

HOUSE BILL NO. HB0195

American rescue plan act appropriations-amendments.

Sponsored by: Joint Appropriations Committee

A BILL

for

1 AN ACT relating to the emergency expenses of government;
2 providing definitions; providing appropriations; amending
3 and repealing prior appropriations of COVID-19 relief
4 funds; specifying conditions on the appropriation and
5 expenditure of COVID-19 relief funds; amending prior
6 conditions on the reduction and prioritization of COVID-19
7 relief funds; providing for the reversion of unexpended
8 funds; authorizing emergency government programs;
9 authorizing rulemaking; requiring reporting; specifying
10 applicability; providing for priority of appropriations;
11 and providing for an effective date.

12

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

14

15 **Section 1.**

16

1 (a) As used in this act:

2

3 (i) "Agency" means any governmental unit or
4 branch of government receiving an appropriation under this
5 act;

6

7 (ii) "Appropriation" means the authorizations
8 granted by the legislature under this act to make
9 expenditures from and to incur obligations against the funds
10 as specified;

11

12 (iii) "ARPD" means American Rescue Plan Act
13 direct funds, which are any unexpended, unobligated funds
14 received by the state of Wyoming through the Coronavirus
15 State Fiscal Recovery Fund established under section 602 of
16 title VI of the federal Social Security Act, as created by
17 section 9901 of the American Rescue Plan Act of 2021, P.L.
18 117-2. "ARPD" shall not include expenditures authorized
19 under the American Rescue Plan Act of 2021, P.L. 117-2,
20 section 602(c)(1)(C) for revenue replacement for the
21 provision of government services to the extent of the state
22 of Wyoming's reduction in revenue;

23

1 (iv) "This appropriation" when used in a footnote
2 shall be construed as a reference to that portion of the
3 appropriated funds identified in the footnote.

4

5 **Section 2.** 2022 Wyoming Session Laws, Chapter 50,
6 Section 2, Section 400 is amended to read:

7

8 **Section 2.**

9

APPROPRIATION	OTHER FUNDS
FOR	\$
1 Section 400. AMERICAN RESCUE PLAN DIRECT (ARPD) APPROPRIATIONS	
2	
3 AGENCY & PROGRAM	
4 001 - Discr. Health Response ¹ .	50,000,000 ARPD
5	<u>4,414,100 ARPD</u>
6 001 - Workforce Prgms ² .	10,000,000 ARPD
7 024 - Outdoor Rec. Grant Prgm ³ .	10,000,000 ARPD
8	<u>22,000,000 ARPD</u>
9 024 - Outdoor Rec. & Tourism ⁴ .	2,000,000 ARPD
10 045 - Tech. Needs for WyoLink ⁵ .	35,000,000 ARPD
11 045 - Air Service Financial Assistance ²⁵ .	8,832,058 ARPD
12 048 - HHS Staffing Stabilization ⁶ .	13,000,000 ARPD
13 048 - HHS Innovation Fund ⁷ .	5,000,000 ARPD
14 048 - EMS Dispatch Cert. ⁸ .	84,000 ARPD
15 048 - 2-1-1 Capacity Building ⁹ .	1,750,000 ARPD
16 048 - EMS Stabilization Fund ¹⁰ .	5,000,000 ARPD
17 048 - EMS Regionalization Pilot ¹¹ .	10,000,000 ARPD
18 048 - WYHS (FY2023) ¹².	2,749,894 ARPD
19 048 - HHS Cap. Imprv.	
20 & Provider Relief ¹³ .	5,000,000 ARPD
21 048 - 24-7 Suicide Prevention ²⁶ .	2,100,000 ARPD
22 048 - Mental Health Provider	
23 Training Phase II ²⁸ .	200,000 ARPD
24 048 - First Responder & Law	
25 Enforcement Mental Health Support ²⁹ .	1,000,000 ARPD
26 049 - Food Insecurity -	
27 Network Evaluation System Improv. ³⁰.	250,000 ARPD
28	<u>3,250,000 ARPD</u>
29 057 - WYIN Loan & Grant Prgm ¹⁵ .	6,427,477 ARPD
30 060 - HHS Capital Construction ¹⁶ .	85,000,000 ARPD
31	<u>125,000,000 ARPD</u>
32 060 - Local Gov. Support Projects ¹⁷ .	50,000,000 ARPD
33	<u>55,000,000 ARPD</u>
34 060 - Eligible Water	

