



**HB0042**

**Local government distributions.**

Sponsored By: Joint Appropriations Committee

AN ACT relating to local government funding; providing funding to cities and towns; providing funding to counties; providing local government funding formulas and distributions; providing legislative intent; providing appropriations; and providing for an effective date.

1/21/2022 Bill Number Assigned  
2/11/2022 H Received for Introduction  
2/14/2022 H Introduced and Referred to H02 - Appropriations 50-9-1-0-0

**ROLL CALL**

**Ayes:** Representative(s) Banks, Barlow, Bear, Blackburn, Brown, Burkhart, Clausen, Connolly, Crago, Duncan, Eklund, Eyre, Flitner, Greear, Hallinan, Haroldson, Heiner, Henderson, Kinner, Knapp, Larsen, L, Laursen, D, Lebeau, Macguire, Neiman, Newsome, Nicholas, Oakley, Obermueller, O'hearn, Olsen, Paxton, Provenza, Rodrig-Williams, Romero-Martinez, Roscoe, Schwartz, Sherwood, Simpson, Sommers, Stith, Sweeney, Walters, Washut, Western, Wharff, Williams, Wilson, Yin, Zwonitzer

**Nays:** Representative(s) Andrew, Baker, Burt, Fortner, Gray, Jennings, Ottman, Styvar, Winter

**Excused:** Representative Harshman

**Ayes 50 Nays 9 Excused 1 Absent 0 Conflicts 0**

2/15/2022 H02 - Appropriations:Recommend 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**

2/15/2022 H Placed on General File  
2/15/2022 H COW:Passed  
2/16/2022 H 2nd Reading:Passed

**HB0042H3001/ADOPTED**

Page 1-line 4 After "distributions;" insert "requiring matching funds for specified funding;" delete "an".

Page 1-line 5 Delete "appropriation" and insert "appropriations".

Page 13-after line 19 Insert:

"(d) There is appropriated fifteen million dollars (\$15,000,000.00) from the general fund to the office of state lands and investments to be expended for the purpose of grants for community enhancement or economic development capital projects and subject to subsection (e) of this section shall be allocated for each county in an amount proportional to the county's population to the total state population.

(e) Funds subject to subsection (d) of this section shall not be distributed until after June 1, 2022 and shall only be expended for community enhancement or economic development capital projects, including projects constructed by special districts. To be eligible for the grants, the board of

county commissioners and the governing bodies of the cities and towns within that county that comprise at least seventy percent (70%) of the incorporated population shall:

(i) Certify to the state loan and investment board that they have reached agreement on the projects for which the funds will be used; and

(ii) Certify a local match of at least one dollar (\$1.00) for every one dollar (\$1.00) in general fund funding under subsection (d) of this section."

Page 13-line 21 Delete "(d)" and insert "(f)".

Page 14-line 4 Delete "(e)" and insert "(g)". HARSHMAN, GREEAR

2/17/2022 H 3rd Reading:Passed 49-10-1-0-0

#### ROLL CALL

**Ayes:** Representative(s) Banks, Barlow, Blackburn, Burkhart, Clausen, Connolly, Crago, Duncan, Eklund, Eyre, Flitner, Greear, Hallinan, Haroldson, Harshman, Heiner, Henderson, Kinner, Knapp, Larsen, L, Lebeau, Macguire, Neiman, Newsome, Nicholas, Oakley, Obermueller, O'hearn, Olsen, Ottman, Paxton, Provenza, Romero-Martinez, Roscoe, Schwartz, Sherwood, Simpson, Sommers, Stith, Sweeney, Walters, Washut, Western, Wharff, Williams, Wilson, Winter, Yin, Zwonitzer

**Nays:** Representative(s) Andrew, Baker, Bear, Burt, Fortner, Gray, Jennings, Laursen, D, Rodrig-Williams, Styvar

**Excused:** Representative Brown

**Ayes** 49      **Nays** 10      **Excused** 1      **Absent** 0      **Conflicts** 0

2/17/2022 S Received for Introduction

2/23/2022 S Introduced and Referred to S02 - Appropriations

3/1/2022 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

3/1/2022 S Placed on General File

**HB0042SS001/ADOPTED** (TO ENGROSSED COPY)

Page 14-line 15 Delete "June" and insert "July". PERKINS, CHAIRMAN

**HB0042SW001/FAILED** (TO ENGROSSED COPY)

Page 1-line 4 After "distributions;" delete balance of line.

