

## HOUSE BILL NO. HB0138

State funds-pool A participation and fund limits.

Sponsored by: Select Committee on Capital Financing &  
Investments

A BILL

for

1 AN ACT relating to the investment of state funds;  
2 specifying a minimum size for new accounts added to the  
3 pool A investment account; removing specified accounts from  
4 participation in the pool A investment account; providing  
5 appropriations; and providing for an effective date.

6

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

8

9 **Section 1.** W.S. 9-4-715(p)(intro) and (ix),  
10 34-24-124(c) and 41-2-124(f) are amended to read:

11

12 **9-4-715. Permissible investments.**

13

14 (p) There is created the pool A investment account.  
15 The state treasurer, or his designee, which shall be

1 registered under the Investment Advisor's Act of 1940 as  
2 amended if required to be registered by the terms of that  
3 act as amended, pursuant to subsections (c) and (d) of this  
4 section and after consultation with the state agency or  
5 agencies receiving or administering investment earnings  
6 from the monies invested in the pool A investment account,  
7 may invest monies comprising the pool A investment account  
8 in equities including stocks of corporations in accordance  
9 with subsections (a) and (c) through (e) of this section  
10 and W.S. 9-4-716. The state loan and investment board, in  
11 consultation with the state agency or agencies receiving or  
12 administering investment earnings from the monies invested  
13 in the pool A investment account, shall annually review the  
14 state investment policy statements for the investment pool  
15 created by this subsection as required under W.S. 9-4-716.  
16 On and after July 1, 2024, any new fund or account that is  
17 added to the pool A investment account shall have and  
18 maintain a cash balance, as determined consistent with W.S.  
19 9-4-108, of not less than five million dollars  
20 (\$5,000,000.00). Monies in the following funds shall be  
21 invested in the pool A investment account:

22

1           (ix) The emergency water projects account  
2 created by W.S. 41-2-124(f), ~~including~~excluding the  
3 voluntary pool program subaccount within that account;

4  
5           **34-24-124. Deposit of funds; investment of funds;**  
6 **loans; immunity from liability.**

7  
8           (c) An action or proceeding shall not be commenced  
9 against the state, the administrator or his designee  
10 because of an act of the administrator under this section  
11 ~~or under W.S. 9-4-715(p)(viii)~~ involving the investment of  
12 unclaimed property funds.

13  
14           **41-2-124. Accounts created; unexpended balance.**

15  
16           (f) There is created the emergency water projects  
17 account. All funds in the account are continuously  
18 appropriated to the water development commission for the  
19 purpose of funding emergency water projects as authorized  
20 by this subsection and subsections (g) and (h) of this  
21 section. Except for funds associated with the voluntary  
22 pool program that are placed in the voluntary pool program  
23 subaccount within the emergency water projects account,

1 funds within the emergency water projects account shall be  
2 invested in the pool A investment account by the state  
3 treasurer pursuant to W.S. 9-4-715(p). Earnings from funds  
4 in the account shall be deposited in the account.  
5 Notwithstanding W.S. 9-1-417, if the state loan and  
6 investment board determines that funds in the account are  
7 insufficient to make payment for the full cost of  
8 addressing emergency water projects which may occur in any  
9 year, the board is authorized to obtain a loan from the  
10 legislative stabilization reserve account of up to two  
11 million dollars (\$2,000,000.00) which loan shall be repaid  
12 by interest earnings or loan repayments from the emergency  
13 water projects account.

14

15 **Section 2.** W.S. 9-4-715(p)(viii), (xii) and (xv) is  
16 repealed.

17

18 **Section 3.**

19

20 (a) There is appropriated two million thirty-five  
21 thousand dollars (\$2,035,000.00) from the general fund to  
22 the Wyoming public television matching funds account  
23 created by W.S. 21-23-202, or an amount up to two million

1 thirty-five thousand dollars (\$2,035,000.00), whichever  
2 amount is less, as necessary to increase the cash balance  
3 of the Wyoming public television matching funds account, as  
4 measured on June 30, 2024, to five million dollars  
5 (\$5,000,000.00). This appropriation shall not be  
6 transferred or expended for any other purpose and any  
7 unexpended, unobligated funds remaining from this  
8 appropriation and not deposited in the Wyoming public  
9 television matching funds account shall revert as provided  
10 by law on June 30, 2025.

11

12 (b) There is appropriated one million nine hundred  
13 five thousand dollars (\$1,905,000.00) from the general fund  
14 to the state fair endowment account created by W.S.  
15 11-10-118, or an amount up to one million nine hundred five  
16 thousand dollars (\$1,905,000.00), whichever amount is less,  
17 as necessary to increase the cash balance of the state fair  
18 endowment account, as measured on June 30, 2024, to five  
19 million dollars (\$5,000,000.00). This appropriation shall  
20 not be transferred or expended for any other purpose and  
21 any unexpended, unobligated funds remaining from this  
22 appropriation and not deposited in the state fair endowment  
23 account shall revert as provided by law on June 30, 2025.

