

**HB0046H2002**

1 Delete the Sommers, et al. second reading amendment  
2 (HB0046H2001/A) entirely and further amend as follows:

3  
4 Page 1-line 3 After "appropriation;" insert "providing an  
5 appropriation; requiring rulemaking;".

6  
7 Page 1-lines 13 through 16 Delete.

8  
9 Page 2-lines 1 through 7 Delete entirely and insert:

10  
11 "(b) The amount provided for special education within the  
12 education resource block grant model pursuant to W.S. 21-13-  
13 309(m)(v)(E)(II) shall be equal, to the extent possible pursuant  
14 to the terms of this subsection, to one hundred percent (100%) of  
15 the amount actually expended by the district during the previous  
16 school year for special education programs and services. The  
17 statewide total amount reimbursed under this section in any school  
18 year ~~2019-2020 or 2020-2021~~ shall not exceed the statewide total  
19 amount reimbursed under this section in school year 2018-2019,  
20 ~~notwithstanding any additional appropriation for that purpose by~~  
21 ~~the legislature~~ which amount shall be inflated by up to one percent  
22 (1%) per year by the department if school district expenditures so  
23 require. The department shall promulgate appropriate rules to  
24 administer this subsection.".

25  
26 Page 3-after line 16 Insert:

27  
28 "**Section 3.** In addition to all other appropriations for  
29 special education programs and services, two million five hundred  
30 thousand dollars (\$2,500,000.00) is appropriated to the department  
31 of education from the school foundation program account for  
32 purposes of making payments to school districts for special  
33 education programs and services. For purposes of distribution  
34 under this section, special education programs and services costs  
35 shall be calculated in accordance with W.S. 21-13-321, but funds  
36 appropriated under this section shall be distributed to school  
37 districts pursuant to rules promulgated under this section for  
38 school years 2020-2021 and 2021-2022. The funds appropriated under  
39 this section shall therefore not be subject to the limitation of  
40 W.S. 21-13-321(b), and shall not be included for purposes of  
41 calculating the statewide reimbursement amount calculated for  
42 purposes of W.S. 21-13-321(b). This appropriation shall not be  
43 transferred or expended for any other purpose and any unexpended,  
44 unobligated funds remaining from this appropriation shall revert

1 to the school foundation program account on June 30, 2022. The  
2 department shall promulgate necessary rules to administer this  
3 section."

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5 Page 3-line 18 Delete "3." and insert "4."

6

7 Page 4-line 1 Delete "3" and insert "4". SOMMERS