

ORIGINAL HOUSE
BILL NO. HB0031

ENROLLED ACT NO. 38, HOUSE OF REPRESENTATIVES

SIXTY-SEVENTH LEGISLATURE OF THE STATE OF WYOMING
2023 GENERAL SESSION

AN ACT relating to education; authorizing a board of cooperative educational services to act as a local education agency for the purpose of applying for and receiving state and federal grants; authorizing rulemaking; making conforming amendments; and providing for an effective date.

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

Section 1. W.S. 21-20-112 is created to read:

21-20-112. Authority to act as a local education agency.

(a) Any board of cooperative educational services authorized to operate pursuant to W.S. 21-20-102 may act as a local education agency for participating school districts that choose to apply for, receive or administer a grant through a grant program created by a federal or state statute or program. The provisions of this section shall not apply to federal formula grant moneys unless allowed by the "Elementary and Secondary Education Act of 1965", P.L. 89-10.

(b) A board of cooperative educational services authorized to operate pursuant to W.S. 21-20-102 may apply for federal or state moneys only with the approval of two (2) or more of the participating districts that have expressly agreed to participate in a grant application through votes of the boards of trustees of the districts. If a board of cooperative educational services applies for state or federal grant moneys on behalf of participating districts, the participating districts are not eligible to apply for the same state or federal grant moneys. If a participating district does not elect to participate in a

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grant application, that district is not precluded from applying for the same state or federal grant moneys as an individual district.

(c) The department of education shall treat boards of cooperative educational services as local education agencies for purposes of this section only and allow them to apply for all federal and state grant moneys for which they are eligible.

(d) State agencies may inform boards of cooperative educational services of federal and state grant moneys for which they may apply.

(e) An eligible grantee or consortium of grantees may designate a board of cooperative educational services as the fiscal manager for a state or federal grant. The grantee or consortium of grantees remains responsible for ensuring that all the requirements of the grant are met.

(f) The department of education may promulgate rules to establish processes and guidelines for a board of cooperative educational services to apply for state or federal grant moneys pursuant to this section.

Section 2. W.S. 21-20-103(a)(iv) is amended to read:

21-20-103. Definitions.

(a) As used in this act:

(iv) "This act" means W.S. 21-20-101 through ~~21-20-111~~ 21-20-112.

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Section 3. 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 House.

Chief Clerk