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

AN ACT relating to school finance; implementing modifications to the Wyoming
education resource block grant model and other school finance components;
providing for funding adjustments as specified; codifying previously uncodified
law; amending related provisions; repealing conflicting provisions; requiring
a report; requiring a study; and providing for effective dates.

3/1/2021   Bill Number Assigned
3/1/2021   S Received for Introduction
3/2/2021   S Introduced and Referred to S04 - Education
3/10/2021   S04 - Education:Recommend Amend and Do Pass 4-1-0-0-0

ROLL CALL
Ayes: Senator(s) Biteman, Ellis, Salazar, Scott
Nays: Senator Rothfuss
Ayes 4   **Nays** 1   **Excused** 0   **Absent** 0   **Conflicts** 0

3/10/2021   S Placed on General File

SF0143SS001/ADOPTED
Page 6-line 6   Delete "seventeen (17)" and insert "twenty (20)".

Page 6-line 9   Delete "twenty-two (22)" and insert "twenty-three
                         (23)".

Page 6-line 12   Delete "twenty-two (22)" and insert "twenty-three
                         (23)".

Page 7-line 15   Delete "twenty-two (22)" and insert "twenty-three
                         (23)".

Page 10-line 18   Delete "forty-five hundredths (0.45)" and insert
                         "thirty-four hundredths (0.34)".

Page 11-line 3   Delete "forty-five hundredths (0.45)" and insert
                         "thirty-four hundredths (0.34)".

Page 11-line 11   Delete "forty-five hundredths".

Page 11-line 12   Delete "(0.45)" and insert "thirty-four hundredths
                         (0.34)".

Page 11-lines 14 through 22   Delete entirely.

Page 12-lines 1 through 23   Delete entirely and insert:

        "(ix) Tutors. Calculated as the school's at-risk students computed
under W.S. 21-13-309(m)(v)(A) divided by one hundred eighty-five (185) for
schools with more than forty-nine (49) ADM and schools not designated as
alternative schools;".

Page 13-line 6   Delete "six-tenths".

Page 13-line 7   Delete "(0.6)" and insert "forty-five hundredths
                        (0.45)".

Page 13-line 13   After "(0.5) delete "." and insert ";".

Page 13-after line 13   Insert:

            "(C) For resources under this component, school districts
are encouraged to give priority to reading recovery programs in kindergarten
through grade three (3) and graduation credit recovery programs.".

Page 25-lines 11 through 23   Delete entirely.

Pages 26 and 27   Delete entirely.

Page 28-lines 1 through 15   Delete entirely and insert:

            "(A) Elementary school student activity resources shall be
calculated as the product of the total elementary school ADM multiplied by
twenty-three dollars and forty-two cents ($23.42);

            (B) Middle school student activity resources shall be
calculated as the product of the total middle school ADM multiplied by:

            (I) Seven hundred seventy dollars and forty cents
($770.40) for a school with one (1) ADM, prorated down to five hundred twenty-six
dollars and eighty-seven cents ($526.87) for a school with one hundred five
(105) ADM;

            (II) Five hundred twenty-six dollars and eighty-seven
cents ($526.87) for a school with one hundred five (105) ADM, prorated down to
three hundred sixty-two dollars and ninety-six cents ($362.96) for a school
with two hundred ten (210) ADM;

            (III) Three hundred sixty-two dollars and ninety-six
cents ($362.96) for a school with two hundred ten (210) ADM, prorated down to
two hundred ninety-two dollars and seventy-one cents ($292.71) for a school
with three hundred fifteen (315) ADM;

            (IV) Two hundred ninety-two dollars and seventy-one
cents ($292.71) for a school with three hundred fifteen (315) ADM, prorated
down to two hundred fifty-seven dollars and fifty-eight cents ($257.58) for a
school with six hundred thirty (630) ADM;

            (V) Two hundred fifty-seven dollars and fifty-eight
cents ($257.58) for a school with six hundred thirty (630) ADM, prorated down
to one hundred ninety-nine dollars and four cents ($199.04) for a school with
one thousand two hundred sixty (1,260) or more ADM;

