

**DRAFT ONLY  
NOT APPROVED FOR  
INTRODUCTION**

HOUSE BILL NO. [BILL NUMBER]

School facilities appropriations.

Sponsored by: Joint Appropriations Committee

A BILL

for

1 AN ACT relating to school facility projects; providing  
2 appropriations for school facility projects for the  
3 biennial period July 1, 2018 through June 30, 2020; re-  
4 appropriating specified funds; requiring evaluation of a  
5 sale of state lands by the state construction department;  
6 requiring reports; requiring quarterly reversions for  
7 completed projects; and providing for effective dates.

8

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

10

11 **Section 1.**

12

13 (a) This section shall consist of funds appropriated

1 for the 2019-2020 biennial school capital construction  
2 appropriation.

3

4 (b) As used in this section, "priority" means the  
5 project ranking as determined by the school facilities  
6 commission within its budget recommendations provided under  
7 W.S. 21-15-119.

8

9 (c) The amounts appropriated from the school capital  
10 construction account under this section are for the  
11 biennial period commencing July 1, 2018 and ending June 30,  
12 2020. As authorized under W.S. 21-15-119(a)(iii), the  
13 school facilities commission shall submit a supplemental  
14 budget request for the period beginning July 1, 2019 and  
15 ending June 30, 2020, for any emergency or unanticipated  
16 need, or for any refinement or modification of a project  
17 funded under this section, subject to any constraints and  
18 other requirements imposed by the governor under W.S.  
19 9-2-1013.

20

21 (d) An estimated schedule for deploying projects  
22 funded by amounts appropriated under this section and  
23 projects funded by previous appropriations, as adopted by

1 the school facilities commission and as contained within  
2 the 2019-2020 biennial budget submitted by the commission  
3 under W.S. 21-15-119, shall be used by the state  
4 construction department to guide expenditure of  
5 appropriated funds. The estimated schedule developed under  
6 this subsection shall be based upon information, processes,  
7 events and expenditures and shall not be binding upon the  
8 department or the commission.

9

10 (e) Amounts appropriated under this section and  
11 previous appropriations shall not be construed to be an  
12 entitlement or guaranteed amount and shall be expended by  
13 the commission and department to ensure adequate, efficient  
14 and cost effective school buildings and facilities in  
15 accordance with W.S. 21-15-114(a)(vii).

16

17 (f) In addition to accounting and reporting  
18 requirements imposed under W.S. 28-11-301(c)(iv), the state  
19 construction department shall report at least once each  
20 year the deployment of amounts to fund projects under this  
21 section and previous appropriations in accordance with the  
22 deployment schedule, depicting project progression and, if  
23 applicable, the rationale for deviation from the estimated

1 schedule. The reports, as approved by the commission,  
2 shall be submitted by the department to the select  
3 committee on school facilities, the joint appropriations  
4 committee and the governor.

5

6 (g) The following amounts are appropriated from the  
7 school capital construction account to the school  
8 facilities commission for the biennial period commencing  
9 July 1, 2018 and ending June 30, 2020, for the following  
10 specified purposes:

11

12 (i) For charter school leases, up to one million  
13 two thousand four dollars (\$1,002,004.00). The amounts to  
14 be distributed under this paragraph shall be reduced to the  
15 extent the amounts are duplicative of any costs funded or  
16 paid for by alternative mechanisms, including pursuant to  
17 W.S. 21-3-110(a)(x). The funds appropriated under this  
18 paragraph shall be distributed for lease expenses incurred  
19 during school years 2018-2019 and 2019-2020 and are subject  
20 to the following prescribed maximum amounts:

21

22	School	Maximum
23	Priority District Project	Amount

1

2	4-1	Laramie #1	Elementary School	\$832,599
3	4-2	Albany #1	Elementary School	<u>\$169,405</u>
4	Total			\$1,002,004

5

6 (ii) For land leases, up to four thousand six  
7 hundred dollars (\$4,600.00), subject to the following  
8 prescribed maximum amount:

9

10		School		Maximum
11	Priority	District	Project	Amount
12				
13	5-1	Laramie #1	Elementary School Land	<u>\$4,600</u>
14	Total			\$4,600

