SENATE FILE NO. SF0143

School finance-funding model amendments.

Sponsored by: Senator(s) Scott, Biteman, Ellis and Salazar
                and Representative(s) Simpson

A BILL

for

1 AN ACT relating to school finance; implementing

2 modifications to the Wyoming education resource block grant

3 model and other school finance components; providing for

4 funding adjustments as specified; codifying previously

5 uncodified law; amending related provisions; repealing

6 conflicting provisions; requiring a report; requiring a

7 study; and providing for effective dates.

8

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

10

11   **Section 1.** W.S. 21-13-309.1 is created to read:

12

13   **21-13-309.1. Education resource block grant model**

14 **components.**

15

1   (a) This section is intended to specify the education

2   resource block grant model components and computations

3   necessary to execute the 2020 cost of education study as

4   required by W.S. 21-13-309(t) and as adopted and modified

5   by the legislature.

6

7   (b) As used in this section:

8

9   (i) "Block grant model components" includes the

10 following categories:

11

12   (A) The educational materials category of

13 model components which includes the following:

14

15   (I) The   books   and   instructional

16 materials component resourced under paragraph (c)(xxi) of

17 this section;

18

19   (II) The gifted and talented students

20 component resourced under paragraph (c)(xxiii) of this

21 section;

22

1   (III) The   career   and   technical

2   education equipment and materials component resourced under

3   paragraph (c)(xxiv) of this section;

4

5   (IV) The student activities component

6   resourced under paragraph (c)(xxv) of this section;

7

8   (V)   The   professional   development

9   component resourced under paragraph (c)(xxvi) of this

10 section;

11

12   (VI) The   central   office   nonpersonnel

13 resources component resourced under paragraph (c)(xxviii)

14 of this section;

15

16   (VII) The operations and maintenance

17 supplies component resourced under paragraph (c)(xxx) of

18 this section.

19

20   (B) The energy category of model components

21 which includes the utilities component resourced under

22 paragraph (c)(xxxi) of this section;

23

1   (C) The nonprofessional labor category of

2   model components which includes supervisory aides, central

3   office   classified   staff,   school   secretaries,   school

4   clerical staff, maintenance workers, groundskeepers and

5   custodians resourced under paragraph (c)(xxxiii) of this

6   section;

7

8   (D) The professional labor category of

9   model components   which   includes   teachers,   principals,

10 assistant   principals,   superintendents,   assistant

11 superintendents, business managers and school computer

12 technicians resourced under paragraph (c)(xxxiii) of this

13 section.

14

15   (ii) "FTE" means the full-time equivalency basis

16 as computed in accordance with guidelines prescribed by

17 rule of the department of education;

18

19   (iii) "Grade   band"   means   a   school   grade

20 configuration that falls within one (1) of the following

21 configurations:

22

1   (A) An elementary school grade band that

2   includes grades kindergarten (K) through grade six (6) or

3   any combination of those grades;

4

5   (B) A   middle   school   grade   band   that

6   includes grade five (5) through eight (8) or grade six (6)

7   through grade nine (9) or any combination of grades within

8   those ranges;

9

10   (C) A high school grade band that includes

11 grade   eight   (8)   through   grade   twelve   (12)   or   any

12 combination of those grades.

13

14   (c) Except as provided in subsection (d) of this

15 section, the Wyoming education resource block grant model

16 components and the resourcing for those components shall be

17 as follows:

18

19   (i) Full day kindergarten. Funded for all

20 elementary schools;

21

1   (ii) Core teachers for schools with ADM greater

2   than forty-nine (49) and schools not designated as

3   alternative schools:

4

5   (A) Elementary school. Calculated as ADM

6   divided by twenty (20);

7

8   (B) Middle   school.   Calculated   as   ADM

9   divided by twenty-three (23);

10

11   (C) High school. Calculated as ADM divided

12   by twenty-three (23).

13

14   (iii) Specialist teachers for schools with more

15   than forty-nine (49) ADM and schools not designated as

16   alternative schools:

17

18   (A) Elementary school specialist teachers

19   shall be calculated as twenty percent (20%) of the core

20   teachers in subparagraph (ii)(A) of this subsection;

21

1   (B) Middle school specialist teachers shall

2   be calculated as thirty-three percent (33%) of the core

3   teachers in subparagraph (ii)(B) of this subsection;

4

5   (C) High school specialist teachers shall

6   be calculated as thirty-three percent (33%) of the core

7   teachers in subparagraph (ii)(C) of this subsection.

8

9   (iv) Additional vocational education teachers.

10   For schools with more than forty-nine (49) ADM and schools

11   not designated as alternative schools, calculated as the

12   product of each high school's FTE vocational education

13   students   reported   under   W.S.   21-13-309(m)(v)(D)(I)

14   multiplied by twenty-nine hundredths (0.29) then divided by

15   the high school class size of twenty-three (23);

16

17   (v) Small school and alternative school core

18   staff. For schools with forty-nine (49) or less ADM or

19   alternative schools, provide one (1) teacher position for

20   every seven (7) ADM, calculated as total school ADM divided

21   by seven (7). Each school shall receive a minimum of one

22   (1) teacher by increasing the sum of the core staff in this

23   paragraph to one (1) if the total is less than one (1);

1

2   (vi) Minimum teachers:

3

4   (A) The minimum number of teachers for any

elementary school with more than forty-nine (49) ADM is six

(6), as calculated by increasing the sum of the core

teachers in paragraph (ii) of this subsection and

specialist teachers in paragraph (iii) of this subsection

to six (6). The minimum number of teachers for any middle

school with more than forty-nine (49) ADM is eight (8), as

calculated by increasing the sum of the core teachers in

paragraph (ii) of this subsection and specialist teachers

in paragraph (iii) of this subsection to eight (8). The

minimum number of teachers for any high school with more

than forty-nine (49) ADM is ten (10), as calculated by

increasing the sum of the core teachers in paragraph (ii)

of this subsection, specialist teachers in paragraph (iii)

of this subsection and additional vocational education

teachers in paragraph (iv) of this subsection to ten (10).

The minimum number of teachers under this subparagraph

shall be provided for each elementary school, middle school

and high school grade band for a school that contains more

1 than one (1) grade band and the grade band is more than

2 forty-nine (49) ADM;

3

4   (B) The minimum number of teachers for any

5 school with more than forty-nine (49) ADM, more than one

6 (1) grade band and at least one (1) grade band with

7 forty-nine (49) ADM or less shall be calculated as follows:

8

9   (I) For   each   grade   band   with

10 forty-nine (49) ADM or less, the minimum number of teachers

11 shall be calculated by increasing the sum of the core

12 teachers in paragraph (ii) of this subsection, specialist

13 teachers in paragraph (iii) of this subsection and

14 additional vocational education teachers in paragraph (iv)

15 of this subsection to one (1) teacher position for every

16 seven (7) ADM;

17

18   (II) For each grade band with more

19 than forty-nine (49) ADM, the minimum number of teachers

20 shall be calculated as provided in subparagraph (A) of this

21 paragraph.

22

1   (vii) Small school district teacher adjustment.

