

SENATE FILE NO. SF0121

State funded capital construction-2.

Sponsored by: Joint Appropriations Committee

A BILL

for

1 AN ACT relating to state funded facilities; providing  
2 appropriations for state funded capital construction;  
3 providing for conditions and other requirements related to  
4 state funded capital construction projects; providing for  
5 loans for capital construction of student dormitories;  
6 establishing accounts; providing for continuous appropriations  
7 as specified; specifying duties of the state construction  
8 department and the department of administration and  
9 information; requiring reports; providing definitions;  
10 creating an advisory task force; creating a task force;  
11 imposing a moratorium on the expenditure of funds and  
12 disposition of property as specified; providing funding and  
13 conditions of mineral impacted road projects; providing for  
14 real property lease negotiations as specified; providing for  
15 matching funds to be used for funding university

1 intercollegiate athletics facilities; providing additional  
2 appropriations; and providing for effective dates.

3

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

5

6 **Section 1.** W.S. 21-18-319 and 36-8-1701 are created to  
7 read:

8

9 **21-18-319. Student dormitory capital construction loans;**  
10 **rulemaking; requirements; reporting; definition.**

11

12 (a) The state loan and investment board may negotiate  
13 and make loans from the permanent Wyoming mineral trust fund  
14 to community college districts for capital construction of  
15 student dormitories, including the purchase of land,  
16 buildings, facilities and necessary rights-of-way. The  
17 aggregate sum of all outstanding loans made under this section  
18 shall not exceed thirty million dollars (\$30,000,000.00). The  
19 board shall adopt rules as it deems advisable or necessary to  
20 administer the loans authorized in this section.

21

22 (b) In making loans authorized in this section, the  
23 board shall establish in rule the requirements and standards

1 which it determines to be advisable or necessary and in  
2 accordance with the following:

3

4 (i) To qualify for a loan a community college  
5 district shall demonstrate in its application:

6

7 (A) A commitment to adequately maintain the  
8 student dormitory for which the loan is requested for the full  
9 term of the loan or for the period in which there remains an  
10 outstanding loan balance;

11

12 (B) That all costs for the construction of the  
13 student dormitory will be funded at the time of receipt of the  
14 loan, with funding sources specified in the application.

15

16 (ii) The determination of whether to make a loan  
17 shall include consideration of:

18

19 (A) The community college district's need for  
20 the student dormitory and the financial needs of the community  
21 college district in relation to the student dormitory;

22

1                   (B) The ability of the community college  
2 district to repay the loan.

3

4                   (iii) Any community college district with a  
5 significant demonstrated need to increase student dormitory  
6 capacity on campus shall be granted first priority for loans.  
7 As used in this paragraph, "significant demonstrated need"  
8 means a community college of any community college district  
9 having an enrollment of at least two thousand (2,000) full-  
10 time equivalent students and which, at the time of  
11 application, provides less than three hundred (300) student  
12 dormitory rooms located on community college district  
13 property;

14

15                   (iv) Loans shall be at an interest rate of one-  
16 tenth of one percent (.1%) multiplied by each year of the  
17 initial loan term. In the event of prepayment of a loan, the  
18 interest rate shall be calculated at the actual loan period,  
19 but no refund of prior interest paid shall be made to the  
20 community college district;

21

22                   (v) Loans shall not exceed an initial term of  
23 twenty-five (25) years for repayment;

1

2           (vi) Adequate security for loans shall be required  
3 and may include:

4

5           (A) A pledge of the revenues from the student  
6 dormitory for which the loan was granted;

7

8           (B) A pledge of other revenues available to  
9 the community college district receiving the loan;

10

11           (C) Any other security device or requirement  
12 deemed advantageous or necessary by the board.

13

14           (vii) Annual financial statements shall be required  
15 from any community college district receiving a loan. In  
16 addition, the expenditures and progress of the project related  
17 to the loan shall be reported to the board at least annually  
18 or more frequently if deemed advisable by the board. At the  
19 end of the term of the loan, the community college district  
20 shall provide to the board a comprehensive report that shall,  
21 at minimum, include a financial review and a list of the  
22 accomplishments as a result of the loan;

23

1           (viii) No loan shall be made without the written  
2 opinion of the attorney general certifying the legality of the  
3 transaction and all documents connected therewith. An election  
4 by the qualified electors of the community college district  
5 approving the construction of student dormitories and  
6 borrowing of funds under this section shall be required only  
7 if the attorney general determines an election is otherwise  
8 required by law;

9

10           (ix) A loan origination fee of one percent (1%) of  
11 the loan amount shall be paid by the community college  
12 district to the board to be credited to a loss reserve  
13 account, which is hereby created:

14

15           (A) Revenues received by the board for deposit  
16 in the loss reserve account shall be transmitted to the state  
17 treasurer for deposit to the account;

18

19           (B) Funds in the loss reserve account shall be  
20 used to pay the administrative and legal expenses of the board  
21 in making collections and foreclosing on loans made pursuant  
22 to this section;

23

1           (C) If, as a result of default in the payment  
2 of any loan made under this section there occurs a  
3 nonrecoverable loss either to the corpus of, or interest due  
4 to the permanent Wyoming mineral trust fund, the board shall  
5 restore the loss to the fund using any funds available in the  
6 loss reserve account. If the funds in the loss reserve account  
7 are insufficient to restore the full amount of the loss, the  
8 board shall submit a detailed report of the loss to the  
9 legislature and shall request an appropriation to restore the  
10 balance of the loss to the permanent Wyoming mineral trust  
11 fund.

12

13           (x) The board, whenever it deems necessary for the  
14 better protection of the permanent Wyoming mineral trust fund,  
15 may refinance any delinquent loan made under this section and  
16 reamortize the loan over not more than thirty (30) years from  
17 the date of refinancing. All costs of refinancing the loan  
18 shall be paid by the community college district that is  
19 delinquent on the original loan and no loan shall be  
20 refinanced where it appears refinancing will jeopardize the  
21 collection of the loan. A fee of one percent (1%) of the  
22 refinanced loan amount shall be paid by the community college  
23 district to the board to be credited to a loss reserve account

1 created by paragraph (ix) of this subsection. The rate of  
2 interest for any refinanced loan shall be at the same rate  
3 specified under paragraph (iv) of this subsection multiplied  
4 by the total years of the refinanced loan period, but not to  
5 exceed a total maximum of two and one-half percent (2.5%).

6

7 (c) Loans to a community college district under this  
8 section shall not be used for any other infrastructure need of  
9 the community college district that is not directly associated  
10 with the development and construction of student dormitories.

11

12 (d) On or before June 30 of each year, the board shall  
13 report information on the administration of loans made  
14 pursuant to this section to the joint appropriations  
15 committee, the joint minerals, business and economic  
16 development interim committee and the joint education interim  
17 committee. The report shall include a list of all loan  
18 requests made in the previous twelve (12) months, the amount  
19 approved by project, expenditures by project and the progress  
20 of each project as of the date of the report, including  
21 outstanding loan amounts, repayment schedules and any  
22 delinquencies.

23



1 (e) As used in this section, "board" means the state  
2 loan and investment board and includes assistance provided by  
3 the office of state lands and investments.