Page 1-line 5 Delete "funding;".

Page 1-line 6 Delete "appropriations" and insert "an appropriation".

Page 14-lines 5 through 22 Delete entirely including the Senate standing committee amendment (HB0042SS001/A) to these lines and renumber as necessary.

Page 15-lines 1 through 7 Delete entirely.

Page 15-line 9 Delete "(f)" and insert "(d)".

Page 15-line 14 Delete "(g)" and insert "(e)". KINSKEY, HICKS

**HB0042SW002/ADOPTED (TO ENGROSSED COPY)**

Delete the first Kinskey, et al. committee of the whole amendment (HB0042SW001/A) entirely and further amend as follows:

Page 14-line 10 Delete "in an amount".

Page 14-lines 11 and 12 Delete entirely and insert "as follows:

(i) To each county, an amount equal to the amount appropriated in this subsection multiplied by eighty percent (80%) divided by the total state population and multiplied by the county's population; plus

(ii) To each county, an amount equal to the remainder of the amount appropriated in this subsection multiplied by each county's inverse per capita assessed valuation factor computed as follows:

(A) Divide each county's tax year 2021 assessed valuation by that county's population to compute county assessed valuation per capita and divide the total state tax year 2021 assessed valuation by the total state population to compute state assessed valuation per capita;

(B) Divide the state assessed valuation per capita by each county's assessed valuation per capita to compute an inverse ratio for each county;

(C) Sum all the county inverse ratios computed in subparagraph (B) of this paragraph for a state total inverse ratio;

(D) Divide each county's inverse ratio by the state total inverse ratio to compute each county's inverse per capita assessed valuation factor.". KINSKEY, STEINMETZ

**HB0042SW003/WITHDRAWN**

3/2/2022 S COW:Passed

**HB0042S2001/ADOPTED (TO ENGROSSED COPY)**

Page 9-after line 10 Insert:

"(iii) It is the intent of the legislature that the funds distributed under this subsection shall not be used for any compensation to the members of any board for which the governing body of the city or town appoints members, unless compensation is otherwise required by law."

Page 14-after line 3 Insert:

"(ii) It is the intent of the legislature that the funds distributed under this subsection shall not be used for any compensation to the members of any board for which the board of county commissioners appoints members, unless compensation is otherwise required by law.". DRISKILL, ROTHFUSS

3/3/2022 S 2nd Reading:Passed

**HB0042S3001/ADOPTED (TO ENGROSSED COPY)**

Page 1-line 4 After "distributions;" delete balance of line.

Page 1-line 5 Delete "funding;".

Page 1-line 6 Delete "appropriations" and insert "an appropriation".

Page 1-line 12 Delete "one".

Page 1-line 13 Delete line through "(\$105,000,000.00)" and insert "one hundred twenty million dollars (\$120,000,000.00)".

Page 2-line 4 Delete "five percent".

Page 2-line 5 Delete "(5%)" and insert "ten percent (10%)".

Page 2-line 16 Delete "five percent (5%)" and insert "ten percent (10%)".

Page 10-line 6 Delete "three (3)" and insert "six (6)".

Page 14-lines 5 through 22 Delete entirely including the Kinskey, et al. committee of the whole amendment (HB0042SW002/AE) and the Senate standing committee amendment (HB0042SS001/AE) to these lines.

Page 15-lines 1 through 7 Delete entirely.

Page 15-line 9 Delete "(f)" and insert "(d)".

Page 15-line 14 Delete "(g)" and insert "(e)".

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

3/4/2022 S 3rd Reading:Passed 25-5-0-0-0

#### ROLL CALL

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

**Nays:** Senator(s) Biteman, Bouchard, French, James, Mckeown

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

3/4/2022 H Received for Concurrence

3/7/2022 H Concur:Failed 6-53-1-0-0

#### ROLL CALL

**Ayes:** Representative(s) Clausen, Connolly, Neiman, Provenza, Sherwood, Williams

**Nays:** Representative(s) Andrew, Baker, Banks, Barlow, Bear, Blackburn, Brown, Burkhardt, Burt, Crago, Duncan, Eklund, Eyre, Flitner, Fortner, Gray, Greear, Hallinan, Haroldson, Harshman, Heiner, Henderson, Jennings, Kinner, Knapp, Larsen, L, Laursen, D, Lebeau, Macguire, Newsome, Nicholas, Oakley, Obermueller, Olsen, Ottman, Paxton, Rodrig-Williams, Romero-Martinez, Roscoe, Schwartz, Simpson, Sommers, Stith, Styvar, Sweeney, Walters, Washut, Western, Wharff, Wilson, Winter, Yin, Zwonitzer

