

SENATE FILE NO. SF0067

State funded capital construction.

Sponsored by: Joint Appropriations Committee

A BILL

for

1 AN ACT relating to state funded capital construction; modifying
2 accounts; providing definitions; providing appropriations for
3 purposes related to state funded capital construction; making
4 certain appropriations subject to specified terms and conditions;
5 providing matching funds for specified projects; transferring
6 funds; and providing for effective dates.

7

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

9

10 **Section 1.** W.S. 9-4-225 and 9-5-109(j) are amended to read:

11

12 **9-4-225. Capitol square preservation account.**

13

14 The capitol square preservation account is created. The state
15 treasurer may accept federal grants and other contributions,
16 grants, gifts, transfers, bequests and donations of money from

1 any source for deposit into the account. Funds within the account
2 ~~shall only be expended upon legislative appropriation~~ are
3 continuously appropriated for maintenance, preservation and
4 enhancement of the capitol building and grounds, the extension
5 from the capitol building to and under the Herschler building and
6 the Herschler building. Appropriations under this section shall
7 only be expended consistent with this section and pursuant to the
8 terms of a memorandum of understanding executed pursuant to W.S.
9 9-5-106(f). All funds within the account shall be invested by
10 the state treasurer and all investment earnings from the account
11 shall be credited to the ~~general fund~~ account.

12

13 **9-5-109. Advisory task force on capitol building**
14 **rehabilitation and restoration; composition; duties; account**
15 **created.**

16

17 (j) There is created the capitol building rehabilitation
18 and restoration account. Funds in the account shall only be
19 expended upon appropriation by the legislature to implement
20 projects approved by the legislature. ~~Notwithstanding any other~~
21 ~~provision of law~~ Except as provided in this subsection, funds
22 within the account shall not be transferred or expended for any
23 other purpose. Notwithstanding W.S. 9-2-1008, 9-2-1012(e),

1 9-4-207(a) or any other provision of law, funds within the
2 account shall not lapse or revert. ~~until directed by the~~
3 ~~legislature.~~ At the end of each fiscal year, any unexpended,
4 unobligated amounts in the fund shall be transferred to the
5 capitol square preservation account created by W.S. 9-4-225.
6 Earnings on monies within the account shall be deposited to the
7 account.

8

9 **Section 2.**

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11 (a) As used in this act:

12

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

17

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

23

1 (iii) "FF" means federal funds;

2

3 (iv) "PR" means private funding sources;

4

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

7

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

9

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

12

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

22

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

4

5

[CAPITAL CONSTRUCTION]

6

7

Section 3.

8

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

11

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

14

	GENERAL	FEDERAL	OTHER	TOTAL
APPROPRIATION	FUND	FUNDS	FUNDS	APPROPRIATION
FOR	\$	\$	\$	\$
1	Section 027. CAPITAL CONSTRUCTION PROJECTS			
2				
3	PROGRAM			
4	SBC - Flex Fund	5,000,000		5,000,000
5	SBC - Contingency Fund	2,300,000		2,300,000
6	A&I - Barrett Security		150,000 S13	150,000
7	A&I - Herschler Bldg. Sound		280,000 S13	280,000
8	A&I - Hathaway 4th Floor		5,362,000 S13	5,362,000
9	A&I - Liquor Div. Pole Barn ^{1.}		70,000 S13	70,000
10	A&I - Liquor Div. Snow Pad ^{2.}		24,000 S13	24,000
11	Mil - Camp Guernsey 2022			
12	Barracks ^{3.}	6,000,000		6,000,000
13	Mil - Camp Guernsey 2023			
14	Barracks ^{4.}	6,000,000		6,000,000
15	Mil - Oregon Trail Cemetery ^{5.}	2,722,263		2,722,263
16	Mil - Camp Guernsey Admin. ^{6.}	1,555,920		1,555,920
17	AG - Law Academy Targets		952,000 S13	952,000
18	AG - Law Academy Security		364,000 S13	364,000
19	AG - Law Academy Gun Range		1,590,400 S13	1,590,400
20	Parks - SRA Outdoor Maint.		4,100,000 SR	4,100,000
21	Parks - Terr. Prison		210,000 SR	210,000
22	Parks - Water Fac.		300,000 SR	300,000
23	Parks - Quebec 01		25,000 SR	25,000
24	Fire - Riverton Fire Academy		1,356,000 S13	1,356,000
25	DFS - Boys School		330,000 S13	330,000
26	CWC - Jackson Outreach Ctr. ^{7., 8.}		12,402,574 ARPC	
27			8,335,064 PR	
28			10,335,478 S13	31,073,116
29	NWC - Student Center ^{9.}		11,219,088 PR	
30			13,911,668 S13	25,130,756
31	WWCC - Nursing Fac. ^{10., 11.}		4,579,403 PR	
32			5,678,460 S13	10,257,863
33	NWCCD - Tech and App.			
34	Sciences - Reno. ^{12., 13.}		4,400,000 PR	
35			5,456,000 S13	9,856,000