            (C) High school student activity resources shall be
calculated as the product of the total high school ADM multiplied by:

            (I) One thousand nine hundred eighty-five dollars and
ninety-three cents ($1,985.93) for a school with one (1) ADM, prorated down to
one thousand five hundred twenty-two dollars and six cents ($1,522.06) for a
school with one hundred five (105) ADM;

(II) One thousand five hundred twenty-two dollars and six cents ($1,522.06) for a school with one hundred five (105) ADM, prorated down to one thousand two hundred twenty-nine dollars and thirty-six cents ($1,229.36) for a school with two hundred ten (210) ADM;

(III) One thousand two hundred twenty-nine dollars and thirty-six cents ($1,229.36) for a school with two hundred ten (210) ADM, prorated down to nine hundred ninety-five dollars and nineteen cents ($995.19) for a school with three hundred fifteen (315) ADM;

(IV) Nine hundred ninety-five dollars and nineteen cents ($995.19) for a school with three hundred fifteen (315) ADM, prorated down to seven hundred two dollars and forty-nine cents ($702.49) for a school with six hundred thirty (630) ADM;

(V) Seven hundred two dollars and forty-nine cents ($702.49) for a school with six hundred thirty (630) ADM, prorated down to five hundred eighty-five dollars and forty-one cents ($585.41) for a school with one thousand two hundred sixty (1,260) or more ADM.".

Page 42-lines 15 through 23   Delete entirely.

Page 43-lines 1 through 10   Delete entirely and insert:

"(D) Teacher salaries under this subparagraph shall be provided for core teachers, specialist teachers, English language learner teachers, tutors, summer school teachers, extended day teachers, counselors, pupil support positions and librarians. Teacher salaries shall be equal to forty thousand seven hundred seventy-six dollars and thirteen cents ($40,776.13), plus six thousand seven hundred ninety dollars and eighteen cents ($6,790.18) multiplied by the average number of teacher positions that have a master's degree, plus fourteen thousand eight hundred fourteen dollars and ninety-five cents ($14,814.95) multiplied by the average number of teacher positions that have a doctoral degree, plus nine hundred twenty-nine dollars and seventy-four cents ($929.74) multiplied by the average years of teaching experience up to twenty (20) years, plus two hundred forty-one dollars and thirty-two cents ($241.32) multiplied by the average years of teaching experience over twenty (20) years;".

Page 45-lines 21 and 22 Delete entirely.

Page 46-lines 1 and 2   Delete entirely and insert:

"(xxxiv) Each district's groundskeeper salary under paragraph (xxxiii) of this subsection shall not be adjusted by subdivision (A)(V) of this paragraph or subparagraph (C) of this paragraph. All other district adjusted average salaries for each staffing category under paragraph (xxxiii) of this subsection shall be further adjusted as follows:".

Page 47-lines 4 through 20   Delete entirely and insert:

"(B) Regional cost adjustment differences as measured by the hedonic wage index computed during the 2020 recalibration of the education resource block grant model. The division of economic analysis of the department of administration and information shall update the hedonic wage index used under this subparagraph for school year 2022-2023 and each school year thereafter.

The division shall ensure the updated hedonic wage index is computed by October 1 of each year;".

Page 49-line 4   Delete "one".

Page 49-line 5   Delete line through "($105,000.00)" and insert "of one hundred thirty thousand four hundred dollars ($130,400.00)".

Page 49-line 8   Delete "one hundred five thousand dollars ($105,000.00)" and insert "one hundred thirty thousand four hundred dollars ($130,400.00)".

Page 49-line 10   After "accounts" insert ". As used in this paragraph "salary" shall include any compensation provided in any form including, but not limited to, bonuses, housing stipends, vehicle stipends, and other compensation for personal expenses. "Salary" under this paragraph shall not include benefits calculated under paragraph (c)(xxxiv) of this section".

Page 50-line 10   After "W.S. 21-2-204(b)(intro)," insert "21-9-101(d),".

Page 50-line 11   Delete "21-13-309(m)(v)(intro)," and insert "21-13-307(a)(ii), 21-13-309(m)(iv)(A), (v)(intro), (F)(II) and (III),".