APPROPRIATION	OTHER
FOR	FUNDS
	\$
1 & Sewer Projects ¹⁸ .	50,000,000 ARPD
2	80,000,000 ARPD
3 067 - Family Medicine	
4 Residency Program ¹⁹ .	708,407 ARPD
5 067 - WWAMI T&F Inflation ²⁰.	1,579,948 ARPD
6 067 - College of Health	
7 Sciences ²¹.	500,000 ARPD
8 080 - SUD Treatment Backlog ²¹ .	1,200,000 ARPD
9 085 - Connect Wyoming 2 ²² .	25,000,000 ARPD
10 101 - Circuit Court eFiling ²³ .	2,140,000 ARPD
11 101 - PPE, & Tests <u>and</u>	
12 <u>Mental Health Diversion</u> ²⁴ .	150,000 ARPD
13 101 - Equal Justice Wyoming ³² .	<u>817,900</u> ARPD
14 TOTALS	431,239,684
15	<u>425,073,942</u>
16	

17 1. This appropriation to the governor's office is for purposes of
 18 responding to the COVID-19 public health emergency.

19
 20 2. (a) This appropriation to the governor's office is for distribution
 21 to or through the Wyoming business council, department of workforce
 22 services, University of Wyoming or Wyoming community college commission
 23 and community colleges for:

24
 25 (i) Pre-apprenticeships and apprenticeships;

26
 27 (ii) Targeted healthcare workforce programs;

28

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1 (iii) Targeted early childhood workforce programs;

2

3 (iv) Dislocated and underemployed talent transition
4 programs;

5

6 (v) Workforce development for targeted populations who do
7 not qualify for other assistance, including prisoners released on
8 parole;

9

10 (vi) Assistance to former Wyoming residents who have intent
11 to return to Wyoming for careers;

12

13 (vii) Economic development training for state, local and
14 private economic development professions.

15

16 (b) No funds from this appropriation shall be expended on post-
17 secondary education other than for career and technical education
18 programs determined by the governor to be critical to the Wyoming
19 workforce.

20

21 3. This appropriation to the department of state parks and cultural
22 resources is for products, projects and grants in response to the COVID-
23 19 public health emergency that qualify as ARPD expenditures.

24

APPROPRIATION

OTHER

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1 4. This appropriation to the department of state parks and cultural
2 resources, office of outdoor recreation, is for qualifying ARPD
3 expenditures.

4

5 5. This appropriation to the department of transportation is for
6 qualifying ARPD state or local government expenditures related to the
7 WyoLink statewide public safety interoperable radio communications
8 system, hardware and network. This appropriation is for purposes of
9 assisting Wyoming's continued response to the COVID-19 public health
10 emergency and improved connectivity of first responders.

11

12 6. This appropriation to the department of health is for purposes of
13 providing emergency funding for staff retention and for attracting
14 employees to health and human services provider groups. The department
15 of health shall provide priority for funding under this footnote to
16 employees who care for vulnerable populations and at risk populations.

17

18 7. This appropriation to the department of health is for purposes of
19 providing grants for health and human services innovations in rural
20 health care, long-term care, provision of human services, community
21 behavioral health, mental health and health information technology and
22 digital medical innovation.

23

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1 8. This appropriation to the department of health is for the
 2 establishment of emergency medical dispatch statewide certification,
 3 which could include training, hardware and other activities to improve
 4 emergency response times and patient outcomes related to the emergency
 5 response to the COVID-19 public health emergency.

6

7 9. This appropriation to the department of health is for purposes of
 8 enhancing the capacity of the Wyoming 2-1-1 directory of resources to
 9 provide comprehensive information and referrals to improve the emergency
 10 response to the COVID-19 public health emergency.

11

12 10. This appropriation to the department of health is for purposes of
 13 providing grants to stabilize emergency medical services.

14

15 11. This appropriation to the department of health is for purposes of
 16 establishing an emergency medical services regionalization pilot
 17 opportunity for the five (5) trauma regions across Wyoming and
 18 investigating alternative options for emergency medical services that
 19 improve access and reduce costs. Expenditure of this appropriation is
 20 conditioned upon a match of funds.

