

ENROLLED ACT NO. 19, SENATE

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2022 BUDGET SESSION

AN ACT relating to state funded capital construction; modifying accounts; directing the deposit of rental income as specified; providing definitions; providing appropriations for purposes related to state funded capital construction; making certain appropriations subject to specified terms and conditions; providing matching funds for specified projects; authorizing the purchase of land and appurtenant buildings as specified; transferring funds; and providing for effective dates.

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

Section 1. W.S. 9-2-3204(h) by creating a new paragraph (iv) and 9-5-109(j) are amended to read:

9-2-3204. General services division.

(h) The general services division shall:

(iv) Account for separately any rental income generated under a lease agreement with a third party under paragraph (b)(xix) of this section for the occupancy of unused portions of any building used as the quarters for the state trails program field office for the support of the state trails program under W.S. 36-4-108(b)(iv). Any rental income as specified under this paragraph that exceeds the expenses needed and expended for the operation and maintenance of the building, portion of the building or premises shall be deposited quarterly and in equal amounts into the snowmobile trails account created by W.S. 31-2-409(c) and the off-road recreational vehicle trails account created by W.S. 31-2-703(c).

9-5-109. Advisory task force on capitol building rehabilitation and restoration; composition; duties; account created.

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(j) There is created the capitol building rehabilitation and restoration account. Funds in the account shall only be expended upon appropriation by the legislature to implement projects approved by the legislature. ~~Notwithstanding any other provision of law~~ Except as provided in this subsection, funds within the account shall not be transferred or expended for any other purpose. Notwithstanding W.S. 9-2-1008, 9-2-1012(e), 9-4-207(a) or any other provision of law, funds within the account shall not lapse or revert. ~~until directed by the legislature.~~ At the end of each fiscal year, any unexpended, unobligated amounts in the fund shall be transferred to the capitol square preservation account created by W.S. 9-4-225. Earnings on monies within the account shall be deposited to the account.

Section 2. W.S. 9-4-225 is amended 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~~ are continuously appropriated for maintenance, preservation and enhancement of the capitol building and grounds, the extension from the capitol building to and under the Herschler building and the Herschler building. Appropriations under this section shall only be expended consistent with this section and pursuant to the terms of a memorandum of understanding executed pursuant to W.S. 9-5-106(f). 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~~ account.

Section 3.

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(a) As used in this act:

(i) "Appropriation" means the authorizations granted by the legislature under this act to make expenditures from and to incur obligations against the general and other funds as specified;

(ii) "ARPC" means American Rescue Plan Act capital project funds, which are any unexpended, unobligated funds allocated to the state of Wyoming from the American Rescue Plan Act of 2021, P.L. 117-2, Section 604 and that were appropriated in 2021 Wyoming Session Laws, Chapter 166, Section 5(b);

(iii) "FF" means federal funds;

(iv) "PR" means private funding sources;

(v) "SR" means an agency's account within the special revenue fund;

(vi) "S0" means other funds identified by footnote;

(vii) "S13" means the strategic investments and projects account.

(b) Appropriations for projects in this act remain in effect until the project is completed, unless otherwise provided. The amounts appropriated for projects under this act shall be expended only on the projects specified and any unexpended, unobligated funds remaining upon completion of a project shall revert to the accounts from which they were appropriated, unless otherwise provided. The amounts appropriated in this act are intended to provide a maximum amount for each project and shall not be construed to be an entitlement or guaranteed amount.

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(c) "This appropriation" when used in a footnote shall be construed as a reference to that portion of the appropriated funds identified in the footnote.

[CAPITAL CONSTRUCTION]

Section 4.

(a) The following sums of money are appropriated for the capital construction projects specified:

(i) Appropriations and authorization for projects administered through the state construction department:

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APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUNDS \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
Section 027. CAPITAL CONSTRUCTION PROJECTS				
PROGRAM				
SBC - Flex Fund	5,000,000			5,000,000
SBC - Contingency Fund	2,300,000			2,300,000
A&I - Barrett Security			150,000 S13	150,000
A&I - Herschler Bldg. Sound			280,000 S13	280,000
A&I - Hathaway 4th Floor			5,362,000 S13	5,362,000
A&I - Liquor Div. Pole Barn ^{1.}			70,000 S13	70,000
A&I - Liquor Div. Snow Pad ^{2.}			24,000 S13	24,000
Mil - Camp Guernsey 2022 Barracks ^{3.}		6,000,000		6,000,000
Mil - Camp Guernsey 2023 Barracks ^{4.}		6,000,000		6,000,000
Mil - Oregon Trail Cemetery ^{5.}		2,722,263		2,722,263
Mil - Camp Guernsey Admin. ^{6.}		1,555,920		1,555,920
AG - Law Academy Targets			952,000 S13	952,000
AG - Law Academy Security			364,000 S13	364,000
AG - Law Academy Gun Range			1,590,400 S13	1,590,400
Parks - SRA Outdoor Maint.			4,100,000 SR	4,100,000
Parks - Terr. Prison			210,000 SR	210,000
Parks - Water Fac.			300,000 SR	300,000
Parks - Quebec 01			25,000 SR	25,000
Fire - Riverton Fire Academy			1,356,000 S13	1,356,000
DFS - Boys School			330,000 S13	330,000
CWC - Jackson Outreach Ctr. ^{7., 8.}			12,402,574 ARPC	
			8,335,064 PR	
			10,335,478 S13	31,073,116
NWC - Student Center ^{9.}			11,219,088 PR	
			13,911,668 S13	25,130,756
WWCC - Nursing Fac. ^{10., 11.}			4,579,403 PR	
			5,678,460 S13	10,257,863
NWCCD - Tech and App. Sciences - Reno. ^{12., 13., 15.}			4,400,000 PR	
			5,456,000 S13	9,856,000
SBC - CC Contingency ^{14.}			2,396,819 PR	
			2,396,819 S13	4,793,638
DOH - Veterans' Home		46,150,000	24,850,000 S13	71,000,000
TOTALS	7,300,000	62,428,183	121,074,773	190,802,956

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APPROPRIATION	GENERAL FUND	FEDERAL FUNDS	OTHER FUNDS	TOTAL APPROPRIATION
FOR	\$	\$	\$	\$

1. As a condition of this other funds appropriation, the facility shall be constructed with a concrete floor.

2. As a condition of this other funds appropriation, the state construction department shall identify, design and construct the most effective resolution for snow removal.

3. As a condition of this federal funds appropriation, no state funds shall be expended for major maintenance or operations of the facility unless the expenditures are fully reimbursed by the federal government. This federal funds appropriation is effective immediately.

4. As a condition of this federal funds appropriation, no state funds shall be expended for major maintenance or operations of the facility unless the expenditures are fully reimbursed by the federal government.

5. This federal funds appropriation is effective immediately.

6. This federal funds appropriation is effective immediately.

7. Of this other funds appropriation, the appropriation of ten million three hundred thirty-five thousand four hundred seventy-eight dollars (\$10,335,478.00)S13 shall only be effective if an application by the state for grant funding for ARPC funds is submitted but not awarded.

8. Of this other funds appropriation, construction costs shall be borne in proportional amounts from the strategic investments and projects account appropriation and matching funds from the community college. Any unexpended, unobligated funds upon completion of the project shall revert to the strategic investments and projects account and the community college in proportion to the contribution to the total construction costs of the project.

9. Of this other funds appropriation, construction costs shall be borne in proportional amounts from the strategic investments and projects account appropriation and matching funds from the community college. Any unexpended, unobligated funds upon completion of the project shall revert to the strategic

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FOR	\$	\$	\$	\$

investments and projects account and the community college in proportion to the contribution to the total construction costs of the project.

10. (a) Of this other funds appropriation, five million six hundred seventy-eight thousand four hundred sixty dollars (\$5,678,460.00)S13 is appropriated for one (1) of the following, as determined by the community college board of trustees:

(i) Construction of an educational nursing facility; or

(ii) A long-term lease for an educational nursing facility, provided that no authorized college, local or private matching funds shall be required to be expended on the long-term lease.

11. Of this other funds appropriation, construction costs shall be borne in proportional amounts from the strategic investments and projects account appropriation and matching funds from the community college. Any unexpended, unobligated funds upon completion of the project shall revert to the strategic investments and projects account and the community college in proportion to the contribution to the total construction costs of the project.

12. These other funds appropriations are for design, new construction, renovation, landscaping and exterior improvements.

13. Of this other funds appropriation, construction costs shall be borne in proportional amounts from the strategic investments and projects account appropriation and matching funds from the community college. Any unexpended, unobligated funds upon completion of the project shall revert to the strategic investments and projects account and the community college in proportion to the contribution to the total construction costs of the project.

