

HOUSE BILL NO. HB0121

State funded capital construction.

Sponsored by: Joint Appropriations Committee

A BILL

for

1 AN ACT relating to state funded capital construction;
2 creating an account; providing definitions; providing
3 appropriations for purposes related to state funded capital
4 construction; making certain appropriations subject to
5 specified terms and conditions; modifying prior
6 appropriations; providing for the acceptance and purchase
7 of real property; providing appropriations for and
8 recreating an advisory task force related to state
9 facilities; creating a subcommittee; providing for the
10 acceptance of contributions; and providing for an effective
11 date.

12

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

14

15 **Section 1.** W.S. 9-4-225 is created to read:

16

1 **9-4-225. Capitol square preservation account.**

2

3 The capitol square preservation account is created. The
4 state treasurer may accept federal grants and other
5 contributions, grants, gifts, transfers, bequests and
6 donations of money from any source for deposit into the
7 account. Funds within the account shall only be expended
8 upon legislative appropriation. All funds within the
9 account shall be invested by the state treasurer and all
10 investment earnings from the account shall be credited to
11 the general fund.

12

13 **Section 2.**

14

15 (a) As used in this act:

16

17 (i) "Appropriation" means the authorizations
18 granted by the legislature under this act to make
19 expenditures from and to incur obligations against the
20 general and other funds as specified;

21

22 (ii) "FF" means federal funds;

23

1 (iii) "PR" means private funding sources;

2

3 (iv) "SR" means an agency's account within the
4 special revenue fund;

5

6 (v) "S10" means the legislative stabilization
7 reserve account;

8

9 (vi) "S13" means the strategic investments and
10 projects account.

11

12 (b) Appropriations for projects in this act remain in
13 effect until the project is completed, unless otherwise
14 provided. The amounts appropriated for projects under this
15 act shall be expended only on the projects specified and
16 any unexpended, unobligated funds remaining upon completion
17 of a project shall revert as provided by law. The amounts
18 appropriated in this act are intended to provide a maximum
19 amount for each project and shall not be construed to be an
20 entitlement or guaranteed amount.

21

22

[CAPITAL CONSTRUCTION]

23

1 **Section 3.**

2

3 (a) The following sums of money are appropriated for
4 the capital construction projects specified:

5

6 (i) Appropriations and authorization for
7 projects administered through the state construction
8 department:

9

1	GENERAL	FEDERAL	OTHER	TOTAL
2	FUND	FUNDS	FUNDS	APPROPRIATION
3	\$	\$	\$	\$
4				
5	Section 027. CAPITAL CONSTRUCTION PROJECTS			
6				
7	PROGRAM			
8	SBC- Flex Fund		11,000,000 S13	11,000,000
9	Mil- Army NG Vehicle			
10	Maint. Shop - Sheridan	16,895,000		16,895,000
11	State Parks- Maint.			
12	Outdoor Rec. ¹		5,450,000 SR	5,450,000
13	State Parks- Water Fac.		300,000 SR	300,000
14	State Parks- Quebec 01 Fac.		25,000 SR	25,000
15	State Parks- Terr. Prison		210,000 SR	210,000
16	SCD- Enterprise			
17	Lvl I & Lvl II		899,800 S13	899,800
18	SCD- Comm. College Proj. ^{5, 6}		12,000,000 S13	12,000,000
19	CWC- Jackson Outreach Ctr. ²		16,973,220 PR	16,973,220
20	NWC- Student Center ²		22,846,142 PR	22,846,142
21	LCCC- RAC Reno. ²		20,225,856 PR	20,225,856
22	NWCCD- Construction Tech.			
23	Ctr. ²		8,960,000 PR	8,960,000
24	WWCC- Mechanical Rep.		11,740,000 S10	11,740,000
25	DOC- WWC HVAC Replace		2,612,045 S13	2,612,045
26	State Facilities Const. ³		4,000,000 S13	4,000,000
27	SCD- Chancery Court ⁴		775,000 S13	775,000
28	TOTALS	16,895,000	118,017,063	134,912,063

29

30 1. Of this other funds appropriation, three million dollars

31 (\$3,000,000.00)SR is appropriated for facility remedies of

32 concessionaires within Hot Springs state park as determined by the

33 department of state parks and cultural resources.