21

22 ~~12. This appropriation to the department of health, aging division, is~~
 23 ~~for the Wyoming home services program. This appropriation shall be used~~

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1 ~~in lieu of expenditure of state general funds for any qualifying ARPD~~
2 ~~expenditures for the Wyoming home services program.~~

3

4 13. This appropriation to the department of health is for purposes of
5 providing grants to health and human services providers to improve
6 existing infrastructure and to provide financial relief to providers who
7 are at imminent risk of closure. Grants shall be distributed to
8 providers as determined by the department.

9

10 15. This appropriation to the Wyoming community college commission is
11 for the Wyoming investment in nursing program. Notwithstanding the
12 source of funding for this appropriation, it is the intent of the
13 legislature that the standard budget of the Wyoming investment in
14 nursing program within the Wyoming community college commission be
15 requested from state general funds for the immediately succeeding fiscal
16 biennium.

17

18 16. (a) Of this appropriation to the office of state lands and
19 investments ~~sixty three million dollars (\$63,000,000.00)ARPD~~ eighty-
20 eight million dollars (\$88,000,000.00)ARPD shall be for purposes of
21 providing grants for qualifying health and human services infrastructure
22 and capital construction investments. Grants from this appropriation
23 shall be determined by the state loan and investment board. The

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1 following conditions shall apply to all grants provided under this
2 footnote:

3

4 (i) The maximum grant for any single project shall be ten
5 million dollars (\$10,000,000.00);

6

7 (ii) A needs analysis determination shall be conducted by
8 the state loan and investment board and may include a review of the
9 project sponsor's financial information, including but not limited to
10 revenue and other projections, budgets, financial statements and audits;

11

12 (iii) Expenditure of the grant by the recipient is
13 conditioned upon a match of funds in the ratio of one dollar (\$1.00) of
14 grant funds to not less than one dollar (\$1.00) from any other source,
15 including in-kind contributions to the project, except that the state
16 loan and investment board may modify this matching requirement upon
17 determination of need as provided in paragraph (a)(ii) of this
18 footnote;

19

20 (iv) The state loan and investment board shall only
21 consider applications for grants available under this footnote that were
22 submitted on and before January 23, 2023 for grants under this footnote.

23

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1 (b) Of this appropriation to the office of state lands and
 2 investments, seven million dollars (\$7,000,000.00)ARPD shall be for the
 3 purpose of providing grants to community mental health center regional
 4 crisis stabilization facilities and women's substance use disorder
 5 facilities.

6

7 (c) Of this appropriation to the office of state lands and
 8 investments, fifteen million dollars (\$15,000,000.00)ARPD shall be for
 9 the purpose of providing grants to rural health clinics. Grants from
 10 this appropriation shall be determined by the state loan and investment
 11 board. The following conditions shall apply to this appropriation:

12

13 (i) Up to thirteen million dollars (\$13,000,000.00)ARPD may
 14 be expended to provide grants related to costs incurred by rural health
 15 clinics for qualifying infrastructure and capital construction
 16 investments;

17

18 (ii) Up to two million dollars (\$2,000,000.00)ARPD may be
 19 expended to provide grants for rural telehealth pilot projects.

20

21 (d) Of this appropriation to the office of state lands and
 22 investments, fifteen million dollars (\$15,000,000.00)ARPD shall be for
 23 the purpose of providing supplemental grants for projects approved in
 24 2022 by the state loan and investment board under subsection (a) of

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1 this footnote. These supplemental grants shall only be for purposes of
 2 inflation related costs. The maximum supplemental grant for any single
 3 project under this subsection shall be five million dollars
 4 (\$5,000,000.00).

5

6 17. (a) This appropriation to the office of state lands and
 7 investments is for administrative costs and merit based allocations of
 8 competitive grant funding to cities, counties and tribal governments to
 9 address the COVID-19 public health emergency or its negative economic
 10 impacts. Applications for eligible water and wastewater projects shall
 11 receive a lower priority from this appropriation than other eligible
 12 applications. Subject to the limitations provided in this footnote, the
 13 allocations of the competitive grant funding shall be determined by the
 14 state loan and investment board.

