

SENATE FILE NO. SF0082

Eligible water and sewer projects funding.

Sponsored by: Select Water Committee

A BILL

for

1 AN ACT relating to the emergency expenses of government;  
2 amending a prior appropriation for water and sewer  
3 projects; and providing for an effective date.

4

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

6

7 **Section 1.** 2022 Wyoming Session Laws, Chapter 50,  
8 Section 2, Section 400 is amended to read:

9

10 **Section 2.**

11

APPROPRIATION	OTHER FUNDS	\$	
FOR			
1			
2	<b>Section 400. AMERICAN RESCUE PLAN DIRECT (ARPD) APPROPRIATIONS</b>		
3			
4	AGENCY & PROGRAM		
5	001 - Discr. Health Response <sup>1.</sup>	50,000,000	ARPD
6	001 - Workforce Prgms <sup>2.</sup>	10,000,000	ARPD
7	024 - Outdoor Rec. Grant Prgm <sup>3.</sup>	10,000,000	ARPD
8	024 - Outdoor Rec. & Tourism <sup>4.</sup>	2,000,000	ARPD
9	045 - Tech. Needs for WyoLink <sup>5.</sup>	35,000,000	ARPD
10	045 - Air Service Financial Assistance <sup>25.</sup>	8,832,058	ARPD
11	048 - HHS Staffing Stabilization <sup>6.</sup>	13,000,000	ARPD
12	048 - HHS Innovation Fund <sup>7.</sup>	5,000,000	ARPD
13	048 - EMS Dispatch Cert. <sup>8.</sup>	84,000	ARPD
14	048 - 2-1-1 Capacity Building <sup>9.</sup>	1,750,000	ARPD
15	048 - EMS Stabilization Fund <sup>10.</sup>	5,000,000	ARPD
16	048 - EMS Regionalization Pilot <sup>11.</sup>	10,000,000	ARPD
17	048 - WYHS (FY2023) <sup>12.</sup>	2,749,894	ARPD
18	048 - HHS Cap. Imprv.		
19	& Provider Relief <sup>13.</sup>	5,000,000	ARPD
20	048 - 24-7 Suicide Prevention <sup>26.</sup>	2,100,000	ARPD
21	048 - Mental Health Provider		
22	Training Phase II <sup>28.</sup>	200,000	ARPD
23	048 - First Responder & Law		
24	Enforcement Mental Health Support <sup>29.</sup>	1,000,000	ARPD
25	049 - Food Insecurity -		
26	Network Evaluation <sup>30.</sup>	250,000	ARPD
27	057 - WYIN Loan & Grant Prgm <sup>15.</sup>	6,427,477	ARPD

APPROPRIATION	OTHER FUNDS
FOR	\$
1 060 - HHS Capital Construction <sup>16</sup> .	85,000,000 ARPD
2 060 - Local Gov. Support Projects <sup>17</sup> .	50,000,000 ARPD
3 060 - Eligible Water	
4 & Sewer Projects <sup>18</sup> .	<del>50,000,000</del> ARPD
5	<u>89,300,000</u>
6 067 - Family Medicine	
7 Residency Program <sup>19</sup> .	708,407 ARPD
8 067 - WWAMI T&F Inflation <sup>20</sup> .	1,579,948 ARPD
9 067 - College of Health	
10 Sciences <sup>31</sup> .	500,000 ARPD
11 080 - SUD Treatment Backlog <sup>21</sup> .	1,200,000 ARPD
12 085 - Connect Wyoming 2 <sup>22</sup> .	25,000,000 ARPD
13 101 - Circuit Court eFiling <sup>23</sup> .	2,140,000 ARPD
14 101 - PPE & Tests <sup>24</sup> .	150,000 ARPD
15 101 - Equal Justice Wyoming <sup>32</sup> .	<u>817,900</u> ARPD
16 TOTAL	<u>431,239,684</u>
17	<u>424,789,684</u>
18	

19 1. This appropriation to the governor's office is for purposes of  
 20 responding to the COVID-19 public health emergency.

21

22 2. (a) This appropriation to the governor's office is for distribution  
 23 to or through the Wyoming business council, department of workforce  
 24 services, University of Wyoming or Wyoming community college commission  
 25 and community colleges for:

26

APPROPRIATION

OTHER

FUNDS

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1 (i) Pre-apprenticeships and apprenticeships;

2

3 (ii) Targeted healthcare workforce programs;

4

5 (iii) Targeted early childhood workforce programs;

6

7 (iv) Dislocated and underemployed talent transition  
8 programs;

9

10 (v) Workforce development for targeted populations who do  
11 not qualify for other assistance, including prisoners released on  
12 parole;

13

14 (vi) Assistance to former Wyoming residents who have intent  
15 to return to Wyoming for careers;

16

17 (vii) Economic development training for state, local and  
18 private economic development professions.

