



April 1, 2021

The Honorable Eric Barlow,
Speaker of the House of Representatives,
200 West 24th Street
State Capitol Building
Cheyenne, WY 82002

Dear Speaker Barlow,

Today's signing of the supplemental budget marks the end of an arduous but necessary task by many. This budget and the earlier cuts I made in 2020 reflect our shared commitment to the goal of living within our means. I thank you and all the members of the 66th Legislature for the close scrutiny you gave the \$500 million in reductions I proposed, and for bearing in mind the negative impacts on services these cuts will cause. These are not easy decisions to make, but this discussion on the fundamental question of the role of government has been a necessity. Now, as more reductions are implemented, the debate will continue.

Despite an epic decline in revenue, we are able to maintain some crucial programs while making some modest but integral one-time investments. These come at a cost, I realize, but I thank you for setting aside money so Wyoming can take the next step in carbon capture utilization and storage, and for ensuring we have funds for key legal actions to defend Wyoming's interests. These dollars allow us to continue to fight for our oil, gas, coal, uranium, wind and mining industries while investing in transformational technologies, agriculture, and other diversifying elements of Wyoming's evolving economy. These decisions require foresight.

Additionally, I thank you for giving our higher education system a minor reprieve from deeper cuts for this year. Your action recognizes the importance of a collective, organized post-secondary education system embodied in the new Wyoming Innovation Network (WIN), which was created in collaboration with our community colleges and the University of Wyoming. WIN is an ambitious effort to supercharge all of Wyoming's post-secondary work by combining the best ideas across Wyoming's institutions that can strengthen the state's workforce, promote entrepreneurship, and actively support economic growth and diversification. Moreover, this effort will help folks faced with changing work circumstances add to their skills and education, ultimately retaining our workforce and modernizing the deliverables of education.

The budget does set our state back by eliminating valuable programs and services, and some of the impacts of the cuts we have had to make will be felt by those who are already struggling; but it is our constitutional duty to right-size our government based on revenues. We are not adding debt for future generations with this budget. However, we cannot rest assured our troubles are over since revenues were already in decline before the global pandemic arrived. I believe we all agree that some of the programs considered for elimination this year, but spared, may need to end next year. Unhappily, some of these services will weigh heavily on the elderly and the disabled. One cannot relish that chore, but as we continue to see our revenues decline, we must continue to evaluate the role of government and what we can afford. Those decisions will affect the level of services the public has come to expect and remind us all of the fact we are fortunate that we can continue to pay very low taxes thanks to the disproportionate share we levy on our mineral industries.

Specifically, I appreciate your work to fine tune the spending for the final year of the biennium. These vetoes represent the fewest line-item vetoes I have needed to execute in my time as Governor.

Thank you again for your efforts. With my signature, House Bill 001, House of Representative Enrolled Act 45 has the following line-item vetoes:

Section 006 Administration and Information Footnote 4

The Department of A&I has committed to making cuts to the state leasing program. A&I has been working diligently on this process and will have it fully implemented in the upcoming biennial budget. I have struck the prescriptive language because, on a practical note, an emergency or unanticipated leasing necessity could require more flexibility. Nevertheless, it remains the intent of the executive branch to reduce our leasing budget by 28%.

Section 007 Wyoming Military Department Footnote 4

The management of the Veterans Museum was transferred from the Department of State Parks and Cultural Resources to the Military Department in a single-subject piece of legislation in 2008. If the legislative intent is that the responsibility for management of the museum returns to State Parks, mandating an MOU represents substantive lawmaking within the budget bill. A transfer of responsibility or authority for any particular program is appropriately the subject of a stand-alone bill. Even so, for the time being the Military Department is committed to working with State Parks for the operation and administration of the Veterans Museum and this can be codified with a stand-alone bill next year.

Section 024 State Parks & Cultural Resources Footnote 8

This conforms with the change to the Military Department budget. This footnote presents substantive law-making within the budget bill. I support making this change in a stand-alone bill next year, but

until then the Military Department is committed to working with State Parks and Cultural Resources for the operation and administration of the Veterans Museum.

