

ENROLLED ACT NO. 37, SENATE

SIXTY-FOURTH LEGISLATURE OF THE STATE OF WYOMING
2018 BUDGET SESSION

AN ACT relating to economic diversification and development; modifying membership and authority of the economically needed diversity options for Wyoming (ENDOW) executive council; expanding agriculture marketing program within the Wyoming business council; providing for international trade representatives; specifying additional economic diversification and development studies; providing for subaccounts within the economic diversification account; providing appropriations; modifying other appropriations; and providing for an effective date.

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

Section 1. W.S. 9-12-105(a)(vii), 9-12-109, 9-12-1401(a), 9-12-1402(a) by creating a new paragraph (xii) and 9-12-1404 are amended to read:

9-12-105. Economic development services.

(a) It shall be the duty of the council to encourage, stimulate and support the development and expansion of the economy of the state. The council is charged with the following duties and responsibilities:

(vii) To encourage the export of products and services from the state to national and international markets. In addition to conducting international and other market research as authorized in W.S. 9-12-106(b), the council shall employ or contract with persons for purposes of developing new markets and expanding foreign trade efforts, including expanding international markets for Wyoming services, Wyoming agricultural and other products and commodities, and targeted consumer advertising; and

9-12-109. Promotion of agriculture.

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(a) The council shall encourage and promote the development of agriculture in the state including horticulture, apiculture, livestock, poultry, dairying and the kindred industries and including the development of new value-added agribusiness and product uses and markets for Wyoming agricultural products.

(b) The council shall solicit input from industry groups and in consultation with the economically needed diversity options for Wyoming (ENDOW) executive council:

(i) Develop a strategy to create small regionally located beef processing plants inspected by the United States department of agriculture and mid-to-large sized processing plants for international sales;

(ii) Market Wyoming grown agricultural products in-state, regionally, nationally and internationally, through market development, trade shows and social media and other media outlets; and

(iii) Enhance the council's website to promote Wyoming grown agricultural products including match making services between key food system partners.

9-12-1401. Economically needed diversity options for Wyoming executive council; creation; appointment and terms of members.

(a) There is created the economically needed diversity options for Wyoming (ENDOW) executive council. The members shall represent existing, new and emerging economic sectors or subsectors or have demonstrated executive level experience. The council shall consist of

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not more than ~~fifteen (15)~~ twenty (20) voting members, appointed by the governor with the advice and consent of the senate. The presiding officers of the house and senate and the chairmen of the house and senate minerals, business and economic development committees shall be ex officio, nonvoting members. The governor may remove any appointed member as provided in W.S. 9-1-202. If an appointed member's position is vacant the governor shall appoint a new member as provided in W.S. 28-12-101. The governor, or his designee, shall be a member and ~~cochairman~~ chairman of the council, but shall not vote. The council shall elect a ~~cochairman~~ vice-chairman from among the appointed members. One-half plus one (1) of the appointed members shall have initial terms of four (4) years and the remaining members shall have initial terms of two (2) years. Thereafter, appointed members shall serve for terms of four (4) years.

9-12-1402. General powers and duties of the council; economic diversification policy and strategy; authority of governor.

(a) The ENDOW executive council shall:

(xii) In consultation with the University of Wyoming, community colleges, the department of education, department of workforce services and Wyoming business council, review existing career technical education programs and develop recommendations regarding opportunities to better coordinate existing public and private programs, and develop or acquire existing career technical education facilities to further technical education opportunities in the state. The recommendations shall be included in the council's twenty (20) year economic diversification strategy and may be included in

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the council's four (4) year action plan as determined appropriate by the council.

9-12-1404. Economic diversification account created; authorized expenditures.

(a) There is created an economic diversification account. All monies in the account are continuously appropriated to the office of the governor to be used ~~solely~~ for the purposes of this article and as otherwise specified by law, including per diem, mileage and other administrative expenses of the ENDOW executive council. Notwithstanding W.S. 9-2-1008 and 9-4-207, funds in the account shall not lapse at the end of the fiscal period. Interest earned on funds in the account shall be deposited to the account or appropriate subaccount. Within the account shall be subaccounts. For accounting and investment purposes only all subaccounts shall be treated as separate accounts. The subaccounts are as follows:

(i) The agriculture marketing subaccount. Funds within this subaccount may be expended as requested by the Wyoming business council and approved by the governor or his designee to provide funding for purposes of W.S. 9-12-109.

(b) The governor may accept, and shall deposit to the account, or to the appropriate subaccount within the account, any gifts, contributions, donations, grants or federal funds specifically designated for purposes of this article or other ENDOW related program.

Section 2. Notwithstanding W.S. 9-12-1401(a), of the additional five (5) members appointed to the ENDOW council pursuant to this act, two (2) members shall be appointed

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for an initial term ending March 31, 2021 and three (3) members shall be appointed for an initial term ending March 31, 2023.

Section 3.

(a) There is appropriated four hundred thousand dollars (\$400,000.00) from the general fund to the Wyoming business council to conduct international marketing and trade activities authorized under W.S. 9-12-105(a)(vii) and 9-12-106(b). Notwithstanding any other provision of law, funds appropriated under this subsection shall not be transferred or expended for any other purpose. Unobligated, unencumbered funds appropriated in this subsection shall revert on June 30, 2020.

(b) There is appropriated from the legislative stabilization reserve account two million dollars (\$2,000,000.00) to the agricultural marketing subaccount within the economic diversification account. Upon the effective date of this act:

(i) The appropriation contained in 2018 House Bill 0001, section 321(a)(ii) to the economic diversification account created by W.S. 9-12-1404(a) shall be reduced two million dollars (\$2,000,000.00); and

(ii) 2018 House Bill 0001, section 321(a)(ii)(A) introductory subparagraph and subdivisions (A)(I) through (III) shall not be effective.

ORIGINAL SENATE
FILE NO. SF0108

ENGROSSED

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

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the Senate.

Chief Clerk