



HB0121 State funded capital construction.

Sponsored By: Joint Appropriations Committee

AN ACT relating to state funded capital construction; creating an account; providing definitions; providing appropriations for purposes related to state funded capital construction; making certain appropriations subject to specified terms and conditions; modifying prior appropriations; providing for the acceptance and purchase of real property; providing appropriations for and recreating an advisory task force related to state facilities; authorizing and specifying requirements for higher education projects; creating a subcommittee; providing for the acceptance of contributions; and providing for an effective date.

2/12/2021 Bill Number Assigned
2/24/2021 H Received for Introduction
3/1/2021 H Introduced and Referred to H02 - Appropriations
3/4/2021 H02 - Appropriations:Recommend Amend and Do Pass 7-0-0-0-0

ROLL CALL

Ayes: Representative(s) Kinner, Larsen, Nicholas, Schwartz, Simpson, Stith, Walters
Ayes 7 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

3/4/2021 H Placed on General File

**HB0121HS001.01/ADOPTED [DIVIDED AMENDMENT]
(CORRECTED CORRECTED COPY)**

[MULTIPLE BUDGETS AFFECTED]

Section Under Consideration:

Section 027. CAPITAL CONSTRUCTION PROJECTS

[CAPITAL CONSTRUCTION]

(State Parks- Terr. Prison)
(SCD- Comm. College Proj.)
(UW- College of Law)

Other Budget(s) Affected:

[CAPITOL SQUARE PRESERVATION]

* * * * *

Page 1-line 1 After "construction;" insert "creating an account;".

Page 1-line 8 After "facilities;" insert "creating a subcommittee; providing for the acceptance of contributions;".

Page 1-after line 11 Insert:

Section 1. W.S. 9-4-225 is created to read:

9-4-225. Capitol square preservation account.

The capitol square preservation account is created. The state treasurer may accept federal grants and other contributions, grants, gifts, transfers, bequests and donations of money from any source for deposit into the account. Funds within the account shall only be expended upon legislative appropriation. All funds within the account shall be invested by the state treasurer and all investment earnings from the account shall be credited to the general fund."

Page 1-line 13 Delete "1." and insert "2."

Page 3-line 6 Delete "2." and insert "3."

Page 4-after line 14 Insert:

"State Parks- Terr. Prison

Page 4-after line 16 Insert:

SCD- Comm. College Proj. 5., 6.

Page 5-line 1 Delete "up to the budgeted".

Page 5-line 2 Delete "amount indicated".

Page 5-after line 15 Insert:

"5. The state construction department, in consultation with the Wyoming community college commission, shall allocate this appropriation for projects prioritized based upon complete design, earliest established construction timeline, timeliness to proceed with contracting and construction, and available matching funds.

6. (a) This other funds appropriation from the strategic investments and projects account shall be matched in a ratio of one dollar (\$1.00) from the strategic investments and projects account to one dollar (\$1.00) of matching funds from any source by the recipient community college. The funds shall only be allocated for the following projects:

- (i) CWC-Jackson Outreach Center;
- (ii) NWC-Student Center;
- (iii) LCCC-RAC Renovation; or
- (iv) NWCCD- Construction Technology Center."

Page 6-line 6 After "1." Insert ", 2."; under OTHER FUNDS decrease amount by "12,000,000 PR".

Page 6-after line 6 Under OTHER FUNDS increase amount by "12,000,000 S13".

Page 6-line 10 Delete line through "indicated".

Page 6-after line 12 Insert:

"2. Of this other funds appropriation, the strategic investments and projects account appropriation shall be matched in a ratio of one dollar (\$1.00) from the strategic investments and projects account to one dollar (\$1.00) of matching funds from the university from any other source."

Page 6-line 16 Delete "3." and insert "4."

Page 7-line 1 Delete "4." and insert "5."

Page 7-line 13 Delete "5." and insert "6."

Page 8-line 10 Delete "6." and insert "7."

Page 15-after line 8 Insert:

"[CAPITOL SQUARE PRESERVATION]"

Section 8.