**Excused:** Representative O'hearn

**Ayes 6      Nays 53      Excused 1      Absent 0      Conflicts 0**

3/7/2022      H Appointed JCC01 Members  
Representative(s) Nicholas, Harshman, Schwartz  
3/10/2022      S Appointed JCC01 Members  
Senator(s) Kinskey, Biteman, Hicks  
3/11/2022      H Adopted HB0042JC001: 37-21-2-0-0

**HB0042JC001/HADOPTEDSADOPTED (TO ENGROSSED COPY)**

Delete the following Senate amendments:

HB0042SS001/AE  
HB0042SW002/AE  
HB0042S2001/AE  
HB0042S3001/AE

Further amend the ENGROSSED COPY as follows:

Page 1-line 4                      After "distributions;" delete the balance of the line.

Page 1-line 5                      Delete "funding;".

Page 14-lines 5 through 22      Delete entirely.

Page 15-lines 1 through 7      Delete entirely.

Page 15-after line 7      Insert the following new sections and renumber as necessary:

"[CITY, TOWN AND COUNTY MODIFIED REVENUE CHALLENGED DISTRIBUTIONS]

**Section 2.**

(a) From the general fund there is appropriated fifteen million dollars (\$15,000,000.00) to the office of state lands and investments to be allocated in an identical manner as provided under Section 1 of this act except as follows:

(i) In lieu of five percent (5%) of the amount available under paragraph (a)(i) of section 1 for direct distributions to cities and towns using the revenue challenged formula as provided in paragraph (b)(ii) of section 1, ten percent (10%) of two-thirds (2/3) of eighty-nine percent (89%) of the fifteen million dollars (\$15,000,000.00) appropriated under this section shall be distributed for direct distributions to cities and towns using the revenue challenged formula as provided in paragraph (b)(ii) of section 1 of this act;

(ii) In lieu of five percent (5%) of the amount available under paragraph (a)(iii) of section 1 for direct distributions to cities and towns using the revenue challenged formula as provided in paragraph (b)(ii) of section 1, ten percent (10%) of five and one-half percent (5.5%) of the fifteen million dollars (\$15,000,000.00) appropriated under this section shall be distributed for direct distributions to cities and towns using the revenue challenged formula as provided in paragraph (b)(ii) of section 1 of this act;

(iii) In lieu of receiving an amount equal to three (3) times the difference between three hundred thousand dollars (\$300,000.00) and the actual value of one (1) mill within the county as provided in paragraph (c)(i) of section 1, each county with an assessed value for the prior tax year

corresponding to the most recently completed calendar year of less than three hundred thousand dollars (\$300,000.00) per mill shall first receive an amount equal to the difference between three hundred thousand dollars (\$300,000.00) and the actual value of one (1) mill within the county. From the remainder of the amount available for direct distribution to counties, each county shall receive amounts in accordance with a county supplemental funding formula as provided in subparagraphs (c)(i)(A) through (O) of section 1 of this act.

**Section 3."**

Page 15-line 9 Delete "(f)" and insert "(a)"; delete "section" and insert "act".

Page 15-line 14 Delete "(g)" and insert "(b)".

Page 15-line 15 Delete "section" and insert "act".

Page 15-after line 17 Insert the following new section and renumber as necessary:

"(c) It is the intent of the legislature that the funds distributed under this act shall not be used for any compensation to the members of any board for which the board of county commissioners appoints members, unless compensation is otherwise required by law."