2   For all schools within a district comprised of less than

3   two hundred forty-three (243) total ADM and notwithstanding

4   all other teacher resources in paragraphs (ii) through (vi)

5   of this subsection, resource each school with a minimum of

6   one (1) core teacher at every grade level with reported

7   ADM, plus an additional twenty percent (20%) of elementary

8   grade   level   core   teachers   to   calculate   elementary

9   specialist teachers and an additional thirty-three percent

10   (33%) of middle school and high school grade core teachers

11   to   calculate   middle   school   and   high   school   specialist

12   teachers;

13

14   (viii) Instructional coaches:

15

16   (A) Elementary school instructional coaches

17   shall be calculated as the product of the school's ADM

18   multiplied by thirty-four hundredths (0.34) divided by two

19   hundred eighty-eight (288) for schools with more than

20   forty-nine (49) ADM and schools not designated as

21   alternative schools;

22

1   (B) Middle and high school instructional

2 coaches shall be calculated as the product of the school's

3 ADM multiplied by thirty-four hundredths (0.34) divided by

4 three hundred fifteen (315) for schools with more than

5 forty-nine (49) ADM and schools not designated as

6 alternative schools;

7

8   (C) For schools containing more than one

9 (1) grade band and more than forty-nine (49) ADM,

10 instructional coaches shall be calculated as the product of

11 the school's total ADM multiplied by thirty-four hundredths

12 (0.34) divided by three hundred fifteen (315).

13

14   (ix) Tutors. Calculated as the school's at-risk

15 students computed under W.S. 21-13-309(m)(v)(A) divided by

16 one hundred eighty-five (185) for schools with more than

17 forty-nine (49) ADM and schools not designated as

18 alternative schools;

19

20   (x) Extended day and summer school teachers:

21

22   (A) Calculated as the school's at-risk

23 students computed under W.S. 21-13-309(m)(v)(A) divided by

1   one hundred twenty (120) then multiplied by forty-five

2   hundredths (0.45) for schools with more than forty-nine

3   (49) ADM and schools not designated as alternative schools;

4

5   (B) Each school district shall receive a

6   minimum of one-half (0.5) position if the total FTE

7   calculated in subparagraph (A) of this paragraph is less

8   than one-half (0.5);

9

10   (C) For resources under this component,

11 school districts are encouraged to give priority to

12 evidence-based reading remediation programs in kindergarten

13 through grade three (3) and graduation credit recovery

14 programs.

15

16   (xi) Substitute teachers:

17

18   (A) Calculated as the product of five

19 percent (5%) multiplied by the sum of FTE positions

20 calculated in paragraphs (ii) through (x) of this

21 subsection;

22

1   (B) The daily substitute rate shall be

2   equal to the product of one hundred two dollars and fifteen

3   cents   ($102.15)   multiplied   by   seven   and   sixty-five

4   hundredths percent (7.65%) for social security and Medicaid

5   benefits;

6

7   (C) Total substitute teacher resources

8   under this paragraph shall be equal to the product of one

9   hundred seventy-five (175) multiplied by the product

10   calculated in subparagraph (A) of this paragraph multiplied

11   by the product calculated in subparagraph (B) of this

12   paragraph.

13

14   (xii) Supervisory aides:

15

16   (A) Elementary school supervisory aides

17   shall be calculated as the product of the school's ADM

18   multiplied by two (2) then divided by two hundred

19   eighty-eight (288) for schools with more than forty-nine

20   (49) ADM and schools not designated as an alternative

21   school;

22

1   (B) Middle school supervisory aides shall

2   be calculated as the product of the school's ADM multiplied

3   by two (2) then divided by three hundred fifteen (315) for

4   schools with more than forty-nine (49) ADM and schools not

5   designated as an alternative school;

6

7   (C) High school supervisory aides shall be

8   calculated as the product of the school's ADM multiplied by

9   five (5) then divided by three hundred fifteen (315) for

10 schools with more than forty-nine (49) ADM and schools not

11 designated as an alternative school;

12

13   (D) For schools with more than forty-nine

14 (49) ADM and containing an elementary school grade band and

15 a middle school grade band but not a high school grade

16 band, supervisory aide positions shall be calculated based

17 upon the formula in subparagraph (B) of this paragraph

18 using the total school ADM. For schools with more than

19 forty-nine (49) ADM and containing a high school grade band

20 and either an elementary school grade band or a middle

21 school grade band or both, supervisory aide positions shall

22 be calculated based upon the formula in subparagraph (C) of

23 this   paragraph   using   the   total   school   ADM.   This

1 subparagraph shall not apply to schools designated as an

2 alternative school.

3

4   (xiii) Pupil support positions:

5

6   (A) Calculated   as   the   school's   at-risk

7 students computed under W.S. 21-13-309(m)(v)(A) divided by

8 one hundred (100) for schools with more than forty-nine

9 (49) ADM and schools not designated as an alternative

10 school;

11

12   (B) Minimum   pupil   support   positions.

13 Minimum pupil support positions shall be provided for

14 schools with more than forty-nine (49) ADM and schools not

15 designated as an alternative school based upon the

16 following:

17

18   (I) Elementary schools. If the amount

19 calculated under subparagraph (A) of this paragraph is less

20 than the school ADM divided by two hundred eighty-eight

21 (288), then increase the amount of positions calculated

22 under subparagraph (A) of this paragraph to equal the

23 school ADM divided by two hundred eighty-eight (288);

1

2   (II) Middle and high schools. If the

3   amount calculated under subparagraph (A) of this paragraph

4   is less than the school ADM divided by three hundred

5   fifteen (315), then increase the amount of positions

6   calculated under subparagraph (A) of this paragraph to

7   equal the school ADM divided by three hundred fifteen

8   (315);

9

10   (III) For schools containing more than

11   one (1) grade band, the minimum number of tutors shall be

12   calculated as provided in subdivision (II) of this

13   paragraph using the total school ADM.

14

15   (xiv) Counselors. Calculated as total middle and

16   high school ADM divided by two hundred fifty (250) for

17   schools with more than forty-nine (49) ADM and schools not

18   designated as alternative schools;

19

20   (xv) Librarians. Shall be calculated for schools

21   with more than forty-nine (49) ADM and schools not

22   designated as alternative schools based upon the following:

23

1   (A) Elementary schools. Calculated as the

2   school's ADM divided by two hundred eighty-eight (288);

3

4   (B) Middle schools and high schools with

5   more than forty-nine (49) ADM and less than one hundred

6   five (105) ADM, provide librarian positions by prorating

7   one (1) librarian position for one hundred five (105) ADM

8   down to no librarian positions for forty-nine (49) ADM. For

9   middle schools and high schools with ADM of one hundred

10   five (105) or more up to six hundred thirty (630), provide

11   one (1) librarian position. For middle schools and high

12   schools with more than six hundred thirty (630) ADM,

13   calculate librarian positions by dividing the school's ADM

14   by six hundred thirty (630);

15

16   (C) For schools containing more than one

17   (1) grade band and more than forty-nine (49) ADM,

18   librarians shall be calculated using the formula in

19   subparagraph (B) of this paragraph using the total school

20   ADM.

21

22   (xvi) School computer technicians. For middle

23   and high schools with more than forty-nine (49) ADM and

1 schools not designated as alternative schools, calculated

2 as each school's ADM divided by three hundred fifteen

3 (315). For schools containing more than one (1) grade band,

4 calculated using the total school ADM divided by three

5 hundred fifteen (315);

6

7   (xvii) Principals. Shall be calculated for

8 schools with more than forty-nine (49) ADM and schools not

9 designated as alternative schools based upon the following:

10

11   (A) Elementary schools with more than

12 forty-nine (49) ADM and less than ninety-six (96) ADM,

13 provide principal positions by prorating one (1) principal

14 position for ninety-six (96) ADM down to no position at

15 forty-nine (49) ADM. Provide one (1) principal position for

16 elementary schools with ninety-six (96) or more ADM;

17

18   (B) Middle and high schools with more than

19 forty-nine (49) ADM and less than one hundred five (105)

20 ADM, provide principal positions by prorating one (1)

21 principal position for one hundred five (105) ADM down to

22 no position for forty-nine (49) ADM. Provide one (1)

1 principal position for middle schools and high schools with

2 one hundred five (105) or more ADM;

3

4   (C) For schools containing more than one

5 (1) grade band and more than forty-nine (49) ADM, provide

6 principal positions based upon the formula in subparagraph

7 (B) of this paragraph.

