

HOUSE BILL NO. HB0194

State funded capital construction.

Sponsored by: Joint Appropriations Committee

A BILL

for

1 AN ACT relating to state funded facilities; providing
2 appropriations for state funded capital construction;
3 providing for conditions and other requirements related to
4 state funded capital construction projects; providing for
5 loans for capital construction of student dormitories;
6 amending supplemental coverage for university revenue bonds to
7 extend the program and expand it to include community college
8 district revenue bonds; establishing accounts; providing for
9 continuous appropriations as specified; specifying duties of
10 the state construction department and the department of
11 administration and information; requiring reports; providing
12 definitions; providing funding and conditions of mineral
13 impacted road projects; providing for real property lease
14 negotiations as specified; providing additional
15 appropriations; authorizing a loan for a veterans' skilled
16 nursing care facility; and providing for effective dates.

1

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

3

4 **Section 1.** W.S. 16-1-111, 21-18-319 and 36-8-1701 are
5 created to read:

6

7 **16-1-111. Loans to political subdivisions; requirements;**
8 **limitations; rulemaking.**

9

10 (a) The state loan and investment board may negotiate
11 and make loans from the permanent Wyoming mineral trust fund
12 to political subdivisions of this state as provided in this
13 section. The aggregate sum of all loans made under this
14 section shall not exceed four hundred million dollars
15 (\$400,000,000.00). The aggregate sum of loans made for
16 infrastructure projects shall not exceed two hundred million
17 dollars (\$200,000,000.00) and shall not exceed two hundred
18 million dollars (\$200,000,000.00) for road or street projects.
19 Loans may be made for infrastructure projects and street and
20 road projects as provided in this section. The board shall
21 adopt rules and procedures as it deems advisable or necessary
22 to administer the program. The rules shall include

1 requirements and standards which the board determines to be
2 necessary or advisable in accordance with the following:

3

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

6

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

10

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

14

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

17

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

20

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

23

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

3

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

6

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

17

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

20

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

23

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

3

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

6

7 (c) Loans may be made to cities, towns and counties for
8 road or street projects. To qualify for a road or street
9 project loan, in addition to the requirements of subsections
10 (a) and (b) of this section, an applicant shall demonstrate
11 that all related infrastructure including water and sewer is
12 or will be in place at the time of receipt of the loan. No
13 loan shall be provided under this subsection to any city, town
14 or county that has any outstanding or unpaid loan under this
15 subsection. Any loan under this subsection shall be at an
16 interest rate of one and one-half percent (1.5%). Loans under
17 this subsection shall not exceed a term of twenty (20) years
18 for repayment. The total loans under this subsection provided
19 in any one (1) year shall not exceed one hundred million
20 dollars (\$100,000,000.00). Not more than thirty-five million
21 dollars (\$35,000,000.00) of road or street loans shall be made
22 in any one (1) year to:

23

1 (i) Towns as defined in W.S. 15-1-101(a)(xiv);

2

3 (ii) Cities as defined in W.S. 15-1-101(a)(iv);

4

5 (iii) Counties.

6

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

14

15 (e) There is created a loss reserve account for loans
16 made under this section. If, as a result of default in the
17 payment of any loan made under this section, there occurs a
18 nonrecoverable loss either to the corpus of, or interest due
19 to the permanent Wyoming mineral trust fund, the board shall
20 restore the loss to the permanent fund using any funds
21 available in the loss reserve account. If the funds in the
22 loss reserve account are insufficient to restore the full
23 amount of the loss, the board shall submit a detailed report

1 of the loss to the legislature and shall request an
2 appropriation to restore the balance of the loss to the
3 permanent fund. Beginning June 30, 2018, the state treasurer
4 shall transfer funds quarterly from the permanent Wyoming
5 mineral trust fund reserve account to the loss reserve account
6 created in this subsection, in an amount necessary to ensure
7 that as of the last day of each quarter there is an
8 unobligated, unencumbered balance equal to five percent (5%)
9 of the balance of outstanding loans under this section. Any
10 funds transferred to the loss reserve account pursuant to this
11 subsection which are not necessary to maintain the five
12 percent (5%) balance shall be transferred back to the
13 permanent Wyoming mineral trust fund reserve account on the
14 last day of the quarter.

15

16 (f) As used in this section:

17

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

20

21 (ii) "Infrastructure project" means a capital
22 construction project which may lawfully be undertaken within

1 the powers of the political subdivision authorized to receive
2 a loan under this section;

3

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

7

8 **21-18-319. Student dormitory capital construction loans;**
9 **rulemaking; requirements; reporting; definition.**

10

11 (a) The state loan and investment board may negotiate
12 and make loans from the permanent Wyoming mineral trust fund
13 to community college districts for capital construction of
14 student dormitories, including the purchase of land,
15 buildings, facilities and necessary rights-of-way. The
16 aggregate sum of all outstanding loans made under this section
17 shall not exceed sixty million dollars (\$60,000,000.00). The
18 board shall adopt rules as it deems advisable or necessary to
19 administer the loans authorized in this section.

20

21 (b) In making loans authorized in this section, the
22 board shall establish in rule the requirements and standards

1 which it determines to be advisable or necessary and in
2 accordance with the following:

3

4 (i) To qualify for a loan a community college
5 district shall demonstrate in its application:

6

7 (A) A commitment to adequately maintain the
8 student dormitory for which the loan is requested for the full
9 term of the loan or for the period in which there remains an
10 outstanding loan balance;

11

12 (B) That all costs for the construction of the
13 student dormitory will be funded at the time of receipt of the
14 loan, with funding sources specified in the application.

15

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

18

19 (A) The community college district's need for
20 the student dormitory and the financial needs of the community
21 college district in relation to the student dormitory;

22

1 (B) The ability of the community college
2 district to repay the loan.

3

4 (iii) Any community college district with a
5 significant demonstrated need to increase student dormitory
6 capacity on campus shall be granted first priority for loans;

7

8 (iv) Loans shall be at an interest rate of
9 one-tenth of one percent (.1%) multiplied by each year of the
10 initial loan term. In the event of prepayment of a loan, the
11 interest rate shall be calculated at the actual loan period,
12 but no refund of prior interest paid shall be made to the
13 community college district;

14

15 (v) Loans shall not exceed an initial term of
16 twenty-five (25) years for repayment;

17

18 (vi) Adequate security for loans shall be required
19 and may include:

20

21 (A) A pledge of the revenues from the student
22 dormitory for which the loan was granted;

23

1 (B) A pledge of other revenues available to
2 the community college district receiving the loan;

3

4 (C) Any other security device or requirement
5 deemed advantageous or necessary by the board.