15

16 (b) Of this appropriation to the office of state lands and
 17 investments, five million dollars (\$5,000,000.00) ARPD shall be for the
 18 purpose of providing grants to cities, counties and tribal governments
 19 in Wyoming for unmet affordable housing needs through infrastructure,
 20 including utilities.

21

22 18. (a) This appropriation to the office of state lands and
 23 investments is for the allocation of competitive grant funding to
 24 cities, counties, special districts and tribal governments for eligible

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1 water and wastewater projects. The allocation of the competitive grant
2 funding shall be determined by the state loan and investment board. The
3 following conditions shall apply to all grants provided under this
4 footnote:

5

6 (i) The maximum grant for any single project shall be seven
7 million five hundred thousand dollars (\$7,500,000.00);

8

9 (ii) Expenditure of the grant by the recipient is
10 conditioned upon a match of funds in the ratio of eighty-five cents
11 (\$0.85) of grant funds to not less than fifteen cents (\$0.15) from
12 matching funds provided by the project sponsor~~i~~;

13

14 (iii) The state loan and investment board shall only
15 consider applications for grants available under this footnote that were
16 submitted on and before January 23, 2023 for grants under this footnote.

17

18 19. This appropriation to the University of Wyoming is for the family
19 medical residency program.

20

21 ~~20. This appropriation to the University of Wyoming WWAMI medical~~
22 ~~education program is to be expended solely for student tuition and fees~~
23 ~~if determined in writing by the Wyoming attorney general to be~~
24 ~~permissible under state and federal law. The Wyoming attorney general's~~

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1 ~~written determination shall be provided to the state auditor's office~~
2 ~~before funds are released for the university from this appropriation.~~

3

4 21. This appropriation to the department of corrections is for purposes
5 of resolving the substance use disorder treatment backlog created by the
6 COVID-19 public health emergency.

7

8 22. (a) This appropriation to the Wyoming business council is for
9 purposes of increasing broadband connectivity to improve access to and
10 meet the increased need for reliable high-speed internet service. In
11 administering funds distributed and expended under this footnote, the
12 Wyoming business council shall:

13

14 (i) Include performance requirements in its contracts with
15 grant recipients, which performance requirements shall, at a minimum,
16 require the grant recipient and any successor in interest to offer and
17 provide continuous service to broadband customers during at least the
18 first seven (7) years after substantial completion of the relevant
19 project for which grant funds were expended;

20

21 (ii) Strive to increase the availability of broadband
22 services available in Wyoming rural, unserved and underserved areas in
23 Wyoming cities, towns and counties;

24

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1 (iii) For middle-mile broadband projects as defined by W.S.
 2 9-12-1501(h)(ii) that receive or expend funds from this appropriation,
 3 require project recipients to allow last-mile broadband providers access
 4 to those middle-mile conduits at a reasonable rate as determined by the
 5 council;

6

7 (iv) For any projects that receive or expend funds from
 8 this appropriation, implement buildout requirements that include
 9 milestones and network performance testing requirements, as determined
 10 by the council.

11

12 (b) Of the appropriation in subsection (a) of this footnote,
 13 expenditure of fifteen million dollars (\$15,000,000.00) ARPD is
 14 conditioned upon a match of funds in the ratio of one dollar (\$1.00) of
 15 appropriated funds to not less than fifty cents (\$0.50) of private
 16 sector matching funds from project participants. Private sector matching
 17 funds provided under this subsection shall be accounted for in the
 18 aggregate of appropriated funds expended and not on a per project basis.
 19 Private sector matching funds provided under this subsection shall
 20 include future maintenance commitments that will be expended within the
 21 first three (3) years of the life of the project and any other allowable
 22 expense authorized by the Infrastructure Investment and Jobs Act, P.L.
 23 117-58.

24

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1 (c) It is the intent of the legislature that the appropriation
 2 in subsection (a) of this footnote leverage additional federal funds
 3 for broadband connectivity under the Infrastructure Investment and Jobs
 4 Act, P.L. 117-58 to the maximum extent possible and not less than one
 5 dollar (\$1.00) of appropriated funds to four dollars (\$4.00) of federal
 6 matching funds.