8

9   (xviii) Assistant principals:

10

11   (A) Prorate one (1) assistant principal

12 position for every two hundred eighty-eight (288)

13 elementary school ADM over two hundred eighty-eight (288)

14 ADM;

15

16   (B) Prorate one (1) assistant principal

17 position for every three hundred fifteen (315) middle

18 school and high school ADM over three hundred fifteen (315)

19 ADM;

20

21   (C) For schools containing more than one

22 (1) grade band, prorate one (1) assistant principal

1 position for every three hundred fifteen (315) ADM over

2 three hundred fifteen (315) ADM using the total school ADM;

3

4   (D) Provide one (1) assistant principal

5 position for a school with a total ADM of forty-nine (49)

6 or less or for a school designated as an alternative

7 school.

8

9   (xix) Secretaries. Calculated for schools with

10 more than forty-nine (49) ADM and schools not designated as

11 alternative schools based upon the following:

12

13   (A) Elementary schools with more than

14 forty-nine (49) ADM and less than ninety-six (96) ADM,

15 provide secretary positions by prorating one (1) secretary

16 position for ninety-six (96) ADM down to no position at

17 forty-nine (49) ADM. Elementary schools with more than

18 ninety-six (96) ADM and up to two hundred eighty-eight

19 (288) ADM, provide one (1) secretary position. Prorate one

20 (1) additional secretary position for every two hundred

21 eighty-eight (288) elementary ADM over two hundred

22 eighty-eight (288) ADM;

23

1   (B) Middle schools and high schools with

2   more than forty-nine (49) ADM and less than one hundred

3   five (105) ADM, provide secretary positions by prorating

4   one (1) secretary position for one hundred five (105) ADM

5   down to no position at forty-nine (49) ADM. Middle schools

6   and high schools with more than one hundred five (105) ADM

7   and up to three hundred fifteen (315) ADM, provide one (1)

8   secretary position. Prorate one (1) additional secretary

9   position for every three hundred fifteen (315) middle

10 school and high school ADM over three hundred fifteen (315)

11 ADM;

12

13   (C) For schools containing more than one

14 (1) grade band and more than forty-nine (49) ADM, secretary

15 positions shall be calculated using the formula in

16 subparagraph (B) of this paragraph using the total school

17 ADM.

18

19   (xx) Clerical positions. Calculated for schools

20 with more than forty-nine (49) ADM and schools not

21 designated as alternative schools based upon the following:

22

1   (A) Elementary schools with more than

2 forty-nine (49) ADM, provide clerical positions by

3 prorating one (1) clerical position for every two hundred

4 eighty-eight (288) ADM down to no clerical positions for

5 forty-nine (49) ADM;

6

7   (B) Middle   schools   with   more   than

8 forty-nine (49) ADM, provide clerical positions by

9 prorating one (1) clerical position for every three hundred

10 fifteen (315) ADM down to no clerical positions for

11 forty-nine (49) ADM;

12

13   (C) High schools with more than forty-nine

14 (49) ADM, provide clerical positions by prorating four (4)

15 clerical positions for every six hundred thirty (630) ADM

16 down to no clerical positions for forty-nine (49) ADM;

17

18   (D) For schools with more than forty-nine

19 (49) ADM and containing an elementary school grade band and

20 middle school grade band but not a high school grade band,

21 clerical positions shall be calculated based upon the

22 formula in subparagraph (B) of this paragraph using the

23 total school ADM. For schools with more than forty-nine

1 (49) ADM and containing a high school grade band and either

2 an elementary school grade band or a middle school grade

3 band or both, clerical positions shall be calculated based

4 upon the formula in subparagraph (C) of this paragraph

5 using the total school ADM.

6

7   (xxi) Books and instructional materials.

8 Resources shall be calculated as the product of the

9 school's ADM multiplied by two hundred nine dollars and

10 thirty-three cents ($209.33);

11

12   (xxii) Technology and equipment. Resources shall

13 be calculated as the product of the school's ADM multiplied

14 by two hundred fifty dollars ($250.00). This amount shall

15 not be subject to any external cost adjustment applicable

16 under W.S. 21-13-309(o);

17

18   (xxiii) Gifted and talented students. Resources

19 shall be calculated as the product of the school's ADM

20 multiplied by forty-four dollars and seven cents ($44.07);

21

22   (xxiv) Career and technical education equipment

23 and materials. Resources shall be calculated as the product

1 of each high school's FTE vocational education teachers

2 reported under W.S. 21-13-309(m)(v)(D)(III) multiplied by

3 ten thousand three hundred thirteen dollars and

4 eighty-eight cents ($10,313.88);

5

6   (xxv) Student activities shall be based upon

7 each school's ADM. A middle school with ADM in grade nine

8 (9) shall have that ADM included in the high school ADM for

9 the high school the students would normally attend. Student

10 activity funding shall be calculated in the following

11 manner:

12

13   (A) Elementary school student activity

14 resources shall be calculated as the product of the total

15 elementary school ADM multiplied by twenty-three dollars

16 and forty-two cents ($23.42);

17

18   (B) Middle school student activity

19 resources shall be calculated as the product of the total

20 middle school ADM multiplied by:

21

22   (I) Seven hundred seventy dollars and

23 forty cents ($770.40) for a school with one (1) ADM,

1 prorated down to five hundred twenty-six dollars and

2 eighty-seven cents ($526.87) for a school with one hundred

3 five (105) ADM;

4

5   (II) Five hundred twenty-six dollars

6 and eighty-seven cents ($526.87) for a school with one

7 hundred five (105) ADM, prorated down to three hundred

8 sixty-two dollars and ninety-six cents ($362.96) for a

9 school with two hundred ten (210) ADM;

10

11   (III) Three hundred sixty-two dollars

12 and ninety-six cents ($362.96) for a school with two

13 hundred ten (210) ADM, prorated down to two hundred

14 ninety-two dollars and seventy-one cents ($292.71) for a

15 school with three hundred fifteen (315) ADM;

16

17   (IV) Two hundred ninety-two dollars

18 and seventy-one cents ($292.71) for a school with three

19 hundred fifteen (315) ADM, prorated down to two hundred

20 fifty-seven dollars and fifty-eight cents ($257.58) for a

21 school with six hundred thirty (630) ADM;

22

1   (V) Two hundred fifty-seven dollars

2   and fifty-eight cents ($257.58) for a school with six

3   hundred thirty (630) ADM, prorated down to one hundred

4   ninety-nine dollars and four cents ($199.04) for a school

5   with one thousand two hundred sixty (1,260) or more ADM.