34

1 2. The community college facility constructed shall be included within
2 the computation of major maintenance in accordance with W.S. 21-18-225
3 until the facility is no longer owned by the community college
4 district.

5
6 3. Funds from this appropriation shall be deposited in the state
7 facilities construction account. These funds are hereby further
8 appropriated and may be expended from the state facilities construction
9 account in addition to prior appropriations from the state facilities
10 construction account by the state construction department for abatement
11 activities at the Wyoming life resource center.

12
13 4. This other funds appropriation is appropriated for capital outlay
14 expenditures associated with the chancery court within the Casper state
15 office building.

16
17 5. The state construction department, in consultation with the Wyoming
18 community college commission, shall allocate this appropriation for
19 projects prioritized based upon complete design, earliest established
20 construction timeline, timeliness to proceed with contracting and
21 construction, and available matching funds.

22
23 6. (a) This other funds appropriation from the strategic investments
24 and projects account shall be matched in a ratio of one dollar (\$1.00)
25 from the strategic investments and projects account to one dollar
26 (\$1.00) of matching funds from any source by the recipient community
27 college. The funds shall only be allocated for the following projects:

1

2 (i) CWC-Jackson Outreach Center;

3

4 (ii) NWC-Student Center;

5

6 (iii) LCCC-RAC Renovation; or

7

8 (iv) NWCCD- Construction Technology Center.

9

10 (ii) Appropriations and authorization for

11 University of Wyoming projects:

12

1	GENERAL	FEDERAL	OTHER	TOTAL
2	FUND	FUNDS	FUNDS	APPROPRIATION
3	\$	\$	\$	\$
4				
5	PROGRAM			
6	UW- College of Law ^{1, 2.}		13,000,000 PR	13,000,000
7			12,000,000 S13	12,000,000
8	TOTALS		25,000,000	25,000,000
9				

10 1. The construction of the University of Wyoming law school expansion
 11 shall be included within the computation of major maintenance in
 12 accordance with Wyoming statute until the facility is no longer owned
 13 by the University of Wyoming.

14

15 2. Of this other funds appropriation, the strategic investments and
 16 projects account appropriation shall be matched in a ratio of one
 17 dollar (\$1.00) from the strategic investments and projects account to
 18 one dollar (\$1.00) of matching funds from the university from any other
 19 source.

20

21 [NWCCD ACCEPTANCE OF GIFT]

22

23 **Section 4.** The northern Wyoming community college
 24 district is authorized to accept the transfer of ownership
 25 of two (2) facilities totaling approximately twenty-nine
 26 thousand seven hundred twenty (29,720) square feet to be
 27 used to house a construction technology program. These
 28 facilities shall be included within the computation of

1 major maintenance in accordance with W.S. 21-18-225 until
2 the facilities are no longer owned by the community college
3 district.

4

5 [CWC AUTHORIZATION TO PURCHASE]

6

7 **Section 5.** Central Wyoming Community College is
8 authorized to purchase not more than five (5) acres in
9 Teton County, Wyoming to be used as the site for the
10 Central Wyoming Community College Jackson Outreach Center.
11 Any facilities constructed on the site through authorized
12 state or community college funds, from any source, shall be
13 included within the computation of major maintenance in
14 accordance with W.S. 21-18-225 until the facilities are no
15 longer owned by the community college district.

16

17 [REAPPROPRIATION OF MAGHEE BUILDING REMODEL FUNDS]

18

19 **Section 6.** Notwithstanding W.S. 9-2-1008, 9-2-1012(e)
20 and 9-4-207, up to one million eight hundred eighty
21 thousand dollars (\$1,880,000.00) of unexpended, unobligated
22 monies appropriated from the general fund to the department
23 of family services under 2018 Wyoming Session Laws, Chapter

1 136, Section 4(a)(i), as amended by 2019 Wyoming Session
2 Laws, Chapter 205, Section 2, for the Maghee building
3 remodel are reappropriated to the department of family
4 services, to be administered through the state construction
5 department, for purposes of the remodel of the Emerson
6 building on the campus of the Wyoming life resource center.
7 This appropriation shall remain in effect until the project
8 is completed. This appropriation shall not be transferred
9 or expended for any other purpose and any unexpended,
10 unobligated funds remaining upon completion of the project
11 shall revert as provided by law.