Section 027 State Construction Department Footnote 2

The review and performance assessment of individual employees in state agencies is the exclusive responsibility of the Executive Branch and the authority of the Legislative Branch does not extend to the review and assessment of Executive Branch employees. Since your expressed intent relates to a matter for which you have no authority now or in the future, I have vetoed this footnote.

Section 053 Department of Workforce Services Footnote 2

The Department of Workforces Services is committed to working with the Wyoming Business Council for the operation and administration of the Wyoming Council for Women's Issues. Work is already underway to execute an MOU for the two agencies. However, mandating such an agreement transfers the authority to administer the Wyoming Council for Women's Issues to a different agency and therefore represents substantive lawmaking within the budget bill. It is appropriately the subject of a stand-alone bill and I commit to work with you to develop such a bill next year.

Section 085 Wyoming Business Council Footnote 1

This conforms with the change to the Department of Workforce Services budget. The required MOU represents substantive law-making within the budget bill. These changes are appropriately the subject of a stand-alone bill. The Department of Workforces Services is committed to working with the Wyoming Business Council for the operation and administration of the Wyoming Council for Women's Issues.

Section 206 Department of Education Footnote 2

This vetoed language is overly prescriptive in directing how an Executive Branch agency functions when it comes to making staffing, workforce and resource allocation decisions, and therefore raises separation of powers concerns. For instance, if the Board of Education wanted to pay this contractor less than \$136,890 it could not or if the Board wanted to hire two contractors for \$68,445 each to work part-time the Board could not if this footnote remains.

Section 3

Careful inspection of the vetoed portion of this section seems especially appropriate on April 1. This veto conforming to the veto I made to Section 300, requires an especially artful and careful -- if clever -- use of red ink.

Section 300 - Budget Balance Transfers (p)

Subsection (p) directs the State Auditor's office to transfer the balance of the Wyoming State Penitentiary Capital Construction Account in equal parts to the Permanent Wyoming Mineral Trust Fund and the Common School Account within the Permanent Land Fund. The State Penitentiary Capital Construction Account was created in 2017 as a sub-account of the Strategic Investment and Projects Account (SIPA). While I am in favor of repealing the SIPA, I believe this account needs to be part of an interim topic discussion and therefore the transfer should not happen at this time.

With the passage of this supplemental budget, we now must embark on the hard work of creating our next standard budget. I look forward to presenting it to you in November. There are a couple of items I would like to raise now so they are on your radar. First, part of the Department of Corrections' budget cut was brought forward with the understanding that a separate bill would raise fees to help pay for the cost of probation and parole officers. These are key positions for public safety; however that fee increase did not pass. This is unfortunate and seems ill-timed placing unrealistic burdens on the department to man yet not fully pay for the positions allowed. I will be seeking to use federal American Rescue Plan dollars for these positions or in the budget next year I will be asking for a provision that enables funding to those positions, which you did restore. I will ask that they be effective immediately.

Lastly, I appreciate and applaud our joint efforts to bring more transparency and accessibility to the Executive and Judicial branch budgets over the past couple of years. More than anything, thank you again for your diligence and service to our wonderful state during trying times. It has been an honor to work with you for the greater good of the people of this glorious state.

Sincerely,



Mark Gordon
Governor

cc:

The Honorable Secretary of State, Edward Buchanan,
The Honorable Dan Dockstader, President of the Senate
Chief Clerk, Wyoming Senate
Chief Clerk, Wyoming House of Representatives

ORIGINAL HOUSE
BILL NO. HB0001

ENGROSSED

ENROLLED ACT NO. 45, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

APPROPRIATION	GENERAL FUND	FEDERAL FUNDS	OTHER FUNDS	TOTAL APPROPRIATION
FOR	\$	\$	\$	\$

1. It is the intent of the legislature that of this general fund appropriation, ninety-nine thousand four hundred ninety-six dollars (\$99,496.00) and of these authorized full-time employees, one (1) full-time employee not be included within the department of administration and information's standard budget for the immediately succeeding fiscal biennium.