6

7   (C) High school student activity resources

8   shall be calculated as the product of the total high school

9   ADM multiplied by:

10

11   (I) One   thousand   nine   hundred

12   eighty-five dollars and ninety-three cents ($1,985.93) for

13   a school with one (1) ADM, prorated down to one thousand

14   five hundred twenty-two dollars and six cents ($1,522.06)

15   for a school with one hundred five (105) ADM;

16

17   (II) One   thousand   five   hundred

18   twenty-two dollars and six cents ($1,522.06) for a school

19   with one hundred five (105) ADM, prorated down to one

20   thousand two hundred twenty-nine dollars and thirty-six

21   cents ($1,229.36) for a school with two hundred ten (210)

22   ADM;

23

1   (III) One   thousand   two   hundred

2   twenty-nine dollars and thirty-six cents ($1,229.36) for a

3   school with two hundred ten (210) ADM, prorated down to

4   nine hundred ninety-five dollars and nineteen cents

5   ($995.19) for a school with three hundred fifteen (315)

6   ADM;

7

8   (IV) Nine hundred ninety-five dollars

9   and nineteen cents ($995.19) for a school with three

10 hundred fifteen (315) ADM, prorated down to seven hundred

11 two dollars and forty-nine cents ($702.49) for a school

12 with six hundred thirty (630) ADM;

13

14   (V) Seven   hundred   two   dollars   and

15 forty-nine cents ($702.49) for a school with six hundred

16 thirty (630) ADM, prorated down to five hundred eighty-five

17 dollars and forty-one cents ($585.41) for a school with one

18 thousand two hundred sixty (1,260) or more ADM.

19

20   (xxvi) Professional development. Resources shall

21 be calculated as the product of the school's ADM multiplied

22 by one hundred thirty-seven dollars and seventy-two cents

23 ($137.72);

1

2   (xxvii) Central office staff:

3

4   (A) For school district ADM of five hundred

5 (500) or less, three (3) administrative positions and three

6 (3) classified positions;

7

8   (B) For school district ADM from five

9 hundred (500) to one thousand (1,000), provide four (4)

10 administrative positions and four (4) classified positions

11 at one thousand (1,000) ADM, prorated down to three (3)

12 administrative positions and three (3) classified positions

13 at five hundred (500) ADM;

14

15   (C) For school district ADM from one

16 thousand (1,000) to three thousand five hundred (3,500),

17 provide eight (8) administrative positions and ten (10)

18 classified positions at three thousand five hundred (3,500)

19 ADM, prorated down to four (4) administrative positions and

20 four (4) classified positions at one thousand (1,000) ADM;

21

22   (D) For a school district with ADM greater

23 than three thousand five hundred (3,500), prorate eight (8)

1 administrative positions for every three thousand five

2 hundred (3,500) ADM and prorate ten (10) classified

3 positions for every three thousand five hundred (3,500)

4 ADM.

5

6   (xxviii) Central office nonpersonnel resources.

7 Resources shall be calculated as the product of the school

8 district ADM multiplied by four hundred dollars and twenty

9 cents ($400.20);

10

11   (xxix) Maintenance and operations. Resourced as

12 follows:

13

14   (A) For school buildings containing more

15 than one (1) grade band or school, the resources shall be

16 generated at the highest grade band level using the total

17 ADM in the building;

18

19   (B) School custodians. For school buildings

20 with more than forty-nine (49) ADM, resources shall be

21 calculated using the average of the following four (4)

22 factors specified under subdivisions (I) through (IV) of

1   this subparagraph, plus an additional one-half (0.5) FTE

2   for middle or high schools:

3

4   (I) One (1) custodian multiplied by

5   the total of the number of teachers resourced under

6   paragraphs (i) through (v) of this subsection divided by

7   thirteen (13);

8

9   (II) One (1) custodian multiplied by

10 the result of the total school building ADM divided by

11 three hundred twenty-five (325);

12

13   (III) One (1) custodian multiplied by

14 the total of the number of classrooms in the building

15 divided by thirteen (13);

16

17   (IV) One (1) custodian multiplied by

18 the result of the total allowable gross square footage of

19 education space for the school building in accordance with

20 W.S. 21-13-309(m)(v)(G)(II) divided by eighteen thousand

21 (18,000).

22

1   (C) District custodians. Calculated as the

2 product of one (1) custodian position multiplied by ten

3 percent (10%) of the total allowable gross square footage

4 of education space for all school buildings in the district

5 in accordance with W.S. 21-13-309(m)(v)(G)(II) then divided

6 by eighteen thousand (18,000);

7

8   (D) Maintenance   workers.   A   base   FTE

9 resourced using the average of the four (4) factors

10 specified under subdivisions (I), (II), (III) and (IV) of

11 this subparagraph plus the additional adjustments to the

12 base FTE amount as provided in subdivision (V) of this

13 subparagraph:

14

15   (I) One   and   one-tenth   (1.1)

16 maintenance worker per school building;

17

18   (II) One   (1)   maintenance   worker

19 multiplied by the total of the allowable gross square

20 footage of education space for the school building in

21 accordance with W.S. 21-13-309(m)(v)(G)(II) divided by

22 sixty thousand (60,000), then multiplied by a factor of one

23 and two-tenths (1.2);

1

2   (III) One   (1)   maintenance   worker

3   multiplied by the total ADM for the school building divided

4   by one thousand (1,000), then multiplied by a factor of one

5   and three-tenths (1.3);

6

7   (IV) One   (1)   maintenance   worker

8   multiplied by the school district's school year 2005-2006

9   general fund operating expenditures divided by five million

10   dollars ($5,000,000.00), then multiplied by a factor of one

11   and two-tenths (1.2);

12

13   (V) The base FTE calculated under this

14   subparagraph for each school building shall be adjusted as

15   follows:

16

17   (1) A school level adjustment for

18   elementary schools equal to the product of the base FTE

19   multiplied by a factor of eight-tenths (0.8), for middle

20   schools equal to the product of the base FTE multiplied by

21   a factor of one (1) and for high schools equal to the

22   product of the base FTE multiplied by a factor of two (2);

23

1   (2) A building age adjustment for

2   a school building that is less than ten (10) years old

3   equal to the product of the base FTE multiplied by a factor

4   of ninety-five hundredths (0.95) and for a school building

5   that is more than thirty (30) years old equal to the

6   product of the base FTE multiplied by a factor of one and

7   one-tenth (1.1);

8

9   (3) A small district adjustment

10   for a school district with less than one thousand (1,000)

11   ADM equal to the base FTE plus the adjustments under

12   subdivisions (1) and (2) of this subdivision, then

13   multiplied by a factor of one and one-tenth (1.1).

14

15   (E) Groundskeepers:

16

17   (I) In making calculations under this

18   subparagraph:

19

20   (1) For school land acreage

21   containing more than one (1) school building, the resources

22   shall be calculated at the highest applicable grade band

1 level using the total ADM of all schools on the land

2 acreage;

3

4   (2) Acreage acquired by a

5 district after July 1, 1997 shall be calculated using the

6 lesser of the actual site acreage on which the facility is

7 situated or the acreage specified in school facility

8 commission guidelines as of July 1, 2021, provided that

9 this limitation shall not apply if the acreage was acquired

10 through an exchange with another governmental entity and

11 the acreages involved in the exchange were originally

12 acquired by the district and the governmental entity on or

13 prior to July 1, 1997.

14

15   (II) A base groundskeeper FTE shall be

16 calculated for each school site as the product of the

17 allowable acreage computed under subdivision (I) of this

18 subparagraph multiplied by ninety-three (93) hours per acre

19 divided by two thousand eight (2,008) hours of work per

20 year. The base groundskeeper FTE shall be adjusted by a

21 factor equal to the base groundskeeper FTE multiplied by

22 one and five-tenths (1.5) for middle school sites and two

23 and five-tenths (2.5) for high school sites;

1

2   (III) Groundskeeper FTE positions for

3   district level sites shall be equal to ten percent (10%) of

4   the school level groundskeeper FTE positions calculated

5   under subdivision (II) of this subparagraph.

6

7   (xxx) Operations and maintenance supplies.

8   Resources shall be calculated for each district as the

9   product of the allowable gross square footage of education

10 space for each school building in accordance with W.S.

