

HOUSE BILL NO. HB0188

State loan and investment board grant and loan program.

Sponsored by: Representative(s) Semlek, Brown, Buchanan,
Diercks, Hinckley and Samuelson and
Senator(s) Meier, Nicholas, Peterson, Ross
and Townsend

A BILL

for

1 AN ACT relating to administration of government; providing
2 for adjustments on matching grants to political
3 subdivisions from the state loan and investment board grant
4 and loan program; providing conforming amendments;
5 providing an appropriation; and providing for an effective
6 date.

7

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

9

10 **Section 1.** W.S. 9-4-608 is created to read:

11

12 **9-4-608. State loan and investment board distribution**
13 **of funds.**

14

1 (a) The state loan and investment board shall
2 distribute funds under W.S. 9-4-604(g) and (h) as follows:

3

4 (i) For counties and special districts,
5 excluding consideration of local optional taxes:

6

7 (A) In the top fifty percent (50%) of
8 ranking per capita on property and sales and use tax
9 collections, the counties shall provide a match equal to
10 the grant from the state;

11

12 (B) In the twenty-six percent (26%) to
13 forty-nine percent (49%) of ranking per capita on property
14 and sales and use tax collections, the counties shall
15 provide a match equal to one-third (1/3) of the grant from
16 the state;

17

18 (C) For counties in the bottom twenty-five
19 percent (25%) of ranking per capita on property and sales
20 and use tax collections, the counties shall provide a match
21 equal to one-ninth (1/9) of the grant from the state.

22

23 (ii) For cities and towns, excluding
24 consideration of local optional taxes:

1

2 (A) In the top fifty percent (50%) of
3 ranking per capita on property and sales and use tax
4 collections, the cities and towns shall provide a match
5 equal to the grant from the state;

6

7 (B) In the twenty-six percent (26%) to
8 forty-nine percent (49%) of ranking per capita on property
9 and sales and use tax collections, the cities and towns
10 shall provide a match equal to one-third (1/3) of the grant
11 from the state;

12

13 (C) In the bottom twenty-five percent (25%)
14 of ranking per capita on property and sales and use tax
15 collections, the cities and towns shall provide a match
16 equal to one-ninth (1/9) of the grant from the state.

17

18 (b) For purposes of this section, a special district
19 shall be deemed to be in the county where the majority of
20 the assessed value of the special district lies.

21

22 **Section 2.** W.S. 9-4-604(g)(ii)(intro), (C) and
23 (h)(ii) is amended to read:

24

1 **9-4-604. Distribution and use; capital construction**
2 **projects and bonds; municipal, county and special district**
3 **purposes.**

4
5 (g) Not to exceed forty million dollars
6 (\$40,000,000.00) of the total proceeds of all bonds issued
7 under subsection (b) of this section may be loaned or
8 granted to incorporated cities and towns. Loans or grants
9 shall be made only under the following conditions:

10
11 (ii) Grants may be made for municipal purposes
12 either standing alone or in conjunction with a loan under
13 paragraph (i) of this subsection. Grants may be applied for
14 by a joint powers board with the approval of the city or
15 town which is a member of the board or by one (1) or more
16 cities or towns and shall not be pledged to be payable over
17 a term of years but shall be distributed within a
18 reasonable time following approval. Grants shall be ~~used to~~
19 ~~finance not more than fifty percent (50%) of the cost of~~
20 ~~any portion of a project which is unable to be financed~~
21 ~~under paragraph (i) of this subsection and projects for~~
22 ~~street, curb, gutter or storm drainage improvements~~
23 ~~provided the state loan and investment board may make~~
24 ~~grants in excess of fifty percent (50%) if the board~~

1 ~~determines that the applicant or the member cities or towns~~
2 ~~if the applicant is a joint powers board, either levied at~~
3 ~~least seven (7) mills for operating expenses including~~
4 ~~special district levies chargeable against the general city~~
5 ~~or town levy during the current fiscal year or is imposing~~
6 ~~the optional tax permitted by W.S. 39-15-204(a)(i) or (iii)~~
7 ~~at the time of the application and is utilizing all other~~
8 ~~local revenue sources reasonably and legally available to~~
9 ~~finance the project~~ in proportions to the amounts specified
10 pursuant to W.S. 9-4-608 and:
11

12 (C) The ~~fifty percent (50%)~~ limitation on
13 grants, pursuant to W.S. 9-4-608, does not apply to
14 improvements to county or state highways within city or
15 town boundaries unless otherwise required by the state loan
16 and investment board.
17

18 (h) Not to exceed twenty million dollars
19 (\$20,000,000.00) of the total proceeds of all bonds issued
20 under subsection (b) of this section may be loaned or
21 granted to counties or special districts. As used in this
22 subsection "special districts" means hospital districts,
23 fire protection districts, sanitary and improvement
24 districts, solid waste disposal districts, service and

1 improvement districts and water and sewer districts.
2 Notwithstanding any other provision of law, no special
3 district, either standing alone or as a member of a joint
4 powers board, shall receive any grant or loan under this
5 section until the special district's grant or loan
6 application has received a written review from the board of
7 county commissioners in any county in which the special
8 district is located. The board of county commissioners
9 shall review: (1) the ability of the special district to
10 fund the project through bonds, (2) whether the project is
11 adverse to the needs, plans or general welfare of the
12 county, (3) whether the special district has utilized local
13 funding resources, and (4) whether the special district has
14 met county standards. If any part of the special district
15 lies within five (5) miles of the corporate limits of any
16 city or town, the special district's grant or loan
17 application shall also receive a written review from the
18 governing body of the city or town. The written review
19 shall be submitted to the state loan and investment board
20 by the special district with its grant or loan application.
21 Loans or grants shall be made only under the following
22 conditions:

23

1 (ii) Grants may be made for county or special
2 district purposes either standing alone or in conjunction
3 with a loan under paragraph (i) of this subsection. Grants
4 may be applied for by a joint powers board with the
5 approval of the county or special district which is a
6 member of the board or by one (1) or more counties or
7 special districts and shall not be pledged by the board to
8 be payable over a term of years but shall be distributed
9 within a reasonable time following approval. Grants shall
10 be ~~used to finance not more than fifty percent (50%) of the~~
11 ~~cost of any portion of a project which is unable to be~~
12 ~~financed under paragraph (i) of this subsection provided~~
13 ~~the state loan and investment board may make grants in~~
14 ~~excess of fifty percent (50%) if the board determines that~~
15 ~~the applicant either levied at least eleven (11) mills for~~
16 ~~operating expenses during the current fiscal year or is~~
17 ~~imposing the optional tax permitted by W.S. 39-15-204(a)(i)~~
18 ~~or (iii) at the time of the application and is utilizing~~
19 ~~all other local revenue sources reasonably and legally~~
20 ~~available to finance the project~~ in proportions to the
21 amounts specified pursuant to W.S. 9-4-608;
22

23 **Section 3.** There is appropriated from the general
24 fund to the state loan and investment board one hundred

seventy million dollars (\$170,000,000.00) for grants pursuant to W.S. 9-4-604(g) and (h). Fifty million dollars (\$50,000,000.00) shall be for funding matching grants to counties and one hundred twenty million dollars (\$120,000,000.00) shall be for funding matching grants to cities, towns and special districts.

7

8 **Section 4.** This act is effective July 1, 2006.

9

10 (END)