7

8 23. This appropriation to the supreme court is for the implementation
 9 of electronic filing of court documents in the Wyoming circuit courts
 10 and for associated maintenance and support as a mechanism to employ
 11 technology to limit the number of members of the public who are present
 12 in courthouses as a mitigation strategy to slow the spread of COVID-19.

13

14 24. This appropriation to the supreme court is for purposes of
 15 implementing COVID-19 mitigation measures including, but not limited to
 16 acquisition of personal protective equipment to slow the spread of
 17 COVID-19. The supreme court may expend any funds not expended on COVID-
 18 19 mitigation measures for the study, planning and design of
 19 diversionary treatments and systems of care for defendants with mental
 20 and substance abuse illnesses.

21

22 25. This appropriation to the department of transportation is to
 23 provide aid to commercial air providers to mitigate financial hardship,
 24 including supporting payroll costs, lost pay and benefits for returning

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1 employees, support of operations and maintenance of existing equipment
2 and facilities.

3

4 26. This appropriation to the department of health is to procure
5 twenty-four (24) hours per day suicide prevention services.

6

7 28. This appropriation to the department of health is for the purpose
8 of training one hundred three (103) mental health first aid trainers
9 across the state to include two (2) trainers in each county, one (1)
10 trainer in each school district, one (1) trainer in each community
11 college district and one (1) trainer in the University of Wyoming. This
12 appropriation is intended to increase access to mental health first aid
13 trainers for purposes of training community members to assist residents
14 experiencing mental health or substance abuse challenges due to the
15 COVID-19 pandemic.

16

17 29. (a) This appropriation to the department of health is for the
18 purpose of establishing a grant program for emergency medical service
19 providers and county and municipal law enforcement agencies to deliver
20 and improve access to mental health services for first responders as
21 defined by W.S. 27-14-102(a)(xxxi) and law enforcement officers. An
22 emergency medical service provider or county or municipal law
23 enforcement agency seeking a grant under this footnote shall apply to
24 the department detailing the provider's or agency's grant proposal on

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1 an application provided by the department. Grant proposals shall be
2 evaluated by the department and prioritized for grant funding based on
3 the following criteria:

4

5 (i) The degree to which the proposal will reasonably
6 achieve the intent of this program;

7

8 (ii) The adequacy of the proposal's approach to ensuring
9 that any mental health programming funded through the receipt of a
10 grant can be independently sustained by the emergency medical service
11 provider or county or municipal law enforcement agency into the future.

12

13 30. ~~This Of this~~ appropriation to the department of family services,
14 two hundred twenty-five thousand dollars (\$225,000.00)ARPD is for the
15 purpose of planning a system to maximize state and local food
16 distribution and minimize waste of donated and publicly purchased food
17 to feed needy children, families and elderly persons with the intent to
18 identify best practices and opportunities for enhancement and
19 improvement. Of this appropriation, three million twenty-five thousand
20 dollars (\$3,025,000.00)ARPD is to provide one (1) time grant funds to
21 Wyoming organizations and entities to implement recommendations from
22 the assessment and evaluation of the food distribution system to
23 Wyoming citizens who face food insecurity.

24

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OTHER

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1 ~~31. This appropriation to the University of Wyoming's college of~~
2 ~~health sciences is for purposes of setting up and developing an~~
3 ~~accredited physician assistant training program capable of educating~~
4 ~~and training cohorts of five (5) Wyoming physician assistant students~~
5 ~~per year. The program shall work and align as closely as possible with~~
6 ~~current medical education and training programs. The physician~~
7 ~~assistant program may allow students to participate remotely from any~~
8 ~~Wyoming community college as practicable.~~

9
10 32. This appropriation to the supreme court is for purposes of
11 assisting with the provision of civil legal needs of low-income
12 individuals, clients with special needs and other vulnerable populations
13 and improving access to legal services during the COVID-19 pandemic
14 through equal justice Wyoming. This appropriation shall be used by the
15 supreme court to implement a common case management system for nonprofit
16 civil legal aid providers, create an online triage portal for low-income
17 individuals allowing for increased access to civil legal services,
18 broaden access for limited English proficient individuals to the court
19 system through remote interpretation and upgrade the equal justice
20 Wyoming website, which serves as the central information repository for
21 clients seeking legal assistance.

