

## HOUSE BILL NO. HB0046

Special education funding.

Sponsored by: Joint Education Interim Committee

A BILL

for

1 AN ACT relating to school finance; amending provisions  
2 governing special education funding; modifying an  
3 appropriation; and providing for effective dates.

4

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

6

7 **Section 1.** W.S. 21-13-321(b) is amended to read:

8

9 **21-13-321. Special education; amount within**  
10 **foundation program formula for special education programs**  
11 **and services; district reporting requirements.**

12

13 (b) The amount provided for special education within  
14 the education resource block grant model pursuant to W.S.  
15 21-13-309(m)(v)(E)(II) shall be equal to one hundred  
16 percent (100%) of the amount actually expended by the

1 district during the previous school year for special  
2 education programs and services. ~~The statewide total  
3 amount reimbursed under this section in school year  
4 2019-2020 or 2020-2021 shall not exceed the statewide total  
5 amount reimbursed under this section in school year  
6 2018-2019, notwithstanding any additional appropriation for  
7 that purpose by the legislature.~~

8

9 **Section 2.** 2018 Wyoming Session Laws, Chapter 137,  
10 Section 6(a) is amended to read:

11

12 **Section 6.**

13

14 (a) In addition to all other appropriations  
15 for special education programs and services, two  
16 million dollars (\$2,000,000.00) is appropriated  
17 to the department of education from the school  
18 foundation program account for purposes of making  
19 payments to school districts for out of district  
20 placements for special education students. For  
21 purposes of distribution under this section, out  
22 of district placement costs shall be calculated  
23 in accordance with W.S. 21-13-321, but funds

1       appropriated under this section shall be  
2       distributed to school districts pursuant to rules  
3       promulgated under this section for ~~the school~~  
4       year 2019-2020, ~~and 2020-2021 school years.~~ The  
5       funds appropriated under this section shall  
6       therefore not be subject to the limitation of  
7       W.S. 21-13-321(b), and shall not be included for  
8       purposes of calculating the statewide  
9       reimbursement amount calculated for purposes of  
10      W.S. 21-13-321(b). Notwithstanding any other  
11      provision of law, this appropriation shall not be  
12      transferred or expended for any other purpose and  
13      any unexpended, unobligated funds remaining from  
14      this appropriation shall revert to the school  
15      foundation program account on ~~June 30, 2021~~ June  
16      30, 2020.

17

18       **Section 3.**

19

20       (a) Except as provided in subsection (b) of this  
21      section, this act is effective July 1, 2020.

22

1           (b) Sections 2 and 3 of this act are effective  
2 immediately upon completion of all acts necessary for a  
3 bill to become law as provided by Article 4, Section 8 of  
4 the Wyoming Constitution.

5

6

(END)