

HOUSE BILL NO. HB0191

Hathaway expand Wyoming scholarships.

Sponsored by: Representative(s) Harshman, Brown, Kinner,
Miller, Northrup, Paxton and Walters and
Senator(s) Bebout, Perkins and Rothfuss

A BILL

for

1 AN ACT relating to education; providing for scholarships to
2 out-of-state students to attend Wyoming institutions of
3 higher education; specifying scholarship amounts,
4 eligibility requirements and other elements of the
5 scholarships; providing for resident tuition for
6 scholarship recipients; creating a selection committee;
7 providing for administration; making conforming amendments;
8 and providing for an effective date.

9

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

11

12 **Section 1.** W.S. 21-16-1312 is created to read:

13

14 **21-16-1312. Hathaway expand Wyoming scholarship;**
15 **eligibility requirements and conditions; selection.**

1

2 (a) There is created the Hathaway expand Wyoming
3 scholarship. The scholarship shall be administered by the
4 department in accordance with this section and rule and
5 regulation adopted by the department. Scholarship
6 recipients shall be selected by a committee comprised of
7 the governor, state superintendent of public instruction,
8 president of the University of Wyoming and executive
9 director of the community college commission, or their
10 designees.

11

12 (b) Each year two (2) students from each state
13 contiguous to Wyoming may be awarded a Hathaway expand
14 Wyoming scholarship. Minimum initial qualifications for a
15 Hathaway expand Wyoming scholarship shall be all initial
16 requirements applicable to a Hathaway honors scholarship,
17 other than Wyoming residency and graduation from a high
18 school located in Wyoming. In addition to those
19 requirements, recipients shall have:

20

21 (i) A minimum cumulative high school GPA of 3.75
22 and a score equal to or greater than the 2015-2016 national
23 percentile rank of ninety-six (96) on an examination

1 administered throughout the United States and relied upon
2 by institutions of higher education to determine acceptance
3 of students for attendance;

4

5 (ii) At the time of graduation, be a resident of
6 a state contiguous to Wyoming and have successfully
7 completed a curriculum at least as stringent as that
8 imposed under W.S. 21-16-1307 for Hathaway honor
9 scholarships.

10

11 (c) A Hathaway expand Wyoming scholarship shall be
12 for the cost of attendance of the student for attendance at
13 an eligible institution, but not to exceed the maximum
14 dollar amount provided to students receiving a trustee
15 scholarship at the University of Wyoming and subject to
16 reduction in accordance with W.S. 21-16-1309(a). No student
17 shall be eligible for a scholarship under this section for
18 more than the equivalent of eight (8) full-time semesters.
19 Minimum continuing eligibility and reinstatement
20 eligibility requirements for a Hathaway expand Wyoming
21 scholarship shall be the same as requirements for a
22 Hathaway honors scholarship. These minimum requirements
23 may be increased by rule of the department to requirements

1 no more stringent than those imposed by the University of
2 Wyoming for recipients of a trustee scholarship. Hathaway
3 expand Wyoming scholarships may be reduced in the same
4 manner and to lower levels as provided for Hathaway honor
5 scholarships for failure to meet continuing eligibility
6 requirements.

7

8 (d) Scholarships under this section shall not be
9 subject to the provisions of W.S. 21-16-1308, but shall be
10 administered by the department of education in accordance
11 with the provisions of this section and the following:

12

13 (i) The department shall, in consultation with
14 University of Wyoming and community college admissions
15 officers, the Wyoming community college commission and
16 financial aid officers, promulgate rules and regulations
17 necessary to implement this section. The consultation shall
18 include development of a means for informing students in
19 contiguous states of the availability of scholarships under
20 this section;

21

1 (ii) Eligible institutions shall provide
2 information required by the department as necessary to
3 fulfill its duties under this section;

4
5 (iii) Students shall make application for
6 scholarships under this section with the department of
7 education at the time of applying for admission or at such
8 earlier time as established by rule of the department. The
9 application shall contain information required by rule of
10 the department. The application shall require each
11 applicant to verify under penalty of false swearing under
12 W.S. 6-5-303, that the applicant has not been convicted of
13 a felony in this state or another jurisdiction;

14
15 (iv) The department shall determine and certify
16 to the state treasurer the amount of scholarships awarded
17 under this section for attendance at each eligible
18 institution not later than September 1 for the fall
19 semester and not later than January 15 for the spring
20 semester. Upon receipt of the certification the state
21 treasurer shall pay from the scholarship expenditure
22 account the amount certified by the department;

23

1 (v) The same information required to be reported
2 under W.S. 21-16-1308 for Hathaway provisional, opportunity
3 and honors scholarships shall be reported for scholarships
4 awarded under this section.

