

SENATE FILE NO. SF0057

Local government distributions.

Sponsored by: Joint Appropriations Committee

A BILL

for

1 AN ACT relating to local government funding; providing
2 funding to cities and towns; providing funding to counties;
3 providing local government funding formulas and
4 distributions; providing legislative intent; providing an
5 appropriation; and providing for an effective date.

6

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

8

9 [LOCAL GOVERNMENT DISTRIBUTIONS I]

10

11 **Section 1.**

12

13 (a) From the legislative stabilization reserve
14 account created by W.S. 9-4-219(a) there is appropriated
15 one hundred five million dollars (\$105,000,000.00) to the
16 office of state lands and investments to be allocated

1 pursuant to the following and as further provided in this
2 section:

3

4 (i) Two-thirds (2/3) of eighty-nine percent
5 (89%) of the total amount appropriated, for direct
6 distribution to cities and towns provided that five percent
7 (5%) of the amount available under this paragraph shall
8 only be distributed for direct distributions to cities and
9 towns as provided in paragraph (b)(ii) of this section;

10

11 (ii) One-third (1/3) of eighty-nine percent
12 (89%) of the total amount appropriated, for direct
13 distribution to counties;

14

15 (iii) Five and one-half percent (5.5%) of the
16 total amount appropriated, for direct distribution to
17 cities and towns provided that five percent (5%) of the
18 amount available under this paragraph shall only be
19 distributed for direct distributions to cities and towns as
20 provided in paragraph (b)(ii) of this section;

21

1 (iv) Five and one-half percent (5.5%) of the
2 total amount appropriated, for direct distribution to
3 counties.

4

5 [CITY AND TOWN DIRECT DISTRIBUTION ALLOCATIONS]

6

7 (b) Funds appropriated in paragraphs (a)(i) and (iii)
8 of this section shall be distributed to cities and towns
9 with one-half (1/2) of the amount available distributed in
10 the first fiscal year of the biennium and one-half (1/2) of
11 the amount available distributed in the second fiscal year
12 of the biennium. Distributions in each fiscal year shall be
13 made in equal amounts on August 15 and January 15 of each
14 fiscal year as calculated prior to the August 15
15 distribution, subject to the following:

16

17 (i) From these distributions each municipality
18 with a population of thirty-five (35) or less shall first
19 receive fifteen thousand dollars (\$15,000.00) and each
20 municipality with a population over thirty-five (35) shall
21 first receive thirty-five thousand dollars (\$35,000.00).
22 From the remainder, each municipality shall receive amounts
23 in accordance with a municipal supplemental funding formula

1 as provided in this paragraph. The municipal supplemental
2 funding formula shall be calculated by the office of state
3 lands and investments as follows:

4
5 (A) For each fiscal year calculate the per
6 capita sales and use tax revenues available to each
7 municipality using the sales and use tax distributions to
8 each county attributable to fiscal year 2019 for
9 distributions under this paragraph during fiscal year 2021
10 and the sales and use tax distributions to each county
11 attributable to fiscal year 2020 for distributions under
12 this paragraph during fiscal year 2022, including
13 distributions to each municipality within that county,
14 under W.S. 39-15-111 and 39-16-111, but excluding the
15 distribution exclusively to counties under W.S.
16 39-15-111(b)(iii) made from an amount equivalent to one
17 percent (1%) of the tax collected under W.S. 39-15-104, and
18 excluding the distribution exclusively to counties under
19 W.S. 39-16-111(b)(iii) made from an amount equivalent to
20 one percent (1%) of the tax collected under W.S. 39-16-104;
21

1 (B) Calculate the inverse by dividing one
2 (1) by the per capita sales and use tax determined under
3 subparagraph (A) of this paragraph for each municipality;

4

5 (C) Calculate the normalized per capita
6 sales and use tax number for each municipality by dividing
7 the number determined under subparagraph (B) of this
8 paragraph for the municipality by the total of all inverse
9 per capita sales and use tax numbers calculated under
10 subparagraph (B) of this paragraph;