11 21-13-309(m)(v)(G)(II) multiplied by a factor of one and

12 one-tenth (1.1) and then multiplied by seventy-three cents

13 ($0.73);

14

15   (xxxi) Utilities. Actual school year 2009-2010

16 expenditures by district excluding amounts reimbursed under

17 W.S. 21-13-320 and 21-13-321 as adjusted by negative ten

18 and seven hundred sixty-two thousandths percent (-10.762%),

19 further adjusted by four and seventy-seven hundredths

20 percent (4.77%), further adjusted by ten and eight hundred

21 twenty-three thousandths percent (10.823%), further

22 adjusted by nine hundred thirty-six thousandths percent

23 (0.936%) and further adjusted by external cost adjustments

1   enacted by law. For additional school buildings added to

2   district building inventories after school year 2009-2010,

3   one hundred percent (100%) of 2009-2010 district average

4   utility expenditures per gross square foot for district

5   school buildings multiplied by the additional authorized

6   educational square footage;

7

8   (xxxii) School adjustments:

9

10   (A) For a school configured with grade

11 kindergarten through six (K-6), resource as an elementary

12 school;

13

14   (B) For a school configured with grades

15 five through eight (5-8), grades six through nine (6-9) or

16 grades seven through nine (7-9), or any combination

17 thereof, resource as a middle school;

18

19   (C) For a school configured with grades

20 kindergarten through seven (K-7), grades kindergarten

21 through eight (K-8) or grades kindergarten through nine

22 (K-9), resource grades kindergarten through five (K-5) as

23 an elementary school grade band for teacher resources and

1 all remaining grades and as a middle school grade band for

2 teacher resources;

3

4   (D) For a school configured with grades

5 kindergarten through twelve (K-12), resource grades

6 kindergarten through five (K-5) as an elementary school

7 grade band for teacher resources, grades six through eight

8 (6-8) as a middle school grade band for teacher resources

9 and all remaining grades as a high school grade band for

10 teacher resources;

11

12   (E) For a school configured with grades six

13 through twelve (6-12) or grades seven through twelve

14 (7-12), resource grades six through eight (6-8) as a middle

15 school grade band for teacher resources and all remaining

16 grades as a high school grade band for teacher resources.

17

18   (xxxiii) Salaries for all school and district

19 level staffing categories under this subsection, shall be

20 based upon salary levels as specified under this paragraph.

21 The salary level for each staffing category shall be

22 adjusted for each district based upon the district

23 experience, education and responsibility level as specified

1 for that staffing category. District experience, education

2 and responsibility level by appropriate staffing category

3 shall be updated each year by the department of education

4 so that district adjustments reflect the prior school year

5 information. The education adjustments under this paragraph

6 shall only reflect the highest degree obtained by district

7 staff. The staffing categories and specified salaries and

8 adjustments are as follows:

9

10   (A)   Central   office   administrative

11 positions:

12

13   (I)   One   (1)   superintendent   salary

14 equal   to   seventy-nine   thousand   five   hundred   eighteen

15 dollars   and   ninety   cents   ($79,518.90),   plus   nineteen

16 thousand   one   hundred   fifty-seven   dollars   and   thirty-six

17 cents   ($19,157.36)   multiplied   by   the   average   number   of

18 central   office   administrative   positions   that   have   a

19 bachelor's degree, plus twenty-five thousand three hundred

20 seventy-five   dollars   and   twenty-one   cents   ($25,375.21)

21 multiplied   by   the   average   number   of   central   office

22 administrative positions that have a master's degree, plus

23 thirty thousand five hundred forty-six dollars and sixteen

1 cents ($30,546.16) multiplied by the average number of

2 central office administrative positions that have a

3 doctoral degree, plus two hundred thirteen dollars and

4 seventy-seven cents ($213.77) multiplied by the average

5 years of state experience, plus four dollars and

6 twenty-five cents ($4.25) multiplied by the district ADM;

7

8   (II) One (1) assistant superintendent

9 salary equal to eighty percent (80%) of the superintendent

10 salary calculated in subdivision (I) of this subparagraph;

11

12   (III) One (1) business manager salary

13 equal to forty-three thousand six hundred eighty-seven

14 dollars and thirty-nine cents ($43,687.39), plus nineteen

15 thousand one hundred fifty-seven dollars and thirty-six

16 cents ($19,157.36) multiplied by the average number of

17 central office administrative positions that have a

18 bachelor's degree, plus twenty-five thousand three hundred

19 seventy-five dollars and twenty-one cents ($25,375.21)

20 multiplied by the average number of central office

21 administrative positions that have a master's degree, plus

22 thirty thousand five hundred forty-six dollars and sixteen

23 cents ($30,546.16) multiplied by the average number of

1 central office administrative positions that have a

2 doctoral degree, plus two hundred thirteen dollars and

3 seventy-seven cents ($213.77) multiplied by the average

4 years   of   state   experience,   plus   four   dollars   and

5 twenty-five cents ($4.25) multiplied by the district ADM;

6

7   (IV) Additional   central   office

8 administrative positions resourced under paragraph (xxvii)

9 of this subsection in excess of three (3) FTE shall have a

10 salary equal to the average of:

11

12   (1) The salary calculated under

13 subdivision (II) of this subparagraph multiplied by two

14 (2), plus;

15   (2) The salary calculated under

16 subdivision (III) of this subparagraph.

17

18   (B) Principal salaries shall be equal to

19 seventy-three thousand seven hundred forty dollars and

20 eight cents ($73,740.08), plus eight thousand five hundred

21 twenty-four dollars and twenty-seven cents ($8,524.27)

22 multiplied by the average number of principal and assistant

23 principal positions that have a doctoral degree, plus six

1 hundred forty dollars and sixteen cents ($640.16)

2 multiplied by the average years of state experience, plus

3 fourteen dollars and fifty-six cents ($14.56) multiplied by

4 the average school ADM;

5

6 (C) Assistant principal salaries shall be

7 equal to fifty-nine thousand nine hundred seventy-nine

8 dollars ($59,979.00), plus eight thousand five hundred

9 twenty-four dollars and twenty-seven cents ($8,524.27)

10 multiplied by the average number of principal and assistant

11 principal positions that have a doctoral degree, plus six

12 hundred forty dollars and sixteen cents ($640.16)

13 multiplied by the average years of state experience, plus

14 fourteen dollars and fifty-six cents ($14.56) multiplied by

15 the average school ADM;

16

17 (D) Teacher salaries under this

18 subparagraph shall be provided for core teachers,

19 specialist teachers, English language learner teachers,

20 tutors, summer school teachers, extended day teachers,

21 counselors, pupil support positions and librarians. Teacher

22 salaries shall be equal to forty thousand seven hundred

23 seventy-six dollars and thirteen cents ($40,776.13), plus

1 six thousand seven hundred ninety dollars and eighteen

2 cents ($6,790.18) multiplied by the average number of

3 teacher positions that have a master's degree, plus

4 fourteen thousand eight hundred fourteen dollars and

5 ninety-five cents ($14,814.95) multiplied by the average

6 number of teacher positions that have a doctoral degree,

7 plus nine hundred twenty-nine dollars and seventy-four

8 cents ($929.74) multiplied by the average years of teaching

9 experience up to twenty (20) years, plus two hundred

10 forty-one dollars and thirty-two cents ($241.32) multiplied

11 by the average years of teaching experience over twenty

12 (20) years;

13

14   (E) School computer technician salaries

15 shall be equal to thirty-nine thousand five hundred

16 fifty-six dollars and nineteen cents ($39,556.19), plus

17 thirteen thousand six hundred forty-nine dollars

18 ($13,649.00) multiplied by the average number of school

19 computer technician positions that have a bachelor's

20 degree, plus six hundred fifty-nine dollars and eighty

21 cents ($659.80) multiplied by the average years of state

22 experience;