6

7 (vii) Annual financial statements shall be required
8 from any community college district receiving a loan. In
9 addition, the expenditures and progress of the project related
10 to the loan shall be reported to the board at least annually
11 or more frequently if deemed advisable by the board. At the
12 end of the term of the loan, the community college district
13 shall provide to the board a comprehensive report that shall,
14 at minimum, include a financial review and a list of the
15 accomplishments as a result of the loan;

16

17 (viii) No loan shall be made without the written
18 opinion of the attorney general certifying the legality of the
19 transaction and all documents connected therewith. An election
20 by the qualified electors of the community college district
21 approving the construction of student dormitories and
22 borrowing of funds under this section shall be required only

1 if the attorney general determines an election is otherwise
2 required by law;

3

4 (ix) A loan origination fee of one percent (1%) of
5 the loan amount shall be paid by the community college
6 district to the board to be credited to a loss reserve
7 account, which is hereby created:

8

9 (A) Revenues received by the board for deposit
10 in the loss reserve account shall be transmitted to the state
11 treasurer for deposit to the account;

12

13 (B) Funds in the loss reserve account shall be
14 used to pay the administrative and legal expenses of the board
15 in making collections and foreclosing on loans made pursuant
16 to this section;

17

18 (C) If, as a result of default in the payment
19 of any loan made under this section there occurs a
20 nonrecoverable loss either to the corpus of, or interest due
21 to the permanent Wyoming mineral trust fund, the board shall
22 restore the loss to the fund using any funds available in the
23 loss reserve account. If the funds in the loss reserve account

1 are insufficient to restore the full amount of the loss, the
2 board shall submit a detailed report of the loss to the
3 legislature and shall request an appropriation to restore the
4 balance of the loss to the permanent Wyoming mineral trust
5 fund.

6

7 (x) The board, whenever it deems necessary for the
8 better protection of the permanent Wyoming mineral trust fund,
9 may refinance any delinquent loan made under this section and
10 reamortize the loan over not more than thirty (30) years from
11 the date of refinancing. All costs of refinancing the loan
12 shall be paid by the community college district that is
13 delinquent on the original loan and no loan shall be
14 refinanced where it appears refinancing will jeopardize the
15 collection of the loan. A fee of one percent (1%) of the
16 refinanced loan amount shall be paid by the community college
17 district to the board to be credited to a loss reserve account
18 created by paragraph (ix) of this subsection. The rate of
19 interest for any refinanced loan shall be at the same rate
20 specified under paragraph (iv) of this subsection multiplied
21 by the total years of the refinanced loan period, but not to
22 exceed a total maximum of two and one-half percent (2.5%).

23

1 (c) Loans to a community college district under this
2 section shall not be used for any other infrastructure need of
3 the community college district that is not directly associated
4 with the development and construction of student dormitories.

5

6 (d) On or before June 30 of each year, the board shall
7 report information on the administration of loans made
8 pursuant to this section to the joint appropriations
9 committee, the joint minerals, business and economic
10 development interim committee and the joint education interim
11 committee. The report shall include a list of all loan
12 requests made in the previous twelve (12) months, the amount
13 approved by project, expenditures by project and the progress
14 of each project as of the date of the report, including
15 outstanding loan amounts, repayment schedules and any
16 delinquencies.

17

18 (e) As used in this section:

19

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

23

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

3

4

ARTICLE 17

5

RANCH A

6

7

36-8-1701. Ranch A account; use of funds.

8

9 (a) There is created the Ranch A account. The board of
10 land commissioners shall deposit all earnings, whether from
11 lease or otherwise, generated by state owned property commonly
12 known as "Ranch A" to the account. The board may accept gifts
13 from any individual or entity for Ranch A and shall deposit
14 those funds to the account. Funds in the account from any
15 source are continuously appropriated to the board for purposes
16 of capital construction projects, major maintenance and
17 maintenance of the outdoor recreation area and the facilities
18 comprising Ranch A. Notwithstanding W.S. 9-2-1008 and
19 9-4-207, any earnings from funds in the account shall be
20 credited to the account and shall not lapse at the end of any
21 fiscal period.

22

1 (b) As used in this section "Ranch A" means the
2 following described property: In township 52 north, range 60
3 west, 6th p.m., section 18, lots 3, 4: SE1/4 SW1/4: SW1/4
4 SE1/4: 7.79 acres in NE1/4 SW1/4; section 19 lot 1, NE1/4
5 NW1/4. In township 52 north, range 61 west, 6th p.m., section
6 13: lot 4: W1/2 SE1/4: SE1/4 SE1/4; section 24 NE1/4 (less 1.0
7 acre): NE1/4 NW1/4: E1/2 NE1/4 NW1/4 SE1/4 less south 50 feet:
8 W1/2 NW1/4 NE1/4 SE1/4 less south 50 feet. All containing six
9 hundred twelve and ninety-four hundredths (612.94) acres more
10 or less.

11

12 **Section 2.** W.S. 9-2-3004(c) by creating a new paragraph
13 (viii), 9-4-601(d)(vii), 9-4-1003(a), (b)(intro), (c),
14 (d)(intro), (i), (ii), (iii)(intro), (B)(intro), (II), (III),
15 (C) and by creating a new subsection (e) and
16 21-18-102(a)(xxiii) are amended to read:

17

18 **9-2-3004. Duties of the department.**

19

20 (c) The department shall:

21

22 (viii) Review the final design, drawings and plans
23 of any capital construction project prior to commencing with

1 bidding to ensure that energy efficient best practice
2 techniques and processes are included in the design of any
3 capital construction project funded with federal funds and for
4 which the state is required to expend state funds to fully or
5 partially pay for operations, routine maintenance or major
6 maintenance expenses for the facility. Upon conclusion of
7 each review, the department shall submit a report of findings
8 to the joint appropriations committee and the joint
9 transportation, highways and military affairs interim
10 committee.