4

5

ARTICLE 17

6

RANCH A

7

8

**36-8-1701. Ranch A account; use of funds.**

9

10 (a) There is created the Ranch A account. The board of  
11 land commissioners shall deposit all earnings, whether from  
12 lease or otherwise, generated by state owned property commonly  
13 known as "Ranch A" to the account. The board may accept gifts  
14 from any individual or entity for Ranch A and shall deposit  
15 those funds to the account. Funds in the account from any  
16 source are continuously appropriated to the board for purposes  
17 of capital construction projects, major maintenance and  
18 maintenance of the outdoor recreation area and the facilities  
19 comprising Ranch A. Notwithstanding W.S. 9-2-1008 and  
20 9-4-207, any earnings from funds in the account shall be  
21 credited to the account and shall not lapse at the end of any  
22 fiscal period.

23

1 (b) As used in this section "Ranch A" means the  
2 following described property: In township 52 north, range 60  
3 west, 6th p.m., section 18, lots 3, 4: SE1/4 SW1/4: SW1/4  
4 SE1/4: 7.79 acres in NE1/4 SW1/4; section 19 lot 1, NE1/4  
5 NW1/4. In township 52 north, range 61 west, 6th p.m., section  
6 13: lot 4: W1/2 SE1/4: SE1/4 SE1/4; section 24 NE1/4 (less 1.0  
7 acre): NE1/4 NW1/4: E1/2 NE1/4 NW1/4 SE1/4 less south 50 feet:  
8 W1/2 NW1/4 NE1/4 SE1/4 less south 50 feet. All containing six  
9 hundred twelve and ninety-four hundredths (612.94) acres more  
10 or less.

11

12 **Section 2.** W.S. 9-2-3004(c) by creating a new paragraph  
13 (viii) and 21-18-102(a)(xxiii) are amended to read:

14

15 **9-2-3004. Duties of the department.**

16

17 (c) The department shall:

18

19 (viii) Review the final design, drawings and plans  
20 of any capital construction project prior to commencing with  
21 bidding to ensure that energy efficient best practice  
22 techniques and processes are included in the design of any  
23 capital construction project funded with federal funds and for

1 which the state is required to expend state funds to fully or  
2 partially pay for operations, routine maintenance or major  
3 maintenance expenses for the facility. Upon conclusion of  
4 each review, the department shall submit a report of findings  
5 to the joint appropriations committee and the joint  
6 transportation, highways and military affairs interim  
7 committee.

8

9 **21-18-102. Definitions.**

10

11 (a) As used in this act:

12

13 (xxiii) "This act" means W.S. 21-18-101 through  
14 ~~21-18-317~~ 21-18-319.

15

16 **Section 3.**

17

18 (a) As used in section 3 through 16 of this act:

19

20 (i) "Appropriation" means the authorizations  
21 granted by the legislature under this act to make expenditures  
22 from and to incur obligations against the general and other  
23 funds as specified;

1

2 (ii) "Approved budget" means as defined in W.S.  
3 9-2-1005(e);

4

5 (iii) "FF" means federal funds;

6

7 (iv) "PR" means private funding sources;

8

9 (v) "SR" means an agency's account within the  
10 special revenue fund;

11

12 (vi) "T5" means the penitentiary permanent land  
13 fund;

14

15 (vii) "S10" means the legislative stabilization  
16 reserve account.

17

18 [CAPITAL CONSTRUCTION]

19

20 **Section 4.**

21

22 (a) The following sums of money are appropriated for the  
23 capital construction projects specified. Appropriations for

1 these projects remain in effect until the project is  
 2 completed, unless otherwise provided. Appropriated funds under  
 3 this section shall be expended only on the projects specified  
 4 and any unused funds remaining at project completion shall  
 5 revert to the accounts from which they were appropriated. The  
 6 amounts appropriated in this section are intended to provide a  
 7 maximum amount for each project and shall not be construed to  
 8 be an entitlement or guaranteed amount:

9

10 (i) Appropriations for projects with state funding  
 11 administered through the state construction department:

12

13	GENERAL	FEDERAL	OTHER	TOTAL
14	FUND	FUNDS	FUNDS	APPROPRIATION
15	FOR	\$	\$	\$

16 **Section 027. CAPITAL CONSTRUCTION PROJECTS**

17

18 PROGRAM

19	SBC Contingency	9,000,000		9,000,000
20	NWCCD- Health Science Bldg.	385,000		385,000
21	LCCC- PE Building Reno		7,300,000 PR	7,300,000
22	NWCC- Performing Arts Ctr. <sup>1.</sup>	495,000	495,000 PR	990,000
23	NWCC- Student Center <sup>1.</sup>	550,000	550,000 PR	1,100,000
24	LCCC- Albany Cty Campus		1,300,000 PR	1,300,000

25

1		GENERAL	FEDERAL	OTHER	TOTAL
2	APPROPRIATION	FUND	FUNDS	FUNDS	APPROPRIATION
3	FOR	\$	\$	\$	\$
4					
5	CC- Visual Arts Bldg. <sup>1.,2.</sup>	1,750,000		1,750,000 PR	3,500,000
6	CC- Ag & Equine Center <sup>1.,3.</sup>	6,000,000		6,000,000 PR	12,000,000
7	WWCC- Mechanical Repairs <sup>4.</sup>	1,071,200			1,071,200
8	LCCC- Fine Arts Bldg. <sup>1.</sup>	7,000,000		7,000,000 PR	14,000,000
9	Mil- Cheyenne Readiness		28,900,000		28,900,000
10	Mil- Guernsey Readiness		22,300,000		22,300,000
11	Mil- Guernsey Air Tower		17,000,000		17,000,000
12	DFS- Maghee Bldg. Remodel	2,170,000			2,170,000
13	State Parks- Health/Safety			4,300,000 SR	4,300,000
14	State Parks- Terr. Prison			210,000 SR	210,000
15	State Parks- Water Fac.			770,000 SR	770,000
16	DOC- WSP Repairs <sup>5., 6.</sup>			8,184,125 T5	8,184,125
17	State Facilities Const. <sup>7.</sup>			15,000,000 S10	15,000,000
18	State Facilities- Casper <sup>8.</sup>			5,000,000 S10	5,000,000
19	Veterans Museum <sup>9.</sup>			5,000,000 S10	5,000,000
20	TOTALS	28,421,200	68,200,000	62,859,125	159,480,325

21

22 1. As a condition of this general fund appropriation, the community college to  
23 which the funds are appropriated shall expend the entire appropriation of other  
24 funds prior to the release of any general funds appropriated for purposes of the  
25 authorized capital construction project.

1

2 2. Casper College shall complete requirements specified in footnotes 1 and 3 of  
3 this section for the Casper College-Agriculture and Equine Center appropriation  
4 before release of the general fund appropriation for the Casper College-Visual Arts  
5 Building.

6

7 3. For the Casper College-Agriculture and Equine Center, any funds expended  
8 pursuant to 2014 Wyoming Session Laws, Chapter 26, Section 3, Section 006, footnote  
9 5 shall be considered expenditures of other funds for purposes of footnote 1 of  
10 this section if the Casper College-Agriculture and Equine Center is constructed on  
11 the property acquired from that expenditure.

12

13 4. Of this general fund appropriation, five hundred thousand dollars (\$500,000.00)  
14 shall only be expended upon a determination by the governor, in consultation with  
15 Western Wyoming Community College and the state construction department, that  
16 insufficient appropriations are available to address emergency repair needs related  
17 to building system failures at the college.

18

19 5. Of this other funds appropriation, three million one hundred eighty-four  
20 thousand one hundred twenty-five dollars (\$3,184,125.00)T5, or as much thereof as  
21 is available, is effective immediately and shall be expended on water mitigation  
22 projects, maintenance and repairs at the Wyoming state penitentiary recommended  
23 pursuant to the penal facility peer review study conducted under 2017 Wyoming  
24 Session Laws, Chapter 120, Section 332 and on file with the legislative service  
25 office.