(a) The chairman of the management council of the legislature shall appoint three (3) members of the management council and the governor shall appoint three (3) members of the state building commission or their designees to create a subcommittee to jointly oversee development of the design plans, construction of the interpretive exhibits and wayfinding in the capitol, the capitol extension and the Herschler building. The subcommittee shall:

(i) In developing recommendations for design and construction documents to the interpretive exhibits, be guided by the schematic design documents developed as part of the capitol square project which are on file with the legislative service office;

(ii) Report its recommendations to the management council and the state building commission for final approval.

(b) The legislative service office and construction management division of the state construction department shall staff the subcommittee created by this section. The legislative service office, the state construction department, the department of education, the office of tourism, the department of state parks and cultural resources and other state entities as determined appropriate by the subcommittee shall provide support for the design and construction of the exhibits and wayfinding systems.

(c) There is appropriated four million five hundred thousand dollars (\$4,500,000.00) from the strategic investments and projects account to the capitol square preservation account.

(d) There is appropriated four million two hundred fifty thousand dollars (\$4,250,000.00) from the capitol square preservation account to the state construction department. The state construction department shall be the fiscal and contracting agent for expenditure of this appropriation. After consultation with the subcommittee created under this section, the state construction department shall expend this appropriation for the purposes of:

(i) Development of design and construction documents and the construction of interpretative exhibits for the capitol and the capitol

extension in accordance with the recommendations approved by the management council and the state building commission;

(ii) Design, construction and installation of a wayfinding system and signage for the capitol, the capitol extension and the Herschler building in accordance with the recommendations approved by the management council and the state building commission."

Page 15-line 12 Delete "7." And insert "9."

To the extent required by this amendment: adjust totals; and renumber as necessary. NICHOLAS, CHAIRMAN

**HB0121HS001.02/FAILED [DIVIDED AMENDMENT]
(CORRECTED CORRECTED COPY)**

[MULTIPLE BUDGETS AFFECTED]

Section Under Consideration:

Section 027. CAPITAL CONSTRUCTION PROJECTS

[CAPITAL CONSTRUCTION]

(State Parks- Terr. Prison)
(SCD- Comm. College Proj.)
(UW- College of Law)

Other Budget(s) Affected:

[CAPITOL SQUARE PRESERVATION]

* * * * *

Page 15-after line 8 Insert:

"[CAPITOL SQUARE PRESERVATION]

Section 8.

(e) There is appropriated two hundred fifty thousand dollars (\$250,000.00) from the capitol square preservation account to the legislative service office. Subject to the approval of management council, this appropriation may be expended for purposes of any of the following:

(i) Custom window treatments within meeting rooms occupied by the legislature in the capitol building;

(ii) Noise reduction and echo cancellation improvements in meeting rooms occupied by the legislature in the capitol building and the capital extension;

(iii) Acquisition of maquettes of the statues displayed in the capitol rotunda."

To the extent required by this amendment: adjust totals; and renumber as necessary. NICHOLAS, CHAIRMAN

3/5/2021 H COW:Passed
3/8/2021 H 2nd Reading:Passed

HB0121H3001/ADOPTED

[BUDGETS AFFECTED]

Section Under Consideration:

Section 027. CAPITAL CONSTRUCTION PROJECTS
(WWCC- Mechanical Rep.)

Other Sections Affected:

Section 8. CAPITOL SQUARE PRESERVATION

* * * * *

Page 2-after line 12 Insert:

"(v) "S10" means the legislative stabilization reserve account;".

Page 2-line 14 Delete "(v)" and insert "(vi)".

Page 4-line 22 Delete "S13" and insert "S10".

Page 15-after line 8 "In the House standing committee amendment (HB0121HS001.01/ACC) to this line, delete subsection (a) inserted by that amendment and insert:

"Section 8.

(a) There is created a subcommittee to jointly oversee development of the design plans, construction of the interpretive exhibits and wayfinding in the capitol, the capitol extension and the Herschler building. The governor shall appoint three (3) members of the state building commission to the committee. The president of the senate shall appoint one (1) member to the committee, the speaker of the house of representatives shall appoint one (1) member to the committee and management council shall appoint one (1) member to the committee. The subcommittee shall:

(i) In developing recommendations for design and construction documents to the interpretive exhibits, be guided by the schematic design documents developed as part of the capitol square project which are on file with the legislative service office;

(ii) Recommend responsibilities and operations of capitol facilities consistent with and in furtherance of the memoranda of understanding and other agreements entered into under W.S. 9-5-106(f);

(iii) Report its recommendations to the management council and the state building commission for final approval."