2. It is the intent of the legislature that the Rockwell building maintenance unit be expended and accounted for in the trades management unit for the 2021-2022 biennium and included in the trades management unit in the department of administration and information's 2023-2024 biennial budget request.

4. Of this general fund appropriation, not more than ~~twenty four million eight hundred fifty two thousand six hundred sixty three dollars (\$24,852,663.00)~~ ~~seventeen million nine hundred forty thousand seven hundred fifty one dollars (\$17,940,751.00)~~ shall be expended on real property leasing for state agencies. *Mo*

Section 007. WYOMING MILITARY DEPARTMENT

PROGRAM				
Military Dept. Operation	10,563,162			10,563,162
	9,666,561			9,666,561
Air National Guard ^{1.}	977,458	12,778,581		13,756,039
Camp Guernsey			999,027 SR	999,027
Army National Guard ^{2., 3.}	41,241	43,430,767	2,970,058 SR	46,442,066
		43,086,614	2,673,053 SR	45,800,908
Veterans' Services ^{4.}	3,572,393	230,878	7,500 SR	3,810,771
	3,338,968			3,577,346
Oregon Trail Cemetery	595,427		20,000 SR	615,427
Military Support	68,447			68,447
Civil Air Patrol	235,717			235,717
	86,273			86,273
TOTALS	16,053,845	56,440,226	3,996,585	76,490,656
	14,774,375	56,096,073	3,699,580	74,570,028

AUTHORIZED EMPLOYEES

Full Time ^{1., 2.}	249	247
Part Time	29	
TOTAL	278	276

ENROLLED ACT NO. 45, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

	GENERAL	FEDERAL	OTHER	TOTAL
APPROPRIATION	FUND	FUNDS	FUNDS	APPROPRIATION
FOR	\$	\$	\$	\$

4. Of this general fund appropriation, one hundred fifty thousand dollars (\$150,000.00) is appropriated for the operation and administration of the veterans museum for the period beginning July 1, 2021 and ending June 30, 2022. ~~No funds from this appropriation shall be expended unless the Wyoming military department enters into a memorandum of understanding with the department of state parks and cultural resources to operate the veterans museum in Casper, Wyoming.~~ This appropriation shall not be transferred or expended for any other purpose. ~~It is the intent of the legislature that this appropriation not be included in the military department's standard budget for the immediately succeeding fiscal biennium and that the military department submit an exception request for the operation and administration of the Wyoming veterans' memorial museum for the immediately succeeding fiscal biennium.~~

Section 008. OFFICE OF THE PUBLIC DEFENDER

PROGRAM

Administration ¹ .	23,682,419		4,141,762 SR	27,824,181
	21,190,502		3,702,012 SR	24,892,514
Guardian Ad Litem	4,358,051		1,159,570 SR	5,517,621
Capital Case ² .	1,236,750		218,250 SR	1,455,000
TOTALS	29,277,220	0	5,519,582	34,796,802
	22,427,252		3,920,262	26,347,514

AUTHORIZED EMPLOYEES

Full Time ¹ .	89	78
Part Time	16	14
TOTAL	105	92

1. Of this general fund appropriation, ~~two million five hundred fifty thousand dollars (\$2,550,000.00)~~ one million one hundred eighty thousand one hundred thirty-nine dollars (\$1,180,139.00) and of this other funds appropriation, ~~four hundred fifty thousand dollars (\$450,000.00)~~ SR two hundred eight thousand two hundred sixty dollars (\$208,260.00) SR may be expended for contract trial attorneys, contract legal support or compensation for up to five (5) full-time employee positions included in the total authorized positions under this section in a manner that addresses caseload work requirements and geographic distribution in the most effective and efficient manner as determined by the public defender.

