

HOUSE BILL NO. HB0161

Reserve accounts-investments.

Sponsored by: Select Committee on Capital Financing & Investments

A BILL

for

1 AN ACT relating to public funds; authorizing investment of
2 the permanent Wyoming mineral trust fund reserve account
3 and common school permanent fund reserve account in
4 equities as specified; and providing for an effective date.

5

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

7

8 **Section 1.** W.S. 9-4-715 by creating a new subsection
9 (r) and 9-4-719(b)(intro) and (f) are amended to read:

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11 **9-4-715. Permissible investments.**

12

13 (r) The state treasurer, or his designee, which shall
14 be registered under the Investment Advisor's Act of 1940 as
15 amended if required to be registered by the terms of that

1 act as amended, pursuant to subsections (c) and (d) of this
2 section, may invest up to seventy-five percent (75%) of the
3 unobligated, unencumbered balance of the permanent Wyoming
4 mineral trust fund reserve account created under W.S.
5 9-4-719(b) and common school permanent fund reserve account
6 created under W.S. 9-4-719(f) in equities, including stocks
7 of corporations. Investments under this subsection shall
8 be in accordance with investment policy statements adopted
9 by the board under W.S. 9-4-716. In adopting investment
10 policy statements for the permanent Wyoming mineral trust
11 fund reserve account and common school permanent fund
12 reserve account, the board shall seek to preserve the
13 balance of each account in a manner that strives for the
14 highest possible risk-adjusted total return consistent with
15 an appropriate level of safety and liquidity.

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17 **9-4-719. Investment earnings spending policy**
18 **permanent funds.**

19

20 (b) There is created the permanent Wyoming mineral
21 trust fund reserve account. All funds within the account
22 shall be invested by the state treasurer as authorized
23 under W.S. 9-4-715(a), (d), (e) and (r) and all investment

1 earnings from the account shall be credited to the account.

2 Beginning July 1, 2016 for fiscal year 2017 and each fiscal
3 year thereafter, the state treasurer shall transfer
4 unobligated funds from this account to the general fund as
5 necessary to ensure that an amount equal to two and
6 one-half percent (2.5%) of the previous five (5) year
7 average market value of the permanent Wyoming mineral trust
8 fund, calculated on the first day of the fiscal year, is
9 available for expenditure annually during each fiscal year.
10 As soon as possible after the end of each of the fiscal
11 years beginning on and after July 1, 2017, after making any
12 transfer required pursuant to paragraph (i) of this
13 subsection, revenues in this account in excess of one
14 hundred fifty percent (150%) of the spending policy amount
15 in subsection (d) of this section shall be credited to the
16 permanent Wyoming mineral trust fund. For fiscal year 2020
17 and for each fiscal year thereafter:

18

19 (f) There is created the common school permanent fund
20 reserve account. All funds within the account shall be
21 invested by the state treasurer as authorized under W.S.
22 9-4-715(a), (d), (e) and (r) and all investment earnings
23 from the account shall be credited to the account.

1 Beginning July 1, 2017 for fiscal year 2018 and each fiscal
2 year thereafter, the state treasurer shall transfer
3 unobligated funds from this account to the common school
4 account within the permanent land income fund as necessary
5 to ensure that an amount equal to the spending policy
6 amount established in subsection (h) of this section is
7 available for expenditure annually during the fiscal year.
8 As soon as possible after the end of each of the fiscal
9 years beginning on and after July 1, 2017, revenues in this
10 account in excess of one hundred fifty percent (150%) of
11 the spending policy amount shall be credited to the common
12 school account within the permanent land fund.

13

14 **Section 2.** This act is effective July 1, 2020.

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16

(END)