

SENATE FILE NO. SF0119

State funded capital construction.

Sponsored by: Joint Appropriations Committee

A BILL

for

1 AN ACT relating to state funded capital construction; creating
2 accounts; providing definitions; providing appropriations for
3 purposes related to state funded capital construction;
4 modifying prior appropriations; making certain appropriations
5 subject to specified terms and conditions; providing for the
6 reversion and transfer of funds; creating a subcommittee;
7 providing for the acceptance of gifts of real property;
8 requiring reporting; specifying funding priorities; and
9 providing for an effective date.

10

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

12

13 **Section 1.** W.S. 9-4-225 and 9-4-226 are created to read:

14

15 **9-4-225. Wyoming veterans' memorial museum account.**

16

1 The Wyoming veterans' memorial museum account is created. The
2 account shall be administered by the military department. The
3 department may accept federal grants and other contributions,
4 grants, gifts, transfers, bequests and donations of money from
5 any source for deposit into the account. Funds within the
6 account shall only be expended upon legislative appropriation.
7 All funds within the account shall be invested by the state
8 treasurer and all investment earnings from the account shall
9 be credited to the general fund.

10

11 **9-4-226. Capitol square preservation account.**

12

13 The capitol square preservation account is created. The state
14 treasurer may accept federal grants and other contributions,
15 grants, gifts, transfers, bequests and donations of money from
16 any source for deposit into the account. Funds within the
17 account shall only be expended upon legislative appropriation.
18 All funds within the account shall be invested by the state
19 treasurer and all investment earnings from the account shall
20 be credited to the general fund.

21

22 **Section 2.** W.S. 9-4-203(a)(xiii) and 9-4-207(d)(intro)
23 and (i) are amended to read:

1

2 **9-4-203. Definitions.**

3

4 (a) As used in this act:

5

6 (xiii) "This act" means W.S. 9-4-201 through
7 ~~9-4-224~~ 9-4-226.

8

9 **9-4-207. Disposition of unexpended appropriations.**

10

11 (d) Appropriations for the purposes specified in this
12 subsection shall be excluded from reverting pursuant to
13 subsections (a) through (c) of this section but may revert as
14 provided in this subsection. Appropriations ~~which do not~~
15 ~~revert pursuant to~~ specified in this subsection shall be
16 expended only on the projects for which the funds were
17 appropriated. Funds subject to this subsection are
18 appropriations:

19

20 (i) For capital outlays, provided that any
21 unexpended funds remaining upon completion of a project shall
22 revert to the account from which the funds were appropriated
23 if no other use of the reverted funds is specified by law;

1

2 **Section 3.**

3

4 (a) As used in the noncodified sections of this act:

5

6 (i) "Appropriation" means the authorizations
7 granted by the legislature under this act to make expenditures
8 from and to incur obligations against the general and other
9 funds as specified;

10

11 (ii) "Approved budget" means as defined in W.S.
12 9-2-1005(e);

13

14 (iii) "FF" means federal funds;

15

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

17

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

20

21 (vi) "S0" means other funds identified by footnote;

22

1 (i) Appropriations for projects with state funding
 2 administered through the state construction department:

| 4 | GENERAL | FEDERAL | OTHER | TOTAL |
|----|---|------------|----------------|---------------|
| 5 | FUND | FUNDS | FUNDS | APPROPRIATION |
| 6 | FOR | \$ | \$ | \$ |
| 7 | Section 027. CAPITAL CONSTRUCTION PROJECTS | | | |
| 8 | | | | |
| 9 | PROGRAM | | | |
| 10 | SBC- Contingency ¹ . | | 8,000,000 S13 | 8,000,000 |
| 11 | SCD- Lvl I & Lvl II ⁹ . | | 2,250,000 S13 | 2,250,000 |
| 12 | Mil- Army NG Vehicle | | | |
| 13 | Maint. Shop | 16,895,000 | | 16,895,000 |
| 14 | State Parks- Maint. | | | |
| 15 | Outdoor Rec. ² . | | 6,000,000 SR | 6,000,000 |
| 16 | State Parks- Water Fac. | | 300,000 SR | 300,000 |
| 17 | State Parks- Quebec 01 Fac. | | 25,000 SR | 25,000 |
| 18 | CWC- Jackson Outreach Ctr. ³ . | | 7,577,330 PR | |
| 19 | | | 7,577,330 S13 | 15,154,660 |
| 20 | NWC- Student Center ³ . | | 10,199,171 PR | |
| 21 | | | 10,199,171 S13 | 20,398,342 |
| 22 | WWCC- Nursing Fac. ³ . | | 1,900,000 PR | |
| 23 | | | 1,900,000 S13 | 3,800,000 |
| 24 | LCCC- RAC Reno. ³ . | | 9,029,400 PR | |
| 25 | | | 9,029,400 S13 | 18,058,800 |
| 26 | WWCC- Mechanical Rep. | | 11,740,000 S13 | 11,740,000 |
| 27 | NWCCD- Construction Tech. | | | |
| 28 | Ctr. ³ , ⁴ . | | 5,000,000 PR | |
| 29 | | | 5,000,000 S13 | 10,000,000 |
| 30 | DOC- WWC HVAC Replace | | 2,000,000 T5 | 2,000,000 |
| 31 | DOC- HF Admin. Bldg. ⁵ . | | 5,000,000 S0 | 5,000,000 |
| 32 | SCD- Tonkin Demo-Rehab. ⁶ . | | 5,600,000 S13 | 5,600,000 |
| 33 | SCD- Chancery Court ⁷ . | 777,168 | | 777,168 |
| 34 | State Facilities Const. ⁸ . | | 4,000,000 S13 | 4,000,000 |
| 35 | TOTALS | 777,168 | 16,895,000 | 112,326,802 |
| 36 | | | | 129,998,970 |

1 1. Of this other funds appropriation, one million six hundred fifty-nine
2 thousand four hundred fifty dollars (\$1,659,450.00)S13 is appropriated for
3 security fencing at the governor's residence.

4

5 2. Of this other funds appropriation, three million dollars
6 (\$3,000,000.00)SR is appropriated for facility remedies of concessionaires
7 within Hot Springs state park as determined by the department of state
8 parks and cultural resources.

9

10 3. Of these other funds appropriations, the strategic investments and
11 projects account appropriation shall be matched in a ratio of one dollar
12 (\$1.00) from the strategic investments and projects account to one dollar
13 (\$1.00) of matching funds from the community college. Construction costs
14 shall be borne in equal amounts from the strategic investments and
15 projects account appropriation and matching funds from the community
16 college. Any unexpended, unobligated funds remaining upon completion of
17 the project shall revert to the strategic investments and projects account
18 and the community college in proportion to the contribution to the total
19 construction costs of the project.

20

21 4. The northern Wyoming community college district is authorized to
22 expend up to five million dollars (\$5,000,000.00)S13 in other funds,
23 matched by an equal amount of other, community college funds to acquire
24 property, construct a construction technology center or both.

25

26 5. Of this other funds appropriation, five million dollars
27 (\$5,000,000.00)S0 is appropriated from the Wyoming state penitentiary

1 capital construction account within the strategic investments and projects
2 account.

3

4 6. Of this other funds appropriation, five million six hundred thousand
5 dollars (\$5,600,000.00)S13 is appropriated for partial demolition of the
6 Tonkin facility in Riverton, Wyoming and to refurbish the remaining
7 portion of the facility for future occupancy by state agencies.

8

9 7. This general fund appropriation is appropriated for capital outlay
10 expenditures associated with the chancery court within the Casper state
11 office building.

12

13 8. Funds from this appropriation shall be deposited in the state
14 facilities construction account. In addition to prior appropriations from
15 the state facilities construction account, there is appropriated four
16 million dollars (\$4,000,000.00) from the state facilities construction
17 account to the state construction department for abatement activities at
18 the Wyoming life resource center.

19

20 9. The legislature is approving level II design for northern Wyoming
21 community college district Gillette academic center as an approved 2019
22 project of the Wyoming community college commission.