19

20 (b) No funds from this appropriation shall be expended on post-  
21 secondary education other than for career and technical education  
22 programs determined by the governor to be critical to the Wyoming  
23 workforce.

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APPROPRIATION

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1 3. This appropriation to the department of state parks and cultural  
2 resources is for products, projects and grants in response to the COVID-  
3 19 public health emergency that qualify as ARPD expenditures.

4  
5 4. This appropriation to the department of state parks and cultural  
6 resources, office of outdoor recreation, is for qualifying ARPD  
7 expenditures.

8  
9 5. This appropriation to the department of transportation is for  
10 qualifying ARPD state or local government expenditures related to the  
11 WyoLink statewide public safety interoperable radio communications  
12 system, hardware and network. This appropriation is for purposes of  
13 assisting Wyoming's continued response to the COVID-19 public health  
14 emergency and improved connectivity of first responders.

15  
16 6. This appropriation to the department of health is for purposes of  
17 providing emergency funding for staff retention and for attracting  
18 employees to health and human services provider groups. The department  
19 of health shall provide priority for funding under this footnote to  
20 employees who care for vulnerable populations and at risk populations.

21  
22 7. This appropriation to the department of health is for purposes of  
23 providing grants for health and human services innovations in rural  
24 health care, long-term care, provision of human services, community

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1 behavioral health, mental health and health information technology and  
2 digital medical innovation.

3

4 8. This appropriation to the department of health is for the  
5 establishment of emergency medical dispatch statewide certification,  
6 which could include training, hardware and other activities to improve  
7 emergency response times and patient outcomes related to the emergency  
8 response to the COVID-19 public health emergency.

9

10 9. This appropriation to the department of health is for purposes of  
11 enhancing the capacity of the Wyoming 2-1-1 directory of resources to  
12 provide comprehensive information and referrals to improve the emergency  
13 response to the COVID-19 public health emergency.

14

15 10. This appropriation to the department of health is for purposes of  
16 providing grants to stabilize emergency medical services.

17

18 11. This appropriation to the department of health is for purposes of  
19 establishing an emergency medical services regionalization pilot  
20 opportunity for the five (5) trauma regions across Wyoming and  
21 investigating alternative options for emergency medical services that  
22 improve access and reduce costs. Expenditure of this appropriation is  
23 conditioned upon a match of funds.

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1 12. This appropriation to the department of health, aging division, is  
 2 for the Wyoming home services program. This appropriation shall be used  
 3 in lieu of expenditure of state general funds for any qualifying ARPD  
 4 expenditures for the Wyoming home services program.

5

6 13. This appropriation to the department of health is for purposes of  
 7 providing grants to health and human services providers to improve  
 8 existing infrastructure and to provide financial relief to providers who  
 9 are at imminent risk of closure. Grants shall be distributed to  
 10 providers as determined by the department.

11

12 15. This appropriation to the Wyoming community college commission is  
 13 for the Wyoming investment in nursing program. Notwithstanding the  
 14 source of funding for this appropriation, it is the intent of the  
 15 legislature that the standard budget of the Wyoming investment in  
 16 nursing program within the Wyoming community college commission be  
 17 requested from state general funds for the immediately succeeding fiscal  
 18 biennium.

19

20 16. (a) Of this appropriation to the office of state lands and  
 21 investments sixty-three million dollars (\$63,000,000.00) ARPD shall be  
 22 for purposes of providing grants for qualifying health and human  
 23 services infrastructure and capital construction investments. Grants  
 24 from this appropriation shall be determined by the state loan and

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1 investment board. The following conditions shall apply to all grants  
2 provided under this footnote:

3

4 (i) The maximum grant for any single project shall be ten  
5 million dollars (\$10,000,000.00);

6

7 (ii) A needs analysis determination shall be conducted by  
8 the state loan and investment board and may include a review of the  
9 project sponsor's financial information, including but not limited to  
10 revenue and other projections, budgets, financial statements and audits;

11

12 (iii) Expenditure of the grant by the recipient is  
13 conditioned upon a match of funds in the ratio of one dollar (\$1.00) of  
14 grant funds to not less than one dollar (\$1.00) from any other source,  
15 including in-kind contributions to the project, except that the state  
16 loan and investment board may modify this matching requirement upon  
17 determination of need as provided in paragraph (a)(ii) of this footnote.

18

19 (b) Of this appropriation to the office of state lands and  
20 investments, seven million dollars (\$7,000,000.00)ARPD shall be for the  
21 purpose of providing grants to community mental health center regional  
22 crisis stabilization facilities and women's substance use disorder  
23 facilities.

