

ENROLLED ACT NO. 89, SENATE

SIXTY-THIRD LEGISLATURE OF THE STATE OF WYOMING
2015 GENERAL SESSION

AN ACT relating to school facilities projects; modifying appropriations for school facility projects for the biennial period July 1, 2014 through June 30, 2016; requiring reporting; providing appropriations; and providing for an effective date.

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

Section 1. 2014 Wyoming Session Laws, Chapter 82, Section 1(b)(i), (c), (d), (e)(i)(B), (ii)(B), (C), (iii)(B), (iv)(B), (v)(B), (vi)(B), (viii)(A), (ix) and (x) is amended as follows:

Section 1.

(b) As used in this section:

(i) "Condition needs index priority" means the condition needs index priority used by the school facilities commission in developing the remediation schedule for the 2015-2016 biennial budget recommendation and the 2015-2016 supplemental budget request, in accordance with W.S. 21-15-117(a)(i);

(c) The amounts appropriated from the school capital construction account under this act are for the biennial period commencing July 1, 2014, and ending June 30, 2016. ~~As authorized under W.S. 21-15-119(a)(iii), the school facilities commission shall submit a supplemental budget request for the period beginning July 1, 2015, and ending June 30, 2016, for any emergency or unanticipated need, or for any refinement or modification of a project funded under this~~

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~~section, subject to any constraints and other requirements imposed by the governor under W.S. 9-2-1013.~~

(d) An estimated schedule for deploying projects funded by amounts appropriated under this section and projects funded by previous appropriations, as adopted by the school facilities commission and contained within Appendix A to the 2015-2016 biennial budget and as modified by the 2015-2016 supplemental budget request submitted by the commission under W.S. 21-15-119, shall be used by the school facilities department in guiding the expenditure of appropriated funds. The estimated schedule developed under this subsection shall be based upon information, processes, events and expenditures and shall not be binding upon the department or the commission. Amounts appropriated under this section and previous appropriations shall not be construed to be an entitlement or guaranteed amount and shall be expended by the commission and department to ensure adequate, efficient and cost effective school buildings and facilities in accordance with W.S. 21-15-114(a)(vii). In addition to accounting requirements imposed under W.S. 28-11-301(c)(iv), the school facilities department shall develop a process for reporting at least once each year, the deployment of amounts funding projects under this section and previous appropriations in accordance with the deployment schedule, depicting project progression and if applicable, the rationale for deviation from the estimated schedule. The

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reports, as approved by the commission, shall be submitted by the department to the select committee on school facilities, the joint education interim committee, the joint appropriations interim committee and the governor.

(e) The following amounts are appropriated from the school capital construction account to the school facilities commission for the fiscal biennium beginning July 1, 2014, and ending June 30, 2016, for the specified purposes:

(i) For planning projects:

(B) In addition to the amounts appropriated under subparagraph (A) of this paragraph, up to two hundred fifty thousand dollars (\$250,000.00) ~~for planning projects approved by the school facilities commission. Except as otherwise specified in this subparagraph, the amounts appropriated under this subparagraph shall only be available for expenditure as specifically authorized by the legislature. The school facilities commission may through the school facilities department, use the B-11 process as provided under W.S. 9-2-1005(b) to expend amounts appropriated under this subparagraph prior to legislative authorization required under this subparagraph. In reporting to the legislature proposed expenditures of amounts appropriated under this subparagraph, the commission shall include the evaluation of remedies addressing facility needs for Campbell County School District No. 1,~~

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~~Fremont County School District No. 1, Laramie County School District No. 1, Natrona County School District No. 1, Niobrara County School District No. 1 and Sheridan County School District No. 2.,~~ subject to the prescribed maximum amounts:

Condition
Needs

<u>Index</u> <u>Priority</u>	<u>School</u> <u>District</u>	<u>Project</u>	<u>Maximum</u> <u>Amount</u>
<u>Capacity</u>	<u>Fremont #25</u>	<u>Elementary School</u>	<u>\$ 25,000</u>
<u>Capacity</u>	<u>Fremont #25</u>	<u>Elementary School</u>	<u>\$ 25,000</u>
<u>Capacity</u>	<u>Laramie #1</u>	<u>Elementary Schools</u>	<u>\$ 60,000</u>
<u>Capacity</u>	<u>Laramie #1</u>	<u>Elementary Schools</u>	<u>\$ 35,000</u>
<u>3</u>	<u>Fremont #1</u>	<u>Elementary School</u>	<u>\$ 35,000</u>
<u>13</u>	<u>Goshen #1</u>	<u>Elementary School</u>	<u>\$ 35,000</u>
<u>20</u>	<u>Campbell #1</u>	<u>K-8 School</u>	<u>\$ 35,000</u>
<u>Total</u>			<u>\$250,000</u>

(ii) For design projects:

(B) ~~For the period commencing July 1, 2015, and ending June 30, 2016, and In addition to the amounts appropriated under subparagraph (A) of this paragraph, up to six million one thousand five hundred ninety-four dollars (\$6,001,594.00), for design projects approved by the school facilities commission. The amounts appropriated under this subparagraph shall only be available for expenditure as specifically authorized by the legislature. The school facilities commission shall, within its report to the legislature for the proposed~~

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~~expenditure of amounts appropriated under this subparagraph, include the design of project remedies addressing the needs of Campbell County School District No. 1, Laramie County School District No. 1 and Washakie County School District No. 2;~~ subject to the prescribed maximum amounts:

Condition
Needs

<u>Index</u> <u>Priority</u>	<u>School</u> <u>District</u>	<u>Project</u>	<u>Maximum</u> <u>Amount</u>
<u>Capacity</u>	<u>Laramie #1</u>	<u>Elementary School</u>	<u>\$ 100,000*</u>
<u>Capacity</u>	<u>Sweetwater #1</u>	<u>High School</u>	<u>\$4,165,959</u>
<u>10</u>	<u>Sublette #9</u>	<u>Middle School</u>	<u>\$1,735,635</u>
<u>Total</u>			<u>\$6,001,594</u>

(C) Appropriations under ~~subparagraph~~ subparagraphs (A) and (B) of this paragraph which are asterisked (*), are supplemented by previous appropriations for that specific design project, resulting in total design funding for that project greater than the amount appropriated under this subparagraph.

(iii) For capital construction projects:

(B) Up to ~~two hundred twenty million nine hundred fifteen thousand two hundred sixty-one dollars (\$220,915,261.00)~~ two hundred twenty-four million sixty-five thousand two hundred sixty-one dollars (\$224,065,261.00), subject to the following maximum amounts:

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Condition Needs Index Priority	School District	Project	Maximum Amount
<u>Previous</u> <u>(7)</u>	<u>Carbon #1</u>	<u>High School</u>	<u>\$ 3,150,000*</u>
Previous (21)	Lincoln #1	High School	\$ 1,058,420*
Previous (59)	Fremont #21	K-8 School	\$ 2,318,614*
Capacity	Campbell #1	Elementary School	\$ 1,737,147
Capacity	Campbell #1	High School	\$30,102,065
Capacity	Sweetwater #1	Elementary School	\$16,035,699
Capacity	Big Horn #3	Middle School	\$ 4,693,706
Capacity	Campbell #1	Elementary School	\$16,035,699
Capacity	Laramie #1	Elementary School	\$18,357,703
Capacity	Natrona #1	Elementary School	\$13,310,333
Capacity	Fremont #25	Elementary School	\$13,677,531
Capacity	Sheridan #1	Elementary School	\$12,998,595
Capacity	Lincoln #2	Elementary School	\$ 2,788,453
Capacity	Weston #1	Elementary School	\$ 2,338,561
Capacity	Sweetwater #2	Elementary School	\$ 9,726,522
Capacity	Fremont #21	High School	\$16,441,037
Capacity	Natrona #1	Elementary School	\$ 4,092,089
Capacity	Laramie #1	Elementary School	\$ 867,464
Capacity	Sweetwater #2	Elementary School	\$ 6,698,790
Capacity	Crook #1	Elementary School	\$13,604,770
1	Big Horn #4	Middle/High School	\$17,701,657
4	Natrona # 1	Elementary School	\$ 168,310
6	Sweetwater #2	K-8 School	\$ 165,710
16	Big Horn #4	Elementary School	\$ 7,981,998
59	Laramie #2	Elementary School	\$ 8,014,388
Total			<u>\$220,915,261</u> <u>\$224,065,261</u>

