

## 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; creating a selection committee; providing for  
6 administration; making conforming amendments; and providing  
7 for an effective date.

8

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

10

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

12

13 **21-16-1312. Hathaway expand Wyoming scholarship;**  
14 **eligibility requirements and conditions; selection.**

15

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

10

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

19

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

1 by institutions of higher education to determine acceptance  
2 of students for attendance;

3

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

9

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

1 trustee scholarship. Hathaway expand Wyoming scholarships  
2 may be reduced in the same manner and to lower levels as  
3 provided for Hathaway honor scholarships for failure to  
4 meet continuing eligibility requirements.

5

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

10

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

19

20 (ii) Eligible institutions shall provide  
21 information required by the department as necessary to  
22 fulfill its duties under this section;

23

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

10  
11           (iv) The department shall determine and certify  
12 to the state treasurer the amount of scholarships awarded  
13 under this section for attendance at each eligible  
14 institution not later than September 1 for the fall  
15 semester and not later than January 15 for the spring  
16 semester. Upon receipt of the certification the state  
17 treasurer shall pay from the scholarship expenditure  
18 account the amount certified by the department;

19  
20           (v) The same information required to be reported  
21 under W.S. 21-16-1308 for Hathaway provisional, opportunity  
22 and honors scholarships shall be reported for scholarships  
23 awarded under this section.

1

2 (e) Before awarding a scholarship pursuant to this  
3 section, the department of education shall obtain an  
4 agreement from each student, or their guardian, under which  
5 the student agrees to:

6

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

17

18 (ii) Repay all scholarship amounts provided  
19 pursuant to this section, together with interest which  
20 shall begin accruing four (4) years after execution of the  
21 agreement. However, interest shall begin to accrue  
22 immediately upon the department determining that the  
23 student has withdrawn from the Wyoming institution of

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

11

12 **Section 2.** W.S. 21-16-1302(a) and 21-16-1309(b) (i)  
13 and (ii) are amended to read:

14

15 **21-16-1302. Hathaway scholarship expenditure account**  
16 **created; reserve account created; use and appropriation of**  
17 **funds.**

18

19 (a) The Hathaway scholarship expenditure account is  
20 created to consist of earnings from the Hathaway student  
21 scholarship endowment fund created by W.S. 9-4-204(u) (vii)  
22 and such other funds appropriated by the legislature to the  
23 expenditure account. Eighty percent (80%) of all monies

1 deposited to the expenditure account under this section  
2 shall be available for scholarships under W.S. 21-16-1304,  
3 ~~and~~ 21-16-1305 and 21-16-1312. Twenty percent (20%) of all  
4 monies deposited to the expenditure account under this  
5 section shall be available for scholarships under W.S.  
6 21-16-1306. Monies within the expenditure account are  
7 continuously appropriated to the state treasurer for  
8 distribution to eligible institutions based on scholarships  
9 awarded under this article. All unexpended and  
10 unencumbered monies within the expenditure account at the  
11 end of each fiscal year shall be deposited by the state  
12 treasurer to the Hathaway student scholarship reserve  
13 account.

14

15 **21-16-1309. Scholarship amounts.**

16

17 (b) To the extent sufficient funds are not available  
18 in the expenditure account to fund all scholarships as  
19 provided under this article:

20

21 (i) Funds available for scholarships under W.S.  
22 21-16-1304, ~~and~~ 21-16-1305 and 21-16-1312 shall be used for  
23 scholarships under W.S. 21-16-1306 after all scholarships



1 under W.S. 21-16-1304, ~~and~~ 21-16-1305 and 21-16-1312 have  
2 been paid;

3

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

8

9 **Section 3.** This act is effective immediately upon  
10 completion of all acts necessary for a bill to become law  
11 as provided by Article 4, Section 8 of the Wyoming  
12 Constitution.

13

14

(END)