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1           (c) Of this appropriation to the office of state lands and  
 2 investments, fifteen million dollars (\$15,000,000.00) ARPD shall be for  
 3 the purpose of providing grants to rural health clinics. Grants from  
 4 this appropriation shall be determined by the state loan and investment  
 5 board. The following conditions shall apply to this appropriation:

6

7           (i) Up to thirteen million dollars (\$13,000,000.00) ARPD may  
 8 be expended to provide grants related to costs incurred by rural health  
 9 clinics for qualifying infrastructure and capital construction  
 10 investments;

11

12           (ii) Up to two million dollars (\$2,000,000.00) ARPD may be  
 13 expended to provide grants for rural telehealth pilot projects.

14

15 17. This appropriation to the office of state lands and investments is  
 16 for administrative costs and merit based allocations of competitive  
 17 grant funding to cities, counties and tribal governments to address the  
 18 COVID-19 public health emergency or its negative economic impacts.  
 19 Applications for eligible water and wastewater projects shall receive a  
 20 lower priority from this appropriation than other eligible applications.  
 21 Subject to the limitations provided in this footnote, the allocations of  
 22 the competitive grant funding shall be determined by the state loan and  
 23 investment board.

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1 18. (a) This appropriation to the office of state lands and  
 2 investments is for the allocation of competitive grant funding to  
 3 cities, counties, special districts and tribal governments for eligible  
 4 water and wastewater projects. The allocation of the competitive grant  
 5 funding shall be determined by the state loan and investment board. The  
 6 following conditions shall apply to all grants provided under this  
 7 footnote:

8

9 (i) The maximum grant for any single project shall be seven  
 10 million five hundred thousand dollars (\$7,500,000.00);

11

12 (ii) Expenditure of the grant by the recipient is  
 13 conditioned upon a match of funds in the ratio of eighty-five cents  
 14 (\$0.85) of grant funds to not less than fifteen cents (\$0.15) from  
 15 matching funds provided by the project sponsor;

16

17 (iii) The state loan and investment board shall only  
 18 consider applications for grants available under this footnote that  
 19 were submitted on and before January 23, 2023 for grants under this  
 20 footnote.

21

22 (b) Of this other funds appropriation, thirty-nine million three  
 23 hundred thousand dollars (\$39,300,000.00) ARPD shall be reduced by one  
 24 dollar (\$1.00) for every one dollar (\$1.00), up to thirty-nine million

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1 three hundred thousand dollars (\$39,300,000.00)ARPD, that are otherwise  
 2 appropriated during the 2023 General Session to the eligible water and  
 3 sewer projects grant program administered by the office of state lands  
 4 and investments.

5

6 19. This appropriation to the University of Wyoming is for the family  
 7 medical residency program.

8

9 20. This appropriation to the University of Wyoming WWAMI medical  
 10 education program is to be expended solely for student tuition and fees  
 11 if determined in writing by the Wyoming attorney general to be  
 12 permissible under state and federal law. The Wyoming attorney general's  
 13 written determination shall be provided to the state auditor's office  
 14 before funds are released for the university from this appropriation.

15

16 21. This appropriation to the department of corrections is for purposes  
 17 of resolving the substance use disorder treatment backlog created by the  
 18 COVID-19 public health emergency.

19

20 22. (a) This appropriation to the Wyoming business council is for  
 21 purposes of increasing broadband connectivity to improve access to and  
 22 meet the increased need for reliable high-speed internet service. In  
 23 administering funds distributed and expended under this footnote, the  
 24 Wyoming business council shall:

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(i) Include performance requirements in its contracts with grant recipients, which performance requirements shall, at a minimum, require the grant recipient and any successor in interest to offer and provide continuous service to broadband customers during at least the first seven (7) years after substantial completion of the relevant project for which grant funds were expended;

8

9

(ii) Strive to increase the availability of broadband services available in Wyoming rural, unserved and underserved areas in Wyoming cities, towns and counties;

12

13

(iii) For middle-mile broadband projects as defined by W.S. 9-12-1501(h)(ii) that receive or expend funds from this appropriation, require project recipients to allow last-mile broadband providers access to those middle-mile conduits at a reasonable rate as determined by the council;

18

19

(iv) For any projects that receive or expend funds from this appropriation, implement buildout requirements that include milestones and network performance testing requirements, as determined by the council.

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1 (b) Of the appropriation in subsection (a) of this footnote,  
 2 expenditure of fifteen million dollars (\$15,000,000.00) ARPD is  
 3 conditioned upon a match of funds in the ratio of one dollar (\$1.00) of  
 4 appropriated funds to not less than fifty cents (\$0.50) of private  
 5 sector matching funds from project participants. Private sector matching  
 6 funds provided under this subsection shall be accounted for in the  
 7 aggregate of appropriated funds expended and not on a per project basis.  
 8 Private sector matching funds provided under this subsection shall  
 9 include future maintenance commitments that will be expended within the  
 10 first three (3) years of the life of the project and any other allowable  
 11 expense authorized by the Infrastructure Investment and Jobs Act, P.L.  
 12 117-58.

