 14                      Delete line through "term." and insert "one percent (1%) plus seventy-five thousandths of one percent (.075%) for each year of the loan term in excess of five (5) years."  
Page 4-line 17                      After "entity." delete balance of line.  
Page 4-line 18                      Delete line through "repayment." and insert "Any loan made under this subsection shall be

for a term of not fewer than five (5) years and not greater than twenty-five (25) years for repayment.".

Page 5-line 19 After "rate of" delete balance of line.

Page 5-line 20 Delete entirely.

Page 5-line 21 Delete line through "repayment." and insert "one percent (1%) plus seventy-five thousandths of one percent (.075%) for each year of the loan term in excess of five (5) years. In the event of prepayment of a loan, the interest rate shall be calculated at the actual loan period, but no refund of interest payment shall be made to the borrowing entity. Any loan made under this subsection shall be for a term of not fewer than five (5) years and not greater than twenty-five (25) years for repayment.".

Page 6-line 19 After "section." insert "A loan origination fee of one-half of one percent (0.5%) of the loan shall be paid by the loan applicant and deposited to the loss reserve account for any loan approved under this section.".

Page 10-lines 10 through line 14 Delete entirely and insert "one percent (1%) plus seventy-five thousandths of one percent (.075%) for each year of the loan term in excess of five (5) years;".

Page 10-lines 16 and 17 Delete entirely and insert:

"(v) Loans shall be for an initial term of not fewer than five (5) years and not greater than twenty-five (25) years for repayment;".

Page 12-line 4 Delete "one percent (1%)" and insert "one-half of one percent (0.5%)".

Page 13-line 10 Delete "thirty (30)" and insert "twenty-five (25)".

Page 13-line 15 Delete "one percent (1%)" and insert "one-half of one percent (0.5%)".

Page 13-line 20 Delete "multiplied" and insert ".".

Page 13-lines 21 and 22 Delete entirely.

Page 16-line 13 After "(viii)" insert ", 9-4-220, 9-4-719(b)".

Page 17-after line 7 Insert:

**"9-4-220. Strategic investments and projects account created; purposes.**

(a) The strategic investments and projects account created by 2013 Wyoming Session Laws, Chapter 73, Section 4, Section 300(e) is continued and codified. Funds within the account shall only be expended by legislative appropriation. Subject to subsection (b) of this section, the governor may include appropriation requests from funds available within the strategic investments and projects account within his biennial budget requests for one-time expenditures as he deems necessary. All funds within the account shall be invested by the state treasurer and all investment earnings from the account shall be credited to the general fund.

(b) For fiscal year 2021 and in each fiscal year thereafter unencumbered and unobligated funds available for expenditure in the strategic investments and projects account shall be expended for the following purposes and subject to the following:

(i) An amount equal to forty-five percent (45%) of the maximum amount which may be credited to the strategic investments and



projects account pursuant to W.S. 9-4-719(q) shall be credited to a school major maintenance subaccount. Funds within the subaccount shall be expended only for school major maintenance obligations of the state. For purposes of accounting and investing only, the school major maintenance subaccount shall be treated as a separate account from the strategic investments and projects account;

(ii) Funds in excess of the amount calculated under paragraph (i) of this subsection may be expended as appropriated by the legislature.

**9-4-719. Investment earnings spending policy permanent funds.**

(b) There is created the permanent Wyoming mineral trust fund reserve account. Beginning July 1, 2016 for fiscal year 2017 and each fiscal year thereafter, the state treasurer shall transfer unobligated funds from this account to the general fund as necessary to ensure that an amount equal to two and one-half percent (2.5%) of the previous five (5) year average market value of the permanent Wyoming mineral trust fund, calculated on the first day of the fiscal year, is available for expenditure annually during each fiscal year. As soon as possible after the end of each of the fiscal years beginning on and after July 1, 2017, after making any transfer required pursuant to paragraph (i) of this subsection, revenues in this account in excess of one hundred fifty percent (150%) of the spending policy amount in subsection (d) of this section shall be credited to the permanent Wyoming mineral trust fund. For fiscal year 2021 and for each fiscal year thereafter:

(i) As soon as practicable after the end of the fiscal year, after making any other transfers provided by law from the permanent Wyoming mineral trust fund reserve account, but prior to calculating the balance of the account under this subsection, the state treasurer shall transfer from the account an amount equal to the difference between the full amount to be credited to the school major maintenance subaccount pursuant to W.S. 9-4-220(b)(i) and the amount actually credited to that subaccount in the applicable fiscal year."