To the extent required by this amendment: adjust totals; and renumber as necessary. WALTERS

HB0121H3002/WITHDRAWN

3/9/2021 H 3rd Reading:Passed 41-19-0-0-0

ROLL CALL

Ayes: Representative(s) Banks, Barlow, Brown, Burkhardt, Clifford, Connolly, Crago, Duncan, Eklund, Eyre, Flitner, Greear, Harshman, Henderson, Hunt, Kinner, Larsen, L, Macguire, Martinez, Newsome, Nicholas, Oakley, Obermueller, O'hearn, Olsen, Paxton, Provenza, Roscoe, Schwartz, Sherwood, Simpson, Sommers, Stith, Sweeney, Walters, Washut, Western, Wilson, Winter, Yin, Zwonitzer

Nays: Representative(s) Andrew, Baker, Bear, Blackburn, Burt, Clausen, Fortner, Gray, Hallinan, Haroldson, Heiner, Jennings, Knapp, Laursen, D, Neiman, Ottman, Styvar, Wharff, Williams

Ayes 41 Nays 19 Excused 0 Absent 0 Conflicts 0

3/9/2021 S Received for Introduction
3/17/2021 S Introduced and Referred to S02 - Appropriations
3/22/2021 S02 - Appropriations:Recommend Amend and Do Pass 5-0-0-0-0

ROLL CALL

Ayes: Senator(s) Gierau, Hicks, Kinskey, Perkins, Steinmetz

Ayes 5 Nays 0 Excused 0 Absent 0 Conflicts 0

3/22/2021 S Placed on General File

HB0121SS001/ADOPTED

(TO ENGROSSED COPY)

[BUDGETS AFFECTED]

Section Under Consideration:

Section 027. CAPITAL CONSTRUCTION PROJECTS
(State Parks - Terr. Prison)
(SCD- Comm. College Proj.)
(WWCC- Mechanical Rep.)
(UW- College of Law)

Other Sections Affected:

Section 1. W.S. 9-4-225 is created to read
Section 2. As used in this act (definitions)
Section 8. CAPITOL SQUARE PRESERVATION

* * * * *

- Page 1-line 2 Delete "creating an account;".
- Page 1-line 9 After "facilities;" delete balance of line.
- Page 1-line 10 Delete "acceptance of contributions;".
- Page 1-line 15 Delete entirely and renumber as necessary.
- Page 2-lines 1 through 11 Delete entirely.
- Page 2-line 13 Delete "2." and insert "1.".
- Page 3-lines 6 and 7 Delete entirely.

Page 3-line 9 Delete "(vi)" and insert "(v)".

Page 4-line 1 Delete "3." and insert "2.".

Page 5-line 15 Delete entirely and adjust totals as necessary.

Page 5-line 18 Delete entirely and adjust totals as necessary.

Page 5-line 24 Delete "S10" and insert "S13" and adjust totals as necessary.

Page 6-line 1 After "constructed" insert "up to the budgeted amount indicated".

Page 6-lines 17 through 27 Delete entirely.

Page 7-lines 2 through 8 Delete entirely.

Page 8-line 6 Delete ", 2."; under OTHER FUNDS increase amount by "12,000,000 PR".

Page 8-line 7 Delete entirely and adjust totals as necessary.

Page 8-line 10 after "expansion" insert "up to the budgeted amount indicated".

Page 8-lines 15 through 19 Delete entirely.

Page 8-line 23 Delete "4." and insert "3.".

Page 9-line 7 Delete "5." and insert "4.".

Page 9-line 19 Delete "6." and insert "5.".

Page 10-line 16 Delete "7." and insert "6.".

Page 17-lines 16 through 23 Delete entirely.

Pages 18 and 19 Delete entirely.

Page 20-lines 1 through 14 Delete entirely.

