

HOUSE BILL NO. HB0031

BOCES as local education agencies.

Sponsored by: Joint Education Interim Committee

A BILL

for

1 AN ACT relating to education; authorizing a board of
2 cooperative educational services to act as a local
3 education agency for the purpose of applying for and
4 receiving state and federal grants; authorizing rulemaking;
5 making conforming amendments; and providing for an
6 effective date.

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

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10 **Section 1.** W.S. 21-20-112 is created to read:

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12 **21-20-112. Authority to act as a local education**
13 **agency.**

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15 (a) Any board of cooperative educational services may
16 act as a local education agency for participating school

1 districts that choose to apply for, receive or administer a
2 grant through a grant program created by a federal or state
3 statute or program. The provisions of this section shall
4 not apply to federal formula grant moneys unless allowed by
5 the "Elementary and Secondary Education Act of 1965", P.L.
6 89-10.

7
8 (b) A board of cooperative educational services may
9 apply for federal or state moneys only with the approval of
10 two (2) or more of the participating school districts that
11 have expressly agreed to participate in a grant application
12 through votes of the boards of trustees of the school
13 districts. If a board of cooperative educational services
14 applies for state or federal grant moneys on behalf of
15 participating school districts, the participating school
16 districts are not eligible to apply for the same state or
17 federal grant moneys. If a participating school district
18 does not elect to participate in a grant application, that
19 school district is not precluded from applying for the same
20 state or federal grant moneys as an individual school
21 district.

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1 (c) The department of education shall treat boards of
2 cooperative educational services as local education
3 agencies for purposes of this section only and allow them
4 to apply for all federal and state grant moneys for which
5 they are eligible.

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7 (d) State agencies may inform boards of cooperative
8 educational services of federal and state grant moneys for
9 which they may apply.

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11 (e) An eligible grantee or consortium of grantees may
12 designate a board of cooperative educational services as
13 the fiscal manager for a state or federal grant. The
14 grantee or consortium of grantees remains responsible for
15 ensuring that all the requirements of the grant are met.

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17 (f) The department of education may promulgate rules
18 to establish processes and guidelines for a board of
19 cooperative educational services to apply for state or
20 federal grant moneys pursuant to this section.

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22 **Section 2.** W.S. 21-20-103(a)(iv) is amended to read:

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1 **21-20-103. Definitions.**

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3 (a) As used in this act:

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5 (iv) "This act" means W.S. 21-20-101 through

6 ~~21-20-111~~ 21-20-112.

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8 **Section 3.** This act is effective immediately upon
9 completion of all acts necessary for a bill to become law
10 as provided by Article 4, Section 8 of the Wyoming
11 Constitution.

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13

(END)