

ORIGINAL HOUSE
BILL NO. HB0078

ENROLLED ACT NO. 24, HOUSE OF REPRESENTATIVES

SIXTY-FIFTH LEGISLATURE OF THE STATE OF WYOMING
2019 GENERAL SESSION

AN ACT relating to community college and school district funding; providing for quarterly distribution of major maintenance funding to community colleges and school districts; increasing the amount that may be spent on a capital construction project without legislative approval; increasing the percentage of unrestricted community college operating funds which may be carried forward to subsequent biennial periods; and providing for effective dates.

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

Section 1. W.S. 21-18-205(f) and (g) is amended to read:

21-18-205. Appropriation and distribution of state funds; restrictions; budget authority.

(f) Up to ~~eight percent (8%)~~ fifteen percent (15%) of each community college's unrestricted operating funds for a biennium may be carried forward into the next biennium by each community college. The cumulative total amount of unrestricted operating funds carried forward from previous bienniums shall never exceed ~~eight percent (8%)~~ fifteen percent (15%) of the community college's current biennium unrestricted operating funds. Funds carried forward in accordance with this subsection shall not lapse pursuant to W.S. 9-4-207.

(g) No state funds shall be used for the maintaining, operating or equipping of any capital construction project in excess of ~~one million dollars (\$1,000,000.00)~~ one million five hundred thousand dollars (\$1,500,000.00) which was not approved by the commission and authorized by the legislature.

Section 2. W.S. 21-15-109(b) and 21-18-225(k) are amended to read:

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21-15-109. Major building and facility repair and replacement payments; computation; square footage allowance; use of payment funds; accounting and reporting requirements.

(b) To the extent funds are available, ~~on July 1 of each year,~~ the state construction department shall, based upon square footage computations computed from the prior school year, distribute ~~seventy five percent (75%) of the~~ estimated major building and facility repair and replacement payments in quarterly installments to each school district from the school capital construction account. ~~On or before September 30 of each year the department shall distribute the balance of payments to each school district. The department shall distribute the first quarterly payment on July 1 of each fiscal year, with the remaining payments distributed on October 1, January 2 and April 1. Payments shall be made as equal as reasonably possible.~~ If funds within the account are not sufficient for ~~payments of any school year any quarterly payment~~, the department shall reduce all district payments for that quarter by a uniform percentage. The department shall also increase or reduce a subsequent school district payment, as appropriate, in the event a school district receives an excessive or deficient distribution. Major building and facility repair and replacement payments shall be computed in accordance with subsection (c) of this section.

21-18-225. College maintenance and capital construction funding.

(k) Appropriations for major maintenance shall be distributed by the state construction department to community colleges in equal quarterly installments in amounts determined by the funding formula developed by the state building commission, subject to restrictions imposed on qualifying square footage pursuant to this section. The state construction department shall distribute the first quarterly

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payment on July 1 of each fiscal year, with the remaining
payments distributed on October 1, January 2 and April 1.

Section 3.

(a) Except as otherwise provided in subsection (b) of this section, this act is effective July 1, 2020.

(b) Section 1 of this act is 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)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the House.

Chief Clerk