14. Of this other funds appropriation, two million three hundred ninety-six thousand eight hundred eighteen dollars (\$2,396,818.00)S13 is appropriated for unanticipated or inflationary costs of any community college facility receiving appropriations under this section and only after all other appropriations from the requesting college have been exhausted. Expenditure

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APPROPRIATION	GENERAL FUND	FEDERAL FUNDS	OTHER FUNDS	TOTAL APPROPRIATION
FOR	\$	\$	\$	\$

of this other funds appropriation from the strategic investments and projects account is conditioned upon a match of funds in the ratio of one dollar (\$1.00) of appropriated funds from the strategic investments and projects account to not less than one dollar (\$1.00) from private funds (PR) from the requesting community college and shall be awarded on a first-come, first-served basis.

15. The fair market value of any donation to the community college real property on which this project shall be constructed shall be applied toward the match of the four million four hundred thousand dollars (\$4,400,000.00)PR from private funding sources as required by this act.

(ii) Appropriations and authorization for University of Wyoming projects:

Section 067. CAPITAL CONSTRUCTION PROJECTS

PROGRAM

UW-Trustees'

Capital Project 1-	50,000,000	S13	50,000,000
UW - AG College	8,632,000	S13	8,632,000
TOTALS	58,632,000		58,632,000

1. (a) Of this other funds appropriation, fifty million dollars (\$50,000,000.00)S13 is appropriated for the construction or renovation of the Corbett natatorium, construction or renovation of the west stands at war memorial stadium, renovation or additions to the college of law, or any combination thereof. Any amount allocated for renovations or additions to the college of law is effective immediately. Expenditure of this appropriation is conditioned upon a match of funds in the ratio of one dollar (\$1.00) of appropriated funds from the strategic investments and projects account to not less than one dollar (\$1.00) from any other source from the University of Wyoming. The following shall apply to this other funds appropriation from the strategic investments and projects account:

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FOR	\$	\$	\$	\$

(i) This appropriation shall be directed to the state treasurer to be deposited into an account for distribution to the university;

(ii) Binding commitments for donations are eligible for the matching funds under this appropriation if the donation will be fully paid by December 31, 2027. Not less than quarterly, the state treasurer shall distribute to the university matching funds under this footnote for any donation or other funds eligible for the match upon receipt of proof of a binding commitment for the donation or availability of other funds.

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[TRANSFERS]

Section 5.

(a) Any unappropriated funds in the capitol renovation and restoration account on June 30, 2022 shall be transferred to the capitol square preservation account. This section is effective immediately.

(b) There is appropriated two hundred fifty thousand dollars (\$250,000.00) from the general fund to the capitol square preservation account for the purpose of planning, development and construction of a display for the Wyoming state constitution or an authentic replica thereof in the state capitol.

[PURCHASE AUTHORIZATION]

Section 6.

(a) In consultation with the Wyoming parks and cultural resources commission and the Wyoming trails advisory council, the department of state parks and cultural resources is authorized to purchase lands and appurtenant buildings in the name of the state of Wyoming to provide suitable quarters for the state trails program field office for the support of the state trails program under W.S. 36-4-108(b)(iv) and of the department in carrying out its powers and duties as prescribed by law. The purchase authority provided to the department by this subsection is contingent on certification by the state building commission that the subject lands and appurtenant buildings to be purchased have been properly inspected and are in suitable condition.

(b) There is appropriated one million four hundred thousand dollars (\$1,400,000.00) from the snowmobile trails account created by W.S. 31-2-409(c) and one million four hundred thousand

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dollars (\$1,400,000.00) from the off-road recreational vehicle trails account created by W.S. 31-2-703(c) to the department of state parks and cultural resources for the purpose of purchasing land and appurtenant buildings in accordance with subsection (a) of this section. Notwithstanding any other provision of law, this appropriation shall not be transferred or expended for any other purpose and any unexpended, unobligated funds remaining from this appropriation shall revert in equal proportions to the snowmobile trails account and the off-road recreational vehicle trails account on June 30, 2023.

(c) The department of state parks and cultural resources shall report to the joint travel, recreation, wildlife and cultural resources interim committee and the joint appropriations committee not later than September 1, 2022 to provide an update on the purchase of any lands and appurtenant buildings as authorized by this section and shall report on September 1 each year thereafter on the operation of the building and any rents and payments deposited in accordance with W.S. 9-2-3204(h)(iv).

(d) This section is effective immediately.

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[EFFECTIVE DATE]

Section 7.

(a) As used in this act, "effective immediately" means effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(b) Except as otherwise provided and except as provided in subsection (c) of this section, this act is effective July 1, 2022.

(c) Section 2 of this act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the Senate.

Chief Clerk