26

27 6. Of this other funds appropriation, five million dollars (\$5,000,000.00)T5, or  
28 as much thereof as is available, shall be expended for operations, major  
29 maintenance, capital construction, repairs or inmate relocation in the event  
30 hazardous conditions resulting from subsurface movement or other building failure

1 at the Wyoming state penitentiary warrants an immediate response. Expenditures of  
 2 the appropriation subject to this footnote shall be made only upon the approval of  
 3 the governor after consultation with the joint appropriations committee. The  
 4 department of corrections shall report quarterly to the joint appropriations  
 5 committee on expenditures made from this appropriation subject to this footnote.  
 6 Any unexpended, unobligated funds remaining from the appropriation subject to this  
 7 footnote shall revert as provided by law on June 30, 2020.

8

9 7. Funds from this appropriation shall be deposited in the state facilities  
 10 construction account. This appropriation shall be effective immediately.

11

12 8. Funds from this appropriation shall be deposited to the Casper state facilities  
 13 account created in W.S. 9-4-223.

14

15 9. This appropriation shall only be expended subject to the provisions and  
 16 limitations in section 14 of this act.

17

18 (ii) Appropriations for University of Wyoming  
 19 projects:

20

21	GENERAL	FEDERAL	OTHER	TOTAL
22	FUND	FUNDS	FUNDS	APPROPRIATION
23	FOR	\$	\$	\$
24				
25	PROGRAM			
26	UW Family Med- Cheyenne <sup>1</sup> .		875,000 SR	875,000
27	UW Athletic Facilities <sup>2</sup> .	<u>                    </u>	<u>25,000,000</u> S10	<u>25,000,000</u>
28	TOTALS	0	25,875,000	25,875,000

29



1 1. Of this other funds appropriation, five hundred thousand dollars  
2 (\$500,000.00)SR is effective immediately.

3

4 2. Funds from this appropriation shall be deposited into the university athletic  
5 facilities challenge account and, notwithstanding W.S. 21-16-1001 through  
6 21-16-1003, expended pursuant to section 13 of this act.

7

8 [UNIVERSITY OF WYOMING SCIENCE INITIATIVE]

9

10 **Section 5.** Of the unobligated, unexpended funds in the  
11 University of Wyoming science initiative account created by  
12 W.S. 9-4-222, up to one hundred million dollars  
13 (\$100,000,000.00) is continuously appropriated to the  
14 University of Wyoming for purposes of construction of the  
15 science initiative facility. This appropriation shall remain  
16 in effect until the project is complete. Appropriated funds  
17 under this section shall be expended only on the science  
18 initiative facility and any unexpended, unobligated funds  
19 remaining at project completion shall revert to the account  
20 from which it was appropriated. The amount appropriated in  
21 this section is intended to provide a maximum amount for the  
22 project and shall not be construed to be an entitlement or  
23 guaranteed amount.

24

1 [CASPER STATE OFFICE BUILDING - APPROPRIATION AND ADVISORY  
2 TASK FORCE]

3

4 **Section 6.**

5

6 (a) There is created the Casper state office building  
7 advisory task force.

8

9 (b) The task force shall be comprised of:

10

11 (i) Four (4) members of the legislature as follows:

12

13 (A) Two (2) members of the senate, appointed  
14 by the president of the senate;

15

16 (B) Two (2) members of the house of  
17 representatives, appointed by the speaker of the house.

18

19 (ii) Five (5) members appointed by the governor to  
20 include:

21

22 (A) One (1) member from the state construction  
23 department;

1

2 (B) One (1) member to represent the interests  
3 of the city of Casper;

4

5 (C) One (1) member to represent the interests  
6 of the Casper downtown development authority;

7

8 (D) Two (2) members appointed from the state  
9 agencies that are anticipated to occupy the Casper state  
10 office building.

11

12 (c) The cochairmen of the task force shall be appointed  
13 by the president of the senate and the speaker of the house,  
14 respectively.

15

16 (d) The task force shall serve in an advisory role and  
17 provide recommendations to the executive branch of government  
18 for the procurement of professional services and completion of  
19 a level II feasibility study, as described in W.S.  
20 9-5-108(a)(ii), level III construction and operation plans, as  
21 described in W.S. 9-5-108(a)(iii), and construction of the  
22 Casper state office building project. While serving in an  
23 advisory role, the task force shall:

1

2 (i) Receive and, when necessary, request  
3 information from the state construction department to stay  
4 informed on all aspects of the Casper state office building  
5 project;

6

7 (ii) Closely monitor the procurement of  
8 professional services and progress on the planning and design  
9 of the Casper state office building project;

10

11 (iii) When necessary or prudent, make  
12 recommendations to the state construction department regarding  
13 important aspects of the Casper state office building project;

14

15 (iv) Provide interim reports on the activities of  
16 the task force to the joint appropriations committee not later  
17 than November 1 of each year that the task force is in  
18 existence;

19

20 (v) Include in each interim report any  
21 recommendations for legislative action that should be  
22 considered during the legislative session immediately

1 following the report as necessary to continue or complete the  
2 Casper state office building project.

3

4 (e) The task force shall be staffed by the state  
5 construction department with assistance provided by the  
6 legislative service office. In staffing the task force, the  
7 state construction department shall:

8

9 (i) Coordinate and schedule all meetings, assemble  
10 all required meeting agenda and meeting materials for the task  
11 force and include and communicate with the legislative service  
12 office to allow the legislative service office to provide  
13 sufficient assistance to the legislative members to fulfill  
14 their responsibilities as members of the task force;

15

16 (ii) Act as a liaison between the task force and  
17 the executive branch of government to communicate task force  
18 recommendations;

19

20 (iii) Provide regular updates and progress reports  
21 to the task force and the state building commission concerning  
22 the Casper state office building project;

23

1           (iv) Provide other information and assistance to  
2 the task force as requested.

3  
4           (f) The task force shall terminate on June 30, 2020.

5  
6           (g) There is appropriated twenty-two thousand dollars  
7 (\$22,000.00) from the general fund to the legislative service  
8 office. This appropriation shall be for the period beginning  
9 with the effective date of this section and ending June 30,  
10 2020. This appropriation shall only be expended for the  
11 purpose of funding salary, mileage and per diem of legislative  
12 members of the task force. Notwithstanding any other  
13 provision of law, this appropriation shall not be transferred  
14 or expended for any other purpose and any unexpended,  
15 unobligated funds remaining from this appropriation shall  
16 revert as provided by law on June 30, 2020.

17

18           (h) There is appropriated eight thousand dollars  
19 (\$8,000.00) from the general fund to the state construction  
20 department. This appropriation shall be for the period  
21 beginning with the effective date of this section and ending  
22 June 30, 2020. This appropriation shall only be expended for  
23 the purpose of funding mileage and per diem for the members of

1 the task force appointed by the governor who are not state  
2 employees. Notwithstanding any other provision of law, this  
3 appropriation shall not be transferred or expended for any  
4 other purpose and any unexpended, unobligated funds remaining  
5 from this appropriation shall revert as provided by law on  
6 June 30, 2020.