11
12 **9-4-601. Distribution and use; funds, accounts, cities**
13 **and towns benefited; exception for bonus payments.**

14
15 (d) Any revenue received under subsection (a) of this
16 section in excess of two hundred million dollars
17 (\$200,000,000.00) shall be distributed as follows:

18
19 (vii) From the amounts that would otherwise be
20 distributed to the budget reserve account under paragraph (iv)
21 of this subsection, amounts necessary to make the required
22 revenue bond payments as provided by W.S. 9-4-1003(d), but in
23 no event more than eighteen million dollars (\$18,000,000.00)

1 for University of Wyoming revenue bonds annually and four
2 million dollars (\$4,000,000.00) for community college district
3 revenue bonds annually;

4

5 **9-4-1003. Supplemental coverage program for university**
6 **and community college district revenue bonds.**

7

8 (a) The state loan and investment board shall administer
9 a university and community college district revenue bond
10 supplemental coverage program in accordance with this section
11 and may promulgate rules to implement it. This program applies
12 to bonds issued by the University of Wyoming under W.S.
13 21-17-402 through 21-17-450 ~~on or before November 1, 2015,~~
14 ~~only~~ and bonds issued by a community college district under
15 W.S. 21-18-313. The program is intended to benefit the
16 university and community college districts by providing
17 supplemental coverage for payment of bonded indebtedness ~~of~~
18 ~~the university~~ thereby reducing the interest rate at which the
19 bonds may be issued.

20

21 (b) If the university or a community college district
22 seeks supplemental coverage for its revenue bonds under this
23 program, the university or community college district shall

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

11

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

1

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

6

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

13

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

19

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

23

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

8
9 (II) The loan, including principal and
10 interest, shall be repaid from revenues from the university's
11 or community college district's general fund that are neither
12 state appropriations ~~to the university~~ nor pledged revenues
13 under W.S. 21-17-404(a) (xiv) (A) or 21-18-313(b) or ad valorem
14 taxes. The loan is not deemed to be a general obligation of
15 the university or the community college district, and the
16 state shall not require repayment from any source other than
17 as provided in this subdivision;

18
19 (III) The university or community college
20 district may make additional payments on the loan.

21
22 (C) The state loan and investment board may
23 require the university or a community college district to

1 modify its fiscal practices and its general operations if the
2 board determines that there is a substantial likelihood that
3 the university or community college district will not be able
4 to make future payments required under paragraph (ii) of this
5 subsection.

6

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

11

12 **21-18-102. Definitions.**

13

14 (a) As used in this act:

15

16 (xxiii) "This act" means W.S. 21-18-101 through
17 ~~21-18-317~~ 21-18-319.

18

19 **Section 3.**

20

21 (a) As used in sections 3 through 13 of this act:

22

1 (i) "Appropriation" means the authorizations
2 granted by the legislature under this act to make expenditures
3 from and to incur obligations against the general and other
4 funds as specified;

5

6 (ii) "Approved budget" means as defined in W.S.
7 9-2-1005(e);

8

9 (iii) "FF" means federal funds;

10

11 (iv) "PR" means private funding sources;

12

13 (v) "SR" means an agency's account within the
14 special revenue fund;

15

16 (vi) "T5" means the penitentiary permanent land
17 fund;

18

19 (vii) "S10" means the legislative stabilization
20 reserve account.

21

22

[CAPITAL CONSTRUCTION]

23

1 **Section 4.**

2

3 (a) The following sums of money are appropriated for the
4 capital construction projects specified. Appropriations for
5 these projects remain in effect until the project is
6 completed, unless otherwise provided. Appropriated funds under
7 this section shall be expended only on the projects specified
8 and any unused funds remaining at project completion shall
9 revert to the accounts from which they were appropriated. The
10 amounts appropriated in this section are intended to provide a
11 maximum amount for each project and shall not be construed to
12 be an entitlement or guaranteed amount:

13

14 (i) Appropriations for projects with state funding
15 administered through the state construction department:

16

	GENERAL	FEDERAL	OTHER	TOTAL
APPROPRIATION	FUND	FUNDS	FUNDS	APPROPRIATION
FOR	\$	\$	\$	\$

20 **Section 027. CAPITAL CONSTRUCTION PROJECTS**

21

22 PROGRAM

23 SBC Contingency	9,000,000			9,000,000
24 NWCCD- Health Science Bldg.	385,000			385,000
25 LCCC- PE Building Reno			7,300,000 PR	7,300,000

1	NWCC- Performing Arts Ctr. ^{1.}	495,000		495,000 PR	990,000
2	NWCC- Student Center ^{1.}	550,000		550,000 PR	1,100,000
3	LCCC- Albany Cty Campus			1,300,000 PR	1,300,000
4	CC- Visual Arts Bldg. ^{1.,2.}	6,000,000		6,000,000 PR	12,000,000
5	CC- Ag & Equine Center ^{1.,3.}	1,750,000		1,750,000 PR	3,500,000
6	WWCC- Mechanical Repairs ^{4.}	1,071,200			1,071,200
7	LCCC- Fine Arts Bldg. ^{1.}	7,000,000		7,000,000 PR	14,000,000
8	Mil- Cheyenne Readiness		28,900,000		28,900,000
9		GENERAL	FEDERAL	OTHER	TOTAL
10	APPROPRIATION	FUND	FUNDS	FUNDS	APPROPRIATION
11	FOR	\$	\$	\$	\$
12					
13	Mil- Guernsey Readiness		22,300,000		22,300,000
14	Mil- Guernsey Air Tower		17,000,000		17,000,000
15	DFS- Maghee Bldg. Remodel	2,170,000			2,170,000
16	State Parks- Health/Safety			4,300,000 SR	4,300,000
17	State Parks- Terr. Prison			210,000 SR	210,000
18	State Parks- Water Fac.			770,000 SR	770,000
19	DOC- WSP Repairs ^{5., 6.}			8,184,125 T5	8,184,125
20	State Facilities Const. ^{7.}	<u> </u>	<u> </u>	<u>15,000,000</u> S10	<u>15,000,000</u>
21	TOTALS	28,421,200	68,200,000	52,859,125	149,480,325
22					

23 1. As a condition of this general fund appropriation, the community college to
 24 which the funds are appropriated shall expend the entire appropriation of other

1 funds prior to the release of any general funds appropriated for purposes of the
2 authorized capital construction project.