Page 50-line 12   Delete ", (p)"; after "(u)" delete "," and insert "and".

Page 50-line 13   Delete "and 21-13-321(b)".

Page 51-after line 5   Insert:

      "**21-9-101. Educational programs for schools; standards; core of knowledge and skills; special needs programs; class size requirements; cocurricular activities.**

      (d) In addition to subsections (b) and (c) of this section, each school district within this state shall endeavor to maintain when practicable, in kindergarten through grade three (3) within the district, an average class size of no more than ~~sixteen (16)~~ twenty (20) students per teacher, excluding children with disabilities who spend more than fifty percent (50%) of their time outside of regular classroom instruction.".

Page 52-after line 11   Insert:

      "**21-13-307. Eligibility to share in distribution of money from foundation account; mandatory financial reporting.**

      (a) Each district which meets the following requirements is eligible to share in the distribution of funds from the foundation account:

            (ii) Operated all schools for a term of at least ~~one hundred eighty-five (185)~~ one hundred eighty (180) days or the number of days or equivalent hours authorized under an alternative schedule approved by the state board during the previous school year. If the school term of any school in a

district was less than ~~one hundred eighty-five (185)~~ one hundred eighty (180) days or less than the total number of days authorized under an alternative schedule approved by the state board, the amount allotted per average daily membership (ADM) under W.S. 21-13-309 for the school shall be in proportion to the length of the term the school actually operated, unless caused by closures of schools:".

Page 52-after line 18   Insert:

        "(iv) Based upon reports from each district on schools operating within that district for the current school year and on grade configurations contained within each reported school during that school year, compute the average daily membership (ADM) for each reported school and each grade within each reported school in accordance with identified grade configurations subject to the following:

            (A) ~~If the district's average ADM for the three (3) immediately preceding school years is greater than the district's ADM from the previous school year, each reported school shall be computed based upon the average of the school's ADM counts completed at the end of the three (3) immediately preceding school years, otherwise~~ Each reported school within the district shall be computed based on the school's ADM for the previous school year, provided that due to impacts from COVID-19, for school year 2021-2022 each reported school within the district shall be computed based on the school's ADM for the 2019-2020 school year;".

Page 53-after line 7   Insert:

            "(F) Amounts provided within the model for health insurance shall be based upon:

                (II) The annualized state contribution rate as of January 1 of the preceding school year, on behalf of each employee and official enrolled in the state group health insurance plan, for employee only, split contracts, employee plus spouse or children and family coverage ~~except~~ as provided in subdivision (III) of this subparagraph; and

                (III) For ~~school year 2020-2021 and~~ school year 2021-2022 and each school year thereafter, ~~the amount provided to a school district for health insurance shall be calculated using~~ the annualized state contribution rate ~~as of January 1, 2019~~ for employee only, split contracts, employee plus spouse or children and family coverage based on district weighted actual participation in district health insurance plans ~~for the 2018-2019 school year, plus additional funding as calculated pursuant to 2020 Senate File 0001, Section 334(b) as enacted into law.~~ shall be multiplied by the lesser of the number of school district employees funded within the education resource block grant model that are actually enrolled in a school district health insurance plan for the preceding school year or the number of positions funded within the education resource block grant model.".

Page 54-lines 8 through 22   Delete entirely.

Page 57-lines 19 through 23   Delete entirely.

Page 58-lines 1 through 8   Delete entirely and insert:

"(i) Reimbursement for expenditures, except for vehicle expenditures as provided in paragraph (iii) of this subsection, shall not exceed ninety percent (90%) of the amount expended in school year 2018-2019, as adjusted by any external cost adjustment under W.S. 21-13-309(o);".

Page 60-lines 17 through 23   Delete entirely.

Page 61-lines 1 through 22   Delete entirely.

Page 62-lines 1 through 18   Delete entirely. SCOTT, CHAIRMAN

3/11/2021   S COW:Passed

SF0143S2001/ADOPTED
Page 13-after line 13   In the Senate standing committee amendment (SF0143SS001/A) to this line, in subparagraph (C) created by that amendment, delete "reading recovery" and insert "evidence-based reading remediation". ELLIS

SF0143S2002/FAILED
Page 6-line 6   Delete the standing committee amendment (SF0143SS001/A) to this line; delete "divided by seventeen (17)" and insert "in grades kindergarten through three (3) divided by eighteen (18) and ADM in grades four (4) and above divided by twenty (20)".