5

6 (e) Before awarding a scholarship pursuant to this
7 section, the department of education shall obtain an
8 agreement from each student, or their guardian, under which
9 the student agrees to:

10

11 (i) Actively engage in work in Wyoming for one
12 (1) year or attend graduate school at the University of
13 Wyoming for one (1) year, for every four (4) academic
14 semesters or portions thereof in which a scholarship under
15 this section was provided. The department shall establish
16 by rule the commencement of the period for undertaking the
17 requirements of this paragraph, which period shall begin
18 not later than one (1) year after the completion of the
19 last semester in which a scholarship was received under
20 this section; or

21

22 (ii) Repay all scholarship amounts provided
23 pursuant to this section, together with interest which

1 shall begin accruing four (4) years after execution of the
2 agreement. However, interest shall begin to accrue
3 immediately upon the department determining that the
4 student has withdrawn from the Wyoming institution of
5 higher education or is otherwise not making satisfactory
6 academic progress toward completion of a degree or program.
7 Money expended under this section shall accrue at an annual
8 interest rate equal to that charged for federal Stafford
9 loans at the time interest begins to accrue, which rate
10 shall be adjusted annually to match the federal Stafford
11 loan rate. In no event shall the interest rate be greater
12 than eight percent (8%). Any amounts repaid by scholarship
13 recipients shall be deposited to the Hathaway student
14 scholarship endowment fund created by W.S. 9-4-204(u)(vii).

15

16 **Section 2.** W.S. 21-16-1302(a), 21-16-1309(b)(i) and
17 (ii), 21-17-105 by creating a new subsection (h) and
18 21-18-202(a)(ii) are amended to read:

19

20 **21-16-1302. Hathaway scholarship expenditure account**
21 **created; reserve account created; use and appropriation of**
22 **funds.**

23

1 (a) The Hathaway scholarship expenditure account is
2 created to consist of earnings from the Hathaway student
3 scholarship endowment fund created by W.S. 9-4-204(u)(vii)
4 and such other funds appropriated by the legislature to the
5 expenditure account. Eighty percent (80%) of all monies
6 deposited to the expenditure account under this section
7 shall be available for scholarships under W.S. 21-16-1304,
8 ~~and 21-16-1305~~ and 21-16-1312. Twenty percent (20%) of all
9 monies deposited to the expenditure account under this
10 section shall be available for scholarships under W.S.
11 21-16-1306. Monies within the expenditure account are
12 continuously appropriated to the state treasurer for
13 distribution to eligible institutions based on scholarships
14 awarded under this article. All unexpended and
15 unencumbered monies within the expenditure account at the
16 end of each fiscal year shall be deposited by the state
17 treasurer to the Hathaway student scholarship reserve
18 account.

19

20 **21-16-1309. Scholarship amounts.**

21

1 (b) To the extent sufficient funds are not available
2 in the expenditure account to fund all scholarships as
3 provided under this article:
4

5 (i) Funds available for scholarships under W.S.
6 21-16-1304, ~~and~~ 21-16-1305 and 21-16-1312 shall be used for
7 scholarships under W.S. 21-16-1306 after all scholarships
8 under W.S. 21-16-1304, ~~and~~ 21-16-1305 and 21-16-1312 have
9 been paid;
10

11 (ii) Funds available for scholarships under W.S.
12 21-16-1306 shall be used for scholarships under W.S.
13 21-16-1304, ~~and~~ 21-16-1305 and 21-16-1312 after all
14 scholarships under W.S. 21-16-1306 have been paid;
15

16 **21-17-105. Tuition to be as nearly free as possible;**
17 **number, qualifications and selection of students for**
18 **reduced tuition; tuition for veterans, their spouses and**
19 **children; reciprocal residency.**
20

21 (h) Trustees shall through regulation provide that
22 students receiving a Hathaway expand Wyoming scholarship in
23 any amount shall qualify for resident tuition at the

1 university each semester the student receives the
2 scholarship.

3

4 **21-18-202. Powers and duties of the commission.**

5

6 (a) The commission shall perform the following
7 general functions:

8

9 (ii) Establish tuition rates for the community
10 colleges. In establishing tuition rates, the commission
11 shall provide that students receiving a Hathaway expand
12 Wyoming scholarship in any amount shall qualify for
13 resident tuition each semester the student receives the
14 scholarship;

15

16 **Section 3.** This act is effective immediately upon
17 completion of all acts necessary for a bill to become law
18 as provided by Article 4, Section 8 of the Wyoming
19 Constitution.

20

21 (END)