7

8 (j) Of the unobligated, unexpended funds in the Casper  
9 state facilities account created by W.S. 9-4-223, there is  
10 appropriated to the state construction department forty-five  
11 million four hundred eighty-five thousand one hundred ninety-  
12 five dollars (\$45,485,195.00) to procure, develop and  
13 implement the level II and level III studies and for  
14 construction of the Casper state office building project. The  
15 state construction department shall retain a qualified owner's  
16 representative for the Casper state office building project  
17 and may expend up to five hundred thousand dollars  
18 (\$500,000.00) of this appropriation on the qualified owner's  
19 representative. This appropriation shall remain in effect  
20 until the Casper state office building project is complete and  
21 shall be expended only on the Casper state office building  
22 project. Any unexpended, unobligated funds remaining at  
23 project completion shall revert to the Casper state facilities

1 account. The amount appropriated in this subsection is  
2 intended to provide a maximum amount for the project and shall  
3 not be construed to be an entitlement or guaranteed amount.

4

5 [AMENDMENTS-PRIOR DEPARTMENT OF CORRECTIONS  
6 CAPITAL CONSTRUCTION FUNDS]

7

8 **Section 7.** 2016 Wyoming Session Laws, Chapter 97,  
9 Section 3(a)(i) is amended to read:

10

11 [CAPITAL CONSTRUCTION]

12

13 **Section 3.**

14

15 (a) The following sums of money are  
16 appropriated for the capital construction projects  
17 specified. Appropriations for these projects remain  
18 in effect until the project is completed.  
19 Appropriated funds under this section shall be  
20 expended only on the projects specified and any  
21 unused funds remaining at project completion shall  
22 revert to the accounts from which they were  
23 appropriated. The amounts appropriated in this



1 section are intended to provide a maximum amount for  
2 each project and shall not be construed to be an  
3 entitlement or guaranteed amount:

4

5 (i) Appropriations for projects with  
6 state funding administered through the department of  
7 administration and information:

8

1	GENERAL	FEDERAL	OTHER	TOTAL
2	FUND	FUNDS	FUNDS	APPROPRIATION
3	FOR	\$	\$	\$
4				
5	PROGRAM			
6	OSLI-Forestry Level III	6,866,375		6,866,375
7	A&I-State Fac.-Casper I <sup>1</sup>	13,000,000		13,000,000
8	A&I-State Fac.-Casper II <sup>1,5</sup>	7,000,000		7,000,000
9	CC-CWC Ag/Animal Science <sup>2</sup>	5,250,000	5,250,000 PR	10,500,000
10	CC-NWCCD Tech Ed Ctr. <sup>2</sup>	6,500,000	6,500,000 PR	13,000,000
11	CC-LCCC Residence Hall		13,000,000 PR	13,000,000
12	CC-LCCC Children's Ctr.		2,900,000 PR	2,900,000
13	CC-NWCCD Residence Hall		11,162,785 PR	11,162,785
14	State Parks-Health/Safety <sup>3</sup>		500,000 SR	4,000,000
15	State Parks-Terr. Prison		210,000 SR	210,000
16	State Parks-Water Fac.		300,000 SR	2,000,000
17	Dept. of Health-Facs. I <sup>4</sup>	45,000,000		45,000,000
18	Dept. of Health-Facs. II <sup>4</sup>	25,000,000		25,000,000
19	<del>DOC-WMCI Buildout</del>		<del>13,500,000 T5</del>	<del>13,500,000</del>
20	DOC-WSP Repairs		7,000,000 T5	7,000,000
21				
22	TOTALS	108,616,375	800,000	<del>174,139,160</del>
23			<u>51,222,785</u>	<u>160,639,160</u>

25 1. This appropriation shall be deposited into the Casper state facilities account  
 26 and expended pursuant to Option 2 as requested in the department of administration  
 27 and information's 2017-2018 biennial budget request with adjacent surface parking.

29 2. As a condition of this appropriation, the applicable college must expend the  
 30 entire appropriation of other funds prior to the release of any general funds or

1 funds from the strategic investments and project account appropriated for purposes  
2 of the authorized capital construction project.

3

4 3. Of these federal and other funds appropriations, funds may be expended for  
5 rehabilitation of existing facilities, but no funds shall be expended for the  
6 construction of new facilities without further legislative authorization.

7

8 4. Funds from this appropriation shall be deposited in the state facilities  
9 construction account.

10

11 5. This appropriation shall only be expended upon approval of the state building  
12 commission for land acquisition purchases pursuant to Option 2 as requested in the  
13 department of administration and information's 2017-2018 biennial budget request  
14 with adjacent surface parking.

15

16 6. Of this other funds appropriation, seven hundred fifty thousand dollars  
17 (\$750,000.00) shall only be expended for consultants in order to facilitate the  
18 evaluation of remedies outlined in 2016 Senate File 91, if enacted into law. Any  
19 consulting contract shall be subject to the approval of the governor after  
20 consultation with the select committee created by 2016 Senate File 91, if enacted  
21 into law.

22

23 7. (a) No funds for repairs or other construction shall be expended from this  
24 appropriation unless the governor has first consulted with the select committee  
25 created by 2016 Senate File 91, if enacted into law, and in all events the governor  
26 has determined:

27

28 (i) That the expenditure will cause a significant portion of the  
29 existing facilities to remain useful for a significant life cycle that warrants the  
30 expenditure;

1

2

(ii) That if it is determined that replacement of portions of the facility that are damaged due to construction defects should be undertaken, the expenditure of these funds, without additional funding, is warranted; and

5

6

(iii) That repair or replacement of the facility with these funds cannot be delayed until the select committee has completed its work under Senate File 91, as enacted into law.

9

10

8. As a condition of this appropriation, Laramie County Community College must raise and expend one-half (1/2) of this other funds appropriation prior to the release of any funds appropriated in section 7 of this act for purposes of the authorized capital construction project. Any costs of the project in excess of five million dollars (\$5,000,000.00) shall be borne by the college.

15

16

[AMENDMENTS-CONDITIONAL APPROPRIATIONS FROM INVESTMENT EARNINGS DERIVED IN FISCAL YEAR 2018]

17

18

19

**Section 8.** 2016 Wyoming Session Laws, Chapter 97, Section 8 is amended to read:

21

22

[CONDITIONAL APPROPRIATIONS FROM INVESTMENT EARNINGS DERIVED IN FISCAL YEAR 2018]

23

24

25

**Section 8.** The following sums of money are appropriated for the capital construction projects

26

1 specified from revenues credited to the strategic  
2 investments and projects account under W.S.  
3 9-4-719(q) attributable to earnings from the fiscal  
4 year beginning July 1, 2017 and ending June 30,  
5 2018. Appropriations for these projects remain in  
6 effect until the project is completed. Any  
7 unexpended, unobligated appropriations remaining in  
8 a capital construction project budget upon  
9 completion of the project shall be deposited into  
10 the capitol building rehabilitation and restoration  
11 account created by W.S. 9-5-109(j). To the extent  
12 funds are available, the appropriations shall be  
13 made available as soon as practicable on or after  
14 June 30, 2018, but not later than ninety (90) days  
15 after the end of the 2018 fiscal year. The amounts  
16 appropriated in this section are intended to provide  
17 a maximum amount for each project and shall not be  
18 construed to be an entitlement or guaranteed amount.  
19 In the event there are insufficient funds to  
20 accomplish the purposes of all appropriations in  
21 this section from earnings deposited to the  
22 strategic investment and projects account in fiscal  
23 year 2018 the state treasurer and the state auditor

1 may utilize interfund loans from the legislative  
 2 stabilization reserve account as authorized in  
 3 section 9 of this act. If there are insufficient  
 4 funds in the strategic investment and projects  
 5 account and the legislative stabilization reserve  
 6 account to accomplish the purposes of all  
 7 appropriations in this section, appropriations shall  
 8 be made in priority order, with the total  
 9 appropriation funded for each priority before  
 10 funding the next priority as specified:

11

Priority	Agency	Description	Amount (\$)
I.	<del>006</del>	State facilities construction account <sup>2,7</sup>	<del>20,000,000</del>
	<del>027</del>		<del>37,000,000</del>
II.	067	University science initiative <sup>3</sup>	24,400,000
III.	<del>006</del>	State facilities - Casper <sup>4</sup>	<del>12,000,000</del>
	<del>027</del>		<del>15,000,000</del>
IV.	<del>006</del>	<del>Capitol bldg. rehabilitation and restoration account<sup>1</sup></del>	<del>20,000,000</del>
	<del>027</del>	<del>School capital construction account<sup>6</sup></del>	<del>4,200,000</del>
<del>V.</del>	<del>045</del>	<del>Mineral impacted roads<sup>5</sup></del>	<del>To be determined.</del>

21

22 ~~1. Funds from this appropriation shall be deposited in the capitol building~~  
 23 ~~rehabilitation and restoration account created by W.S. 9-5-109(j).~~

24

25 2. Funds from this appropriation shall be deposited in the state facilities  
 26 construction account.