11

12 (D) Multiply the normalized per capita
13 sales and use tax number for each municipality by seventy-
14 five percent (75%);

15

16 (E) For each fiscal year calculate the per
17 capita assessed value for the prior tax year corresponding
18 to the most recently completed calendar year for each
19 municipality by dividing the total assessed valuation
20 within the municipality by the population of the
21 municipality;

22

1 (F) Calculate the inverse by dividing one
2 (1) by the per capita assessed value determined under
3 subparagraph (E) of this paragraph for each municipality;

4

5 (G) Calculate the normalized per capita
6 assessed value number for each municipality by dividing the
7 number determined under subparagraph (F) of this paragraph
8 for the municipality by the total of all inverse per capita
9 assessed value numbers calculated under subparagraph (F) of
10 this paragraph;

11

12 (H) Multiply the normalized per capita
13 assessed value number for each municipality by twenty-five
14 percent (25%);

15

16 (J) Multiply the sum of subparagraphs (D)
17 and (H) of this paragraph by the population of the
18 municipality;

19

20 (K) Calculate the normalized index for each
21 municipality by dividing the number determined under
22 subparagraph (J) of this paragraph for the municipality by

1 the sum of all numbers calculated under subparagraph (J) of
2 this paragraph;

3

4 (M) Determine the amount to distribute to
5 each municipality by multiplying the normalized index
6 number determined under subparagraph (K) of this paragraph
7 by the amount remaining available for distribution under
8 this paragraph.

9

10 (ii) From the amounts available as provided in
11 paragraphs (a)(i) and (iii) of this section, each city or
12 town shall receive amounts in accordance with a city and
13 town revenue challenged formula as provided in this
14 paragraph. The revenue challenged formula shall be
15 calculated by the office of state lands and investments as
16 follows:

17

18 (A) For each fiscal year, calculate the
19 lowest quartile amount received by cities and towns on a
20 per capita basis using amounts received under this section
21 plus amounts distributed to each city and town using the
22 sales and use tax distributions to each county attributable
23 to fiscal year 2019 for distributions under this paragraph

1 during fiscal year 2021 and the sales and use tax
2 distributions to each county attributable to fiscal year
3 2020 for distributions under this paragraph during fiscal
4 year 2022, including distributions to each municipality
5 within that county, under W.S. 39-15-111 and 39-16-111, but
6 excluding the distribution exclusively to counties under
7 W.S. 39-15-111(b)(iii) made from an amount equivalent to
8 one percent (1%) of the tax collected under W.S. 39-15-104
9 and excluding the distribution exclusively to counties
10 under W.S. 39-16-111(b)(iii) made from an amount equivalent
11 to one percent (1%) of the tax collected under W.S.
12 39-16-104;

13

14 (B) Determine each city or town that
15 received a per capita amount that is less than the lowest
16 quartile amount determined under subparagraph (A) of this
17 paragraph;

18

19 (C) For each city or town that received a
20 per capita amount that is less than the lowest quartile
21 amount as provided in subparagraph (B) of this paragraph,
22 determine the amount that would be necessary to increase
23 the per capita amount distributed to that city or town to

1 the lowest quartile amount determined under subparagraph
2 (A) of this paragraph;

3

4 (D) Determine the amount to distribute to
5 each city or town that received an amount that is less than
6 the lowest quartile amount determined under subparagraph
7 (A) of this paragraph by distributing the amount available
8 under this paragraph on a pro rata basis, up to the lowest
9 quartile amount, based on the amounts determined under
10 subparagraph (C) of this paragraph.