3

4 2. Casper College shall complete requirements specified in footnotes 1 and 3 of
5 this section for the Casper College-Agriculture and Equine Center appropriation
6 before release of the general fund appropriation for the Casper College-Visual Arts
7 Building.

8

9 3. For the Casper College-Agriculture and Equine Center, any funds expended
10 pursuant to 2014 Wyoming Session Laws, Chapter 26, Section 3, Section 006, footnote
11 5 shall be considered expenditures of other funds for purposes of footnote 1 of
12 this section if the Casper College-Agriculture and Equine Center is constructed on
13 the property acquired from that expenditure.

14

15 4. Of this general fund appropriation, five hundred thousand dollars (\$500,000.00)
16 shall only be expended upon a determination by the governor, in consultation with
17 Western Wyoming Community College and the state construction department, that
18 insufficient appropriations are available to address emergency repair needs related
19 to building system failures at the college.

20

21 5. Of this other funds appropriation, three million one hundred eighty-four
22 thousand one hundred twenty-five dollars (\$3,184,125.00)T5, or as much thereof as
23 is available, is effective immediately and shall be expended on water mitigation
24 projects, maintenance and repairs at the Wyoming state penitentiary recommended
25 pursuant to the penal facility peer review study conducted under 2017 Wyoming
26 Session Laws, Chapter 120, Section 332 and on file with the legislative service
27 office.

28

29 6. Of this other funds appropriation, five million dollars (\$5,000,000.00)T5, or
30 as much thereof as is available, shall be expended for operations, major

1 maintenance, capital construction, repairs or inmate relocation in the event
 2 hazardous conditions resulting from subsurface movement or other building failure
 3 at the Wyoming state penitentiary warrants an immediate response. Expenditures of
 4 the appropriation subject to this footnote shall be made only upon the approval of
 5 the governor after consultation with the joint appropriations committee. The
 6 department of corrections shall report quarterly to the joint appropriations
 7 committee on expenditures made from this appropriation subject to this footnote.
 8 Any unexpended, unobligated funds remaining from the appropriation subject to this
 9 footnote shall revert as provided by law on June 30, 2020.

10
 11 7. Funds from this appropriation shall be deposited in the state facilities
 12 construction account. This appropriation shall be effective immediately.

13
 14 (ii) Appropriations for University of Wyoming
 15 projects:

	GENERAL	FEDERAL	OTHER	TOTAL
APPROPRIATION	FUND	FUNDS	FUNDS	APPROPRIATION
FOR	\$	\$	\$	\$
PROGRAM				
UW Family Med- Cheyenne ¹ .	<u> </u>	<u> </u>	<u>875,000</u> SR	<u>875,000</u>
TOTALS	0	0	875,000	875,000

21
 22
 23
 24
 25 1. Of this other funds appropriation, five hundred thousand dollars
 26 (\$500,000.00)SR is effective immediately.

27
 28 [UNIVERSITY OF WYOMING SCIENCE INITIATIVE]
 29

1 **Section 5.** Of the unobligated, unexpended funds in the
2 University of Wyoming science initiative account created by
3 W.S. 9-4-222, up to eighty million dollars (\$80,000,000.00) is
4 continuously appropriated to the University of Wyoming for
5 purposes of construction of the science initiative facility.
6 This appropriation shall remain in effect until the project is
7 complete. Appropriated funds under this section shall be
8 expended only after the university provides matching funds of
9 twenty million dollars (\$20,000,000.00) from reserve funds or
10 other sources of funding and then only on the science
11 initiative facility. Any unexpended, unobligated funds
12 remaining at project completion shall revert to the account
13 from which it was appropriated. The amount appropriated in
14 this section is intended to provide a maximum amount for the
15 project and shall not be construed to be an entitlement or
16 guaranteed amount.

17

18 [AMENDMENTS-PRIOR DEPARTMENT OF CORRECTIONS
19 CAPITAL CONSTRUCTION FUNDS]

20

21 **Section 6.** 2016 Wyoming Session Laws, Chapter 97,
22 Section 3(a)(i) is amended to read:

23

1 [CAPITAL CONSTRUCTION]

2

3 **Section 3.**

4

5 (a) The following sums of money are
6 appropriated for the capital construction projects
7 specified. Appropriations for these projects remain
8 in effect until the project is completed.
9 Appropriated funds under this section shall be
10 expended only on the projects specified and any
11 unused funds remaining at project completion shall
12 revert to the accounts from which they were
13 appropriated. The amounts appropriated in this
14 section are intended to provide a maximum amount for
15 each project and shall not be construed to be an
16 entitlement or guaranteed amount:

17

18 (i) Appropriations for projects with
19 state funding administered through the department of
20 administration and information:

21

1		GENERAL	FEDERAL	OTHER	TOTAL
2	APPROPRIATION	FUND	FUNDS	FUNDS	APPROPRIATION
3	FOR	\$	\$	\$	\$
4					
5	PROGRAM				
6	OSLI-Forestry Level III	6,866,375			6,866,375
7	A&I-State Fac.-Casper I ^{1.}	13,000,000			13,000,000
8	A&I-State Fac.-Casper II ^{1.,5.}	7,000,000			7,000,000
9	CC-CWC Ag/Animal Science ^{2.}	5,250,000		5,250,000 PR	10,500,000
10	CC-NWCCD Tech Ed Ctr. ^{2.}	6,500,000		6,500,000 PR	13,000,000
11	CC-LCCC Ludden Library ^{8.}			5,000,000 PR	5,000,000
12	CC-LCCC Residence Hall			13,000,000 PR	13,000,000
13	CC-LCCC Children's Ctr.			2,900,000 PR	2,900,000
14	CC-NWCCD Residence Hall			11,162,785 PR	11,162,785
15	State Parks-Health/Safety ^{3.}		500,000	3,500,000 SR	4,000,000
16	State Parks-Terr. Prison			210,000 SR	210,000
17	State Parks-Water Fac.		300,000	1,700,000 SR	2,000,000
18	Dept. of Health-Facs. I ^{4.}	45,000,000			45,000,000
19	Dept. of Health-Facs. II ^{4.}	25,000,000			25,000,000
20	DOC-WMCI Buildout			13,500,000 T5	13,500,000
21	WSP Repairs ^{6.,7.}			7,750,000 T5	7,750,000
22					
23	TOTALS	108,616,375	800,000	<u>70,472,785</u>	<u>179,889,160</u>
24				<u>56,972,785</u>	<u>166,389,160</u>
25					