ORIGINAL HOUSE
BILL NO. HB0001

ENGROSSED

ENROLLED ACT NO. 45, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUNDS \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
Section 021. DEPARTMENT OF AUDIT				
PROGRAM				
Administration	566,691 528,188	291,609	286,098 SR	1,144,398 1,105,895
Banking			6,321,286 SR	6,321,286
Public Fund	5,768,361 5,395,674			5,768,361 5,395,674
Mineral	3,081,721 2,734,716	5,174,455 5,178,772	206,300 SR	8,462,476 8,119,788
Excise	4,141,570 3,727,318		91,000 S7	4,232,570 3,818,318
TOTALS	13,558,343 12,385,896	5,466,064 5,470,381	6,904,684	25,929,091 24,760,961
AUTHORIZED EMPLOYEES				
Full Time	109 105			
Part Time	0			
TOTAL	109 105			
Section 024. STATE PARKS & CULTURAL RESOURCES				
PROGRAM				
Administration & Support	3,229,045 2,570,099			3,229,045 2,570,099
Cultural Resources 1., 2., 3., 4., 7., 8., 9.	10,803,968 9,353,300	3,359,181 3,245,693	200,000 EF	
			4,583,431 SR	
			4,740,371 SR	18,946,580
				17,539,364
St. Parks & Hist. Sites 5., 6.	18,775,472 17,076,229	3,901,326	80,000 EF	
			14,362,777 SR	
			15,477,570 SR	37,119,575
				36,535,125
TOTALS	32,808,485 28,999,628	7,260,507 7,147,019	19,226,208 20,497,941	59,295,200 56,644,588

ENROLLED ACT NO. 45, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

APPROPRIATION	GENERAL FUND	FEDERAL FUNDS	OTHER FUNDS	TOTAL APPROPRIATION
FOR	\$	\$	\$	\$

(i) There is a reduction of federal funds awarded to the department, in which case grant awards to subrecipients may be reduced by a like percentage; or

(ii) A reduction is required by the federal award agreement in place at the time this footnote is enacted.

~~8. The department of state parks and cultural resources shall engage in a memorandum of understanding with the Wyoming military department for the operation of the veterans museum in Casper, Wyoming. In addition to any payments received from the Wyoming military department under the memorandum of understanding, any funds from this appropriation may be used for the costs of operating the veterans museum.~~ *MS*

9. It is the intent of the legislature that of this general fund appropriation, ninety thousand fifty-two dollars (\$90,052.00) shall only be expended to support one (1) full-time, authorized position in the cultural resources division.

Section 027. STATE CONSTRUCTION DEPARTMENT

PROGRAM				
Operations <i>MS</i>	1,794,713		4,352,268 \$6	6,146,981
	<u>1,582,706</u>		<u>4,347,268 \$6</u>	<u>5,929,974</u>
School Facilities Div. ^{1.}			157,070,206 \$6	157,070,206
			<u>156,232,959 \$6</u>	<u>156,232,959</u>
Construction Management	1,434,992			1,434,992
	<u>1,367,626</u>			<u>1,367,626</u>
TOTALS	3,229,705	0	161,422,474	164,652,179
	<u>2,950,332</u>		<u>160,580,227</u>	<u>163,530,559</u>

AUTHORIZED EMPLOYEES	
Full Time	29
Part Time	<u>0</u>
TOTAL	29

ENROLLED ACT NO. 45, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

APPROPRIATION	GENERAL FUND	FEDERAL FUNDS	OTHER FUNDS	TOTAL APPROPRIATION
FOR	\$	\$	\$	\$

1. In addition to expenditures for major building and facility repair and replacement pursuant to W.S. 21-15-109, a school district may expend up to ten percent (10%) of the amount distributed under this program for the period commencing July 1, 2020 and ending June 30, 2022 for school building and facility safety and security needs. No expenditure shall be made under this footnote without the approval of the state construction department.