11

12 [COUNTY DIRECT DISTRIBUTION ALLOCATIONS]

13

14 (c) Funds appropriated in paragraphs (a)(ii) and (iv)
15 of this section are to be distributed to counties with one-
16 half (1/2) of the amount available distributed in the first
17 fiscal year of the biennium and one-half (1/2) of the
18 amount available distributed in the second fiscal year of
19 the biennium. Distributions in each fiscal year shall be
20 made in equal amounts on August 15 and January 15 of each
21 fiscal year as calculated prior to the August 15
22 distribution. From these distributions each county shall
23 receive the following:

1

2 (i) From these distributions each county with an
3 assessed value for the prior tax year corresponding to the
4 most recently completed calendar year of less than three
5 hundred thousand dollars (\$300,000.00) per mill shall first
6 receive an amount equal to three (3) times the difference
7 between three hundred thousand dollars (\$300,000.00) and
8 the actual value of one (1) mill within the county. From
9 the remainder, each county shall receive amounts in
10 accordance with a county supplemental funding formula as
11 provided in this paragraph. The county supplemental funding
12 formula shall be calculated by the office of state lands
13 and investments as follows:

14

15 (A) For each fiscal year calculate the per
16 capita sales and use tax revenues available to each county
17 using the sales and use tax distributions to each county
18 attributable to fiscal year 2019 for distributions under
19 this subsection during fiscal year 2021 and the sales and
20 use tax distributions to each county attributable to fiscal
21 year 2020 for distributions under this subsection during
22 fiscal year 2022, excluding distributions to each

1 municipality within that county, under W.S. 39-15-111 and
2 39-16-111;

3

4 (B) Calculate the inverse by dividing one
5 (1) by the per capita sales and use tax determined under
6 subparagraph (A) of this paragraph for each county;

7

8 (C) Calculate the normalized per capita
9 sales and use tax number for each county by dividing the
10 number determined under subparagraph (B) of this paragraph
11 for the county by the total of all inverse per capita sales
12 and use tax numbers calculated under subparagraph (B) of
13 this paragraph;

14

15 (D) Multiply the normalized per capita
16 sales and use tax number determined under subparagraph (C)
17 of this paragraph for each county by twenty-four percent
18 (24%);

19

20 (E) For each fiscal year calculate the per
21 capita assessed value for each county by dividing the total
22 assessed valuation within the county for the prior tax year

1 corresponding to the most recently completed calendar year
2 by the population of the county;

3

4 (F) Calculate the inverse by dividing one
5 (1) by the per capita assessed value determined under
6 subparagraph (E) of this paragraph for each county;

7

8 (G) Calculate the normalized per capita
9 assessed value number for each county by dividing the
10 number determined under subparagraph (F) of this paragraph
11 for the county by the total of all inverse per capita
12 assessed value numbers calculated under subparagraph (F) of
13 this paragraph;

14

15 (H) Multiply the normalized per capita
16 assessed value number determined under subparagraph (G) of
17 this paragraph for each county by seventy-six percent
18 (76%);

19

20 (J) Calculate a cost of government index
21 for each county, which shall be determined by multiplying
22 six hundred twenty-eight (628) by the population of the

1 county and then adding nine million nine hundred thousand
2 (9,900,000) to the result;

3

4 (K) Calculate the normalized cost of
5 government index number for each county by dividing the
6 number determined under subparagraph (J) of this paragraph
7 for the county by the total of all cost of government index
8 numbers calculated under subparagraph (J) of this
9 paragraph;

10

11 (M) Multiply the sum of subparagraphs (D)
12 and (H) of this paragraph by the normalized cost of
13 government index number determined in subparagraph (K) of
14 this paragraph for each county;

15

16 (N) Calculate the normalized index for each
17 county by dividing the number determined under subparagraph
18 (M) of this paragraph for the county by the total of all
19 numbers calculated under subparagraph (M) of this
20 paragraph;

21

22 (O) Determine the amount to distribute to
23 each county by multiplying the normalized index number

1 determined under subparagraph (N) of this paragraph by the
2 amount remaining available for distribution under this
3 paragraph.

4

5 (d) For purposes of this section, population is to be
6 determined by resort to the 2010 decennial federal census
7 as reported by the economic analysis division within the
8 department of administration and information.

9

10 (e) It is the intent of the legislature that the
11 funds distributed under this section shall not be used for
12 salary adjustments, additional personnel or increased
13 personnel benefits.

14

15 **Section 2.** This act is effective July 1, 2020.

16

17

(END)