13

14 (c) It is the intent of the legislature that the appropriation  
 15 in subsection (a) of this footnote leverage additional federal funds  
 16 for broadband connectivity under the Infrastructure Investment and Jobs  
 17 Act, P.L. 117-58 to the maximum extent possible and not less than one  
 18 dollar (\$1.00) of appropriated funds to four dollars (\$4.00) of federal  
 19 matching funds.

20

21 23. This appropriation to the supreme court is for the implementation  
 22 of electronic filing of court documents in the Wyoming circuit courts  
 23 and for associated maintenance and support as a mechanism to employ

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1 technology to limit the number of members of the public who are present  
2 in courthouses as a mitigation strategy to slow the spread of COVID-19.

3

4 24. This appropriation to the supreme court is for purposes of  
5 implementing COVID-19 mitigation measures including, but not limited to  
6 acquisition of personal protective equipment to slow the spread of  
7 COVID-19.

8

9 25. This appropriation to the department of transportation is to  
10 provide aid to commercial air providers to mitigate financial hardship,  
11 including supporting payroll costs, lost pay and benefits for returning  
12 employees, support of operations and maintenance of existing equipment  
13 and facilities.

14

15 26. This appropriation to the department of health is to procure  
16 twenty-four (24) hours per day suicide prevention services.

17

18 28. This appropriation to the department of health is for the purpose  
19 of training one hundred three (103) mental health first aid trainers  
20 across the state to include two (2) trainers in each county, one (1)  
21 trainer in each school district, one (1) trainer in each community  
22 college district and one (1) trainer in the University of Wyoming. This  
23 appropriation is intended to increase access to mental health first aid  
24 trainers for purposes of training community members to assist residents

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1 experiencing mental health or substance abuse challenges due to the  
2 COVID-19 pandemic.

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4 29. (a) This appropriation to the department of health is for the  
5 purpose of establishing a grant program for emergency medical service  
6 providers and county and municipal law enforcement agencies to deliver  
7 and improve access to mental health services for first responders as  
8 defined by W.S. 27-14-102(a)(xxxii) and law enforcement officers. An  
9 emergency medical service provider or county or municipal law  
10 enforcement agency seeking a grant under this footnote shall apply to  
11 the department detailing the provider's or agency's grant proposal on  
12 an application provided by the department. Grant proposals shall be  
13 evaluated by the department and prioritized for grant funding based on  
14 the following criteria:

15

16 (i) The degree to which the proposal will reasonably  
17 achieve the intent of this program;

18

19 (ii) The adequacy of the proposal's approach to ensuring  
20 that any mental health programming funded through the receipt of a  
21 grant can be independently sustained by the emergency medical service  
22 provider or county or municipal law enforcement agency into the future.

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1 30. This appropriation to the department of family services is for the  
 2 purpose of planning a system to maximize state and local food  
 3 distribution and minimize waste of donated and publicly purchased food  
 4 to feed needy children, families and elderly persons with the intent to  
 5 identify best practices and opportunities for enhancement and  
 6 improvement.

7

8 31. This appropriation to the University of Wyoming's college of  
 9 health sciences is for purposes of setting up and developing an  
 10 accredited physician assistant training program capable of educating  
 11 and training cohorts of five (5) Wyoming physician assistant students  
 12 per year. The program shall work and align as closely as possible with  
 13 current medical education and training programs. The physician  
 14 assistant program may allow students to participate remotely from any  
 15 Wyoming community college as practicable.

16

17 32. This appropriation to the supreme court is for purposes of  
 18 assisting with the provision of civil legal needs of low-income  
 19 individuals, clients with special needs and other vulnerable populations  
 20 and improving access to legal services during the COVID-19 pandemic  
 21 through equal justice Wyoming. This appropriation shall be used by the  
 22 supreme court to implement a common case management system for nonprofit  
 23 civil legal aid providers, create an online triage portal for low-income  
 24 individuals allowing for increased access to civil legal services,



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1 broaden access for limited English proficient individuals to the court  
 2 system through remote interpretation and upgrade the equal justice  
 3 Wyoming website, which serves as the central information repository for  
 4 clients seeking legal assistance.

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6       **Section 2.** This act is effective immediately upon  
 7 completion of all acts necessary for a bill to become law  
 8 as provided by Article 4, Section 8 of the Wyoming  
 9 Constitution.

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(END)