1 1. This appropriation shall be deposited into the Casper state facilities account
2 and expended pursuant to Option 2 as requested in the department of administration
3 and information's 2017-2018 biennial budget request with adjacent surface parking.
4

5 2. As a condition of this appropriation, the applicable college must expend the
6 entire appropriation of other funds prior to the release of any general funds or
7 funds from the strategic investments and project account appropriated for purposes
8 of the authorized capital construction project.
9

10 3. Of these federal and other funds appropriations, funds may be expended for
11 rehabilitation of existing facilities, but no funds shall be expended for the
12 construction of new facilities without further legislative authorization.
13

14 4. Funds from this appropriation shall be deposited in the state facilities
15 construction account.
16

17 5. This appropriation shall only be expended upon approval of the state building
18 commission for land acquisition purchases pursuant to Option 2 as requested in the
19 department of administration and information's 2017-2018 biennial budget request
20 with adjacent surface parking.
21

22 6. Of this other funds appropriation, seven hundred fifty thousand dollars
23 (\$750,000.00) shall only be expended for consultants in order to facilitate the
24 evaluation of remedies outlined in 2016 Senate File 91, if enacted into law. Any
25 consulting contract shall be subject to the approval of the governor after
26 consultation with the select committee created by 2016 Senate File 91, if enacted
27 into law.
28

29 7. (a) No funds for repairs or other construction shall be expended from this
30 appropriation unless the governor has first consulted with the select committee

1 created by 2016 Senate File 91, if enacted into law, and in all events the governor
2 has determined:

3

4 (i) That the expenditure will cause a significant portion of the
5 existing facilities to remain useful for a significant life cycle that warrants the
6 expenditure;

7

8 (ii) That if it is determined that replacement of portions of the
9 facility that are damaged due to construction defects should be undertaken, the
10 expenditure of these funds, without additional funding, is warranted; and

11

12 (iii) That repair or replacement of the facility with these funds
13 cannot be delayed until the select committee has completed its work under Senate
14 File 91, as enacted into law.

15

16 8. As a condition of this appropriation, Laramie County Community College must
17 raise and expend one-half (1/2) of this other funds appropriation prior to the
18 release of any funds appropriated in section 7 of this act for purposes of the
19 authorized capital construction project. Any costs of the project in excess of
20 five million dollars (\$5,000,000.00) shall be borne by the college.

21

22 [AMENDMENTS-CONDITIONAL APPROPRIATIONS FROM INVESTMENT
23 EARNINGS DERIVED IN FISCAL YEAR 2018 AND INTERFUND LOAN]

24

25 **Section 7.** 2016 Wyoming Session Laws, Chapter 97,
26 Sections 8 and 9 is amended to read:

27

1 [CONDITIONAL APPROPRIATIONS FROM INVESTMENT EARNINGS
2 DERIVED IN FISCAL YEAR 2018]
3

4 **Section 8.** The following sums of money are
5 appropriated for the capital construction projects
6 specified from revenues credited to the strategic
7 investments and projects account under W.S.
8 9-4-719(q) attributable to earnings from the fiscal
9 year beginning July 1, 2017 and ending June 30,
10 2018. Appropriations for these projects remain in
11 effect until the project is completed. Any
12 unexpended, unobligated appropriations remaining in
13 a capital construction project budget upon
14 completion of the project shall be deposited into
15 the capitol building rehabilitation and restoration
16 account created by W.S. 9-5-109(j). To the extent
17 funds are available, the appropriations shall be
18 made available as soon as practicable on or after
19 June 30, 2018, but not later than ninety (90) days
20 after the end of the 2018 fiscal year. The amounts
21 appropriated in this section are intended to provide
22 a maximum amount for each project and shall not be
23 construed to be an entitlement or guaranteed amount.

1 In the event there are insufficient funds to
 2 accomplish the purposes of all appropriations in
 3 this section from earnings deposited to the
 4 strategic investment and projects account in fiscal
 5 year 2018 the state treasurer and the state auditor
 6 may utilize interfund loans from the legislative
 7 stabilization reserve account as authorized in
 8 section 9 of this act. If there are insufficient
 9 funds in the strategic investment and projects
 10 account and the legislative stabilization reserve
 11 account to accomplish the purposes of all
 12 appropriations in this section, appropriations shall
 13 be made in priority order, with the total
 14 appropriation funded for each priority before
 15 funding the next priority as specified:

Priority	Agency	Description	Amount (\$)
I.	006	State facilities construction account ² . 6.	20,000,000
	<u>027</u>		<u>37,000,000</u>
II.	067	University science initiative ³ .	24,400,000
III.	006	State facilities - Casper⁴	12,000,000
IV.	006	Capitol bldg. rehabilitation and restoration account¹	20,000,000
V.	045	Mineral impacted roads⁵	To be determined.

1 ~~1. Funds from this appropriation shall be deposited in the capitol building~~
2 ~~rehabilitation and restoration account created by W.S. 9-5-109(j).~~

3
4 2. Funds from this appropriation shall be deposited in the state facilities
5 construction account.

6
7 3. The state treasurer shall deposit this appropriation in the University of
8 Wyoming science initiative account.

9
10 ~~4. This appropriation shall be deposited in the Casper state facilities account.~~

11
12 ~~5. To the extent highway funds are deposited to the mineral impacted road account~~
13 ~~pursuant to section 13 of this act, and have not been replenished under section 7~~
14 ~~of this act, an amount necessary to completely restore those highway funds is~~
15 ~~appropriated for deposit to the highway fund. Funds deposited to the highway fund~~
16 ~~under this section shall not be subject to any reversion or lapse.~~

17
18 6. In addition to amounts appropriated in 2017 Wyoming Session Laws, Chapter 78
19 for the Wyoming state hospital and Wyoming life resource center, up to thirty-two
20 million dollars (\$32,000,000.00) from the state facilities construction account is
21 appropriated for the purposes of preconstruction and construction activities
22 necessary to plan, contract for, construct and renovate facilities at the Wyoming
23 state hospital and Wyoming life resource center, consistent with the Level III
24 design study authorized by 2016 Wyoming Session Laws, Chapter 97, Section 4.