Page 20-line 18 Delete "9" and insert "7".

To the extent required by this amendment: adjust totals; and renumber as necessary. PERKINS, CHAIRMAN

HB0121SW001/ADOPTED (TO ENGROSSED COPY)
[BUDGETS AFFECTED]

Section Under Consideration:

Section 027. CAPITAL CONSTRUCTION PROJECTS
(CWC- Jackson Outreach Ctr.)
(NWC- Student Center)
(LCCC- RAC Reno.)
(NWCCD- Construction Tech. Ctr.)

(UW- College of Law)

Other Sections Affected:

Addition to Sections

* * * * *

- Page 1-line 9 After "facilities;" insert "authorizing and specifying requirements for higher education projects;".
- Page 5-lines 19 through 23 Delete entirely; adjust totals; and renumber as necessary.
- Page 6-line 1 Delete entirely including the Senate standing committee amendment (HB0121SS001/AE) to this line.
- Page 6-lines 2 through 4 Delete entirely.
- Page 7-lines 10 and 11 Delete entirely.
- Page 8-lines 1 through 19 Delete entirely including the Senate standing committee amendment (HB0121SS001/AE) to these lines.
- Page 20-after line 14 Insert and renumber as necessary:

"[HIGHER EDUCATION PROJECT AUTHORIZATION]

Section 9.

(a) The following projects are authorized to be administered through the state construction department and shall utilize private revenue for the purposes of design and construction up to the following amounts:

- (i) CWC- Jackson Outreach Center: up to sixteen million nine hundred seventy-three thousand two hundred twenty dollars (\$16,973,220.00);
- (ii) NWC- Student Center: up to twenty-two million eight hundred forty-six thousand one hundred forty-two dollars (\$22,846,142.00);
- (iii) LCCC- RAC Renovation: up to twenty million two hundred twenty-five thousand eight hundred fifty-six dollars (\$20,225,856.00);
- (iv) NWCCD- Construction Technology Center: up to eight million nine hundred sixty thousand dollars (\$8,960,000.00).

(b) The University of Wyoming is authorized to utilize up to twenty-five million dollars (\$25,000,000.00) for the design and construction of the University of Wyoming college of law project.

(c) The community college projects and the University of Wyoming project authorized to be constructed under this section up to the authorized amount for each project shall be included within the computation of major maintenance in accordance with W.S. 21-18-225 until the facilities are no longer owned by the community college district or the University of Wyoming."

Page 20-line 18 Delete "Section 9." and insert "Section 10."

To the extent required by this amendment: adjust totals; and renumber as necessary. PERKINS

3/23/2021 S COW:Passed
3/24/2021 S 2nd Reading:Passed

HB0121S3001/ADOPTED (TO ENGROSSED COPY)
[BUDGETS AFFECTED]

Section Under Consideration:

Addition to Sections

* * * * *

Page 20-after line 14 In the Perkins committee of the whole amendment (HB0121SW001/AE) to this line, after paragraph (a)(iv) created by that amendment, insert and renumber as necessary:

"(b) For purposes of subsection (a) of this section, private revenue may include federal funds from qualifying capital construction grant funds allocated to the state under section 604, coronavirus capital projects fund, of the American Rescue Plan Act, P.L. 117-2. The state construction department may submit grant applications to secure these funds as may be available. To the extent federal funds are granted for a project those funds are appropriated and the authorization of non-federal private funds for the approved project shall be reduced by one dollar (\$1.00) for each one dollar (\$1.00) in federal funds received."

To the extent required by this amendment: adjust totals; and renumber as necessary. PERKINS

3/25/2021 S 3rd Reading:Passed 28-0-2-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Baldwin, Biteman, Boner, Bouchard, Case, Cooper, Dockstader, French, Furphy, Gierau, Hicks, Hutchings, James, Kinskey, Kolb, Kost, Landen, Mckeown, Nethercott, Pappas, Perkins, Rothfuss, Salazar, Schuler, Scott, Steinmetz, Wasserburger