Page 51-after line 5   In the Senate standing committee amendment (SF0143SS001/A) to this line, in subsection (d) amended by that amendment, delete "twenty (20)" and insert "eighteen (18)". WASSERBURGER

<center>**ROLL CALL**</center>
Ayes: Senator(s) Furphy, Gierau, Kost, Rothfuss, Schuler, Wasserburger
Nays: Senator(s) Anderson, Baldwin, Biteman, Boner, Bouchard, Case, Cooper, Dockstader, Driskill, Ellis, French, Hicks, Hutchings, James, Kinskey, Kolb, Landen, Mckeown, Nethercott, Pappas, Perkins, Salazar, Scott, Steinmetz
Ayes 6   **Nays** 24   **Excused** 0   **Absent** 0   **Conflicts** 0

3/12/2021   S 2nd Reading:Passed
3/17/2021   S 3rd Reading:Laid Back

SF0143S3001/ADOPTED
Page 1-line 3   After "components;" insert "providing for funding adjustments as specified;".

Page 64-after line 4   Insert and renumber as necessary:

     "**Section 7.**

     (a) For the 2021-2022 and 2022-2023 school years, the foundation program amount provided to each school district under W.S. 21-13-309(p) shall be supplemented to the extent provided in this section. For purposes of this section the department shall:

          (i) Calculate on an average daily membership (ADM) basis the foundation program amount provided under this act to each school district in

the applicable school year. The department shall also calculate on an ADM basis the foundation program amount provided to each school district in the 2016-2017 school year. To the extent that the foundation program amount provided to a school district under this act on an ADM basis in any school year is less than ninety percent (90%) of the foundation program amount provided on an ADM basis to a school district in the 2016-2017 school year, the department shall increase a school district's foundation program amount under W.S. 21-13-309(p) by an amount equal to the difference between the foundation program amount provided to a school district under this act on an ADM basis in any school year and ninety percent (90%) of the foundation program amount provided on an ADM basis to a school district in the 2016-2017 school year;

       (ii) Compute the foundation program amount as follows:

         (A) For amounts provided under this act and provided for the 2016-2017 school year:

           (I) Exclude amounts provided under W.S. 21-13-309(m)(v)(E)(II) through (V);

           (II) Include amounts for transportation of school children under W.S. 21-13-309(m)(v)(E)(I), with the exception of vehicle purchases and leases which shall be excluded.

         (B) For the 2016-2017 school year computation, include amounts distributed to school districts under W.S. 21-13-334 and W.S. 21-13-335 as in effect for the 2016-2017 school year.

       (iii) In computing school foundation program amounts on a per ADM basis provided under this act for the 2021-2022 and 2022-2023 school years, use the ADM calculated for each district under W.S. 21-13-309(m)(iv) for each school year;

       (iv) In computing school foundation program amounts on a per ADM basis for the 2016-2017 school year, use the ADM calculated for each district under W.S. 21-13-309(m)(iv) as that law was in effect for the 2016-2017 school year.".

Page 64-line 6   Delete "**Section 7.**" and insert "**Section 8.**".
                         BONER

ROLL CALL
Ayes: Senator(s) Anderson, Boner, Bouchard, Case, Cooper, Dockstader, Driskill, Ellis, French, Gierau, Hutchings, James, Kinskey, Kolb, Kost, Landen, Mckeown, Pappas, Perkins, Rothfuss, Schuler, Scott, Steinmetz, Wasserburger
Nays: Senator(s) Baldwin, Biteman, Furphy, Hicks, Nethercott, Salazar
Ayes 24   **Nays** 6   **Excused** 0   **Absent** 0   **Conflicts** 0

SF0143S3002/ADOPTED   **(CORRECTED COPY)**
Page 46-lines 1 and 2   In the Senate standing committee amendment (SF0143SS001/A) to these lines, in paragraph (xxxiv) created by that amendment, delete "subparagraph (C) of this paragraph" and insert "paragraph (xxxv) of this subsection".

