

HOUSE BILL NO. HB0197

K-12 school district reserve increase.

Sponsored by: Representative(s) Freeman, Blake, Crank,
Flitner, Piiparinen, Roscoe and Stith and
Senator(s) Anselmi-Dalton, Baldwin, James and
Kost

A BILL

for

1 AN ACT relating to school finance; increasing permissible
2 school district cash reserves amount; removing obsolete
3 language; and providing for an effective date.

4

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

6

7 **Section 1.** W.S. 21-13-313(e) is amended to read:

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9 **21-13-313. Distribution of funds from foundation**
10 **account; property tax and cash reserve adjustment;**
11 **regulations.**

12

13 (e) Not later than January 31 of each fiscal year, the
14 department shall compute the amount by which each district's

1 operating balance and cash reserves at the end of the
2 preceding fiscal year exceed ~~fifteen percent (15%)~~ twenty
3 percent (20%) of the total foundation program amount computed
4 under W.S. 21-13-309 for the preceding fiscal year. In making
5 this calculation, the entire operating balance and cash
6 reserves for each district for the fiscal year ending June
7 30, 1997, as computed by the department, shall be separately
8 accounted for and excluded, until it has been completely
9 expended by the district. Revenues from settlements of
10 protested amounts attributable to levies assessed under W.S.
11 21-13-102(a)(i)(A) and (ii)(A) and 21-13-201, regardless of
12 the assessment year, shall be accounted for and excluded from
13 the calculation under this subsection for a period of not
14 more than one (1) year following that fiscal year in which
15 the revenue was received by a district, as verified in writing
16 by the district and certified by the county treasurer. Except
17 ~~as otherwise provided in 1997 Special Session Laws, chapter~~
18 ~~3, section 306(e), as amended, and except~~ as excluded under
19 this subsection, that excess shall be deemed to be a state
20 revenue under W.S. 21-13-310(a) for the purpose of
21 determining distributions under W.S. 21-13-311 and amounts to
22 be rebated under W.S. 21-13-102. The department shall
23 promulgate rules, including reporting requirements and

1 procedures for districts, to implement this subsection. As
2 used in this section, "operating balance and cash reserves"
3 means those financial resources of the district which are not
4 encumbered by the district board of trustees for expenditure
5 to meet an existing legal obligation or otherwise restricted
6 by law or regulation for expenditure on specific educational
7 programs. For purposes of this subsection, any balance within
8 a district's separate account established under W.S.
9 21-15-109(e) for major building and facility repair and
10 replacement shall be deemed restricted by law for expenditure
11 as provided by W.S. 21-15-109(e) and shall not be considered
12 an operating balance and cash reserve under this section.

13

14 **Section 2.** This act is effective July 1, 2019.

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16

(END)