12

13 [CASPER STATE OFFICE BUILDING-APPROPRIATION AND
14 CONTINUATION OF ADVISORY TASK FORCE]

15

16 **Section 7.**

17

18 (a) The Casper state office building advisory task
19 force created in 2018 Wyoming Session Laws, Chapter 136,
20 Section 6 as amended by 2019 Wyoming Session Laws, Chapter
21 205, Section 4 is hereby recreated.

22

23 (b) The task force shall be comprised of:

1

2 (i) Four (4) members of the legislature as
3 follows:

4

5 (A) Two (2) members of the senate,
6 appointed by the president of the senate;

7

8 (B) Two (2) members of the house of
9 representatives, appointed by the speaker of the house.

10

11 (ii) Five (5) members appointed by the governor
12 to include:

13

14 (A) One (1) member from the state
15 construction department;

16

17 (B) One (1) member to represent the
18 interests of the city of Casper;

19

20 (C) One (1) member to represent the
21 interests of the Casper downtown development authority;

22

1 (D) Two (2) members appointed from the
2 state agencies that are anticipated to occupy the Casper
3 state office building.

4

5 (c) The cochairmen of the task force shall be
6 appointed by the president of the senate and the speaker of
7 the house, respectively.

8

9 (d) The task force shall serve in an advisory role
10 and provide recommendations to the executive branch of
11 government for the procurement of professional services and
12 construction and completion of the Casper state office
13 building project. While serving in an advisory role, the
14 task force shall:

15

16 (i) Receive and, when necessary, request
17 information from the state construction department to stay
18 informed on all aspects of the Casper state office building
19 project;

20

21 (ii) Closely monitor the procurement of
22 professional services and progress on the Casper state
23 office building project;

1

2 (iii) When necessary or prudent, make
3 recommendations to the state construction department
4 regarding important aspects of the Casper state office
5 building project;

6

7 (iv) Closely monitor and make recommendations to
8 the state construction department and any entity procured
9 for professional services on all aspects of the meeting
10 rooms and facilities located within the Casper state office
11 building project that are designed to accommodate meetings
12 of joint interim committees of the legislature in
13 accordance with 2018 Wyoming Session Laws, Chapter 136,
14 Section 6(k) as amended by 2019 Wyoming Session Laws,
15 Chapter 205, Section 4;

16

17 (v) Provide interim reports on the activities of
18 the task force to the joint appropriations committee not
19 later than November 1 of each year the task force is in
20 existence;

21

22 (vi) Include in each interim report the status
23 of the meeting rooms and facilities referenced in paragraph

1 (iv) of this subsection and any recommendations for
2 legislative action that should be considered during the
3 legislative session immediately following the report as
4 necessary to continue or complete the Casper state office
5 building project.

6

7 (e) The task force shall be staffed by the state
8 construction department with assistance provided by the
9 legislative service office. In staffing the task force, the
10 state construction department shall:

11

12 (i) Coordinate and schedule all meetings,
13 assemble all required meeting agenda and meeting materials
14 for the task force and include and communicate with the
15 legislative service office to allow the legislative service
16 office to provide sufficient assistance to the legislative
17 members to fulfill their responsibilities as members of the
18 task force;

19

20 (ii) Act as a liaison between the task force and
21 the executive branch of government to communicate task
22 force recommendations;

23

1 (iii) Provide regular updates and progress
2 reports to the task force and the state building commission
3 concerning the Casper state office building project;

4

5 (iv) Provide other information and assistance to
6 the task force as requested.

7

8 (f) Members of the task force who are legislators
9 shall be paid salary, per diem and mileage in the amount
10 and manner provided for members of an interim committee
11 under W.S. 28-5-101 and 28-5-102 when performing official
12 duties as members of the task force. The cochairmen of the
13 task force shall be eligible for salary as provided under
14 W.S. 28-5-101(e)(i).

15

16 (g) Except as otherwise provided in this section,
17 nonlegislative members of the task force shall serve
18 without salary but shall be paid expenses in the amount and
19 manner provided for state employees under W.S. 9-3-102 and
20 9-3-103 when performing official duties as members of the
21 task force. Nonlegislative members of the task force who
22 are state employees shall be considered on official
23 business of the state when performing official duties as

1 members of the task force, shall not be paid a separate
2 salary and shall be paid expenses in the amount and manner
3 provided by their agency.