27

1 3. The state treasurer shall deposit this appropriation in the University of  
2 Wyoming science initiative account.

3

4 4. This appropriation shall be deposited in the Casper state facilities account.

5

6 ~~5. To the extent highway funds are deposited to the mineral impacted road account  
7 pursuant to section 13 of this act, and have not been replenished under section 7  
8 of this act, an amount necessary to completely restore those highway funds is  
9 appropriated for deposit to the highway fund. Funds deposited to the highway fund  
10 under this section shall not be subject to any reversion or lapse.~~

11

12 6. Funds from this appropriation shall be deposited in the school capital  
13 construction account as defined in W.S. 21-15-111(a)(i).

14

15 7. In addition to amounts appropriated in 2017 Wyoming Session Laws, Chapter 78  
16 for the Wyoming state hospital and Wyoming life resource center, up to thirty-two  
17 million dollars (\$32,000,000.00) from the state facilities construction account is  
18 appropriated for the purposes of preconstruction and construction activities  
19 necessary to plan, contract for, construct and renovate facilities at the Wyoming  
20 state hospital and Wyoming life resource center, consistent with the Level III  
21 design study authorized by 2016 Wyoming Session Laws, Chapter 97, Section 4.

22

23 [CITY OF CASPER APPROPRIATION - COMMUNITY IMPACT ASSISTANCE]

24

25 **Section 9.**

26

27 (a) There is appropriated up to four hundred thousand  
28 dollars (\$400,000.00), or as much thereof as is available from

1 the unobligated, unexpended funds previously received or due  
2 on or before March 31, 2021 to the department of  
3 administration and information, general services division for  
4 rental payments for the state property described as "rail yard  
5 rentals" in subsection (c) of this section, for purposes of  
6 community impact assistance related to the state occupied  
7 facility located at 135 North Ash Street, Casper, Wyoming  
8 82601 and the Casper state office building. This  
9 appropriation shall be for the period beginning with the  
10 effective date of this section and ending March 31, 2021.  
11 Notwithstanding W.S. 9-2-1008, 9-2-1012(e) and 9-4-207, this  
12 appropriation shall not lapse or revert at the end of the  
13 fiscal period.

14

15 (b) The city of Casper shall report to the joint  
16 appropriations committee not later than December 1, 2018 on  
17 the expenditure of funds appropriated under this section and  
18 any amendments or changes to agreements between the city of  
19 Casper, the Casper downtown development authority and the  
20 department of administration and information related to the  
21 state occupied facility located at 135 North Ash Street,  
22 Casper, Wyoming 82601.

23



1           (c) As used in this section "rail yard rentals" means  
2 the properties owned by the state of Wyoming for which the  
3 state receives rental payments from lessees located at 330  
4 West Collins Drive, 340 West Collins Drive, 350 West Collins  
5 Drive, 370 West Collins Drive, 380 West Collins Drive, 382  
6 West Collins Drive, 384 West Collins Drive, 404 West Collins  
7 Drive, 444 West Collins Drive, 500 West Collins Drive, 510  
8 West Collins Drive, 550 West Collins Drive, 600 West Collins  
9 Drive, 675 South Walnut, 501 West Midwest Avenue and 535 West  
10 Midwest Avenue, all within the city of Casper, Wyoming.

11

12                           [STATE OF WYOMING - CASPER PROPERTIES]

13

14           **Section 10.**

15

16           (a) For the state owned property described as parcels 1,  
17 2 and 3 in subsection (c) of this section, the department of  
18 administration and information and the state construction  
19 department shall:

20

21           (i) Seek a long-term tenant for the parcels, which  
22 may include use of the parcels as a parking lot. A long-term  
23 lease negotiated under this subsection shall take into

1 consideration property improvements related to public safety  
2 and the costs of continuing routine and major maintenance and  
3 repairs to the property and improvements;

4

5 (ii) Report to the governor and the joint  
6 appropriations committee not later than December 1, 2018  
7 concerning any lease negotiated or executed for the parcels.

8

9 (b) For the state owned property and facility located at  
10 100 West Midwest Avenue, Casper, Wyoming 82601, with the legal  
11 description: CASPER BLK 2 LOT 24-25 INCL COMM EXEMPT, the  
12 department of administration and information and the state  
13 construction department shall:

14

15 (i) Undertake negotiations for the future use of  
16 the property. A lease negotiated under this subsection shall  
17 take into consideration the highest and best use of the  
18 property and facility in relation to current and planned  
19 development goals for the downtown area of the city of Casper;

20

21 (ii) Report to the governor and the joint  
22 appropriations committee not later than December 1, 2018  
23 concerning whether the sale, transfer, demolition or other

1 actions are necessary to meet the highest and best use of the  
2 property. Recommendations should include proposals for  
3 reasonable deed restrictions or allowances for use of the  
4 property to ensure the greatest public benefit for the state  
5 and the city of Casper.

6

7 (c) As used in this section:

8

9 (i) "Parcel 1" means the following: A PARCEL  
10 LOCATED IN AND BEING A PORTION OF THE NW1/4NE1/4, SW1/4NE1/4,  
11 SE1/4NW1/4 AND THE NE1/4NW1/4, SECTION 9, TOWNSHIP 33 NORTH,  
12 RANGE 79 WEST OF THE 6TH PRINCIPAL MERIDIAN, NATRONA COUNTY,  
13 WYOMING BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS  
14 AS FOLLOWS: BEGINNING AT THE NORTHEASTERLY CORNER OF SAID  
15 PARCEL AND A POINT IN THE INTERSECTION OF THE SOUTHERLY LINE  
16 OF WEST MIDWEST AVENUE WITH THE WESTERLY LINE OF THE PROPOSED  
17 EXTENSION OF SOUTH DAVID STREET, IN SAID NW1/4NE1/4, SECTION  
18 9; THENCE FROM SAID POINT OF BEGINNING AND ALONG THE EASTERLY  
19 LINE OF SAID PARCEL AND THE WESTERLY LINE OF SAID PROPOSED  
20 EXTENSION OF SOUTH DAVID STREET, S.0°02'01"E., 231.80 FEET TO  
21 THE SOUTHEASTERLY CORNER OF SAID PARCEL AND A POINT IN AND  
22 INTERSECTION WITH THE NORTHERLY LINE OF BLOCK 1, C & NW TRAIL  
23 ADDITION TO THE CITY OF CASPER, NATRONA COUNTY, WYOMING