Excused: Senator(s) Driskill, Ellis

Ayes 28 Nays 0 Excused 2 Absent 0 Conflicts 0

3/25/2021 H Received for Concurrence
3/26/2021 H Concur:Failed 14-46-0-0-0

ROLL CALL

Ayes: Representative(s) Baker, Bear, Blackburn, Burt, Fortner, Haroldson, Heiner, Jennings, Knapp, Laursen, D, Ottman, Styvar, Williams, Winter

Nays: Representative(s) Andrew, Banks, Barlow, Brown, Burkhart, Clausen, Clifford, Connolly, Crago, Duncan, Eklund, Eyre, Flitner, Gray, Greear, Hallinan, Harshman, Henderson, Hunt, Kinner, Larsen, L, Macguire, Martinez, Neiman, Newsome, Nicholas, Oakley, Obermueller, O'hearn, Olsen, Paxton, Provenza, Roscoe, Schwartz, Sherwood, Simpson, Sommers, Stith, Sweeney, Walters, Washut, Western, Wharff, Wilson, Yin, Zwonitzer

Ayes 14 Nays 46 Excused 0 Absent 0 Conflicts 0

3/26/2021 H Appointed JCC01 Members
 Representative(s) Nicholas, Larsen, Walters
3/29/2021 S Appointed JCC01 Members
 Senator(s) Perkins, Gierau, Kinskey
4/1/2021 H Adopted HB0121JC001: 43-16-1-0-0

HB0121JC001/HADOPTEDSADOPTED (TO ENGROSSED COPY)

Delete the following Senate amendments:

HB0121SS001/AE
HB0121SW001/AE
HB0121S3001/AE

Further amend the ENGROSSED COPY as follows:

Page 1-line 9 After "facilities;" insert "authorizing and specifying requirements for higher education projects;".

Page 3-line 1 Delete entirely.

Page 3-line 3 Delete "(iv)" and insert "(iii)".

Page 3-line 6 Delete "(v)" and insert "(iv)".

Page 3-line 9 Delete "(vi)" and insert "(v)".

Page 5-line 18 Under GENERAL FUND increase amount by "12,000,000"; under OTHER FUNDS decrease amount by "12,000,000 S13".

Page 5-lines 19 through 23 Delete entirely.

Page 6-lines 1 through 4 Delete entirely.

Page 6-line 23 Delete "other funds" and insert "general fund"; after "appropriation" delete balance of line.

Page 6-line 24 Delete "and projects account".

Page 6-line 25 Delete "strategic investments and projects account" and insert "general fund".

Page 8-line 6 Delete "- College of Law 1.,"; under GENERAL FUND increase amount by "6,000,000"; under OTHER FUNDS decrease amount by "13,000,000 PR".

Page 8-line 7 Under OTHER FUNDS decrease amount by "12,000,000 S13".

Page 8-lines 10 through 13 Delete entirely.

Page 8-line 15 Delete entirely.

Page 8-line 16 Delete "projects account" and insert "2. This general fund".

Page 8-line 17 Delete "strategic investments and projects account" and insert "general fund".

Page 8-line 19 After "source." insert "This appropriation shall be expended for the design and construction of University of Wyoming projects selected by the University of Wyoming board of trustees."

Page 19-line 12 Delete "four million five hundred".

Page 19-line 13 Delete entirely.

Page 19-line 14 Delete "investments and projects account" and insert "two million dollars (\$2,000,000.00) from the general fund".

Page 19-line 17 Delete "four million two hundred".

Page 19-line 18 Delete "fifty thousand dollars (\$4,250,000.00)" and insert "two million dollars (\$2,000,000.00)".

Page 20-after line 14 Insert:
 "[HIGHER EDUCATION PROJECT AUTHORIZATION]"

Section 9.

(a) The following projects are authorized to be administered through the state construction department and shall utilize private revenue and any general funds applied to the project under section 3 of this act for the purposes of design and construction up to the following total project amounts:

(i) CWC- Jackson Outreach Center: up to eighteen million six hundred seventy thousand five hundred forty-two dollars (\$18,670,542.00);

(ii) NWC- Student Center: up to twenty-five million one hundred thirty thousand seven hundred fifty-six dollars (\$25,130,756.00);

(iii) LCCC- RAC Renovation: up to twenty-two million two hundred forty-eight thousand four hundred forty-two dollars (\$22,248,442.00);

(iv) NWCCD- Construction Technology Center: up to nine million eight hundred fifty-six thousand dollars (\$9,856,000.00).