Page 17-line 18	Delete "18" and insert "17".
Page 20-line 14	Under GENERAL FUND increase amount by "4,000,000"; under OTHER FUNDS increase amount by "4,000,000 PR".
Page 20-line 15	Under GENERAL FUND decrease amount by "4,000,000"; under OTHER FUNDS decrease amount by "4,000,000 PR".
Page 21-line 7	Under OTHER FUNDS decrease amount by "7,500,000 RA".
Page 21-after line 7	Under OTHER FUNDS increase amount by "7,500,000 S10".
Page 21-line 8	Under GENERAL FUND increase amount by "5,000,000"; under OTHER FUNDS decrease amount by "5,000,000 RA".
Page 21-line 9	Delete entirely.
Page 21-line 25	After "5" insert ", up to seven hundred fifty thousand dollars (\$750,000.00)",
Page 23-lines 4 through 10	Delete entirely.
Page 23-line 21	Delete entirely.
Page 23-lines 27 through 29	Delete entirely.
Page 24-lines 1 through 6	Delete entirely.
Page 24-line 12	Delete "one hundred million dollars".
Page 24-line 13	Delete "(\$100,000,000.00)" and insert "eighty-five million dollars (\$85,000,000.00)".
Page 24-line 17	After "only" insert "after the University

provides matching funds of fifteen million dollars (\$15,000,000.00) from reserve funds or other sources of funding and then only".

Page 24-line 18 After "facility" delete "and" and insert ".".

Page 24-line 21 After "section" delete balance of line.

Page 24-line 22 Delete "project and".

Page 37-line 20 Strike "24,400,000" and insert "9,400,000".

Page 39-line 5 After "appropriated" insert "to the department of administration and information".

Page 39-line 7 After "due" insert "to the state".

Page 39-line 8 After "2021" delete balance of line.

Page 39-line 9 Delete line through "division".

Page 39-line 11 Delete ", " and insert ". This appropriation shall only be expended for distributions to the city of Casper".

Page 47-line 17 After "appropriated from" insert "the".

Pages 49 through 54 Delete entirely.

Page 55-lines 1 through 9 Delete entirely.

Page 55-line 13 Delete "**Section 15**" and insert "**Section 13**".

Page 57-line 5 Delete "cochairman" and insert "cochairmen".

Page 59-line 21 Delete "on campus" and insert "on-campus".

Page 61-line 19 After "is" delete balance of line.

Page 61-line 20 Delete line through "housing," and insert "within, adjacent to, contiguous with or east of the university campus in Laramie, Wyoming".

Page 62-line 3 Delete "**Section 16**" and insert "**Section 14**".

Page 62-line 7 After "fund" insert ".".

Page 62-lines 8 through 10 Delete entirely.

Page 62-line 14 Delete "**Section 17**" and insert "**Section 15**".

Page 62-line 16 After "appropriated" delete balance of line.

Page 62-line 17 Delete "(\$1,000,000.00)" and insert "five hundred thousand dollars (\$500,000.00)".

Page 63-after line 18 Insert the following new section and renumber as necessary:

"[GOVERNOR'S RESIDENCE]"

#### **Section 16.**

(a) The state building commission shall review the security facility requirements of the governor's residence and the buildings and grounds related to the residence, and authorize modifications to nonpersonnel security measures for the residence, buildings and grounds as it determines appropriate. In authorizing modifications, the commission shall consider the provisions of this section in regard to the potential construction of a new governor's residence.