23

1   (F)   Supervisory   aide   salaries   shall   be

2   equal to seventeen thousand six hundred one dollars and

3   forty-five cents ($17,601.45), plus two thousand forty-nine

4   dollars   and   forty   cents   ($2,049.40)   multiplied   by   the

5   average number of supervisory aide positions that have a

6   bachelor's degree, plus two hundred eighty-two dollars and

7   eighty cents ($282.80) multiplied by the average years of

8   state experience;

9

10   (G)   School   secretary   salaries   shall   be

11   equal   to   twenty-nine   thousand   eight   hundred   forty-six

12   dollars and eighty cents ($29,846.80), plus four hundred

13   eleven dollars and ninety-eight cents ($411.98) multiplied

14   by the average years of state experience for all secretary

15   and clerical positions;

16

17   (H)   School clerical salaries shall be equal

18   to twenty-two thousand nine hundred sixty-two dollars and

19   fifteen   cents   ($22,962.15),   plus   three   hundred   sixteen

20   dollars and fifty-five cents ($316.55) multiplied by the

21   average years of state experience for all secretary and

22   clerical positions;

23

1   (J) Central office classified position

2 salaries shall be equal to thirty-two thousand four hundred

3 twelve dollars and ninety-one cents ($32,412.91), plus four

4 hundred eleven dollars and ninety-eight cents ($411.98)

5 multiplied by the average years of state experience for all

6 secretary and clerical positions;

7

8   (K) Maintenance worker and groundskeeper

9 salaries shall be equal to thirty-two thousand six hundred

10 seventy-nine dollars and eighteen cents ($32,679.18), plus

11 four hundred eighty-four dollars and thirteen cents

12 ($484.13) multiplied by the average years of state

13 experience for all maintenance worker, groundskeeper and

14 custodian positions;

15

16   (M) Custodian salaries shall be equal to

17 twenty-six thousand five hundred twenty-nine dollars and

18 eighty-one cents ($26,529.81), plus four hundred

19 eighty-four dollars and thirteen cents ($484.13) multiplied

20 by the average years of state experience for all

21 maintenance worker, groundskeeper and custodian positions.

22

1   (xxxiv) Each district's groundskeeper salary

2   under paragraph (xxxiii) of this subsection shall not be

3   adjusted by subdivision (A)(V) of this paragraph or

4   paragraph (xxxv) of this subsection. All other district

5   adjusted average salaries for each staffing category under

6   paragraph (xxxiii) of this subsection shall be further

7   adjusted as follows:

8

9   (A) Increased by an amount equal to

10   twenty-one and one-tenth percent (21.1%) of the district

11   adjusted average salary for:

12

13   (I) Social security equaling six and

14   two-tenths percent (6.2%);

15

16   (II) Medicare equaling one and

17   forty-five hundredths percent (1.45%);

18

19   (III) Worker's compensation equaling

20   seven-tenths percent (0.7%);

21

22   (IV) Unemployment insurance equaling

23   six-hundredths percent (0.06%);

1

2   (V) Retirement equaling twelve and

3   sixty-nine hundredths percent (12.69%). The amount contains

4   employee contributions to the Wyoming retirement system of

5   five and fifty-seven hundredths percent (5.57%) and

6   employer contributions to the Wyoming retirement system of

7   seven and twelve-hundredths percent (7.12%).

8

9   (B) Regional cost adjustment differences as

10 measured by the hedonic wage index computed during the 2020

11 recalibration of the education resource block grant model.

12 The division of economic analysis of the department of

13 administration and information shall update the hedonic

14 wage index used under this subparagraph for school year

15 2022-2023 and each school year thereafter. The division

16 shall ensure the updated hedonic wage index is computed by

17 October 1 of each year.

18

19   (xxxv) Health insurance. An amount for health

20 insurance benefits computed under W.S. 21-13-309(m)(v)(F).

21

22   (xxxvi) External cost adjustment. Except as

23 otherwise provided in this section, the block grant model

1 components as provided in this subsection or any specified

2 category of model components shall be subject to an

3 external cost adjustment as adopted by the legislature

4 pursuant to W.S. 21-13-309(o).

5

6   (d) Funding provided under subsection (c) of this

7 section shall be limited as follows:

8

9   (i) Funding for teachers under paragraphs

10 (c)(ii) through (vii) of this section shall be calculated

11 as a component of the Wyoming education resource block

12 grant model but shall be provided as a categorical grant

13 outside of the block grant. The categorical grant shall not

14 be expended for any other purpose. Categorical grant funds

15 under this paragraph that are unexpended and unencumbered

16 at the end of each fiscal year shall revert to the school

17 foundation program account;

18

19   (ii) Notwithstanding any other provision of this

20 section, no person first employed by a school district on

21 or after July 1, 2021 shall be paid a salary in excess of

22 one hundred thirty thousand four hundred dollars

23 ($130,400.00). In school year 2022-2023 and each school

1 year thereafter, no person employed by a school district

2 shall be paid a salary in excess of one hundred thirty

3 thousand four hundred dollars ($130,400.00) unless the

4 school district pays any salary in excess of that amount

5 from funds in its reserve accounts. As used in this

6 paragraph "salary" shall include any compensation provided

7 in any form including, but not limited to, bonuses, housing

8 stipends, vehicle stipends, and other compensation for

9 personal expenses. "Salary" under this paragraph shall not

10 include benefits calculated under paragraph (c)(xxxiv) of

11 this section;

12

13   (iii) Beginning in school year 2022-2023, the

14 calculation of central office resources under paragraph

15 (c)(xxvii) of this section shall be calculated on a county

16 level rather than a school district level and shall be

17 allocated among districts within each county as determined

18 by the state superintendent. Calculations under this

19 paragraph shall include the following:

20

21   (A) All applicable references to district

22 experience, education and ADM shall be considered to be

23 references to county experience, education and ADM;

1

2   (B) The regional cost adjustment applicable

3   to   this   paragraph,   as   provided   under   subparagraph

4   (c)(xxxiv)(B) of this section, shall be the 2020 hedonic

5   wage index for the largest school district in the county.

6

7   **Section   2.** W.S.   21-2-204(b)(intro),   21-9-101(d),

8   21-13-101(a)(intro),   (xiv)   and   (c),

9   21-13-307(a)(ii)(intro),   21-13-309(m)(iv)(A),   (v)(intro),

10   (F)(II), (III), (o) and (u) and 21-13-320(b)(intro), (f)

11   and by creating a new subsection (o) are amended to read:

12

13   **21-2-204. Wyoming Accountability in Education Act;**

14   **statewide education accountability system created.**

15

16   (b) A statewide education accountability system shall

17   be established by the state board through the department of

18   education in accordance with this section, which implements

19   the components of the education resource block grant model

20   as defined by W.S. 21-13-101(a)(xiv) and as contained in

21   ~~Attachment "A" as defined under~~ W.S. ~~21-13-101(a)(xvii)~~

22   21-13-309.1.   The first phase of this system shall be a

23   school-based system that is based on student performance as

1 determined through multiple measures of school performance.

2 The goals of the Wyoming Accountability in Education Act

3 are to:

4

5   **21-9-101. Educational   programs   for   schools;**

6 **standards; core of knowledge and skills; special needs**

7 **programs; class size requirements; cocurricular activities.**

8

9   (d) In addition to subsections (b) and (c) of this

10 section, each school district within this state shall

11 endeavor to maintain when practicable, in kindergarten

12 through grade three (3) within the district, an average

13 class size of no more than ~~sixteen (16)~~ twenty (20)

14 students per teacher, excluding children with disabilities

15 who spend more than fifty percent (50%) of their time

16 outside of regular classroom instruction.