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUNDS \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
1 SBC - CC Contingency ¹⁴ .			2,396,819 PR	
2			2,396,819 S13	4,793,638
3 DOH - Veterans' Home		46,150,000	24,850,000 S13	71,000,000
4 TOTALS	7,300,000	62,428,183	121,074,773	190,802,956

5

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

8

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

12

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

17

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

21

22 5. This federal funds appropriation is effective immediately.

23

24 6. This federal funds appropriation is effective immediately.

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APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUNDS \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
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1 7. Of this other funds appropriation, the appropriation of ten million three
 2 hundred thirty-five thousand four hundred seventy-eight dollars
 3 (\$10,335,478.00)S13 shall only be effective if an application by the state for
 4 grant funding for ARPC funds is submitted but not awarded.

5
 6 8. Of this other funds appropriation, construction costs shall be borne in
 7 proportional amounts from the strategic investments and projects account
 8 appropriation and matching funds from the community college. Any unexpended,
 9 unobligated funds upon completion of the project shall revert to the strategic
 10 investments and projects account and the community college in proportion to
 11 the contribution to the total construction costs of the project.

12
 13 9. Of this other funds appropriation, construction costs shall be borne in
 14 proportional amounts from the strategic investments and projects account
 15 appropriation and matching funds from the community college. Any unexpended,
 16 unobligated funds upon completion of the project shall revert to the strategic
 17 investments and projects account and the community college in proportion to
 18 the contribution to the total construction costs of the project.

19
 20 10. (a) Of this other funds appropriation, five million six hundred seventy-
 21 eight thousand four hundred sixty dollars (\$5,678,460.00)S13 is appropriated
 22 for one (1) of the following, as determined by the community college board of
 23 trustees:

24

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUNDS \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
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1 (i) Construction of an educational nursing facility; or

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

6

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

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

16

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

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APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUNDS \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
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1 14. Of this other funds appropriation, two million three hundred ninety-six
 2 thousand eight hundred eighteen dollars (\$2,396,818.00)S13 is appropriated for
 3 unanticipated or inflationary costs of any community college facility
 4 receiving appropriations under this section and only after all other
 5 appropriations from the requesting college have been exhausted. Expenditure
 6 of this other funds appropriation from the strategic investments and projects
 7 account is conditioned upon a match of funds in the ratio of one dollar
 8 (\$1.00) of appropriated funds from the strategic investments and projects
 9 account to not less than one dollar (\$1.00) from private funds (PR) from the
 10 requesting community college and shall be awarded on a first-come, first-
 11 served basis.

12
 13 (ii) Appropriations and authorization for University of
 14 Wyoming projects:

16 **Section 067. CAPITAL CONSTRUCTION PROJECTS**

17	PROGRAM			
18	UW-Trustees'			
19	Capital Project 1-		50,000,000 S13	50,000,000
20	UW - AG College		8,632,000 S13	8,632,000
21	TOTALS		58,632,000	58,632,000

22
 23
 24 1. (a) Of this other funds appropriation, fifty million dollars
 25 (\$50,000,000.00)S13 is appropriated for the construction or renovation of the

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUNDS \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
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1 Corbett natatorium, construction or renovation of the west stands at war
 2 memorial stadium, renovation or additions to the college of law, or any
 3 combination thereof. Expenditure of this appropriation is conditioned upon a
 4 match of funds in the ratio of one dollar (\$1.00) of appropriated funds from
 5 the strategic investments and projects account to not less than one dollar
 6 (\$1.00) from any other source from the University of Wyoming. The following
 7 shall apply to this other funds appropriation from the strategic investments
 8 and projects account:

9
 10 (i) This appropriation shall be directed to the state treasurer
 11 to be deposited into an account for distribution to the university;

12
 13 (ii) Binding commitments for donations are eligible for the
 14 matching funds under this appropriation if the donation will be fully paid by
 15 December 31, 2027. Not less than quarterly, the state treasurer shall
 16 distribute to the university matching funds under this footnote for any
 17 donation or other funds eligible for the match upon receipt of proof of a
 18 binding commitment for the donation or availability of other funds.

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[TRANSFERS]

Section 4. 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.

[EFFECTIVE DATE]

Section 5.

(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, this act is effective July 1, 2022.

(END)