

HOUSE BILL NO. HB0275

Local economy infrastructure program.

Sponsored by: Representative(s) Latta, Edwards, Prosser and Walsh

A BILL

for

1 AN ACT relating to administration of government; creating a  
2 grant and loan program for economic development  
3 infrastructure; establishing an account for the program;  
4 providing funding for the program; providing for  
5 administration; making an appropriation; and providing for  
6 an effective date.

7

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

9

10 **Section 1.** W.S. 9-12-601 through 9-12-603 are created  
11 to read:

12

13

ARTICLE 6

14

INFRASTRUCTURE PROGRAM

15

16

**9-12-601. Local economy infrastructure program.**

1

2 (a) The council shall establish and administer a  
3 local economy infrastructure program as provided by this  
4 article. Any city, town, joint powers board, local  
5 development program, other persons, entities, programs and  
6 institutions as shall satisfy the rules of the council  
7 shall be eligible to apply to the council for loans or  
8 grants of funds from the program. An application under the  
9 program shall be on forms prescribed by and subject to  
10 rules promulgated by the council. Grants and loans may be  
11 applied for by a joint powers board with the approval of  
12 all participating agencies to the joint powers agreement.  
13 Grants and loans may be made by the council for economic  
14 development infrastructure projects, including the purchase  
15 of land, telecommunications infrastructure, rights of way,  
16 airports, sewer and water projects, roads, or other  
17 infrastructure determined by the council to be consistent  
18 with the purposes of this article. In adopting rules and  
19 making grants and loans under this article the council  
20 shall require all projects to be related to economic  
21 development infrastructure which shall not include  
22 rehabilitation or expansion of existing infrastructure  
23 unless the applicant demonstrates the rehabilitation or  
24 expansion is necessary to retain an existing business or to

1 facilitate the relocation of business to the locality of  
2 the applicant. Grants shall be matching grants as  
3 determined by the council. Loans shall be made at no or  
4 low interest rates.

5

6 (b) Grants and loans may be used to fund project  
7 costs in accordance with approved applications and rules of  
8 the council.

9

10 **9-12-602. Local economy infrastructure program**  
11 **account.**

12

13 There is created within the special revenue fund, the local  
14 economy infrastructure program account. Funds in the  
15 account are continuously appropriated to the council to be  
16 used only for grants and loans authorized to be made under  
17 this article.

18

19 **9-12-603. Council duties; actions on grant and loan**  
20 **applications.**

21

22 All complete applications to participate in the grant and  
23 loan program established under this article which conform  
24 with the criteria established by law and rules promulgated

1 under this article which are submitted to the council shall  
2 be considered by the council. The council shall approve or  
3 disapprove each application it considers in accordance with  
4 this article and rules of the council.

5

6 **Section 2.** W.S. 9-4-601(b)(i), (iv) and by creating a  
7 new paragraph (v) and 9-12-102(a)(viii) are amended to  
8 read:

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10 **9-4-601. Distribution and use; funds, accounts,**  
11 **cities and towns benefited; exception for bonus payments.**

12

13 (b) The state treasurer shall ascertain and withhold  
14 all bonus payments received from the federal government  
15 attributable to coal, oil shale or geothermal leases of  
16 federal land within Wyoming and shall distribute it as  
17 follows:

18

19 (i) Subject to paragraph (v) of this subsection,  
20 fifty percent (50%), the first seven million five hundred  
21 thousand dollars (\$7,500,000.00) of which shall be  
22 distributed as follows, but for the fiscal years beginning  
23 July 1, 2004 and ending June 30, 2014 any amount in excess  
24 of seven million five hundred thousand dollars

1 (\$7,500,000.00) shall be deposited in accordance with  
2 paragraph (v) of this subsection, and thereafter any amount  
3 in excess of seven million five hundred thousand dollars  
4 (\$7,500,000.00) per year shall be deposited into the school  
5 capital construction account established under W.S.  
6 21-15-111(a)(i);

7

8 (iv) ~~For the fiscal year commencing July 1,~~  
9 ~~1994, and for each fiscal year thereafter~~ And:

10

11 (A) Ten percent (10%) but not to exceed one  
12 million six hundred thousand dollars (\$1,600,000.00) per  
13 year, to an earmarked revenue fund account which may be  
14 expended by the community college commission in accordance  
15 with and in addition to appropriations available under W.S.  
16 21-18-205(c). For the fiscal years beginning July 1, 2004  
17 and ending June 30, 2014, any amount in excess of one  
18 million six hundred thousand dollars (\$1,600,000.00) shall  
19 be deposited in accordance with paragraph (v) of this  
20 subsection. Thereafter any amount in excess of one million  
21 six hundred thousand dollars (\$1,600,000.00) together with  
22 any unexpended revenues within the account at the end of  
23 any biennial budget period shall be credited to the school

1 capital construction account established under W.S.  
2 21-15-111(a)(i);

3

4 (B) For the fiscal years beginning July 1,  
5 2004 and ending June 30, 2014, forty percent (40%) to be  
6 deposited in accordance with paragraph (v) of this  
7 subsection and thereafter to the school capital  
8 construction account established under W.S.  
9 21-15-111(a)(i).

10

11 (v) For the fiscal years beginning July 1, 2004  
12 and ending June 30, 2014, after making the distributions  
13 provided for in paragraphs (i) and (iv) of this subsection  
14 fifteen million dollars (\$15,000,000.00) shall be deposited  
15 in the local economy infrastructure program account  
16 established by W.S. 9-12-602. After the amounts are  
17 deposited in accordance with this paragraph, any remaining  
18 amounts shall be deposited in the school capital  
19 construction account established under W.S.  
20 21-15-111(a)(i).

21

22 **9-12-102. Definitions.**

23

1 (a) As used in this act, the following terms have the  
2 following meanings, except where the context clearly  
3 indicates otherwise:

4  
5 (viii) "This act" means W.S. 9-12-101 through  
6 ~~9-12-401~~ 9-12-603.

7  
8 **Section 3.** This act is not intended to be a  
9 substitute for existing funding sources available to  
10 qualifying recipients. It is a supplement to those  
11 existing sources designed to focus on building economic  
12 development infrastructure.

13  
14 **Section 4.** There is appropriated from the budget  
15 reserve account to the local economy infrastructure program  
16 account fifteen million dollars (\$15,000,000.00).

17  
18 **Section 5.** This act is effective July 1, 2003.

19

20

(END)