17

18   **21-13-101. Definitions.**

19

20   (a) As used in this chapter <u>unless otherwise</u>

21 <u>specifically defined</u>:

22

1   (xiv) "Education resource block grant model"

2   means the block grant model for Wyoming school finance

3   contained within the enumeration of model components

4   summarizing and executing ~~recommendations within~~ the ~~2010~~

5   2020 cost of education study as modified by the legislature

6   and as ~~referenced in paragraph (xvii) of this subsection~~

7   provided in W.S. 21-13-309.1. "Education resource block

8   grant model" or "model" includes model spreadsheets updated

9   with technical corrections, all of which are enacted into

10 law, on file with the secretary of state and are maintained

11 and made available for public inspection by the state

12 superintendent under W.S. 21-2-202(e), and as may be

13 subsequently modified by the legislature prior to future

14 model recalibration required under W.S. 21-13-309(t);

15

16   (c) The education resource block grant model as

17 defined under paragraph (a)(xiv) of this section and as

18 included in ~~"Attachment A" referenced in paragraph~~

19 ~~(a)(xvii) of this section~~ W.S. 21-13-309.1, as each are

20 enacted into law, and including any technical correction

21 which may be implemented by rule and regulation of the

22 state superintendent under W.S. 21-2-202(e), shall be filed

23 with the secretary of state.

1

2   **21-13-307. Eligibility to share in distribution of**

3 **money from foundation account; mandatory financial**

4 **reporting.**

5

6   (a) Each district which meets the following

7 requirements is eligible to share in the distribution of

8 funds from the foundation account:

9

10   (ii) Operated all schools for a term of at least

11 one hundred eighty-five (185) one hundred eighty (180) days

12 or the number of days or equivalent hours authorized under

13 an alternative schedule approved by the state board during

14 the previous school year. If the school term of any school

15 in a district was less than one hundred eighty-five (185)

16 one hundred eighty (180) days or less than the total number

17 of days authorized under an alternative schedule approved

18 by the state board, the amount allotted per average daily

19 membership (ADM) under W.S. 21-13-309 for the school shall

20 be in proportion to the length of the term the school

21 actually operated, unless caused by closures of schools:

22

1   **21-13-309. Determination of amount to be included in**

2   **foundation program for each district.**

3

4   (m) In determining the amount to be included in the

5   foundation   program   for   each   district,   the   state

6   superintendent shall:

7

8   (iv) Based upon reports from each district on

9   schools operating within that district for the current

10   school year and on grade configurations contained within

11   each reported school during that school year, compute the

12   average daily membership (ADM) for each reported school and

13   each grade within each reported school in accordance with

14   identified grade configurations subject to the following:

15

16   (A) ~~If the district's average ADM for the~~

17   ~~three (3) immediately preceding school years is greater~~

18   ~~than the district's ADM from the previous school year, each~~

19   ~~reported school shall be computed based upon the average of~~

20   ~~the school's ADM counts completed at the end of the three~~

21   ~~(3) immediately preceding school years, otherwise~~ Each

22   reported school within the district shall be computed based

23   on the school's ADM for the previous school year, provided

1   that due to impacts from COVID-19, for school year

2   2021-2022 each reported school within the district shall be

3   computed based on the school's ADM for the 2019-2020 school

4   year;

5

6   (v) Based upon ADM computations and identified

7   school configurations within each district pursuant to

8   paragraph (iv) of this subsection, compute the foundation

9   program amount for each district as prescribed by the

10   education resource block grant model adopted by the Wyoming

11   legislature as defined under W.S. 21-13-101(a)(xiv), as

12   contained within the spreadsheets and accompanying reports

13   referenced under W.S. ~~21-13-101(a)(xvii)~~ 21-13-101(c) and

14   21-13-309.1. The following criteria shall be used by the

15   state superintendent in the administration of the education

16   resource block grant model:

17

18   (F) Amounts provided within the model for

19   health insurance shall be based upon:

20

21   (II) The annualized state contribution

22   rate as of January 1 of the preceding school year, on

23   behalf of each employee and official enrolled in the state

1   group health insurance plan, for employee only, split

2   contracts, employee plus spouse or children and family

3   coverage ~~except~~ as provided in subdivision (III) of this

4   subparagraph; and

5

6   (III) For ~~school year 2020-2021 and~~

7   school year 2021-2022~~, the amount provided to a school~~

8   ~~district for health insurance shall be calculated using~~ and

9   each   school   year   thereafter,   the   annualized   state

10   contribution rate ~~as of January 1, 2019~~ for employee only,

11   split contracts, employee plus spouse or children and

12   family coverage based on district weighted actual

13   participation in district health insurance plans ~~for the~~

14   ~~2018-2019 school year, plus additional funding as~~

15   ~~calculated pursuant to 2020 Senate File 0001, Section~~

16   ~~334(b) as enacted into law~~ shall be multiplied by the

17   lesser of the number of school district employees funded

18   within the education resource block grant model that are

19   actually enrolled in a school district health insurance

20   plan for the preceding school year or the number of

21   positions funded within the education resource block grant

22   model.

23

1   (o) To the extent specifically provided by the

2 legislature, and between periods of model recalibration

3 required under subsection (t) of this section, the amount

4 computed for each district under subsection (m) of this

5 section shall be adjusted to provide for the effects of

6 inflation, excluding those amounts specified under

7 subparagraphs (m)(v)(E) and (F) of this section and ~~the~~

8 ~~assessment component contained in paragraph (b)(xxviii) of~~

9 ~~"Attachment A" as referenced~~ as specified in W.S.

10 ~~21-13-101(a)(xvii)~~ 21-13-309.1. The adjustment under this

11 subsection shall not be applied until the expiration of the

12 school year immediately following the first school year of

13 application of the recalibrated model, and shall be

14 adjusted on a cumulative basis each school year thereafter

15 and until the first school year of application of a

16 subsequent model recalibration. Following analysis of

17 information reported under subsection (u) of this section,

18 the joint appropriations ~~interim~~ committee shall submit a

19 recommendation to the legislature and the governor not

20 later than November 1 of each applicable year on an

21 external cost adjustment for purposes of this subsection.

22

1   (u) To ensure model components specified under the

2   education resource block grant model defined under W.S.

3   21-13-101(a)(xiv), as enumerated and enacted by the

4   legislature and included in "Attachment A" referenced in

5   W.S. 21-13-101(a)(xvii) 21-13-309.1, remain resourced at

6   cost-based levels between periods of model recalibration

7   required under subsection (t) of this section, and prior to

8   adjustment for the effects of inflation for any school year

9   under subsection (o) of this section, the joint education

10 interim committee shall annually receive and review reports

11 in accordance with this subsection and report to the joint

12 appropriations interim committee as required by this

13 subsection.   The legislative service office shall assemble

14 information necessary to develop a model monitoring process

15 and other reports for the committee using data maintained

16 by the department of education and other state agencies.

17 For this purpose, the department shall annually update and

18 compile information, in a format contained within reports

19 provided during 2010 model recalibration, reported at the

20 model component level, on school district allocation of

21 model resources, as well as other information provided for

22 purposes of developing and completing the 2010 cost of

23 education studies.   Each year excluding the first school

1 year of application of any model recalibration performed

2 under subsection (t) of this section, the information and

3 analysis assembled by the legislative service office under

4 this subsection shall be reported to the joint education

5 interim committee in sufficient time to allow committee

6 review of and deliberation on the report and the submission

7 of recommendations to the joint appropriations ~~interim~~

8 committee by October 15 of the applicable school year.