1 ACCORDING TO THE PLAT RECORDED NOVEMBER 27, 2001 AS INSTRUMENT  
2 NO. 682443; THENCE ALONG THE SOUTHERLY LINE OF SAID PARCEL AND  
3 THE NORTHERLY LINE OF SAID BLOCK 1, C & NW TRAIL ADDITION  
4 S.63°38'05"W., 235.02 FEET TO A POINT; THENCE ALONG THE  
5 SOUTHERLY LINE OF SAID PARCEL AND THE NORTHERLY LINE OF SAID  
6 BLOCK 1, C & NW TRAIL ADDITION, S.66°46'59"W., 96.99 FEET TO  
7 THE SOUTHWESTERLY CORNER OF SAID PARCEL, THE NORTHWESTERLY  
8 CORNER OF SAID BLOCK 1, C & NW TRAIL ADDITION AND A POINT IN  
9 AND INTERSECTION WITH THE EASTERLY LINE OF SOUTH ASH STREET;  
10 THENCE ALONG THE WESTERLY LINE OF SAID PARCEL AND THE EASTERLY  
11 LINE OF SAID SOUTH ASH STREET, N.0°09'36"W., 228.04 FEET TO  
12 THE NORTHWESTERLY CORNER OF SAID PARCEL AND A POINT IN THE  
13 INTERSECTION OF SAID EASTERLY LINE OF SOUTH ASH STREET WITH  
14 THE SOUTHERLY LINE OF SAID WEST MIDWEST AVENUE; THENCE ALONG  
15 THE NORTHERLY LINE OF SAID PARCEL AND THE SOUTHERLY LINE OF  
16 SAID WEST MIDWEST AVENUE, N.64°00'30"E., 333.99 FEET TO THE  
17 POINT OF BEGINNING;

18

19 (ii) "Parcel 2" means the following: A PARCEL  
20 LOCATED IN AND BEING A PORTION OF THE SE1/4NW1/4 AND THE  
21 SW1/4NE1/4, SECTION 9, TOWNSHIP 33 NORTH, RANGE 79 WEST OF THE  
22 6TH PRINCIPAL MERIDIAN, NATRONA COUNTY, WYOMING BEING MORE  
23 PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

1 BEGINNING AT THE SOUTHWESTERLY CORNER OF SAID PARCEL AND A  
2 POINT IN THE INTERSECTION OF THE NORTHERLY LINE OF WEST  
3 COLLINS AVENUE WITH THE EASTERLY LINE OF SOUTH ASH STREET, IN  
4 SAID SE1/4NW1/4, SECTION 9; THENCE FROM SAID POINT OF  
5 BEGINNING AND ALONG THE WESTERLY LINE OF SAID PARCEL AND THE  
6 EASTERLY LINE OF SAID SOUTH ASH STREET, N.0°09'13"W., 246.44  
7 FEET TO THE NORTHWESTERLY CORNER OF SAID PARCEL AND THE  
8 SOUTHWESTERLY CORNER OF BLOCK 1, C & NW ADDITION, TO THE CITY  
9 OF CASPER, NATRONA COUNTY, WYOMING ACCORDING TO THE PLAT  
10 RECORDED NOVEMBER 27, 2001 AS INSTRUMENT NO. 682443; THENCE  
11 ALONG THE NORTHERLY LINE OF SAID PARCEL AND THE SOUTHERLY LINE  
12 OF SAID BLOCK 1, C & NW TRAIL ADDITION, N.69°16'30"E., 11.90  
13 FEET TO A POINT OF CURVE; THENCE ALONG THE NORTHERLY LINE OF  
14 SAID PARCEL AND THE SOUTHERLY LINE OF SAID BLOCK 1, C & NW  
15 TRAIL ADDITION, ALONG THE ARC OF A NON-TANGENT CURVE TO THE  
16 LEFT, HAVING A RADIUS OF 1006.73 FEET AND THROUGH A CENTRAL  
17 ANGLE OF 5°46'34", NORTHEASTERLY, 101.49 FEET, AND THE CHORD  
18 OF WHICH BEARS N.66°40'51"E., 101.45 FEET TO A POINT OF  
19 TANGENCY; THENCE ALONG THE NORTHERLY LINE OF SAID PARCEL AND  
20 THE SOUTHERLY LINE OF SAID BLOCK 1, C & NW TRAIL ADDITION,  
21 N.63°49'53"E., 217.76 FEET TO THE NORTHEASTERLY CORNER OF SAID  
22 PARCEL AND A POINT IN AND INTERSECTION WITH THE WESTERLY LINE  
23 OF THE PROPOSED EXTENSION OF SOUTH DAVID STREET; THENCE ALONG

1 THE EASTERLY LINE OF SAID PARCEL AND THE WESTERLY LINE OF SAID  
2 PROPOSED EXTENSION OF SOUTH DAVID STREET, S.0°02'01"E., 143.05  
3 FEET TO THE SOUTHEASTERLY CORNER OF SAID PARCEL; THENCE ALONG  
4 THE SOUTHERLY LINE OF SAID PARCEL, PARALLEL TO THE NORTHERLY  
5 LINE OF SAID WEST COLLINS AVENUE, S.63°58'15"W., 195.78 FEET  
6 TO A POINT; THENCE ALONG THE EASTERLY LINE OF SAID PARCEL,  
7 S.26°01'15"E., 87.79 FEET TO A POINT IN AND INTERSECTION WITH  
8 THE NORTHERLY LINE OF SAID WEST COLLINS AVENUE; THENCE ALONG  
9 THE SOUTHERLY LINE OF SAID PARCEL AND THE NORTHERLY LINE OF  
10 SAID WEST COLLINS AVENUE, S.63°58'15"W., 180.02 FEET TO THE  
11 POINT OF BEGINNING;

12

13 (iii) "Parcel 3" means the following: A PARCEL  
14 LOCATED IN AND BEING A PORTION OF THE SW1/4NE1/4, SECTION 9,  
15 TOWNSHIP 33 NORTH, RANGE 79 WEST OF THE 6TH P.M., NATRONA  
16 COUNTY, WYOMING, BEING DESCRIBED AS FOLLOWS: BEGINNING AT THE  
17 SOUTHWESTERLY CORNER OF THE PARCEL BEING DESCRIBED AND A POINT  
18 IN THE NORTHERLY LINE OF WEST COLLINS STREET AND FROM WHICH  
19 POINT THE POINT OF INTERSECTION OF THE NORTHERLY LINE OF SAID  
20 WEST COLLINS STREET WITH THE EASTERLY LINE OF SOUTH ASH  
21 STREET, BOTH IN THE CITY OF CASPER, WYOMING, BEARS S.64°02'W.,  
22 180.02 FEET; THENCE FROM SAID POINT OF BEGINNING AND ALONG THE  
23 WESTERLY LINE OF SAID PARCEL AND LEAVING SAID NORTHERLY LINE

1 OF WEST COLLINS STREET AND ALSO ALONG THE WESTERLY LINE OF  
2 THAT CERTAIN TRACT IDENTIFIED AS THE O.L. WALKER TRACT,  
3 N.25°57'30"W., 87.79 FEET TO THE NORTHWESTERLY CORNER OF SAID  
4 PARCEL AND ALSO THE NORTHWESTERLY CORNER OF SAID O.L. WALKER  
5 TRACT; THENCE ALONG THE NORTHERLY LINE OF SAID PARCEL AND O.L.  
6 WALKER TRACT AND PARALLEL TO THE NORTHERLY LINE OF SAID WEST  
7 COLLINS STREET, N.64°02'E., 196.27 FEET TO THE NORTHEASTERLY  
8 CORNER OF SAID PARCEL AND A POINT IN AND INTERSECTION WITH THE  
9 WESTERLY LINE OF PROPOSED DAVID STREET EXTENSION; THENCE ALONG  
10 THE EASTERLY LINE OF SAID PARCEL AND THE WESTERLY LINE OF SAID  
11 PROPOSED DAVID STREET EXTENSION, S.0°00'03"W., 97.62 FEET TO  
12 THE SOUTHEASTERLY CORNER OF SAID PARCEL AND A POINT IN AND  
13 INTERSECTION WITH THE NORTHERLY LINE OF SAID WEST COLLINS  
14 STREET; THENCE ALONG THE SOUTHERLY LINE OF SAID PARCEL AND THE  
15 NORTHERLY LINE OF SAID WEST COLLINS STREET, S.64°02'W., 153.53  
16 FEET TO THE POINT OF BEGINNING.