15

16 (iii) For modular buildings and leases, up to  
17 four hundred seventy-three thousand two hundred twelve  
18 dollars (\$473,212.00), subject to the following prescribed  
19 maximum amounts:

20

21		School		Maximum
22	Priority	District	Lease	Amount

23

1	5.1-1	Laramie #1	Modular Lease	\$29,900
2	5.1-2	Laramie #1	Modular Lease	\$18,070
3	5.1-3	Laramie #1	Modular Lease	\$18,070
4	5.1-4	Laramie #1	Modular Lease	\$14,950
5	5.1-5	Laramie #1	Modular Lease	\$29,900
6	5.1-6	Laramie #1	Modular Lease	\$29,900
7	5.1-7	Laramie #1	Modular Lease	\$16,680
8	9-2	Niobrara #1	Modular Building	<u>\$315,742*</u>
9	Total			\$473,212

10

11           (iv) For emergency funding to be used in  
12 accordance with W.S. 21-15-120, four million dollars  
13 (\$4,000,000.00). Of this appropriation, up to ninety  
14 thousand dollars (\$90,000.00) shall be used for fire  
15 sprinkler installation in a Sheridan County School District  
16 No. 3 building;

17

18           (v) Notwithstanding 2017 Wyoming Session Laws,  
19 Chapter 205, section 7(a), for a design project up to one  
20 million two hundred eighty-nine thousand seven hundred  
21 sixty-three dollars (\$1,289,763), subject to the following  
22 prescribed maximum amount:

23

1		School		Maximum
2	Priority	District	Project	Amount
3				
4	9-1	Sheridan #2	Alternative School	<u>\$1,289,763</u>
5	Total			\$1,289,763

6

7 (vi) For component level major maintenance

8 projects, up to thirty-six million four hundred thirty-nine

9 thousand six hundred seventy-three dollars

10 (\$36,439,673.00). Funds appropriated under this paragraph

11 shall be used as directed by the school facilities

12 commission, subject to the following prescribed maximum

13 amounts:

14				
15		School		Maximum
16	Priority	District	Project	Amount
17				
18	10-2	Laramie #1	Elementary School	\$383,006*
19	10-3	Sheridan #2	Elementary School	\$6,147,215*
20	10-4	Laramie #1	Elementary School	\$3,247,777*
21	10-6	Laramie #1	Elementary School	\$3,071,304*
22	10-8	Lincoln #1	Elementary School	\$3,198,130*
23	10-9	Laramie #1	Elementary School	\$2,156,729*

1	10-10	Laramie #1	Elementary School	\$2,744,321*
2	10-11	Laramie #1	Elementary School	\$1,936,964*
3	10-12	Laramie #1	Elementary School	\$3,596,334*
4	11-1	Fremont #6	Junior High/High School	\$1,135,889*
5	11-2	Platte #1	Elementary School	\$663,825*
6	11-3	Fremont #25	Middle School	\$2,772,992*
7	11-4	Hot Springs #1	Middle School	\$859,478*
8	11-5	Fremont #25	High School	\$701,971*
9	11-6	Fremont #25	High School	\$699,566*
10	11-7	Sublette #9	Middle School	\$753,346*
11	11-8	Sheridan #2	High School	\$565,925*
12	11-9	Fremont #25	High School	\$719,031*
13	11-10	Big Horn #2	High School	\$648,388*
14	11-11	Laramie #1	Elementary School	\$66,492*
15	11-12	Laramie #2	Elementary School	\$99,225*
16	11-14	Laramie #2	Elementary School	\$68,152*
17	11-15	Laramie #1	Elementary School	\$87,205*
18	11-16	Platte #1	Elementary School	<u>\$116,408*</u>
19	Total			\$36,439,673*

20

21 (vii) For professional consulting expertise and  
 22 other administrative costs, three hundred thousand dollars  
 23 (\$300,000.00) to conduct studies as approved by the



1 commission to determine the most cost effective and  
2 efficient approach in order to deliver quality educational  
3 services and address building and facility needs;

