

HOUSE BILL NO. HB0162

Penitentiary savings fund-amendments.

Sponsored by: Representative(s) Walters and Harshman and
Senator(s) Driskill and Landen

A BILL

for

1 AN ACT relating to the Wyoming state penitentiary;
2 directing funds to the Wyoming state penitentiary capital
3 construction account within the strategic investments and
4 projects account as specified; providing for the investment
5 of the account and directing investment earnings as
6 specified; providing legislative findings; and providing
7 for an effective date.

8

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

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11 **Section 1.** W.S. 9-4-220, 9-4-220.1 and 9-4-715(p) by
12 creating a new paragraph (vi) are amended to read:

13

14 **9-4-220. Strategic investments and projects account**
15 **created; purposes.**

1

2 The strategic investments and projects account created by
3 2013 Wyoming Session Laws, Chapter 73, Section 4, Section
4 300(e) is continued and codified. Funds within the account
5 shall only be expended by legislative appropriation. The
6 governor may include appropriation requests from funds
7 available within the strategic investments and projects
8 account within his biennial budget requests for one-time
9 expenditures as he deems necessary. All funds within the
10 account shall be invested by the state treasurer and all
11 investment earnings from the account shall be credited to
12 the general fund, except as provided by W.S. 9-4-220.1(a).

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14 **9-4-220.1. Wyoming state penitentiary capital**
15 **construction account; funds transferred to the account.**

16

17 (a) There is created the Wyoming state penitentiary
18 capital construction account within the strategic
19 investments and projects account created by W.S. 9-4-220.
20 Funds in the account shall only be expended upon
21 legislative appropriation. Through the fiscal year ending
22 June 30, 2034, all funds within the account shall be
23 invested in the pool A investment account by the state

1 treasurer ~~and~~ pursuant to W.S. 9-4-715(p). Thereafter, all
2 funds within the account shall be invested as determined by
3 the state treasurer. All investment earnings from the
4 account shall be credited to the ~~general fund~~ account. For
5 purposes of accounting and investing only, the Wyoming
6 state penitentiary capital construction account may be
7 treated as a separate account from the strategic
8 investments and projects account.

9
10 (b) Beginning on June 30, 2019 for fiscal year 2019
11 and June 30 of each fiscal year thereafter as provided in
12 this subsection, ~~one-half (1/2) of the total fund balance~~
13 in the state treasurer shall transfer ten million dollars
14 (\$10,000,000.00), or as much thereof as is available, from
15 any unobligated funds within the strategic investments and
16 projects account, ~~at the end of each fiscal year shall be~~
17 ~~deposited into~~ to the Wyoming state penitentiary capital
18 construction account. The state treasurer shall cease
19 ~~depositing~~ transferring funds ~~into~~ to the Wyoming state
20 penitentiary capital construction account pursuant to this
21 subsection ~~when the balance of the account reaches or~~
22 ~~exceeds two hundred fifty million dollars (\$250,000,000.00)~~
23 on July 1, 2038.

1

2 **9-4-715. Permissible investments.**

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4 (p) There is created the pool A investment account.
5 The state treasurer, or his designee, which shall be
6 registered under the Investment Advisor's Act of 1940 as
7 amended if required to be registered by the terms of that
8 act as amended, upon written authority as provided in
9 subsections (c) and (d) of this section and after
10 consultation with the state agency or agencies receiving or
11 administering investment earnings from the monies invested
12 in the pool A investment account, may invest up to seventy
13 percent (70%) of the monies comprising the pool A
14 investment account in equities including stocks of
15 corporations. The state loan and investment board, in
16 consultation with the state agency or agencies receiving or
17 administering investment earnings from the monies invested
18 in the pool A investment account, shall annually review the
19 state investment policy statements for the investment pool
20 created by this subsection as required under W.S. 9-4-716.
21 Monies in the following funds shall be invested in the pool
22 A investment account:

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