To the extent required by this amendment: adjust totals; and renumber as necessary. NICHOLAS, SCHWARTZ, KINSKEY, BITEMAN, HICKS

**ROLL CALL**

**Ayes:** Representative(s) Andrew, Barlow, Brown, Burkhart, Clausen, Crago, Duncan, Eklund, Eyre, Flitner, Greear, Hallinan, Haroldson, Heiner, Henderson, Kinner, Larsen, L, Laursen, D, Neiman, Newsome, Nicholas, Oakley, Olsen, Ottman, Paxton, Rodrig-Williams, Romero-Martinez, Roscoe, Schwartz, Simpson, Stith, Sweeney, Western, Wharff, Williams, Wilson, Yin

**Nays:** Representative(s) Baker, Banks, Bear, Blackburn, Burt, Connolly, Fortner, Gray, Harshman, Jennings, Knapp, Macguire, Obermueller, Provenza, Sherwood, Sommers, Styvar, Walters, Washut, Winter, Zwonitzer

**Excused:** Representative(s) Lebeau, O'hearn

**Ayes** 37    **Nays** 21    **Excused** 2    **Absent** 0    **Conflicts** 0

3/11/2022    S Adopted HB0042JC001: 28-1-1-0-0

**HB0042JC001/HADOPTEDSADOPTED (TO ENGROSSED COPY)**

Delete the following Senate amendments:

HB0042SS001/AE

HB0042SW002/AE

HB0042S2001/AE

HB0042S3001/AE

Further amend the ENGROSSED COPY as follows:

Page 1-line 4            After "distributions;" delete the balance of the line.

Page 1-line 5            Delete "funding;"

Page 14-lines 5 through 22 Delete entirely.

Page 15-lines 1 through 7 Delete entirely.

Page 15-after line 7 Insert the following new sections and renumber as necessary:

"[CITY, TOWN AND COUNTY MODIFIED REVENUE CHALLENGED DISTRIBUTIONS]

**Section 2.**

(a) From the general fund there is appropriated fifteen million dollars (\$15,000,000.00) to the office of state lands and investments to be allocated in an identical manner as provided under Section 1 of this act except as follows:

(i) In lieu of five percent (5%) of the amount available under paragraph (a)(i) of section 1 for direct distributions to cities and towns using the revenue challenged formula as provided in paragraph (b)(ii) of section 1, ten percent (10%) of two-thirds (2/3) of eighty-nine percent (89%) of the fifteen million dollars (\$15,000,000.00) appropriated under this section shall be distributed for direct distributions to cities and towns using the revenue challenged formula as provided in paragraph (b)(ii) of section 1 of this act;

(ii) In lieu of five percent (5%) of the amount available under paragraph (a)(iii) of section 1 for direct distributions to cities and towns using the revenue challenged formula as provided in paragraph (b)(ii) of section 1, ten percent (10%) of five and one-half percent (5.5%) of the fifteen million dollars (\$15,000,000.00) appropriated under this section shall be distributed for direct distributions to cities and towns using the revenue challenged formula as provided in paragraph (b)(ii) of section 1 of this act;

(iii) In lieu of receiving an amount equal to three (3) times the difference between three hundred thousand dollars (\$300,000.00) and the actual value of one (1) mill within the county as provided in paragraph (c)(i) of section 1, each county with an assessed value for the prior tax year corresponding to the most recently completed calendar year of less than three hundred thousand dollars (\$300,000.00) per mill shall first receive an amount equal to the difference between three hundred thousand dollars (\$300,000.00) and the actual value of one (1) mill within the county. From the remainder of the amount available for direct distribution to counties, each county shall receive amounts in accordance with a county supplemental funding formula as provided in subparagraphs (c)(i)(A) through (O) of section 1 of this act.

**Section 3."**

Page 15-line 9 Delete "(f)" and insert "(a)"; delete "section" and insert "act".

Page 15-line 14 Delete "(g)" and insert "(b)".

Page 15-line 15 Delete "section" and insert "act".

Page 15-after line 17 Insert the following new section and renumber as necessary:

"(c) It is the intent of the legislature that the funds distributed under this act shall not be used for any compensation to the members of any board for

which the board of county commissioners appoints members, unless compensation is otherwise required by law."

To the extent required by this amendment: adjust totals; and renumber as necessary. NICHOLAS, SCHWARTZ, KINSKEY, BITEMAN, HICKS

**ROLL CALL**

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

**Nays:** Senator Case

**Excused:** Senator Pappas

**Ayes** 28    **Nays** 1    **Excused** 1    **Absent** 0    **Conflicts** 0

3/11/2022    Assigned Number HEA No. 0061  
3/11/2022    H Speaker Signed HEA No. 0061  
3/11/2022    S President Signed HEA No. 0061  
3/16/2022    Governor Signed HEA No. 0061  
3/16/2022    Assigned Chapter Number 91

Chapter No. 91    Session Laws of Wyoming 2022