23

24 (ii) Appropriations for University of Wyoming
25 projects:

26

| 1 | GENERAL | FEDERAL | OTHER | TOTAL |
|---|-------------------------------|---------|------------|----------------|
| 2 | FUND | FUNDS | FUNDS | APPROPRIATION |
| 3 | \$ | \$ | \$ | \$ |
| 4 | | | | |
| 5 | PROGRAM | | | |
| 6 | UW-Trustees' | | | |
| 7 | Capital Projects ¹ | _____ | _____ | 25,000,000 S13 |
| 8 | TOTALS | | 25,000,000 | 25,000,000 |
| 9 | | | | |

10 1. (a) Of this other funds appropriation, twenty-five million dollars
 11 (\$25,000,000.00)S13 is appropriated to the University of Wyoming for
 12 capital construction projects specified in this footnote. This
 13 appropriation shall be matched in a ratio of one dollar (\$1.00) from the
 14 strategic investments and projects account to one dollar (\$1.00) of
 15 matching funds from any other source. This appropriation shall be expended
 16 directly on one (1) or more of the following projects in amounts to be
 17 determined by the university board of trustees:

- 18
- 19 (i) Construction of the Corbett natatorium;
- 20
- 21 (ii) Renovation of war memorial stadium;
- 22
- 23 (iii) Renovation and expansion of the University of Wyoming
- 24 college of law.
- 25

26 (b) This appropriation shall not be subject to the requirements of
 27 W.S. 21-16-1001 through 21-16-1003 or 21-16-1401 through 21-16-1403.

28

1 [AMENDMENTS-CAPITAL CONSTRUCTION]

2

3 **Section 5.**

4

5 (a) 2019 Wyoming Session Laws, Chapter 205, Section 5(a)

6 is amended to read:

7

8 [CAPITOL COMPLEX]

9

10 **Section 5.**

11

12 (a) The state loan and investment board shall

13 consult with the city of Cheyenne to identify the

14 most efficient means to construct a stormwater

15 interceptor to protect the capitol building and

16 Herschler building from surface and subsurface

17 stormwater runoff. Upon agreement between the board

18 and the city on the most efficient means to

19 construct the interceptor and after the city's

20 presentation to the board of plans to undertake

21 necessary construction, the board may grant the city

22 not more than three million dollars (\$3,000,000.00)

23 to construct the stormwater interceptor, water

1 infrastructure, sewer infrastructure or surface
2 improvements or to compensate the city for any
3 related expenditures that would be efficiently
4 addressed through the concurrent construction of the
5 stormwater interceptor. The project may provide
6 protection for other facilities or residences in the
7 city but shall be designed primarily to provide
8 protection to the capitol building, Herschler
9 building and other state facilities. Of the
10 unobligated, unencumbered balance in the
11 construction management flex contingency account,
12 most recently appropriated to in 2015 Wyoming
13 Session Laws, Chapter 142, Section 345, there is
14 appropriated three million dollars (\$3,000,000.00)
15 to the state loan and investment board. This
16 appropriation shall only be expended for purposes of
17 this subsection. Notwithstanding any other provision
18 of law, this appropriation shall not be transferred
19 or expended for any other purpose and any
20 unexpended, unobligated funds remaining from this
21 appropriation shall revert as provided by law on
22 June 30, ~~2020~~2022.

23

1 (b) This section is effective immediately.

2

3 [WYOMING VETERANS' MEMORIAL MUSEUM]

4

5 **Section 6.** There is appropriated three million dollars
6 (\$3,000,000.00) from the strategic investments and projects
7 account to the Wyoming veterans' memorial museum account.
8 This appropriation shall only be transferred to the Wyoming
9 veterans' memorial museum account to the extent cash or cash
10 equivalent matching contributions are actually received by the
11 state in an amount equal to one dollar (\$1.00) of appropriated
12 funds from the strategic investments and projects account to
13 two dollars (\$2.00) of nonstate matching funds. At any time
14 accumulated contributions total at least one hundred thousand
15 dollars (\$100,000.00) or when this strategic investments and
16 projects account appropriation is fully matched, the state
17 treasurer shall distribute matching contributions to the
18 Wyoming veterans' memorial museum account. There is
19 appropriated up to nine million dollars (\$9,000,000.00) or as
20 much thereof as is available from the Wyoming veterans'
21 memorial museum account to the state construction department
22 for purposes of constructing and expanding the Wyoming
23 veterans' memorial museum.

1

2

[CAPITOL SQUARE PRESERVATION]

3

4

Section 7.