4

5 (viii) For demolition projects, up to three  
6 million ninety-six thousand two hundred seventeen dollars  
7 (\$3,096,217.00), subject to the following prescribed  
8 maximum amounts:

9

10	School	Maximum
11	Priority District Project	Amount
12		
13	14-1 Fremont #1 Elementary School	\$388,984
14	14-2 Fremont #1 Elementary School	\$1,947,468
15	14-3 Campbell #1 Junior High School	\$82,981
16	14-4 Campbell #1 Junior High School	\$398,782
17	14-6 Campbell #1 Modulars	\$78,119
18	14-7 Campbell #1 High School	\$38,081
19	14-8 Campbell #1 Modular	\$85,962
20	14-9 Campbell #1 Modular	\$27,770
21	14-10 Campbell #1 Modular	<u>\$48,070</u>
22	Total	\$3,096,217

23

1           (ix) For athletic fields and tracks, up to one  
2 hundred ninety-four thousand nine hundred seventy-nine  
3 dollars (\$194,979.00), subject to the following prescribed  
4 maximum amounts:

	School		Maximum
7 Priority	District	Project	Amount
9 15-1	Sheridan #3	Athletic Field/Track	\$40,905
10 15-2	Sheridan #3	Athletic Field/Track	<u>\$154,074</u>
11 Total			\$194,979

12  
13           (x) For the land acquisitions in accordance with  
14 school facilities commission policy, seven hundred fifty  
15 thousand dollars (\$750,000.00). Prior to expenditure of  
16 this appropriation, the state construction department shall  
17 report proposed land acquisitions to the cochairmen of the  
18 joint appropriations committee and the joint education  
19 interim committee, and the chairman and vice-chairman of  
20 the select committee on school facilities;

21  
22           (xi) For unanticipated costs associated with the  
23 projects funded under this section, two million four

1 hundred ninety-eight thousand one hundred eighty-four  
2 dollars (\$2,498,184.00).

3

4 **Section 2.**

5

6 (a) Up to one million one hundred ninety-six thousand  
7 sixteen dollars and eighty-four cents (\$1,196,016.84) as  
8 contained in 2014 Wyoming Session Laws, Chapter 82, Section  
9 1(e)(ii)(B), as amended by 2015 Wyoming Session Laws,  
10 Chapter 194, Section 1, for design purposes for a middle  
11 school in Sublette County School District No. 9, is hereby  
12 reappropriated to the school facilities commission for the  
13 purpose of renovating or replacing existing space within  
14 the Big Piney middle school in Sublette County School  
15 District No. 9.

16

17 (b) Up to one million nine hundred thirty-eight  
18 thousand four hundred sixty dollars and sixteen cents  
19 (\$1,938,460.16) as contained in capital construction  
20 appropriations in 2011 Wyoming Session Laws, Chapter 88,  
21 Section 349(b)(vii) and 2012 Wyoming Session Laws, Chapter  
22 16, Section 1(c)(viii)(B) for the Moorcroft K-8 school in  
23 Crook County School District No. 1, is hereby

1 reappropriated to the school facilities commission for the  
2 purposes of constructing a parking lot and an athletic  
3 track and field in Crook County School District No. 1  
4 adjacent to the Moorcroft high school.

5

6       **Section 3.** For the period from July 1, 2018 through  
7 June 30, 2020, in addition to other applicable requirements  
8 established by law, prior to the sale of any lands granted  
9 to the state of Wyoming by the United States of America for  
10 the benefit and support of public schools, either directly  
11 or through exchange for other lands, the board of land  
12 commissioners must find that the lands are not suitable for  
13 the construction of an elementary, middle or high school.  
14 This finding shall be based on an evaluation conducted by  
15 the state construction department.

16

17       **Section 4.** In addition to W.S. 9-2-1008(a) and 9-4-  
18 207(c), on a quarterly basis and for projects funded under  
19 this act, the state construction department shall revert to  
20 the school capital construction account unexpended funds  
21 for completed projects.

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**Section 5.**

(a) Except as provided in subsection (b) of this section, this act is effective July 1, 2018.

(b) Appropriations denoted with an asterisk within section 1 and section 2 of this act are effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(END)