(b) The University of Wyoming is authorized to utilize up to twenty-seven million five hundred thousand dollars (\$27,500,000.00) in private revenue for the design and construction of University of Wyoming projects selected by the University of Wyoming board of trustees.

(c) The community college projects and the University of Wyoming projects authorized to be constructed under this section up to the authorized amount for each project shall be eligible for major maintenance as appropriated by the legislature until the facilities are no longer owned by the community college district or the University of Wyoming.

(d) For purposes of subsections (a) and (b) of this section, private revenue may include federal funds from qualifying capital construction grant funds allocated to the state under section 604, coronavirus capital projects fund, of the American Rescue Plan Act, P.L. 117-2. The governor, with the assistance of the state construction department, shall submit grant applications to secure those funds as may be available. In submitting the applications, the

governor shall require the university or community college, as applicable, to provide nonstate matching funds in an appropriate ratio to the total application for federal funds to apply toward the project. The ratio shall be established by taking into consideration other funds available to the institutions and other relevant facts and circumstances. In no event shall the ratio required of any institution be greater than five (5) times the ratio of any other institution. To the extent federal funds are granted for a project, those funds are appropriated and the authorization of non-federal private funds for the approved project shall be reduced by one dollar (\$1.00) for each one dollar (\$1.00) in federal funds received."

Page 20-line 18 Delete "9." and insert "10."

To the extent required by this amendment: adjust totals; and renumber as necessary. NICHOLAS, LARSEN, WALTERS, PERKINS, GIERAU, KINSKEY

ROLL CALL

Ayes: Representative(s) Baker, Banks, Barlow, Brown, Burkhart, Clausen, Clifford, Connolly, Crago, Duncan, Eklund, Eyre, Flitner, Greear, Hallinan, Harshman, Henderson, Hunt, Kinner, Larsen, L, Macguire, Martinez, Newsome, Nicholas, Oakley, Obermueller, O'hearn, Olsen, Paxton, Provenza, Roscoe, Schwartz, Sherwood, Simpson, Sommers, Stith, Sweeney, Walters, Washut, Western, Wilson, Yin, Zwonitzer

Nays: Representative(s) Andrew, Bear, Blackburn, Burt, Gray, Haroldson, Heiner, Jennings, Knapp, Laursen, D, Neiman, Ottman, Styvar, Wharff, Williams, Winter

Excused: Representative Fortner

Ayes 43 **Nays** 16 **Excused** 1 **Absent** 0 **Conflicts** 0

4/1/2021 S Adopted HB0121JC001: 25-5-0-0-0

HB0121JC001/HADOPTEDSADOPTED (TO ENGROSSED COPY)

Delete the following Senate amendments:

HB0121SS001/AE

HB0121SW001/AE

HB0121S3001/AE

Further amend the ENGROSSED COPY as follows:

Page 1-line 9 After "facilities;" insert "authorizing and specifying requirements for higher education projects;".

Page 3-line 1 Delete entirely.

Page 3-line 3 Delete "(iv)" and insert "(iii)".

Page 3-line 6 Delete "(v)" and insert "(iv)".

Page 3-line 9 Delete "(vi)" and insert "(v)".

Page 5-line 18 Under GENERAL FUND increase amount by "12,000,000"; under OTHER FUNDS decrease amount by "12,000,000 S13".

Page 5-lines 19 through 23 Delete entirely.

Page 6-lines 1 through 4 Delete entirely.

Page 6-line 23 Delete "other funds" and insert "general fund"; after "appropriation" delete balance of line.

Page 6-line 24 Delete "and projects account".

Page 6-line 25 Delete "strategic investments and projects account" and insert "general fund".

Page 8-line 6 Delete "- College of Law 1."; under GENERAL FUND increase amount by "6,000,000"; under OTHER FUNDS decrease amount by "13,000,000 PR".

Page 8-line 7 Under OTHER FUNDS decrease amount by "12,000,000 S13".