5

6 (a) The chairman of the management council of the
7 legislature shall appoint three (3) members of the management
8 council and the governor shall appoint three (3) members of
9 the state building commission or their designees to create a
10 subcommittee to jointly oversee development of the design
11 plans, construction of the interpretive exhibits and
12 wayfinding in the capitol, the capitol extension and the
13 Herschler building. The subcommittee shall:

14

15 (i) In developing recommendations for design and
16 construction documents for the interpretive exhibits, be
17 guided by the schematic design documents developed as part of
18 the capitol square project which are on file with the
19 legislative service office;

20

21 (ii) Report its recommendations to the management
22 council and the state building commission for final approval.

23

1 (b) The legislative service office and construction
2 management division of the state construction department shall
3 staff the subcommittee created by this section. The
4 legislative service office, the state construction department,
5 the department of education, the office of tourism, the
6 department of state parks and cultural resources and other
7 state entities as determined appropriate by the subcommittee
8 shall provide support for the design and construction of the
9 exhibits and wayfinding systems.

10

11 (c) There is appropriated four million five hundred
12 thousand dollars (\$4,500,000.00) from the strategic
13 investments and projects account to the capitol square
14 preservation account.

15

16 (d) There is appropriated four million two hundred fifty
17 thousand dollars (\$4,250,000.00) from the capitol square
18 preservation account to the state construction department.
19 The state construction department shall be the fiscal and
20 contracting agent for expenditure of this appropriation.
21 After consultation with the subcommittee created under this
22 section, the state construction department shall expend this
23 appropriation for the purposes of:

1

2 (i) Development of design and construction
3 documents and the construction of interpretative exhibits for
4 the capitol and the capitol extension in accordance with the
5 recommendations approved by the management council and the
6 state building commission;

7

8 (ii) Design, construction and installation of a
9 wayfinding system and signage for the capitol, the capitol
10 extension and the Herschler building in accordance with the
11 recommendations approved by the management council and the
12 state building commission.

13

14 (e) There is appropriated two hundred fifty thousand
15 dollars (\$250,000.00) from the capitol square preservation
16 account to the legislative service office. Subject to the
17 approval of management council, this appropriation may be
18 expended for purposes of any of the following:

19

20 (i) Custom window treatments within meeting rooms
21 occupied by the legislature in the capitol building;

22

1 (ii) Noise reduction and echo cancellation
2 improvements in meeting rooms occupied by the legislature in
3 the capitol building and the capital extension;

4

5 (iii) Acquisition of maquettes of the statues
6 displayed in the capitol rotunda.

7

8 [DEPARTMENT OF TRANSPORTATION PRIORITIES]

9

10 **Section 8.**

11

12 (a) Subject to constitutional limitations, there is
13 appropriated fifty thousand dollars (\$50,000.00) from any
14 unobligated, unrestricted monies within the highway fund to
15 the department of transportation for purposes of a single
16 community grant for installing trees along an urban community
17 beltway in southeast Wyoming. The grant shall be conditioned
18 upon receiving matching funds in an amount equal to one dollar
19 (\$1.00) of funds appropriated under this subsection to one
20 dollar (\$1.00) of nonstate matching funds.

21

22 (b) The department of transportation and the highway
23 commission shall prioritize funding for the construction of

1 safety pullouts, passing lanes and other road improvements for
2 an energy impacted state highway in southern Johnson county.

3

4 (c) The department of transportation shall report to the
5 joint appropriations committee by October 1, 2020 on
6 expenditures under this section.

7

8 [NWCCD ACCEPTANCE OF GIFT]

9

10 **Section 9.** The northern Wyoming community college
11 district is authorized to accept the transfer of ownership of
12 two (2) facilities totaling approximately twenty-nine thousand
13 seven hundred twenty (29,720) square feet to be used to house
14 a construction technology program. These facilities shall be
15 included within computation of major maintenance in accordance
16 with W.S. 21-18-225 until the facilities are no longer owned
17 by the community college district.

18

19 [DEPOSIT OF REVERSIONS TO THE STATE BUILDING COMMISSION

20 CONTINGENCY ACCOUNT]

21

22 **Section 10.**

23

1 for a bill to become law as provided by Article 4, Section 8
2 of the Wyoming Constitution.

3

4 (b) This section is effective immediately.

5

6 (c) Except as otherwise provided, this act is effective
7 July 1, 2020.

8

9

(END)