17

18

[MINERAL IMPACTED ROADS]

19

**Section 11.**

21

22 (a) Seven million five hundred thousand dollars  
23 (\$7,500,000.00) is appropriated from the legislative

1 stabilization reserve account to the department of  
2 transportation for relocation, construction or improvement of  
3 roads and bridges directly impacted by development of coal  
4 resources. This appropriation shall be used to provide  
5 funding for a single project in which a county has provided a  
6 binding commitment to pay at least fifty percent (50%) of the  
7 anticipated cost of the project from county or private funding  
8 sources of up to fifteen million dollars (\$15,000,000.00) plus  
9 any project costs in excess of thirty million dollars  
10 (\$30,000,000.00). The department of transportation shall  
11 contribute the same sum as is appropriated from legislative  
12 stabilization reserve account under this subsection, up to  
13 seven million five hundred thousand dollars (\$7,500,000.00),  
14 from any available funds within the department. No funds  
15 appropriated under this subsection shall be expended unless a  
16 county has executed an agreement with the department of  
17 transportation that stipulates:

18

19 (i) The anticipated cost of the project and  
20 construction management of the project;

21



1           (ii) All funds provided by the county shall be  
2 expended prior to the expenditure of any state funds on the  
3 project;

4

5           (iii) No funds shall be returned to the county if  
6 the actual cost of the project is less than the anticipated  
7 cost.

8

9           (b) The determination as to whether a binding commitment  
10 has been received shall be made by the attorney general.

11

12                               [RANCH A ACCOUNT APPROPRIATION]

13

14           **Section 12.** There is appropriated one hundred thousand  
15 dollars (\$100,000.00) from the general fund to the Ranch A  
16 account created under W.S. 36-8-1701. Notwithstanding W.S.  
17 9-2-1008, 9-2-1012(e) and 9-4-207(a), this appropriation shall  
18 not lapse or revert at the end of any fiscal period.

19

20

1 [UNIVERSITY ATHLETICS FACILITIES CHALLENGE ACCOUNT]

2

3 **Section 13.**

4

5 (a) The university athletics facilities challenge  
6 account is hereby created. Of the appropriation to the  
7 account in section 4(a)(ii) of this act and notwithstanding  
8 W.S. 21-16-1001 through 21-16-1003, matching funds shall only  
9 be used for a natatorium or renovations to the west side of  
10 war memorial stadium. The state treasurer shall invest  
11 amounts deposited within the account in accordance with law.  
12 All investment earnings shall be credited to the general fund.  
13 Notwithstanding W.S. 9-2-1008, 9-2-1012(e) or 9-4-207, funds  
14 within the account shall not lapse or revert until specified  
15 in this section and shall remain available for distribution as  
16 provided in this section.

17

18 (b) The state treasurer shall administer the university  
19 athletics facilities challenge account created by this  
20 section. The following shall apply:

21

22 (i) To the extent funds are available in the  
23 account, the state treasurer shall match each qualifying

1 contribution by transferring from the account to the  
2 university an amount equal to one-half (1/2) the amount of the  
3 qualifying contribution. The university shall expend both the  
4 qualifying contributions and the matching funds solely for the  
5 cost of establishing new or renovating existing university  
6 intercollegiate athletics facilities which may include  
7 expenditures necessary for planning, designing, procuring  
8 contractors, construction management and actual construction  
9 of a natatorium or renovations to the west side of war  
10 memorial stadium;

11

12 (ii) The state treasurer shall make transfers to  
13 the university under this section not later than the end of  
14 the calendar quarter following the quarter during which the  
15 qualifying contribution is received. Matching funds shall only  
16 be available for expenditure to the extent cash or cash  
17 equivalent contributions are actually received by the  
18 university and after the funds have been fully matched as  
19 required under subsection (d) of this section. If a qualifying  
20 contribution is made through a series of payments or  
21 transfers, no matching funds shall be transferred by the state  
22 treasurer until the total value of all payments or transfers  
23 actually received toward the contribution totals at least

1 twenty-five thousand dollars (\$25,000.00). Thereafter,  
2 matching funds shall be transferred as payments or transfers  
3 toward that qualifying contribution are received by the  
4 University of Wyoming foundation;

5

6 (iii) The state treasurer shall distribute funds or  
7 encumber funds for future distribution in the case of a  
8 written commitment, to match a qualifying contribution based  
9 on the order in which each qualifying contribution is actually  
10 received or in which a written commitment to make a qualifying  
11 contribution is received by the University of Wyoming  
12 foundation. Matching funds shall not be distributed or  
13 encumbered in excess of the amount within the account. No  
14 matching funds shall be transferred to the university except  
15 to match qualifying contributions actually received. The  
16 state treasurer shall rescind an encumbrance if the university  
17 notifies him that a donor or institution who made a commitment  
18 will not make a qualifying contribution that is eligible for  
19 matching funds under this section;

20

21 (iv) For the purpose of calculating the matching  
22 amount only, the state treasurer shall use the value of a  
23 qualifying contribution based on its fair market value at the

1 time the contribution is received by the University of Wyoming  
2 foundation. The university shall provide evidence of fair  
3 market value as the state treasurer requires for each  
4 qualifying contribution. The state treasurer's office shall  
5 not bear any costs associated with providing evidence;

6

7 (v) The university shall on or before October 1 of  
8 each calendar year submit a report to the state treasurer from  
9 the University of Wyoming foundation. The report shall include  
10 a financial summary and a review of the accomplishments  
11 resulting from expenditures under this section. The state  
12 treasurer shall distribute the report to the governor, the  
13 joint education interim committee and the joint appropriations  
14 committee.

15

16 (c) For purposes of this section, "qualifying  
17 contribution" means a transfer of money or other property of a  
18 value of not less than twenty-five thousand dollars  
19 (\$25,000.00) to the University of Wyoming foundation from any  
20 source to be expended exclusively for university  
21 intercollegiate athletic facilities as provided in this  
22 section. "Qualifying contribution" includes contributions made  
23 directly to or by the university. The commitment for a

1 qualifying contribution or the contribution itself shall be  
2 made on or after the effective date of this section. The  
3 contribution shall be actually received by the foundation on  
4 or before December 31 of the fifth calendar year following the  
5 calendar year in which the written commitment was made to the  
6 foundation. Members of a single family may aggregate their  
7 individual gifts to meet the minimum dollar threshold required  
8 for matching funds. Gifts from nonfamily members in memory of  
9 a deceased individual may also be aggregated to meet the  
10 minimum dollar threshold required for matching funds.

11

12 (d) No funds may be expended by the University of  
13 Wyoming from the appropriation in section 4(a)(ii) of this act  
14 until the appropriation has been fully matched under the  
15 provisions of this section.

