

[BUDGET(S) AFFECTED]

Section Under Consideration:

Section 330. [ADDITIONS TO 300 SECTIONS]

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1 Page 1-line 14 After "account;" insert "amending and
2 repealing prior appropriations of COVID-19
3 relief funds; specifying conditions on the
4 appropriation and expenditure of COVID-19
5 relief funds;".
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7 Page 4-after line 11 Insert:
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9 "(ee) "ARPD" means American Rescue Plan Act direct funds, which
10 are any unexpended, unobligated funds received by the state of
11 Wyoming through the Coronavirus State Fiscal Recovery Fund
12 established under section 602 of title VI of the federal Social
13 Security Act, as created by section 9901 of the American Rescue
14 Plan Act of 2021, P.L. 117-2. "ARPD" shall not include expenditures
15 authorized under the American Rescue Plan Act of 2021, P.L. 117-2
16 and section 602(c)(1)(C) of Title VI of the federal Social Security
17 Act for revenue replacement for the provision of government
18 services to the extent of the state of Wyoming's reduction in
19 revenue."
20

21 Page 159-before line 13 Insert:
22

23 "[AMERICAN RESCUE PLAN ACT - REAPPROPRIATION AND APPROPRIATION]
24

Section 397.

25
26
27 (a) Any unexpended, unobligated funds appropriated in 2022
28 Wyoming Session Laws, Chapter 50, Section 2, Section 400, as
29 amended by 2023 Wyoming Session Laws, Chapter 188, Section 2, and
30 2023 Wyoming Session Laws, Chapter 188, Section 3, Section 401 and
31 any other ARPD funds that are not fully committed or obligated in
32 accordance with the American Rescue Plan Act of 2021, P.L. 117-2,
33 and any applicable rules, regulations or guidance by April 1, 2024
34 shall revert on April 1, 2024 to the office of the governor for
35 purposes of this section.
36

1 (b) On April 1, 2024, funds reverted under this section and
2 any unappropriated ARPD funds are hereby reappropriated and
3 appropriated to the office of the governor and shall be expended
4 for purposes of programs and projects eligible for expenditure
5 with ARPD funds. The governor shall obligate funds reappropriated
6 and appropriated under this subsection not later than December 31,
7 2024 on any other projects or uses eligible under the American
8 Rescue Plan Act that are identified by the governor.

9
10 (c) There is appropriated such amounts as may be necessary
11 from section 602(c)(1)(C) of Title VI of the federal Social
12 Security Act, as created by section 9901 of the American Rescue
13 Plan Act of 2021, specifically expended for the provision of
14 generally funded government services in this act to the extent of
15 the reduction in revenue under section 602(c)(1)(C). Expenditures
16 authorized under this subsection shall be approved by the governor
17 and reported to the joint appropriations committee through the
18 B-11 process as authorized by W.S. 9-2-1005(b)(ii) and reported
19 pursuant to W.S. 9-2-1013(b).

20
21 (d) It is the intent of the legislature that the
22 appropriations and reappropriations in this section not be
23 included in the respective agencies' standard budgets for the
24 immediately succeeding fiscal biennium, unless otherwise
25 specifically provided.

26
27 (e) No expenditure of funds shall be made under this section
28 except in accordance with state and federal law, regulations and
29 orders.

30
31 (f) The governor shall implement reporting requirements on
32 the recipient of any grant, distribution or aid authorized under
33 this section sufficient to comply with all federal reporting
34 requirements.

35
36 (g) The governor is authorized to establish by order or rule
37 emergency programs for which funds are appropriated in this section
38 that are consistent with the terms of the American Rescue Plan Act
39 and that do not obligate the state to make any expenditures of
40 state funds not appropriated by the legislature. Any emergency
41 program under the authority granted in this section shall expire
42 on December 31, 2026 unless expressly continued by action of the
43 legislature.

44
45 (h) Funds appropriated under this section shall be obligated
46 in accordance with the American Rescue Plan Act and any applicable

1 rules or guidance not later than December 31, 2024, unless a later
2 date is specified by federal law, rule or guidance.

3
4 (j) The governor shall report to the joint appropriations
5 committee on a monthly basis on all of the following:

6
7 (i) The aggregate allocation of funds appropriated in
8 this section, by program;

9
10 (ii) Program expenditures;

11
12 (iii) Grant awards;

13
14 (iv) Grant expenditures.

15
16 (k) Nothing in this section shall be construed to modify or
17 impair any existing contract or obligation of the state that is
18 executed or incurred on or before the effective date of this
19 section."

20
21 To the extent required by this amendment: adjust totals; and
22 renumber as necessary. NETHERCOTT

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