25

1

2

[INTERFUND LOAN]

3

4

Section 9. In addition to the authority

5

provided under W.S. 9-1-417 the state treasurer and

6

the state auditor may utilize up to one hundred

7

fifty million dollars (\$150,000,000.00) in interfund

8

loans from the unexpended, unobligated balance of

9

the legislative stabilization reserve account for

10

deposit to the strategic investments and projects

11

account as necessary to meet appropriations from

12

that account and contract obligations of the

13

~~department of administration and information~~ state

14

construction department and University of Wyoming

15

incurred for purposes of this act. The state

16

treasurer and the state auditor shall not utilize

17

interfund loans under this section to meet

18

appropriations for Mineral impacted roads in section

19

7, priority VI and section 8, priority V,

20

appropriations for the Ludden library in section 7,

21

priority II, ~~or~~ appropriations for the Capitol bldg.

22

rehabilitation and restoration account in section 7,

23

priority V and section 8, priority IV or the

1 appropriation for the university science initiative
2 in section 8, priority II of this act.

3

4 [CITY OF CASPER APPROPRIATION - COMMUNITY IMPACT ASSISTANCE]

5

6 **Section 8.**

7

8 (a) There is appropriated up to four hundred thousand
9 dollars (\$400,000.00), or as much thereof as is available from
10 the unobligated, unexpended funds previously received or due
11 on or before March 31, 2021 to the department of
12 administration and information, general services division for
13 rental payments for the state property described as "rail yard
14 rentals" in subsection (c) of this section, for purposes of
15 community impact assistance related to the state occupied
16 facility located at 135 North Ash Street, Casper, Wyoming
17 82601. This appropriation shall be for the period beginning
18 with the effective date of this section and ending March 31,
19 2021. Notwithstanding W.S. 9-2-1008, 9-2-1012(e) and 9-4-207,
20 this appropriation shall not lapse or revert at the end of the
21 fiscal period.

22

1 (b) The city of Casper shall report to the joint
2 appropriations committee not later than December 1, 2018 on
3 the expenditure of funds appropriated under this section and
4 any amendments or changes to agreements between the city of
5 Casper, the Casper downtown development authority and the
6 department of administration and information related to the
7 state occupied facility located at 135 North Ash Street,
8 Casper, Wyoming 82601.

9

10 (c) As used in this section "rail yard rentals" means
11 the properties owned by the state of Wyoming for which the
12 state receives rental payments from lessees located at 330
13 West Collins Drive, 340 West Collins Drive, 350 West Collins
14 Drive, 370 West Collins Drive, 380 West Collins Drive, 382
15 West Collins Drive, 384 West Collins Drive, 404 West Collins
16 Drive, 444 West Collins Drive, 500 West Collins Drive, 510
17 West Collins Drive, 550 West Collins Drive, 600 West Collins
18 Drive, 675 South Walnut, 501 West Midwest Avenue and 535 West
19 Midwest Avenue, all within the city of Casper, Wyoming.

20

21

1 [STATE OF WYOMING - CASPER PROPERTIES]

2

3 **Section 9.**

4

5 (a) For the state owned property described as parcels 1,
6 2 and 3 in subsection (c) of this section, the department of
7 administration and information and the state construction
8 department shall:

9

10 (i) Seek a long-term tenant for the parcels, which
11 may include use of the parcels as a parking lot. A long-term
12 lease negotiated under this subsection shall take into
13 consideration property improvements related to public safety
14 and the costs of continuing routine and major maintenance and
15 repairs to the property and improvements;

16

17 (ii) Report to the governor and the joint
18 appropriations committee not later than December 1, 2018
19 concerning any lease negotiated or executed for the parcels.

20

21 (b) For the state owned property and facility located at
22 100 West Midwest Avenue, Casper, Wyoming 82601, with the legal
23 description: CASPER BLK 2 LOT 24-25 INCL COMM EXEMPT, the

1 department of administration and information and the state
2 construction department shall:

3

4 (i) Undertake negotiations for the future use of
5 the property. A lease negotiated under this subsection shall
6 take into consideration the highest and best use of the
7 property and facility in relation to current and planned
8 development goals for the downtown area of the city of Casper;

9

10 (ii) Report to the governor and the joint
11 appropriations committee not later than December 1, 2018
12 concerning whether the sale, transfer, demolition or other
13 actions are necessary to meet the highest and best use of the
14 property. Recommendations should include proposals for
15 reasonable deed restrictions or allowances for use of the
16 property to ensure the greatest public benefit for the state
17 and the city of Casper.

18

19 (c) As used in this section:

20

21 (i) "Parcel 1" means the following: A PARCEL
22 LOCATED IN AND BEING A PORTION OF THE NW1/4NE1/4, SW1/4NE1/4,
23 SE1/4NW1/4 AND THE NE1/4NW1/4, SECTION 9, TOWNSHIP 33 NORTH,

1 RANGE 79 WEST OF THE 6TH PRINCIPAL MERIDIAN, NATRONA COUNTY,
2 WYOMING BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS
3 AS FOLLOWS: BEGINNING AT THE NORTHEASTERLY CORNER OF SAID
4 PARCEL AND A POINT IN THE INTERSECTION OF THE SOUTHERLY LINE
5 OF WEST MIDWEST AVENUE WITH THE WESTERLY LINE OF THE PROPOSED
6 EXTENSION OF SOUTH DAVID STREET, IN SAID NW1/4NE1/4, SECTION
7 9; THENCE FROM SAID POINT OF BEGINNING AND ALONG THE EASTERLY
8 LINE OF SAID PARCEL AND THE WESTERLY LINE OF SAID PROPOSED
9 EXTENSION OF SOUTH DAVID STREET, S.0°02'01"E., 231.80 FEET TO
10 THE SOUTHEASTERLY CORNER OF SAID PARCEL AND A POINT IN AND
11 INTERSECTION WITH THE NORTHERLY LINE OF BLOCK 1, C & NW TRAIL
12 ADDITION TO THE CITY OF CASPER, NATRONA COUNTY, WYOMING
13 ACCORDING TO THE PLAT RECORDED NOVEMBER 27, 2001 AS INSTRUMENT
14 NO. 682443; THENCE ALONG THE SOUTHERLY LINE OF SAID PARCEL AND
15 THE NORTHERLY LINE OF SAID BLOCK 1, C & NW TRAIL ADDITION
16 S.63°38'05"W., 235.02 FEET TO A POINT; THENCE ALONG THE
17 SOUTHERLY LINE OF SAID PARCEL AND THE NORTHERLY LINE OF SAID
18 BLOCK 1, C & NW TRAIL ADDITION, S.66°46'59"W., 96.99 FEET TO
19 THE SOUTHWESTERLY CORNER OF SAID PARCEL, THE NORTHWESTERLY
20 CORNER OF SAID BLOCK 1, C & NW TRAIL ADDITION AND A POINT IN
21 AND INTERSECTION WITH THE EASTERLY LINE OF SOUTH ASH STREET;
22 THENCE ALONG THE WESTERLY LINE OF SAID PARCEL AND THE EASTERLY
23 LINE OF SAID SOUTH ASH STREET, N.0°09'36"W., 228.04 FEET TO