9 Report recommendations shall be used by the joint

10 appropriations ~~interim~~ committee in its determination of

11 legislative recommendation on model adjustment under

12 subsection (o) of this section.

13

14   **21-13-320. Student transportation; amount within**

15 **school foundation program formula for transportation**

16 **maintenance and operations expenditures and school bus**

17 **purchases; district reporting requirements.**

18

19   (b) Subject to the limitations in subsection (f) of

20 this section, there shall be an amount computed for each

21 school district equal to the base price amount for bus

22 purchase and lease payment expenditures made by the

23 district during the previous school year pursuant to

1 subsection (g) of this section and for the amount actually

2 expended by the district during the previous school year

3 for:

4

5   (f) The department of education shall adopt necessary

6 rules and regulations to implement and enforce state

7 standards established under this section and to administer

8 this section. The department shall annually review, and

9 audit as necessary, information submitted under this

10 section. As authorized under W.S. 21-13-307(b), the

11 department may correct the information reported by

12 districts under this section as necessary to fairly and

13 accurately reflect the data type, classification and format

14 required to administer this section in accordance with law

15 and department rules and regulations. Pursuant to rules of

16 the department, reimbursement of expenditures under

17 subsection (b) of this section shall be limited as follows:

18

19   (i) Reimbursement for expenditures, except for

20 vehicle expenditures as provided in paragraph (iii) of this

21 subsection, shall not exceed ninety percent (90%) of the

22 amount expended in school year 2018-2019, as adjusted by

23 any external cost adjustment under W.S. 21-13-309(o);

1

2   (ii) Reimbursement for district expenditures

3 computed under subsection (b) of this section shall not

4 include expenditures for employee contributions to the

5 Wyoming retirement system exceeding five and fifty-seven

6 hundredths percent (5.57%) of any member employee's

7 salary;. In addition, the department shall, in accordance

8 with procedures prescribed by department rule and

9 regulation, establish a

10

11   (iii) Reimbursement for expenditures for

12 vehicles:

13

14   (A) Shall not exceed the base price for

15 each school bus type or other student transportation

16 vehicle type established by the department for the

17 applicable fiscal period; that complies with

18

19   (B) Shall only be provided for vehicles

20 that meet minimum state standards for vehicle

21 specifications and equipment;. The department shall also

22 establish a process including

23

1   (C) Shall only be provided for vehicles

2 purchased through a competitive bidding process established

3 by the department which guarantees the acquisition of

4 school buses and other student transportation vehicles

5 approved for reimbursement and complying with state minimum

6 standards and district fleet size restrictions at the

7 established base price for the applicable fiscal year.

8 Department rules shall establish appropriate restrictions

9 on how and under which conditions a school district may

10 procure a school bus or other student transportation

11 vehicle, either through purchase or lease, to ensure that

12 the procurement method used is the most cost effective.

13 School districts shall notify the department of school bus

14 and other student transportation vehicle needs and

15 requirements for the appropriate fiscal year in the manner

16 and within the times prescribed by department rule and

17 regulation, and shall report expenditures, purchases and

18 lease arrangements for the applicable reporting period,

19 including vehicles replaced by purchases and leases, as

20 required by department rule and regulation. The department

21 shall annually review and conduct audits as necessary of

22 information submitted under this section. As authorized

23 under W.S. 21-13-307(b), the department may correct the

1 ~~information reported by districts under this section as~~

2 ~~necessary to fairly and accurately reflect the data type,~~

3 ~~classification and format required to administer this~~

4 ~~section in accordance with law and department rules and~~

5 ~~regulations.~~

6

7   (o) This section is repealed July 1, 2023.

8

9   **Section   3.** W.S.   21-13-101(a)(xvii)   and

10 21-13-309(m)(v)(C) are repealed.

11

12   **Section 4.** 2011 Wyoming Session Laws, Chapter 185,

13 ATTACHMENT "A", 2012 Wyoming Session Laws, Chapter 99,

14 Section 3, 2017 Wyoming Session Laws, Chapter 205, Sections

15 3 and 4, 2018 Wyoming Session Laws, Chapter 137 Sections 2

16 and 3 and 2020 Wyoming Session Laws, Chapter 80, Section 2,

17 Section 205, Footnote No. 1 are repealed.

18

19   **Section 5.** Not later than July 1, 2021, the state

20 superintendent shall establish a task force in each county

21 with more than one (1) school district to develop a plan

22 for implementation of W.S. 21-13-309.1(d)(iii), as created

23 by section 1 of this act, within that county. The state

1 superintendent   shall   report   any   recommendations   for

2 revisions   to   W.S.   21-13-309.1(d)(iii)   to   the   joint

3 education interim committee not later than November 15,

4 2021.

5

6   **Section 6.** The joint education interim committee

7 shall study the development of a formula for the

8 transportation of students including transportation to and

9 from school, transportation for educational field trips and

10 transportation for competitive events or other activities.

11 The study under this section shall include a review of the

12 current funding process for bus purchases. The committee

13 shall develop legislation it deems appropriate to implement

14 this section not later than the 2023 general session of the

15 legislature.

16

17   **Section 7.**

18

19   (a) For the 2021-2022 and 2022-2023 school years, the

20 foundation program amount provided to each school district

21 under W.S. 21-13-309(p) shall be supplemented to the extent

22 provided in this section. For purposes of this section the

23 department shall:

1

2   (i) Calculate on an average daily membership

3 (ADM) basis the foundation program amount provided under

4 this act to each school district in the applicable school

5 year. The department shall also calculate on an ADM basis

6 the foundation program amount provided to each school

7 district in the 2016-2017 school year. To the extent that

8 the foundation program amount provided to a school district

9 under this act on an ADM basis in any school year is less

10 than ninety percent (90%) of the foundation program amount

11 provided on an ADM basis to a school district in the

12 2016-2017 school year, the department shall increase a

13 school district's foundation program amount under W.S.

14 21-13-309(p) by an amount equal to the difference between

15 the foundation program amount provided to a school district

16 under this act on an ADM basis in any school year and

17 ninety percent (90%) of the foundation program amount

18 provided on an ADM basis to a school district in the

19 2016-2017 school year;

20

21   (ii) Compute the foundation program amount as

22 follows:

23

1   (A) For amounts provided under this act and

2   provided for the 2016-2017 school year:

3

4   (I) Exclude amounts provided under

5   W.S. 21-13-309(m)(v)(E)(II) through (V);

6

7   (II) Include amounts for

8   transportation of school children under W.S.

9   21-13-309(m)(v)(E)(I), with the exception of vehicle

10   purchases and leases which shall be excluded.

11

12   (B) For the 2016-2017 school year

13   computation, include amounts distributed to school

14   districts under W.S. 21-13-334 and 21-13-335 as in effect

15   for the 2016-2017 school year.

16

17   (iii) In computing school foundation program

18   amounts on a per ADM basis provided under this act for the

19   2021-2022 and 2022-2023 school years, use the ADM

20   calculated for each district under W.S. 21-13-309(m)(iv)

21   for each school year;

22

1   (iv) In computing school foundation program

2   amounts on a per ADM basis for the 2016-2017 school year,

3   use the ADM calculated for each district under W.S.

4   21-13-309(m)(iv) as that law was in effect for the

5   2016-2017 school year.

6

7   **Section 8.**

8

9   (a) Except as provided in subsection (b) of this

10   section, this act is effective July 1, 2021.

11

12   (b) Sections 5 through 7 of this act are effective

13   immediately upon completion of all acts necessary for a

14   bill to become law as provided by Article 4, Section 8 of

15   the Wyoming Constitution.

16

17   (END)