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(iv) For demolition projects:

(B) ~~For the period commencing July 1, 2015, and ending June 30, 2016, and~~ In addition to the amounts appropriated under subparagraph (A) of this paragraph, up to five hundred thousand dollars (\$500,000.00), ~~for demolition projects approved by the school facilities commission. The amounts appropriated under this subparagraph shall only be available for expenditure as specifically authorized by the legislature. Proposed expenditures of amounts appropriated under this subparagraph as reported to the legislature by the school facilities commission shall include remedies for the demolition needs for Campbell County School District No. 1 and Natrona County School District No. 1.~~ subject to the prescribed maximum amounts:

Condition

Needs

<u>Index</u>	<u>School</u>		<u>Maximum</u>
<u>Priority</u>	<u>District</u>	<u>Project</u>	<u>Amount</u>
<u>N/A</u>	<u>Natrona #1</u>	<u>Vacant Land</u>	<u>\$ 131,071</u>
<u>N/A</u>	<u>Goshen #1</u>	<u>Bus Barn</u>	<u>\$ 368,929</u>
<u>Total</u>			<u>\$ 500,000</u>

(v) For land acquisitions:

(B) For the period commencing July 1, 2015, and ending June 30, 2016, and in addition to the amounts appropriated under subparagraph (A) of this paragraph, up to seven

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hundred fifty thousand dollars (\$750,000.00) for land acquisitions approved by the school facilities commission. ~~The amounts appropriated under this subparagraph shall only be available for expenditure as specifically authorized by the legislature. In reporting proposed expenditures of amounts appropriated under this subparagraph to the legislature, the school facilities commission shall include acquisitions~~ addressing the facility needs for Albany County School District No. 1, ~~Campbell County School District No. 1, Laramie County School District No. 1, Park County School District No. 1, Washakie County School District No. 1 and Washakie County School District No. 2.~~ A separate report of ~~proposed~~ expenditures under this subparagraph shall be submitted by the commission to the cochairmen of the joint education interim committee;

(vi) For ancillary building projects:

(B) For the period commencing July 1, 2015, and ending June 30, 2016, and in addition to the amounts appropriated under subparagraph (A) of this paragraph, up to one million dollars (\$1,000,000.00), ~~for ancillary building projects approved by the school facilities commission. The amount appropriated under this subparagraph shall only be available for expenditure as specifically authorized by the legislature. Within its report to the legislature on proposed expenditures of amounts appropriated under this subparagraph, the school facilities commission shall include remedies addressing the ancillary building needs for Campbell County~~

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~~School District No. 1, Crook County School District No. 1, Goshen County School District No. 1, Park County School District No. 6, Teton County School District No. 1 and Uinta County School District No. 6.~~ subject to the prescribed maximum amounts:

Condition
 Needs

<u>Index Priority</u>	<u>School District</u>	<u>Project</u>	<u>Maximum Amount</u>
<u>N/A</u>	<u>Campbell #1</u>	<u>Bus Barn</u>	<u>\$ 451,400</u>
<u>N/A</u>	<u>Teton #1</u>	<u>Bus Barn</u>	<u>\$ 468,600</u>
<u>N/A</u>	<u>Platte #1</u>	<u>Bus Barn</u>	<u>\$ 80,000</u>
<u>Total</u>			<u>\$ 1,000,000</u>