~~2. It is the intent of the legislature that within the state construction department's budget request for the immediately succeeding fiscal biennium, the department shall include a justification and performance assessment of position 0027, including the position's contribution to state construction projects.~~ *Ms*

~~Section 032. WYOMING INFRASTRUCTURE AUTHORITY~~

PROGRAM				
Administration ¹	1,150,000			1,150,000
TOTALS	1,150,000	0	0	1,150,000

AUTHORIZED EMPLOYEES	
Full Time	0
Part Time	0
TOTAL	0

~~1. This general fund appropriation is effective immediately, available for transfer to the Wyoming energy authority in accordance with 2019 Wyoming Session Laws, Chapter 34 and shall not be expended by the Wyoming infrastructure authority.~~

ENROLLED ACT NO. 45, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

APPROPRIATION	GENERAL FUND	FEDERAL FUNDS	OTHER FUNDS	TOTAL APPROPRIATION
FOR	\$	\$	\$	\$

~~2. The department of workforce services shall engage in a memorandum of understanding with the Wyoming business council for the operation and administration of the Wyoming council for women's issues. In addition to any payments received from the Wyoming business council under the memorandum of understanding, any funds from this appropriation may be used for the costs of operating and administering the Wyoming council for women's issues. It is the intent of the legislature that the payments received from the Wyoming business council in accordance with the memorandum of understanding required under this footnote, combined with any funds used from this appropriation for the purposes specified in this footnote, be included within the department of workforce services' standard budget for the immediately succeeding fiscal biennium.~~

Section 057. COMMUNITY COLLEGE COMMISSION

PROGRAM				
Administration 1.	6,795,653		216,575 SS	7,012,228
	6,824,099		108,287 SS	6,932,386
State Aid 2.	235,166,422			235,166,422
	215,378,761			215,378,761
Contingency Reserve			3,200,000 SR	3,200,000
Adult Education	2,144,364	1,873,758		4,018,122
	2,082,609			3,956,367
WYIN Loan & Grant Prog.	6,055,747			6,055,747
	5,727,959			5,727,959
Veterans' Tuition Waiver	1,231,250			1,231,250
	856,250			856,250
WY Teacher Shortage Prog.			95,000 SS	95,000
Public Television	3,521,765		110,000 SR	3,631,765
	3,081,543			3,191,543
TOTALS	254,915,204	1,873,758	3,621,575	260,410,534
	233,951,221		3,418,287	239,243,266

AUTHORIZED EMPLOYEES

Full Time	13	12
Part Time	0	
TOTAL	13	12

ENROLLED ACT NO. 45, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

APPROPRIATION	GENERAL FUND	FEDERAL FUNDS	OTHER FUNDS	TOTAL APPROPRIATION
FOR	\$	\$	\$	\$

1. Of this general fund appropriation, fifty-five thousand nine hundred ten dollars (\$55,910.00) is appropriated for administrative and operational expenses associated with the Wyoming council for women's issues created under W.S. 9-12-501 et seq. during the current biennium. ~~No funds from this appropriation shall be expended unless the Wyoming business council enters into a memorandum of understanding with the department of workforce services to administer and operate the Wyoming council for women's issues.~~ If the Wyoming business council enters into a memorandum of understanding with the department of workforce services ~~in accordance with this footnote~~, any funds remaining from this appropriation shall be transferred to the department of workforce services administration and support division to be used for administrative and operational expenses associated with the Wyoming council for women's issues. ~~It is the intent of the legislature that the Wyoming business council include a recommendation on the placement and administration of the Wyoming council for women's issues and any necessary revisions to statute with the standard budget request for the immediately succeeding fiscal biennium.~~ This appropriation shall not be transferred or expended for any other purpose.

2. It is the intent of the legislature that of this general fund appropriation, one million two hundred fifty thousand dollars (\$1,250,000.00) not be included in the Wyoming business council's standard budget for the immediately succeeding fiscal biennium.

Section 090. WYOMING ENERGY AUTHORITY ^{1.}

PROGRAM

Wyoming Pipeline Auth.	1,071,250	1,071,250
Wyoming Infrastructure Auth.	1,071,250	1,071,250

TOTALS	2,142,500	2,142,500
---------------	------------------	------------------

AUTHORIZED EMPLOYEES

Full Time	0
Part Time	0
TOTAL	0

1. The general fund appropriations to this agency shall come from amounts previously appropriated in 2020 Wyoming Session Laws, Chapter 80, Section 2, Sections 009 and 032 and in accordance with 2019 Wyoming Session Laws, Chapter 34, Section 1.