(b) The state building commission shall:

(i) Review and evaluate at least three (3) potential locations to construct a new governor's residence or to modify another existing building to serve as the governor's residence. The commission may consider modification of the existing governor's residence as well, but the alternative of modification to the existing residence shall be in addition to review and consideration of at least three (3) other locations;

(ii) Determine the potential cost for a new governor's residence at each reviewed location, including associated grounds and buildings, together with necessary nonpersonnel security measures;

(iii) Study the feasibility of leasing a temporary facility to serve as the governor's residence until modification or construction of a governor's residence is completed;

(iv) Determine estimated revenues to the state from the sale of the current governor's residence and grounds;

(v) Propose a schedule for construction of a new governor's residence, which may include modification of the existing governor's residence or another existing building to serve as a governor's residence.

(c) If the state building commission determines that a viable location for a new governor's residence has been identified and that security or other issues make continued use of the current governor's residence not practical, it may authorize negotiations to sell the current governor's residence and grounds. The commission may enter into an agreement to sell the residence and grounds or to provide a right of first refusal to a potential buyer, but any agreement shall be contingent upon legislative appropriation of sufficient funds to construct a new governor's residence enacted in the 2019 general session.

(d) The state building commission shall provide a report of its actions under subsections (a) through (c) of this section to the management council of the legislature and to the joint appropriations committee not later than November 1, 2018. The commission shall include in the report:

(i) A prioritization of at least three (3) locations for a new governor's residence. The modification of the current residence may be included as one (1) of the locations;

(ii) Estimated costs associated with each location, which may include potential modification of traffic flows in coordination with officials of the city of Cheyenne;

(iii) An evaluation of each location based upon meeting security needs;

(iv) An evaluation of the suitability of each location to meet the dignity of the office;

(v) Other considerations the commission determines advisable in considering the location of the governor's residence.

(e) The management council and joint appropriations committee shall consult regarding the report and may sponsor legislation for introduction in the 2019 general session, either separately or jointly, as council and committee determine appropriate.

(f) There is appropriated four hundred thousand dollars (\$400,000.00) from the legislative stabilization reserve account to the state building commission. This appropriation shall be for the period beginning with the effective date of this section and ending June 30, 2020. This appropriation shall only be expended for the purposes of this section. 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, 2020. This appropriation shall not be included in the state building commission's 2021-2022 standard biennial budget request."

Page 64-line 3 Delete "Section 18" and insert "Section 17".

Page 64-line 13 Delete "15, 16 and 17" and insert "13, 14, 15 and 16".

To the extent required: adjust totals; and renumber as necessary.  
NICHOLAS, LARSEN, WALTERS, PERKINS, VON FLATERN

#### **ROLL CALL**

**Ayes:** Representative(s) Allen, Barlow, Blake, Bovee, Brown, Burkhardt,

Byrd, Clausen, Clem, Connolly, Court, Crank, Dayton, Eklund, Freeman, Furphy, Gierau, Greear, Haley, Halverson, Harshman, Henderson, Hunt, Kinner, Kirkbride, Larsen, Lindholm, Loucks, MacGuire, Madden, Nicholas, Obermueller, Olsen, Paxton, Pelkey, Pownall, Schwartz, Simpson, Stith, Sweeney, Walters, Wilson, Winters, Zwonitzer

**Nays:** Representative(s) Biteman, Blackburn, Edwards, Gray, Hallinan, Jennings, Laursen, Lone, Miller, Piiparinen, Salazar, Steinmetz

**Excused:** Representative(s) Eyre, Flitner, Northrup, Sommers

**Ayes** 44      **Nays** 12      **Excused** 4      **Absent** 0      **Conflicts** 0

3/15/2018      S Adopted HB0194JC002: 16-9-5-0-0

**HB0194JC002/HADOPTEDSADOPTED**

**TO ENGROSSED COPY**

Delete the following Senate amendments:

HB0194SS001/AE

HB0194SW001/A

HB0194S2001/A

HB0194S3001/A

HB0194S3002/A

HB0194S3003.01/AC

HB0194S3003.02/AC

HB0194S3004/A

HB0194S3005/A

Further amend the ENGROSSED COPY as follows:

Page 1-line 5	After "loans" insert "from the permanent Wyoming mineral trust fund".
Page 1-line 6	After "accounts;" insert "dedicating and providing for the distribution of funds to school major maintenance and".
Page 1-line 7	After "duties of" insert "the state building commission,".
Page 1-line 9	After "information;" insert "providing for review of security and potential relocation of the governor's residence;".
Page 1-line 14	After "negotiations" insert "and disposition".
Page 1-line 15	After "for" delete balance of line.
Page 1-line 16	Delete line through "facilities" and insert "higher education capital projects".
Page 4-line 13	After "rate of" delete balance of line.
Page 4-line 14	Delete line through "term." and insert "one percent (1%) plus seventy-five thousandths of one percent (.075%) for each year of the loan term in excess of five (5) years.".
Page 4-line 17	After "entity." delete balance of line.
Page 4-line 18	Delete line through "repayment." and insert "Any loan made under this subsection shall be for a term of not fewer than five (5) years and not greater than twenty-five (25) years for repayment.".
Page 5-line 19	After "rate of" delete balance of line.
Page 5-line 20	Delete entirely.
Page 5-line 21	Delete line through "repayment." and insert "one percent (1%) plus seventy-five thousandths of one percent (.075%) for each year of the loan term in excess of five (5) years. In the event of prepayment of a loan, the interest

rate shall be calculated at the actual loan period, but no refund of interest payment shall be made to the borrowing entity. Any loan made under this subsection shall be for a term of not fewer than five (5) years and not greater than twenty-five (25) years for repayment."

Page 6-line 19 After "section." insert "A loan origination fee of one-half of one percent (0.5%) of the loan shall be paid by the loan applicant and deposited to the loss reserve account for any loan approved under this section."

Page 10-lines 10 through line 14 Delete entirely and insert "one percent (1%) plus seventy-five thousandths of one percent (.075%) for each year of the loan term in excess of five (5) years;"

Page 10-lines 16 and 17 Delete entirely and insert:  
 "(v) Loans shall be for an initial term of not fewer than five (5) years and not greater than twenty-five (25) years for repayment;"

Page 12-line 4 Delete "one percent (1%)" and insert "one-half of one percent (0.5%)"

Page 13-line 10 Delete "thirty (30)" and insert "twenty-five (25)"

Page 13-line 15 Delete "one percent (1%)" and insert "one-half of one percent (0.5%)"

Page 13-line 20 Delete "multiplied" and insert "."

Page 13-lines 21 and 22 Delete entirely.

Page 16-line 13 After "(viii)" insert ", 9-4-220, 9-4-719(b)"

Page 17-after line 7 Insert:

**"9-4-220. Strategic investments and projects account created; purposes.**

(a) The strategic investments and projects account created by 2013 Wyoming Session Laws, Chapter 73, Section 4, Section 300(e) is continued and codified. Funds within the account shall only be expended by legislative appropriation. Subject to subsection (b) of this section, the governor may include appropriation requests from funds available within the strategic investments and projects account within his biennial budget requests for one-time expenditures as he deems necessary. All funds within the account shall be invested by the state treasurer and all investment earnings from the account shall be credited to the general fund.

(b) For fiscal year 2021 and in each fiscal year thereafter unencumbered and unobligated funds available for expenditure in the strategic investments and projects account shall be expended for the following purposes and subject to the following:

(i) An amount equal to forty-five percent (45%) of the maximum amount which may be credited to the strategic investments and projects account pursuant to W.S. 9-4-719(q) shall be credited to a school major maintenance subaccount. Funds within the subaccount shall be expended only for school major maintenance obligations of the state. For purposes of accounting and investing only, the school major maintenance subaccount shall be treated as a separate account from the strategic investments and projects account;

(ii) Funds in excess of the amount calculated under paragraph (i) of this subsection may be expended as appropriated by the legislature.