22

23 **Section 3.**

1

2 (a) The following sums of money, or so much thereof as
3 is necessary, are appropriated to the specified agencies to
4 be expended for the purposes and programs specified by this
5 act beginning April 1, 2023 and ending December 31, 2026.
6 Unless otherwise specifically provided, the conditions,
7 terms and other requirements on appropriations in this act
8 are effective until December 31, 2026.

9

10 (b) The following sums of money are intended to
11 provide a maximum amount for each appropriation and shall
12 not be construed to be entitlements or guaranteed amounts.
13 If the total appropriations under this section exceed the
14 unexpended, unobligated American Rescue Plan Act direct
15 funds available to the state:

16

17 (i) The governor shall reduce and prioritize
18 appropriations to executive branch agencies and the
19 University of Wyoming to not exceed the total unexpended,
20 unobligated funds;

APPROPRIATION	OTHER FUNDS
FOR	\$
1	
2 (ii) The supreme court, in consultation with the	
3 governor, shall reduce and prioritize appropriations for	
4 supreme court projects, to not exceed the total unexpended,	
5 unobligated funds.	
6	
7 Section 401. AMERICAN RESCUE PLAN DIRECT (ARPD) 2023 APPROPRIATIONS	
8	
9 AGENCY & PROGRAM	
10 048 - Behavioral Health Redesign ¹ .	5,000,000 ARPD
11 049 - Family Resource Centers ⁶ .	2,750,000 ARPD
12 049 - High Needs and High-Risk Youth ² .	4,000,000 ARPD
13 049 - Difficult to Employ	
14 Self-Sufficiency Program ⁴ .	2,252,500 ARPD
15 053 - Workforce Programs II ³ .	2,500,000 ARPD
16 060 - Local Gov. Community Facilities ⁷ .	9,000,000 ARPD
17 101 - Treatment Courts Transfer ⁵ .	<u>100,000 ARPD</u>
18 TOTALS	25,602,500

19

20 1. This appropriation to the department of health, behavioral health

21 division, is for implementation and infrastructure changes for

22 behavioral health redesign as provided in 2021 Wyoming Session Laws,

23 Chapter 79 and 2022 Wyoming Session Laws, Chapter 31. This appropriation

24 shall be used in lieu of the expenditure of state general funds for any

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1 qualifying ARPD expenditures for the implementation of the behavioral
2 health redesign.

3

4 2. This appropriation to the department of family services is to
5 provide educational, behavioral health, child welfare and juvenile
6 delinquency services to children who have profound and complex diagnoses
7 including mental health, intellectual disabilities and severe behavioral
8 issues.

9

10 3. (a) This appropriation to the department of workforce services is
11 for distribution to or through the Wyoming business council, department
12 of workforce services, University of Wyoming or Wyoming community
13 college commission and community colleges for:

14

15 (i) Pre-apprenticeships and apprenticeships;

16

17 (ii) Targeted healthcare workforce programs;

18

19 (iii) Targeted early childhood workforce programs;

20

21 (iv) Dislocated and underemployed talent transition
22 programs;

23

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1 (v) Workforce development for targeted populations who do
 2 not qualify for other assistance, including prisoners released on
 3 parole;

4

5 (vi) Assistance to former Wyoming residents who demonstrate
 6 an intent to return to Wyoming for careers;

7

8 (vii) Economic development training for state, local and
 9 private economic development professions.

10

11 (b) No funds from this appropriation shall be expended on post-
 12 secondary education other than for career and technical education
 13 determined by the governor to be critical to the Wyoming workforce.

14

15 4. This appropriation to the department of family services is to
 16 develop an integrated case management model for clients who are among
 17 the most difficult to employ and whose barriers have kept them from re-
 18 entering the workforce after the COVID-19 pandemic.

19

20 5. This appropriation to the supreme court is to implement, expand and
 21 improve court supervised treatment programs within the judicial branch.
 22 This appropriation shall only be effective if 2023 Senate File 0023 is
 23 enacted into law.

24

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1 6. This appropriation to the department of family services is for the
 2 purposes of developing a program to provide grants, collect and monitor
 3 data and provide technical assistance to communities to establish or
 4 strengthen family resource centers.