ENROLLED ACT NO. 45, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUNDS \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
Section 206. DEPARTMENT OF EDUCATION ^{1.}				
PROGRAM				
State Board Of Education 2. ^{3.}	241,310		443,050 S5	684,360
	<u>211,146</u>		<u>398,745</u> S5	<u>609,891</u>
Leadership, Finance & IT ^{4.}	9,039,667	16,013	200,000 SR	9,255,680
	<u>8,520,111</u>			<u>8,736,124</u>
Accountability & Commun. ^{3.}	5,169,251	20,638,010	4,950,689 S5	
	<u>4,628,120</u>		<u>4,304,372</u> S5	
			218,000 SR	
			1,000 TO	30,976,950
				<u>29,789,502</u>
School Support ^{3., 5.}	3,636,095	276,341,252	815,077 S5	
	<u>2,950,154</u>	<u>276,686,485</u>	<u>689,684</u> S5	
			3,109,129 SR	
			468,495 TO	284,370,048
				<u>283,903,947</u>
TOTALS	<u>18,086,323</u> <u>16,309,531</u>	<u>296,995,275</u> <u>297,340,508</u>	<u>10,205,440</u> <u>9,389,425</u>	<u>325,287,038</u> <u>323,039,464</u>
AUTHORIZED EMPLOYEES				
Full Time	107 <u>103</u>			
Part Time	<u>2</u>			
TOTAL	109 <u>105</u>			

1. Up to fifty thousand dollars (\$50,000.00) from any appropriation to the department of education under this section is authorized to be expended by the department during school years 2020-2021 and 2021-2022 to pay for processing costs for Wyoming poultry, lamb, pork, beef or bison donated to a school district to be used in school lunches. Expenditures authorized in this footnote shall be made only if an equal amount of funding has been contributed by a local school district for the processing costs of the donated Wyoming poultry, lamb, pork, beef or bison. The department shall endeavor to provide funding to as many school districts as possible.

ENROLLED ACT NO. 45, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

APPROPRIATION	GENERAL FUND	FEDERAL FUNDS	OTHER FUNDS	TOTAL APPROPRIATION
FOR	\$	\$	\$	\$

~~2. Of this total appropriation, one hundred thirty six thousand eight hundred ninety dollars (\$136,890.00) is appropriated for one (1) at-will employee contract position filled by the state board of education for the period beginning July 1, 2021 and ending June 30, 2022. This appropriation shall not be transferred or expended for any other purpose.~~

3. It is the intent of the legislature that the department of education's standard budget for the immediately succeeding fiscal biennium be equal to this other funds appropriation (\$5) plus any revisions to the personnel series consistent with the development of the standard budget under W.S. 9-2-1002(a)(ix) as determined by the state budget department.

4. It is the intent of the legislature that of this general fund appropriation, one hundred twenty-four thousand nine hundred fifteen dollars (\$124,915.00) for supportive services in the operations unit and twenty-five thousand dollars (\$25,000.00) for contractual services in the state superintendent and leadership unit not be included in the department of education's standard budget for the immediately succeeding fiscal biennium.

5. Of this general fund appropriation, seventy thousand dollars (\$70,000.00) is appropriated for the talking books program within the vision outreach services unit. This appropriation shall not be transferred or expended for any other purpose.