4

5 (h) The task force shall terminate sixty (60) days
6 after the substantial completion document for the project
7 is signed by the project architect, contractor and owner
8 and filed with the state construction department.

9

10 (j) There is appropriated ten thousand dollars
11 (\$10,000.00) from the strategic investments and projects
12 account to the legislative service office. This
13 appropriation shall be for the period beginning with the
14 effective date of this section and ending the month
15 following termination of the task force. This appropriation
16 shall only be expended for the purpose of funding salary,
17 mileage and per diem of legislative members of the task
18 force. Notwithstanding any other provision of law, this
19 appropriation shall not be transferred or expended for any
20 other purpose and any unexpended, unobligated funds
21 remaining from this appropriation after termination of the
22 task force shall revert as provided by law.

23

1 (k) There is appropriated ten thousand dollars
2 (\$10,000.00) from the strategic investments and projects
3 account to the state construction department. This
4 appropriation shall be for the period beginning with the
5 effective date of this section and ending the month
6 following termination of the task force. This appropriation
7 shall only be expended for the purpose of funding mileage
8 and per diem for the members of the task force appointed by
9 the governor who are not state employees. Notwithstanding
10 any other provision of law, this appropriation shall not be
11 transferred or expended for any other purpose and any
12 unexpended, unobligated funds remaining from this
13 appropriation after termination of the task force shall
14 revert as provided by law.

15

16 [CAPITOL SQUARE PRESERVATION]

17

18 **Section 8.**

19

20 (a) There is created a subcommittee to jointly
21 oversee development of the design plans, construction of
22 the interpretive exhibits and wayfinding in the capitol,
23 the capitol extension and the Herschler building. The

1 governor shall appoint three (3) members of the state
2 building commission to the committee. The president of the
3 senate shall appoint one (1) member to the committee, the
4 speaker of the house of representatives shall appoint one
5 (1) member to the committee and management council shall
6 appoint one (1) member to the committee. The subcommittee
7 shall:

8

9 (i) In developing recommendations for design and
10 construction documents to the interpretive exhibits, be
11 guided by the schematic design documents developed as part
12 of the capitol square project which are on file with the
13 legislative service office;

14

15 (ii) Recommend responsibilities and operations
16 of capitol facilities consistent with and in furtherance of
17 the memoranda of understanding and other agreements entered
18 into under W.S. 9-5-106(f);

19

20 (iii) Report its recommendations to the
21 management council and the state building commission for
22 final approval.

23

1 (b) The legislative service office and construction
2 management division of the state construction department
3 shall staff the subcommittee created by this section. The
4 legislative service office, the state construction
5 department, the department of education, the office of
6 tourism, the department of state parks and cultural
7 resources and other state entities as determined
8 appropriate by the subcommittee shall provide support for
9 the design and construction of the exhibits and wayfinding
10 systems.

11

12 (c) There is appropriated four million five hundred
13 thousand dollars (\$4,500,000.00) from the strategic
14 investments and projects account to the capitol square
15 preservation account.

16

17 (d) There is appropriated four million two hundred
18 fifty thousand dollars (\$4,250,000.00) from the capitol
19 square preservation account to the state construction
20 department. The state construction department shall be the
21 fiscal and contracting agent for expenditure of this
22 appropriation. After consultation with the subcommittee
23 created under this section, the state construction

1 department shall expend this appropriation for the purposes
2 of:

3

4 (i) Development of design and construction
5 documents and the construction of interpretative exhibits
6 for the capitol and the capitol extension in accordance
7 with the recommendations approved by the management council
8 and the state building commission;

9

10 (ii) Design, construction and installation of a
11 wayfinding system and signage for the capitol, the capitol
12 extension and the Herschler building in accordance with the
13 recommendations approved by the management council and the
14 state building commission.

15

16 [EFFECTIVE DATE]

17

18 **Section 9.** This act is effective immediately upon
19 completion of all acts necessary for a bill to become law
20 as provided by Article 4, Section 8 of the Wyoming
21 Constitution.

22

23

(END)