**9-4-719. Investment earnings spending policy permanent funds.**

(b) There is created the permanent Wyoming mineral trust fund reserve account. Beginning July 1, 2016 for fiscal year 2017 and each fiscal year thereafter, the state treasurer shall transfer unobligated funds from this account to the general fund as necessary to ensure that an amount equal to two and one-half percent (2.5%) of the previous five (5) year average market value of the permanent Wyoming mineral trust fund, calculated on the first day of the fiscal year, is available for expenditure annually during each fiscal year. As soon as possible after the end of each of the fiscal years beginning on and after July 1, 2017, after making any transfer required pursuant to paragraph (i) of this subsection, revenues in this account in excess of one hundred fifty percent (150%) of the spending policy amount in subsection (d) of this section shall be credited to the permanent Wyoming mineral trust fund. For fiscal year 2021 and for each fiscal year thereafter:

(i) As soon as practicable after the end of the fiscal year, after making any other transfers provided by law from the permanent Wyoming mineral trust fund reserve account, but prior to calculating the balance of the account under this subsection, the state treasurer shall transfer from the account an amount equal to the difference between the full amount to be credited to the school major maintenance subaccount pursuant to W.S. 9-4-220(b)(i) and the amount actually credited to that subaccount in the applicable fiscal year."

Page 17-line 18	Delete "18" and insert "17".
Page 20-line 14	Under GENERAL FUND increase amount by "4,000,000"; under OTHER FUNDS increase amount by "4,000,000 PR".
Page 20-line 15	Under GENERAL FUND decrease amount by "4,000,000"; under OTHER FUNDS decrease amount by "4,000,000 PR".
Page 21-line 7	Under OTHER FUNDS decrease amount by "7,500,000 RA".
Page 21-after line 7	Under OTHER FUNDS increase amount by "7,500,000 S10".
Page 21-line 8	Under GENERAL FUND increase amount by "5,000,000"; under OTHER FUNDS decrease amount by "5,000,000 RA".
Page 21-line 9	Delete entirely.
Page 21-line 25	After "5" insert ", up to seven hundred fifty thousand dollars (\$750,000.00),".
Page 23-lines 4 through 10	Delete entirely.
Page 23-line 21	Delete entirely.
Page 23-lines 27 through 29	Delete entirely.
Page 24-lines 1 through 6	Delete entirely.
Page 24-line 12	Delete "one hundred million dollars".
Page 24-line 13	Delete "(\$100,000,000.00)" and insert "eighty-five million dollars (\$85,000,000.00)".
Page 24-line 17	After "only" insert "after the University provides matching funds of fifteen million dollars (\$15,000,000.00) from reserve funds or other sources of funding and then only".
Page 24-line 18	After "facility" delete "and" and insert ".".
Page 24-line 21	After "section" delete balance of line.
Page 24-line 22	Delete "project and".
Page 37-line 20	Strike "24,400,000" and insert "9,400,000".
Page 39-line 5	After "appropriated" insert "to the department of administration and information".
Page 39-line 7	After "due" insert "to the state".

Page 39-line 8 After "2021" delete balance of line.  
 Page 39-line 9 Delete line through "division".  
 Page 39-line 11 Delete "," and insert ". This appropriation shall only be expended for distributions to the city of Casper".  
 Page 47-line 17 After "appropriated from" insert "the".  
 Pages 49 through 54 Delete entirely.  
 Page 55-lines 1 through 9 Delete entirely.  
 Page 55-line 13 Delete "**Section 15**" and insert "**Section 13**".  
 Page 57-line 5 Delete "cochairman" and insert "cochairmen".  
 Page 59-line 21 Delete "on campus" and insert "on-campus".  
 Page 61-line 19 After "is" delete balance of line.  
 Page 61-line 20 Delete line through "housing," and insert "within, adjacent to, contiguous with or east of the university campus in Laramie, Wyoming".  
 Page 62-line 3 Delete "**Section 16**" and insert "**Section 14**".  
 Page 62-line 7 After "fund" insert ".".  
 Page 62-lines 8 through 10 Delete entirely.  
 Page 62-line 14 Delete "**Section 17**" and insert "**Section 15**".  
 Page 62-line 16 After "appropriated" delete balance of line.  
 Page 62-line 17 Delete "(\$1,000,000.00)" and insert "five hundred thousand dollars (\$500,000.00)".  
 Page 63-after line 18 Insert the following new section and renumber as necessary:  
 "[GOVERNOR'S RESIDENCE]

#### **Section 16.**

(a) The state building commission shall review the security facility requirements of the governor's residence and the buildings and grounds related to the residence, and authorize modifications to nonpersonnel security measures for the residence, buildings and grounds as it determines appropriate. In authorizing modifications, the commission shall consider the provisions of this section in regard to the potential construction of a new governor's residence.