Section 211. BOARD OF EQUALIZATION

PROGRAM				
Equalization/Tax Appeals	<u>1,820,017</u>			<u>1,820,017</u>
	<u>1,525,704</u>			<u>1,525,704</u>
TOTALS	<u>1,820,017</u>	<u>0</u>	<u>0</u>	<u>1,820,017</u>
	<u>1,525,704</u>			<u>1,525,704</u>

AUTHORIZED EMPLOYEES

Full Time	6	5
Part Time	0	
TOTAL	6	5

ENROLLED ACT NO. 45, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

Section 3. 2020 Wyoming Session Laws, Chapter 80, Sections 300(e) and by creating new subsections (h) through (p), 303 by creating a new subsection (o) and by renumbering (o) as (p), 308(a)(intro) and (i) and by creating a new subsection (e), 311(a), 313(g)(x) and by creating a new subsection (j), 314(b)(ii) and (c)(ii), 320(d) and (e) and by creating new sections 339 and 340 are amended to read:

[BUDGET BALANCERS - TRANSFERS]

Section 300.

(e) The state auditor shall transfer ~~thirty-eight million two hundred thirty-three thousand seven hundred fifty-nine dollars (\$38,233,759.00)~~ forty-nine million six hundred sixty-eight thousand five hundred twenty-one dollars (\$49,668,521.00) from the strategic investments and projects account to the school capital construction account.

(h) Not later than June 15, 2021, the state auditor shall transfer ten million five hundred ninety-two thousand eighty-nine dollars (\$10,592,089.00) from the excellence in higher education endowment reserve account to the excellence in higher education endowment fund.

(j) Notwithstanding the limitation on transfers in 2020 Wyoming Session Laws, Chapter 152, Section 3, the state auditor shall transfer one hundred fifty thousand dollars (\$150,000.00) from the appropriation in 2020 Wyoming Session Laws, Chapter 152, Section 3 to the general fund.

(k) Notwithstanding the limitations in 2020 Wyoming Session Laws, Chapter 51, Section 2, the state auditor shall transfer fifty thousand dollars (\$50,000.00) from the coal marketing program account to the general fund.

(m) Notwithstanding the limitations in 2020 Wyoming Session Laws, Chapter 94, Section 3 and W.S. 11-19-118(a), the state auditor shall transfer fifty thousand dollars (\$50,000.00) from the animal reimbursement program account to the general fund.

(n) Notwithstanding the limitations in 2020 Wyoming Session Laws, Chapter 158, Section 2, the state auditor shall transfer seventy-five thousand dollars (\$75,000.00) from the appropriation in 2020 Wyoming Session Laws, Chapter 158, Section 2 to the general fund.

ENROLLED ACT NO. 45, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

(o) If the unappropriated fund balance of the budget reserve account on June 30, 2022 is less than one hundred thirteen million one hundred eighty-five thousand dollars (\$113,185,000.00), the state auditor shall transfer up to five million dollars (\$5,000,000.00) or as much thereof as is necessary from the legislative stabilization reserve account to the budget reserve account to bring the unappropriated fund balance of the budget reserve account to one hundred thirteen million one hundred eighty-five thousand dollars (\$113,185,000.00).

~~(p) Not later than May 1, 2021 and again on October 15, 2021, the state auditor shall transfer the balance of the Wyoming state penitentiary capital construction account as follows:~~ *MS*

~~(i) Fifty percent (50%) to the permanent Wyoming mineral trust~~ *MS*
fund;

~~(ii) Fifty percent (50%) to the common school account within the~~ *MS*
permanent land fund.

[CARRYOVER APPROPRIATIONS]

Section 303.

[BUDGET DIVISION INTERNET BUDGET AND REPORTING SYSTEM (IBARS)]

(o) Notwithstanding W.S. 9-2-1008, 9-2-1012(e) and 9-4-207, of unexpended, unobligated monies appropriated from the general fund to the department of administration and information, budget division under 2018 Wyoming Session Laws, Chapter 134, Section 2, Section 006 as amended by 2019 Wyoming Session Laws, Chapter 80, Section 2, Section 006 for external maintenance contracts and professional fees, up to forty-one thousand nine hundred forty dollars (\$41,940.00) shall not revert and are hereby reappropriated to the state budget department to upgrade the state's internet budget and reporting system.

~~(p)~~ (p) This section is effective immediately.

[MAJOR MAINTENANCE FUNDING FOR STATE FACILITIES,
UNIVERSITY AND COMMUNITY COLLEGES]

Section 308.