1 THE NORTHWESTERLY CORNER OF SAID PARCEL AND A POINT IN THE
2 INTERSECTION OF SAID EASTERLY LINE OF SOUTH ASH STREET WITH
3 THE SOUTHERLY LINE OF SAID WEST MIDWEST AVENUE; THENCE ALONG
4 THE NORTHERLY LINE OF SAID PARCEL AND THE SOUTHERLY LINE OF
5 SAID WEST MIDWEST AVENUE, N.64°00'30"E., 333.99 FEET TO THE
6 POINT OF BEGINNING;

7

8 (ii) "Parcel 2" means the following: A PARCEL
9 LOCATED IN AND BEING A PORTION OF THE SE1/4NW1/4 AND THE
10 SW1/4NE1/4, SECTION 9, TOWNSHIP 33 NORTH, RANGE 79 WEST OF THE
11 6TH PRINCIPAL MERIDIAN, NATRONA COUNTY, WYOMING BEING MORE
12 PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:
13 BEGINNING AT THE SOUTHWESTERLY CORNER OF SAID PARCEL AND A
14 POINT IN THE INTERSECTION OF THE NORTHERLY LINE OF WEST
15 COLLINS AVENUE WITH THE EASTERLY LINE OF SOUTH ASH STREET, IN
16 SAID SE1/4NW1/4, SECTION 9; THENCE FROM SAID POINT OF
17 BEGINNING AND ALONG THE WESTERLY LINE OF SAID PARCEL AND THE
18 EASTERLY LINE OF SAID SOUTH ASH STREET, N.0°09'13"W., 246.44
19 FEET TO THE NORTHWESTERLY CORNER OF SAID PARCEL AND THE
20 SOUTHWESTERLY CORNER OF BLOCK 1, C & NW ADDITION, TO THE CITY
21 OF CASPER, NATRONA COUNTY, WYOMING ACCORDING TO THE PLAT
22 RECORDED NOVEMBER 27, 2001 AS INSTRUMENT NO. 682443; THENCE
23 ALONG THE NORTHERLY LINE OF SAID PARCEL AND THE SOUTHERLY LINE

1 OF SAID BLOCK 1, C & NW TRAIL ADDITION, N.69°16'30"E., 11.90
2 FEET TO A POINT OF CURVE; THENCE ALONG THE NORTHERLY LINE OF
3 SAID PARCEL AND THE SOUTHERLY LINE OF SAID BLOCK 1, C & NW
4 TRAIL ADDITION, ALONG THE ARC OF A NON-TANGENT CURVE TO THE
5 LEFT, HAVING A RADIUS OF 1006.73 FEET AND THROUGH A CENTRAL
6 ANGLE OF 5°46'34", NORTHEASTERLY, 101.49 FEET, AND THE CHORD
7 OF WHICH BEARS N.66°40'51"E., 101.45 FEET TO A POINT OF
8 TANGENCY; THENCE ALONG THE NORTHERLY LINE OF SAID PARCEL AND
9 THE SOUTHERLY LINE OF SAID BLOCK 1, C & NW TRAIL ADDITION,
10 N.63°49'53"E., 217.76 FEET TO THE NORTHEASTERLY CORNER OF SAID
11 PARCEL AND A POINT IN AND INTERSECTION WITH THE WESTERLY LINE
12 OF THE PROPOSED EXTENSION OF SOUTH DAVID STREET; THENCE ALONG
13 THE EASTERLY LINE OF SAID PARCEL AND THE WESTERLY LINE OF SAID
14 PROPOSED EXTENSION OF SOUTH DAVID STREET, S.0°02'01"E., 143.05
15 FEET TO THE SOUTHEASTERLY CORNER OF SAID PARCEL; THENCE ALONG
16 THE SOUTHERLY LINE OF SAID PARCEL, PARALLEL TO THE NORTHERLY
17 LINE OF SAID WEST COLLINS AVENUE, S.63°58'15"W., 195.78 FEET
18 TO A POINT; THENCE ALONG THE EASTERLY LINE OF SAID PARCEL,
19 S.26°01'15"E., 87.79 FEET TO A POINT IN AND INTERSECTION WITH
20 THE NORTHERLY LINE OF SAID WEST COLLINS AVENUE; THENCE ALONG
21 THE SOUTHERLY LINE OF SAID PARCEL AND THE NORTHERLY LINE OF
22 SAID WEST COLLINS AVENUE, S.63°58'15"W., 180.02 FEET TO THE
23 POINT OF BEGINNING;

