

SENATE FILE NO. SF0047

School finance-amendments.

Sponsored by: Joint Education Interim Committee

A BILL

for

1 AN ACT relating to school finance; authorizing data access
2 to retirement information for model monitoring and other
3 education data purposes subject to specified limitations;
4 expanding monitoring reporting process; adjusting cost of
5 education study components to the education resource block
6 grant funding model as specified; modifying repayment
7 interest for advance foundation payments to school
8 districts; and providing for an effective date.

9

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

11

12 **Section 1.** W.S. 9-3-409(b) by creating a new
13 paragraph (v), 21-13-309(u) and 21-13-313(g) are amended to
14 read:

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16 **9-3-409. Retirement board; rules and regulations;**
17 **powers and privileges required to perform functions;**

1 requiring employers to furnish information and keep
2 records; limited retirement data access.

3

4 (b) The board shall:

5

6 (v) Authorize access to retirement system
7 information maintained by the board to the department of
8 enterprise technology services for use by designated state
9 agencies in supporting the education resource block grant
10 model monitoring process established under W.S.
11 21-13-309(u) and the statewide education longitudinal data
12 system and education accountability systems required under
13 W.S. 21-2-204, subject to the following:

14

15 (A) Data access shall be restricted to
16 those data elements identified under agreement between the
17 department of enterprise technology services, the
18 designated state agency performing data analysis for
19 purposes specified by this paragraph and the board;

20

21 (B) Data management shall continue under
22 the board;

23

1 (C) Privacy, protection and use of data
2 accessed under this paragraph shall be specified by
3 agreement between the department of enterprise technology,
4 the designated state agency and the board, with assurances
5 to the board that proper safeguards are instituted by the
6 department and the designated agency to maintain data
7 security and confidentiality. The safeguards shall assure
8 that all data released for access is sufficiently
9 aggregated or redacted so that no individual person can be
10 identified by way of specific information or by so
11 narrowing a search of data sets so as to make any person's
12 identity available.

13

14 **21-13-309. Determination of amount to be included in**
15 **foundation program for each district.**

16

17 (u) To ensure model components specified under the
18 education resource block grant model defined under W.S.
19 21-13-101(a)(xiv), as enumerated and enacted by the
20 legislature and included in "Attachment A" referenced in
21 W.S. 21-13-101(a)(xvii), remain resourced at cost-based
22 levels between periods of model recalibration required
23 under subsection (t) of this section, and prior to
24 adjustment for the effects of inflation for any school year

1 under subsection (o) of this section, the joint education
2 interim committee shall annually receive and review reports
3 in accordance with this subsection and report to the joint
4 appropriations interim committee as required by this
5 subsection. The legislative service office shall assemble
6 information necessary to develop a model monitoring process
7 and other reports for the committee using data maintained
8 by the department of education and other state agencies.
9 For this purpose, the department shall annually update and
10 compile information, in a format contained within reports
11 provided during 2010 model recalibration, reported at the
12 model component level, on school district allocation of
13 model resources, as well as other information provided for
14 purposes of developing and completing the 2010 cost of
15 education studies. To the extent possible, education
16 accountability information collected to support W.S.
17 21-2-204 shall also be included in the monitoring process
18 data reporting and analysis. Each year excluding the first
19 school year of application of any model recalibration
20 performed under subsection (t) of this section, the
21 information and analysis assembled by the legislative
22 service office under this subsection shall be reported to
23 the joint education interim committee in sufficient time to
24 allow committee review of and deliberation on the report

1 and the submission of recommendations to the joint
2 appropriations interim committee by October 15 of the
3 applicable school year. Report recommendations shall be
4 used by the joint appropriations interim committee in its
5 determination of legislative recommendation on model
6 adjustment under subsection (o) of this section.

7

8 **21-13-313. Distribution of funds from foundation**
9 **account; property tax and cash reserve adjustment;**
10 **regulations.**

11

12 (g) In addition to subsections (b) and (c) of this
13 section, the state superintendent shall, for any district
14 subject to W.S. 21-13-102(b) as determined by the
15 department for any school year, or for any district not
16 subject to W.S. 21-13-102(b) whose entitlement amount
17 determined under W.S. 21-13-311(a) for any school year is
18 equal to or less than twenty percent (20%) of the
19 foundation program amount computed under W.S. 21-13-309(p),
20 and upon demonstration by the district of financial need as
21 documented by cash flow analysis, provide payments from the
22 school foundation program account in an amount not to
23 exceed one-fifth (1/5) of the foundation program amount
24 computed for that district for that school year in

1 accordance with W.S. 21-13-309. The computed amount shall
2 be paid to each eligible district on or before September 1
3 based upon tentative computations under W.S. 21-13-309, for
4 which the department may use fiscal information available
5 from foundation program computations for the previous
6 school year in the manner provided under subsection (b) of
7 this section. Any district receiving a payment under this
8 subsection and repaying the foundation program account by
9 December 15 of that school year shall not be assessed
10 interest. After December 15, the district shall be
11 assessed interest at a rate equal to the rate specified by
12 W.S. 21-13-316(a) until the payment is repaid in full. If
13 repayment is not possible due to uncollected revenues under
14 W.S. 21-13-310(a)(i) and (ii), as certified by documented
15 cash flow analysis supporting financial need, the
16 department may extend the period for which interest is not
17 assessed. In no event shall an advance payment under this
18 subsection extend beyond and remain unpaid by any district,
19 including interest, on and after June 15 of that school
20 year.

21

22 **Section 2.**

23

1 (a) For school year 2013-2014, the model components
2 specified within the 2010 cost of education study, as
3 accepted by the legislature but prior to modification by
4 the legislature under 2011 Wyoming Session Laws, Chapter
5 185, Attachment "A"(b), shall be adjusted for the effects
6 of inflation in accordance with recommendations of the 2012
7 monitoring series of reports assembled and submitted
8 pursuant to W.S. 21-13-309(u). The adjustments to model
9 components under this section shall be applied to the
10 levels of respective components which have been adjusted in
11 accordance with 2012 Wyoming Session Laws, Chapter 99,
12 Section 5. The August 2011 report contains recommendations
13 by consultants to the legislature and is on file with the
14 legislative service office. Adjustments shall be as
15 follows:

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17 (i) For the educational materials category of
18 model components as defined by 2011 Wyoming Session Laws,
19 Chapter 185, Attachment "A"(a)(iii), as amended by 2012
20 Wyoming Session Laws, Chapter 99, Section 3, two and
21 seventy-eight hundredths percent (2.78%) reflecting the
22 annual change measured by the BLS Producer Price Index for
23 Office Supplies and Accessories;

24

1 (ii) For the energy category of model components
2 as defined by 2011 Wyoming Session Laws, Chapter 185,
3 Attachment "A"(a)(iv), as amended by 2012 Wyoming Session
4 Laws, Chapter 99, Section 3, a negative four and sixty-
5 three hundredths percent (-4.63%) reflecting the annual
6 change measured by the BLS Producer Price Index for
7 Commercial Electric Power weighted at 44.1% and the BLS
8 Producer Price Index for Natural Gas weighted at 55.9%.

9

10 **Section 3.** This act is effective July 1, 2013.

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(END)