(b) The state building commission shall:

(i) Review and evaluate at least three (3) potential locations to construct a new governor's residence or to modify another existing building to serve as the governor's residence. The commission may consider modification of the existing governor's residence as well, but the alternative of modification to the existing residence shall be in addition to review and consideration of at least three (3) other locations;

(ii) Determine the potential cost for a new governor's residence at each reviewed location, including associated grounds and buildings, together with necessary nonpersonnel security measures;

(iii) Study the feasibility of leasing a temporary facility to serve as the governor's residence until modification or construction of a governor's residence is completed;

(iv) Determine estimated revenues to the state from the sale of the current governor's residence and grounds;

(v) Propose a schedule for construction of a new governor's residence, which may include modification of the existing governor's residence or another existing building to serve as a governor's residence.

(c) If the state building commission determines that a viable location for a new governor's residence has been identified and that security or other issues make continued use of the current governor's

residence not practical, it may authorize negotiations to sell the current governor's residence and grounds. The commission may enter into an agreement to sell the residence and grounds or to provide a right of first refusal to a potential buyer, but any agreement shall be contingent upon legislative appropriation of sufficient funds to construct a new governor's residence enacted in the 2019 general session.

(d) The state building commission shall provide a report of its actions under subsections (a) through (c) of this section to the management council of the legislature and to the joint appropriations committee not later than November 1, 2018. The commission shall include in the report:

(i) A prioritization of at least three (3) locations for a new governor's residence. The modification of the current residence may be included as one (1) of the locations;

(ii) Estimated costs associated with each location, which may include potential modification of traffic flows in coordination with officials of the city of Cheyenne;

(iii) An evaluation of each location based upon meeting security needs;

(iv) An evaluation of the suitability of each location to meet the dignity of the office;

(v) Other considerations the commission determines advisable in considering the location of the governor's residence.

(e) The management council and joint appropriations committee shall consult regarding the report and may sponsor legislation for introduction in the 2019 general session, either separately or jointly, as council and committee determine appropriate.

(f) There is appropriated four hundred thousand dollars (\$400,000.00) from the legislative stabilization reserve account to the state building commission. This appropriation shall be for the period beginning with the effective date of this section and ending June 30, 2020. This appropriation shall only be expended for the purposes of this section. 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, 2020. This appropriation shall not be included in the state building commission's 2021-2022 standard biennial budget request."

Page 64-line 3 Delete "Section 18" and insert "Section 17".

Page 64-line 13 Delete "15, 16 and 17" and insert "13, 14, 15 and 16".

To the extent required: adjust totals; and renumber as necessary.  
NICHOLAS, LARSEN, WALTERS, PERKINS, VON FLATERN

#### ROLL CALL

**Ayes:** Senator(s) Anderson, Anselmi-Dalton, Baldwin, Barnard, Burns, Christensen, Dockstader, Emerich, Landen, Moniz, Nethercott, Pappas, Perkins, Peterson, Von Flatern, Wasserburger

**Nays:** Senator(s) Agar, Boner, Bouchard, Case, Hicks, Kinskey, Meier, Rothfuss, Scott

**Excused:** Senator(s) Bebout, Coe, Driskill, Ellis, Hastert

**Ayes** 16      **Nays** 9      **Excused** 5      **Absent** 0      **Conflicts** 0

3/15/2018 Assigned Number HEA No. 0067

3/15/2018 H Speaker Signed HEA No. 0067

3/15/2018 S President Signed HEA No. 0067



3/20/2018 Governor Signed HEA No. 0067

3/20/2018 Assigned Chapter Number 136

Chapter No. 136 Session Laws of Wyoming 2018