Page 48-line 1   Delete "(C)" and insert "(xxxv) Health insurance.".

Page 48-line 2   After "21-13-309(m)(v)(F)" insert "." and delete balance of line.

Page 48-line 3   Delete entirely.

Page 48-line 5   Delete "(xxxv)" and insert "(xxxvi)".

Page 50-line 3   After "be the" delete balance of line.

Page 50-line 4   Delete "2005" and insert "2020".

Page 50-line 5   After "county" delete balance of line and insert ".".

Page 50-lines 6 through 8   Delete entirely. SCOTT

SF0143S3003/FAILED
Page 52-after line 18   Delete the Senate standing committee amendment (SF0143SS001/A) to this line and insert:

       "(iv) Based upon reports from each district on schools operating within that district for the current school year and on grade configurations contained within each reported school during that school year, compute the average daily membership (ADM) for each reported school and each grade within each reported school in accordance with identified grade configurations subject to the following:

       (A) For school year 2021-2022, if the district's average ADM for the three (3) immediately preceding school years is greater than the district's ADM from the previous school year, each reported school shall be computed based upon the average of the school's ADM counts completed at the end of the three (3) immediately preceding school years, otherwise each reported school within the district shall be computed based on the school's ADM for the previous school year. For school year 2022-2023 and for each school year thereafter, each reported school within the district shall be computed based on the school's ADM for the previous school year;". STEINMETZ

                          ROLL CALL
Ayes: Senator(s) Anderson, Baldwin, Boner, Cooper, Dockstader, Driskill, Ellis, French, Hicks, Hutchings, Kost, Salazar, Steinmetz, Wasserburger
Nays: Senator(s) Biteman, Bouchard, Case, Furphy, Gierau, James, Kinskey, Kolb, Landen, Mckeown, Nethercott, Pappas, Perkins, Rothfuss, Schuler, Scott
Ayes 14   **Nays** 16   **Excused** 0   **Absent** 0   **Conflicts** 0

SF0143S3004/FAILED
Page 47-lines 4 through 20   Delete the Senate standing committee amendment (SF0143SS001/A) to these lines.

Page 47-line 5   After "by" delete balance of line.

Page 50-line 3   Delete   the   Scott   third   reading   amendment (SF0143S3002/AC) to this line; after "shall be" delete balance of line.

Page 50-line 4   Delete entirely including the Scott third reading amendment (SF0143S3002/AC) to this line.

Page 50-line 5   Delete   the   Scott   third   reading   amendment
                        (SF0143S3002/AC) to this line; delete "the county or".

Page 50-lines 6 through 8   Delete   the   Scott   third   reading   amendment
                        (SF0143S3002/AC) to these lines.GIERAU

                                ROLL CALL
Ayes: Senator(s) Gierau, Rothfuss
Nays: Senator(s) Anderson, Baldwin, Biteman, Boner, Bouchard, Case, Cooper,
Dockstader, Driskill, Ellis, French, Furphy, Hicks, Hutchings, James, Kinskey,
Kolb, Kost, Landen, Mckeown, Nethercott, Pappas, Perkins, Salazar, Schuler,
Scott, Steinmetz, Wasserburger
Ayes 2   **Nays** 28   **Excused** 0   **Absent** 0   **Conflicts** 0

3/18/2021   S 3rd Reading:Passed 24-6-0-0-0

                                ROLL CALL
Ayes: Senator(s) Anderson, Baldwin, Biteman, Boner, Bouchard, Case, Cooper,
Dockstader, Driskill, Ellis, French, Furphy, Hicks, Hutchings, James, Kinskey,
Kolb, Landen, Mckeown, Nethercott, Pappas, Salazar, Scott, Steinmetz
Nays: Senator(s) Gierau, Kost, Perkins, Rothfuss, Schuler, Wasserburger
Ayes 24   **Nays** 6   **Excused** 0   **Absent** 0   **Conflicts** 0

3/19/2021   H Received for Introduction
3/31/2021   H Did Not Consider for Introduction