Page 8-lines 10 through 13 Delete entirely.

Page 8-line 15 Delete entirely.

Page 8-line 16 Delete "projects account" and insert "2. This general fund".

Page 8-line 17 Delete "strategic investments and projects account" and insert "general fund".

Page 8-line 19 After "source." insert "This appropriation shall be expended for the design and construction of University of Wyoming projects selected by the University of Wyoming board of trustees.".

Page 19-line 12 Delete "four million five hundred".

Page 19-line 13 Delete entirely.

Page 19-line 14 Delete "investments and projects account" and insert "two million dollars (\$2,000,000.00) from the general fund".

Page 19-line 17 Delete "four million two hundred".

Page 19-line 18 Delete "fifty thousand dollars (\$4,250,000.00)" and insert "two million dollars (\$2,000,000.00)".

Page 20-after line 14 Insert:

"[HIGHER EDUCATION PROJECT AUTHORIZATION]"

Section 9.

(a) The following projects are authorized to be administered through the state construction department and shall utilize private revenue and any general funds applied to the project under section 3 of this act for the purposes of design and construction up to the following total project amounts:

(i) CWC- Jackson Outreach Center: up to eighteen million six hundred seventy thousand five hundred forty-two dollars (\$18,670,542.00);

(ii) NWC- Student Center: up to twenty-five million one hundred thirty thousand seven hundred fifty-six dollars (\$25,130,756.00);

(iii) LCCC- RAC Renovation: up to twenty-two million two hundred forty-eight thousand four hundred forty-two dollars (\$22,248,442.00);

(iv) NWCCD- Construction Technology Center: up to nine million eight hundred fifty-six thousand dollars (\$9,856,000.00).

(b) The University of Wyoming is authorized to utilize up to twenty-seven million five hundred thousand dollars (\$27,500,000.00) in private revenue for the design and construction of University of Wyoming projects selected by the University of Wyoming board of trustees.

(c) The community college projects and the University of Wyoming projects authorized to be constructed under this section up to the authorized amount for each project shall be eligible for major maintenance as appropriated by the legislature until the facilities are no longer owned by the community college district or the University of Wyoming.

(d) For purposes of subsections (a) and (b) of this section, private revenue may include federal funds from qualifying capital construction grant funds allocated to the state under section 604, coronavirus capital projects fund, of the American Rescue Plan Act, P.L. 117-2. The governor, with the assistance of the state construction department, shall submit grant applications to secure those funds as may be available. In submitting the applications, the governor shall require the university or community college, as applicable, to provide nonstate matching funds in an appropriate ratio to the total application for federal funds to apply toward the project. The ratio shall be established by taking into consideration other funds available to the institutions and other relevant facts and circumstances. In no event shall the ratio required of any institution be greater than five (5) times the ratio of any other institution. To the extent federal funds are granted for a project, those funds are appropriated and the authorization of non-federal private funds for the approved project shall be reduced by one dollar (\$1.00) for each one dollar (\$1.00) in federal funds received."

Page 20-line 18 Delete "9." and insert "10."

To the extent required by this amendment: adjust totals; and renumber as necessary. NICHOLAS, LARSEN, WALTERS, PERKINS, GIERAU, KINSKEY

ROLL CALL

Ayes: Senator(s) Anderson, Baldwin, Biteman, Boner, Cooper, Dockstader, Driskill, Ellis, Furphy, Gierau, Hicks, Hutchings, Kinskey, Kolb, Kost, Landen, Mckeown, Nethercott, Pappas, Perkins, Rothfuss, Salazar, Schuler, Steinmetz, Wasserburger

Nays: Senator(s) Bouchard, Case, French, James, Scott

Ayes 25 **Nays** 5 **Excused** 0 **Absent** 0 **Conflicts** 0

4/2/2021 Assigned Number HEA No. 0073
4/2/2021 H Speaker Signed HEA No. 0073
4/2/2021 S President Signed HEA No. 0073
4/6/2021 Governor Signed HEA No. 0073
4/6/2021 Assigned Chapter Number 140

Chapter No. 140 Session Laws of Wyoming 2021