(viii) For component level projects:

(A) Up to ~~six million two hundred ten thousand three hundred forty six dollars (\$6,210,346.00)~~ ten million two hundred sixteen thousand forty-nine dollars (\$10,216,049.00), subject to the following maximum amounts:

Component Projects Category	School District	Project	Maximum Amount
c.	Fremont #25	High School HVAC	\$2,277,298
s.	Converse #2	Parking Lot/Demo	\$ 296,752
s.	Weston #7	Parking Lot	\$1,165,367
			<u>\$1,527,423</u>
c.	Sweetwater #2	Fuel Tanks	\$ 470,000
c.	Fremont #25	Bus Barn	\$1,873,354

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c.	Campbell #1	Elementary School HVAC	\$ 127,575
s.	<u>Weston #1</u>	<u>External Siding</u>	<u>\$ 550,000</u>
s.	<u>Park #16</u>	<u>Gymnasium Renovation</u>	<u>\$2,053,241</u>
s.	<u>Uinta #1</u>	<u>Roof Replacement</u>	<u>\$ 610,500</u>
s.	<u>Sheridan #2</u>	<u>Water Distribution System</u>	<u>\$ 203,528</u>
s.	<u>Goshen #1</u>	<u>High School Plumbing</u>	<u>\$ 76,378</u>
s.	<u>Big Horn #3</u>	<u>Playground Gravel</u>	<u>\$ 150,000</u>
Total			<u>\$6,210,346</u> <u>\$10,216,049</u>

(ix) For the period commencing July 1, 2015, and ending June 30, ~~2016-2017~~, up to nine million dollars (\$9,000,000.00) for security projects approved by the school facilities commission. The amount appropriated under this paragraph shall only be ~~available for expenditure as specifically authorized by the legislature expended after completion of a comprehensive statewide assessment of all school safety and security needs and compilation of a prioritized list of school safety and security remedies based upon uniform standards and guidelines. Prior to the expenditure of any funds appropriated under this paragraph, the school facilities commission, through the school facilities department, shall provide the joint appropriations interim committee and the select committee on school facilities with a prioritized list identifying the projects and associated funding. The report~~

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shall include a summary of the results of the statewide assessment and a copy of the standards or guidelines utilized in assessing and prioritizing the school safety and security projects. The joint appropriations interim committee and the select committee on school facilities shall jointly present to the governor recommendations identifying the projects for expenditure of the funds made available under this paragraph. The governor shall review the recommendations and authorize expenditure of the funds for safety and security projects identified under the prioritized list;

(x) Upon recommendation of the school facilities commission and approval of the governor, for the unanticipated costs associated with design, construction, demolition, ancillary building, security and component level projects funded under this subsection, ~~eighteen million four hundred fourteen thousand ninety-six dollars (\$18,414,096.00)~~ twenty-four million nine hundred ninety-five thousand eight hundred thirty-five dollars (\$24,995,835.00);

Section 2. The school facilities commission, through the department, shall review the process used in identifying, reviewing and prioritizing school district building component level needs, giving full consideration to the proper use of major maintenance and other capital construction funding provided by the state in addressing building adequacy in the most efficient and cost effective manner. The commission and department shall report recommendations to refine component level funding to the select committee on school facilities on or before

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September 1, 2015. Recommendations shall include refinement of other capital construction funds provided by the state if necessary. There is appropriated from the school capital construction account to the school facilities department, up to two hundred fifty thousand dollars (\$250,000.00) for the period beginning on the effective date of this act and ending June 30, 2016. This appropriation shall be expended only for professional consulting expertise and other administrative costs necessary to conduct the study required by this act. Notwithstanding any other provision of law, this appropriation shall not be transferred or expended for any other purpose and any unexpended, unobligated funds remaining from this appropriation shall revert as provided by law on June 30, 2016.

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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 Senate.

Chief Clerk