

## HOUSE BILL NO. HB0078

Education major maintenance funding.

Sponsored by: Joint Appropriations Committee

A BILL

for

1 AN ACT relating to community college and school district  
2 funding; providing for quarterly distribution of major  
3 maintenance funding to community colleges and school  
4 districts; increasing the percentage of unrestricted  
5 community college operating funds which may be carried  
6 forward to subsequent biennial periods; and providing for  
7 effective dates.

8

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

10

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

12

13 **21-18-205. Appropriation and distribution of state**  
14 **funds; restrictions; budget authority.**

15

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

11

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

14

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

18

19 (b) To the extent funds are available, ~~on July 1 of~~  
20 ~~each year,~~ the state construction department shall, based  
21 upon square footage computations computed from the prior  
22 school year, distribute ~~seventy five percent (75%) of~~ the  
23 estimated major building and facility repair and replacement

1 payments in quarterly installments to each school district  
2 from the school capital construction account. ~~On or before~~  
3 ~~September 30 of each year the department shall distribute the~~  
4 ~~balance of payments to each school district.~~ The department  
5 shall distribute the first quarterly payment on July 1 of  
6 each fiscal year, with the remaining payments distributed on  
7 October 1, January 2 and April 1. Payments shall be made as  
8 equal as reasonably possible. If funds within the account  
9 are not sufficient for ~~payments of any school year any~~  
10 quarterly payment, the department shall reduce all district  
11 payments for that quarter by a uniform percentage. The  
12 department shall also increase or reduce a subsequent school  
13 district payment, as appropriate, in the event a school  
14 district receives an excessive or deficient distribution.  
15 Major building and facility repair and replacement payments  
16 shall be computed in accordance with subsection (c) of this  
17 section.

18

19 **21-18-225. College maintenance and capital**  
20 **construction funding.**

21

22 (k) Appropriations for major maintenance shall be  
23 distributed by the state construction department to community

1 colleges in equal quarterly installments in amounts  
2 determined by the funding formula developed by the state  
3 building commission, subject to restrictions imposed on  
4 qualifying square footage pursuant to this section. The state  
5 construction department shall distribute the first quarterly  
6 payment on July 1 of each fiscal year, with the remaining  
7 payments distributed on October 1, January 2 and April 1.

8

9 **Section 3.**

10

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

13

14 (b) Section 1 of this act is effective immediately upon  
15 completion of all acts necessary for a bill to become law as  
16 provided by Article 4, Section 8 of the Wyoming Constitution.

17

18 (END)