1

2 (iii) "Parcel 3" means the following: A PARCEL
3 LOCATED IN AND BEING A PORTION OF THE SW1/4NE1/4, SECTION 9,
4 TOWNSHIP 33 NORTH, RANGE 79 WEST OF THE 6TH P.M., NATRONA
5 COUNTY, WYOMING, BEING DESCRIBED AS FOLLOWS: BEGINNING AT THE
6 SOUTHWESTERLY CORNER OF THE PARCEL BEING DESCRIBED AND A POINT
7 IN THE NORTHERLY LINE OF WEST COLLINS STREET AND FROM WHICH
8 POINT THE POINT OF INTERSECTION OF THE NORTHERLY LINE OF SAID
9 WEST COLLINS STREET WITH THE EASTERLY LINE OF SOUTH ASH
10 STREET, BOTH IN THE CITY OF CASPER, WYOMING, BEARS S.64°02'W.,
11 180.02 FEET; THENCE FROM SAID POINT OF BEGINNING AND ALONG THE
12 WESTERLY LINE OF SAID PARCEL AND LEAVING SAID NORTHERLY LINE
13 OF WEST COLLINS STREET AND ALSO ALONG THE WESTERLY LINE OF
14 THAT CERTAIN TRACT IDENTIFIED AS THE O.L. WALKER TRACT,
15 N.25°57'30"W., 87.79 FEET TO THE NORTHWESTERLY CORNER OF SAID
16 PARCEL AND ALSO THE NORTHWESTERLY CORNER OF SAID O.L. WALKER
17 TRACT; THENCE ALONG THE NORTHERLY LINE OF SAID PARCEL AND O.L.
18 WALKER TRACT AND PARALLEL TO THE NORTHERLY LINE OF SAID WEST
19 COLLINS STREET, N.64°02'E., 196.27 FEET TO THE NORTHEASTERLY
20 CORNER OF SAID PARCEL AND A POINT IN AND INTERSECTION WITH THE
21 WESTERLY LINE OF PROPOSED DAVID STREET EXTENSION; THENCE ALONG
22 THE EASTERLY LINE OF SAID PARCEL AND THE WESTERLY LINE OF SAID
23 PROPOSED DAVID STREET EXTENSION, S.0°00'03"W., 97.62 FEET TO

1 THE SOUTHEASTERLY CORNER OF SAID PARCEL AND A POINT IN AND
2 INTERSECTION WITH THE NORTHERLY LINE OF SAID WEST COLLINS
3 STREET; THENCE ALONG THE SOUTHERLY LINE OF SAID PARCEL AND THE
4 NORTHERLY LINE OF SAID WEST COLLINS STREET, S.64°02'W., 153.53
5 FEET TO THE POINT OF BEGINNING.

6

7 [MINERAL IMPACTED ROADS]

8

9 **Section 10.**

10

11 (a) Seven million five hundred thousand dollars
12 (\$7,500,000.00) is appropriated from the legislative
13 stabilization reserve account to the department of
14 transportation for relocation, construction or improvement of
15 roads and bridges directly impacted by development of coal
16 resources. This appropriation shall be used to provide
17 funding for a single project in which a county has provided a
18 binding commitment to pay at least fifty percent (50%) of the
19 anticipated cost of the project from county or private funding
20 sources of up to fifteen million dollars (\$15,000,000.00) plus
21 any project costs in excess of thirty million dollars
22 (\$30,000,000.00). The department of transportation shall
23 contribute the same sum as is appropriated from legislative

1 stabilization reserve account under this subsection, up to
2 seven million five hundred thousand dollars (\$7,500,000.00),
3 from any available funds within the department. No funds
4 appropriated under this subsection shall be expended unless a
5 county has executed an agreement with the department of
6 transportation that stipulates:

7

8 (i) The anticipated cost of the project and
9 construction management of the project;

10

11 (ii) All funds provided by the county shall be
12 expended prior to the expenditure of any state funds on the
13 project;

14

15 (iii) No funds shall be returned to the county if
16 the actual cost of the project is less than the anticipated
17 cost.

18

19 (b) The determination as to whether a binding commitment
20 has been received shall be made by the attorney general.

21

1 [RANCH A ACCOUNT APPROPRIATION]

2

3 **Section 11.** There is appropriated one hundred thousand
4 dollars (\$100,000.00) from the general fund to the Ranch A
5 account created under W.S. 36-8-1701. Notwithstanding W.S.
6 9-2-1008, 9-2-1012(e) and 9-4-207(a), this appropriation shall
7 not lapse or revert at the end of any fiscal period.

8

9 [VETERANS' SKILLED NURSING CENTER-LOAN AUTHORIZATION]

10

11 **Section 12.**

12

13 (a) The state construction department through the
14 veterans' commission and the department of health is
15 authorized to borrow from the legislative stabilization
16 reserve account up to thirty-five percent (35%) of the actual
17 development costs for a facility with the number of beds
18 authorized by the United States department of veterans affairs
19 for limited level I/II and III planning and design, permit
20 procurement, project land procurement, construction
21 engineering and ultimate construction and operations of a
22 veterans' skilled nursing center that shall be designed and
23 constructed according to a "green house" look-alike concept

1 for alternative elder care. Amounts borrowed under this
2 subsection shall be deposited in the veterans' skilled nursing
3 special revenue account. The department of health shall repay
4 amounts borrowed under this subsection from operations revenue
5 deposited to the veterans' skilled nursing special revenue
6 account. Repayment of the amounts borrowed under this
7 subsection shall occur annually on June 30, after costs and
8 maintenance for the center are paid until the total loan
9 amount is amortized, which shall not be later than fifteen
10 (15) years from the date of construction completion of the
11 veterans' skilled nursing center or as required for receipt of
12 federal funds, whichever is earlier. Interest charged on the
13 amounts borrowed under this subsection shall be at a rate
14 equal to the average interest earned on pooled investments of
15 state funds in the four (4) calendar quarters preceding the
16 quarter in which the loan occurred.

17

18 (b) The director of the state construction department
19 shall report to the joint appropriations committee and the
20 joint transportation, highways and military affairs interim
21 committee within thirty (30) days of exercise of the loan
22 authority under subsection (a) of this section. On or before
23 September 1 of each year, the state construction department

1 through the veterans' commission and department of health
2 shall report to the joint appropriations committee and joint
3 transportation, highways and military affairs interim
4 committee the total amounts repaid to the legislative
5 stabilization reserve account.

6

7

[EFFECTIVE DATES]

8

9

Section 13.

10

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

13

14 (b) The following portions of this act are effective
15 immediately upon completion of all acts necessary for a bill
16 to become law as provided by Article 4, Section 8 of the
17 Wyoming Constitution:

18

19 (i) Sections 3, 6, 7, 8, 9 and 12 of this act;

20

21 (ii) The appropriation in section 4(a)(i) to the
22 DOC- WSP Repairs pursuant to footnote 5;

23

1 (iii) The appropriation in section 4(a)(i) to the
2 State Facilities Construction pursuant to footnote 7; and

3

4 (iii) The appropriation in section 4(a)(ii) to the
5 UW Family Med-Cheyenne pursuant to footnote 1.

6

7

(END)