5

6 7. This appropriation to the office of state lands and investments is
 7 for administrative costs and merit based allocation of competitive
 8 grant funding to cities, counties and tribal governments in Wyoming for
 9 capital development of community facilities that can serve as a meeting
 10 area that can accommodate at least four hundred (400) persons in the
 11 event of an emergency and that are located in a designated urban
 12 renewal or redevelopment area that was impacted by the COVID-19
 13 pandemic to address the COVID-19 public health emergency or its
 14 negative economic impacts. The maximum grant for any single project
 15 shall be four million dollars (\$4,000,000.00). Subject to the
 16 limitations provided in this footnote, the allocations of the
 17 competitive grant funding shall be determined by the state loan and
 18 investment board.

19

1

2 **Section 4.**

3

4 (a) Funds appropriated under this act may be expended
5 or obligated by the executive branch or judicial branch
6 subject to the following conditions:

7

8 (i) It is the intent of the legislature that the
9 appropriations in this act not be included in the respective
10 agencies' standard budget for the immediately succeeding
11 fiscal biennium, unless otherwise specifically provided;

12

13 (ii) The appropriations in this act shall not be
14 revised, changed, redistributed or increased pursuant to
15 W.S. 9-2-1005(b)(ii) and (iii);

16

17 (iii) The appropriations in this act shall not be
18 transferred or expended for any purpose other than the
19 purpose for which they are appropriated.

20

21 (b) No expenditure of funds shall be made under this
22 act except in accordance with state and federal laws,
23 regulations and orders.

1

2 (c) The governor shall implement reporting
3 requirements on the recipient of any grant, distribution or
4 aid authorized under this act sufficient to comply with all
5 federal reporting requirements.

6

7 (d) The governor is authorized to establish by order
8 or rule emergency programs for which funds are appropriated
9 in this act that are consistent with the terms of the
10 American Rescue Plan Act of 2021, P.L. 117-2, and that do
11 not obligate the state to make any expenditure of state
12 funds not appropriated by the legislature. Any emergency
13 program under the authority granted in this act shall expire
14 on December 31, 2026 unless expressly continued by act of
15 the legislature.

16

17 (e) The governor shall report to the joint
18 appropriations committee on a monthly basis on all of the
19 following:

20

21 (i) The aggregate allocation of funds
22 appropriated in this act, by program;

23

1 (ii) Program expenditures;

2

3 (iii) Grant awards;

4

5 (iv) Grant expenditures.

6

7 **Section 5.**

8

9 (a) From any unexpended funds appropriated in this
10 act and in 2022 Wyoming Session Laws, Chapter 50, Section
11 2, Section 400 remaining at project completion, as
12 determined by the recipient agency, an amount not to exceed
13 twenty-one million eight hundred ten thousand dollars
14 (\$21,810,000.00) shall revert and are hereby reappropriated
15 to the Wyoming water development commission for the Goshen
16 irrigation district tunnels 1 and 2 rehabilitation water
17 development project.

18

19 (b) Not more than ten (10) business days after the
20 end of each calendar quarter, the Wyoming water development
21 commission shall calculate the sum of all expenditures for
22 the Goshen irrigation district tunnels 1 and 2
23 rehabilitation water development project from funds

1 specified in subsection (a) of this section and shall
2 submit the amount to the state auditor. Upon receiving each
3 calculation from the Wyoming water development commission
4 required by this subsection, the state auditor shall
5 transfer the sum calculated under this subsection from
6 water development account II to the legislative
7 stabilization reserve account.

8

9 **Section 6.** Nothing in this act shall be construed to
10 modify or impair any existing contract or obligation of the
11 state that is executed or incurred on or before the
12 effective date of this act.

13

14 **Section 7.** To the extent the total sum of
15 appropriations made under any law enacted through the 2023
16 general session exceed the amount of unexpended,
17 unobligated American Rescue Plan Act direct funds available
18 for expenditure, the appropriations made under this act and
19 2022 Wyoming Session Laws, Chapter 50, Section 2, Section
20 400 as amended by section 2 of this act, shall be given
21 precedence.

22

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

5

6

(END)