16

17 (e) This section is repealed effective June 30, 2023.  
18 Any unexpended, unencumbered and unobligated funds remaining  
19 in the account created by this section on that date shall  
20 revert as provided by law.

21

22

1 [VETERANS MUSEUM]

2

3 **Section 14.**

4

5 (a) The other funds appropriation in section 4(a)(i) of  
6 this act for the veterans museum shall only be expended after  
7 the following conditions are met:

8

9 (i) A like amount of funds are received by the  
10 state from federal, local or private sources as a match for  
11 the state funds appropriated;

12

13 (ii) The department of state parks and cultural  
14 resources and the Wyoming military department have:

15

16 (A) Prepared a preservation study outlining  
17 the facility and displays; and

18

19 (B) Submitted the preservation study to the  
20 governor, joint transportation, highways and military affairs  
21 interim committee and the joint appropriations committee.

22

1           (iii) The governor has certified that the  
2 conditions in paragraphs (i) and (ii) of this subsection have  
3 been met.

4

5           (b) This section is repealed effective June 30, 2021.  
6 Any unexpended, unencumbered and unobligated funds remaining  
7 from the other funds appropriation in section 4(a)(i) of this  
8 act for the veterans museum on that date shall revert as  
9 provided by law.

10

11           [TASK FORCE ON UNIVERSITY OF WYOMING HOUSING]

12

13           **Section 15.**

14

15           (a) There is created a task force on University of  
16 Wyoming housing comprised of the following members, appointed  
17 not later than March 31, 2018:

18

19           (i) Two (2) members of the senate, appointed by the  
20 president of the senate;

21

22           (ii) Two (2) members of the house of  
23 representatives, appointed by the speaker of the house;



1

2 (iii) One (1) employee or elected official of the  
3 executive branch appointed by the governor to serve as his  
4 designee;

5

6 (iv) One (1) member appointed by the treasurer who  
7 shall be informed of state funding options, state investment  
8 goals and public purpose investments;

9

10 (v) Two (2) members of the board of trustees of the  
11 University of Wyoming appointed by the University of Wyoming  
12 board of trustees;

13

14 (vi) One (1) member appointed by the president of  
15 the University of Wyoming;

16

17 (v) One (1) member appointed by the governor with  
18 experience in providing large scale private student housing in  
19 Laramie;

20

21 (vi) One (1) member appointed by the governor from  
22 the University of Wyoming foundation with experience in public  
23 and private finance.

1

2           (b) The cochairmen of the task force shall be appointed  
3 by the president of the senate and the speaker of the house,  
4 respectively. The task force shall meet at the call of either  
5 the cochairman or a majority of the membership of the task  
6 force.

7

8           (c) The task force shall review the housing master plan  
9 submitted to the joint appropriations committee by the  
10 University of Wyoming in January 2018 on file with the  
11 legislative service office and shall provide recommendations  
12 regarding implementation of the plan, revisions to the plan  
13 and potential financing alternatives, including state support,  
14 to implement the plan or a revised plan including:

15

16           (i) Investment of the permanent Wyoming mineral  
17 trust fund, other permanent funds administered by the state of  
18 Wyoming or nonpermanent funds of the state available for long-  
19 term investment in projects undertaken in furtherance of the  
20 plan whether directly or through the purchase of bonds issued  
21 by the university. The review shall consider:

22

1           (A) Potential state investment in refunding of  
2 existing University of Wyoming bonds in order to reduce  
3 interest incurred by the university;

4

5           (B) Interest rates which may be incurred by  
6 the university with and without such state investments;

7

8           (C) Potential gains or reductions of state  
9 investment returns through state funding of projects,  
10 including the potential for capital gains and losses in  
11 comparison to investment of the state funds pursuant to the  
12 state master investment policies, and overall benefits to the  
13 state of Wyoming under each alternative.

14

15           (ii) The feasibility of public/private partnerships  
16 in financing and operating projects under the plan, including  
17 tax revenue implications, potential impact on state funding,  
18 liabilities and the availability of revenues to the university  
19 under those partnerships as compared to funding and operation  
20 of the projects through exclusive public means;

21

22           (iii) Timeframes for undertaking components of the  
23 plan in consideration of other state funded capital

1 construction projects, including university, community  
2 college, school district and state capital facility projects;

3

4 (iv) Whether the housing master plan as submitted  
5 to the joint appropriations committee has the capacity to meet  
6 the long-term needs and demands identified in the student  
7 surveys, including parking;

8

9 (v) The feasibility of providing financial  
10 assistance to the fraternity and sorority system as an  
11 incentive to reinvest and relocate fraternity and sorority  
12 housing to Harney Street, allowing for a larger footprint for  
13 the ten (10) year housing plan;

14

15 (vi) Whether the housing master plan will provide  
16 competitively priced housing to students mandated to use  
17 provided housing;

18

19 (vii) Whether the housing master plan will not  
20 discourage construction of private off-campus housing for  
21 students not mandated to use on campus housing;

22

1           (viii) Options for the joint appropriations  
2 committee to consider regarding different levels of general  
3 fund appropriations to augment the appearance and contribution  
4 to the architecture of the University of Wyoming.

5

6           (d) The task force shall provide a report of its  
7 findings to the University of Wyoming board of trustees, joint  
8 appropriations committee and the select committee on capital  
9 financing and investment not later than November 1, 2018. The  
10 report may include recommendations for legislative action,  
11 including whether the moratorium provided in subsection (h) of  
12 this section should be extended.

13

14           (e) The task force shall be staffed by the legislative  
15 service office. The University of Wyoming shall serve in an  
16 advisory capacity to the task force and shall provide  
17 technical and other relevant information as requested.

18

19           (f) The task force shall terminate on June 30, 2019.

20

21           (g) Members of the task force who are government  
22 employees or public officials shall be considered on official  
23 business of their agency or of the legislature when performing

1 duties as members of the task force. There is appropriated  
2 sixteen thousand dollars (\$16,000.00) from the general fund to  
3 the legislative service office. This appropriation shall be  
4 for the period beginning with the effective date of this  
5 section and ending June 30, 2019. This appropriation shall  
6 only be expended for the purpose of funding salary, mileage  
7 and per diem of legislative members of the task force for  
8 attendance at meetings of the task force. Notwithstanding any  
9 other provision of law, this appropriation shall not be  
10 transferred or expended for any other purpose and any  
11 unexpended, unobligated funds remaining from this  
12 appropriation shall revert as provided by law on June 30,  
13 2019.

14

15 (h) There is imposed a moratorium on the expenditure of  
16 funds for demolition or construction in furtherance of the  
17 university's January 2018 housing master plan on file with the  
18 legislative service office and no university owned property of  
19 any kind will be sold, traded or transferred until after  
20 adjournment of the 2019 legislative general session.

21

22

1 [EFFECTIVE DATES]

2

3 **Section 16.**

4

5 (a) Except as provided in subsection (b) of this  
6 section, this act is effective July 1, 2018.

7

8 (b) The following portions of this act are effective  
9 immediately upon completion of all acts necessary for a bill  
10 to become law as provided by Article 4, Section 8 of the  
11 Wyoming Constitution:

12

13 (i) Sections 3, 6, 7, 8, 9, 10 and 15 of this act;

14

15 (ii) The appropriation in section 4(a)(i) to the  
16 DOC- WSP Repairs pursuant to footnote 5;

17

18 (iii) The appropriation in section 4(a)(i) to the  
19 State Facilities Construction pursuant to footnote 7; and

20

1           (iii) The appropriation in section 4(a)(ii) to the  
2 UW Family Med-Cheyenne pursuant to footnote 1.

3

4

(END)