

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

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

FOR

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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.

24

APPROPRIATION

OTHER

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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

APPROPRIATION

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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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APPROPRIATION

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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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APPROPRIATION

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

19

20 20. This appropriation to the University of Wyoming WWAMI medical
 21 education program is to be expended solely for student tuition and fees
 22 if determined in writing by the Wyoming attorney general to be
 23 permissible under state and federal law. The Wyoming attorney general's

APPROPRIATION

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1 written determination shall be provided to the state auditor's office
2 before funds are released for the university from this appropriation.

3

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

7

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

13

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

20

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

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APPROPRIATION

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1 (iii) For middle-mile broadband projects as defined by W.S.
 2 9-12-1501(h)(ii) that receive or expend funds from this appropriation,
 3 require project recipients to allow last-mile broadband providers access
 4 to those middle-mile conduits at a reasonable rate as determined by the
 5 council;

6

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

11

12 (b) Of the appropriation in subsection (a) of this footnote,
 13 expenditure of fifteen million dollars (\$15,000,000.00) ARPD is
 14 conditioned upon a match of funds in the ratio of one dollar (\$1.00) of
 15 appropriated funds to not less than fifty cents (\$0.50) of private
 16 sector matching funds from project participants. Private sector matching
 17 funds provided under this subsection shall be accounted for in the
 18 aggregate of appropriated funds expended and not on a per project basis.
 19 Private sector matching funds provided under this subsection shall
 20 include future maintenance commitments that will be expended within the
 21 first three (3) years of the life of the project and any other allowable
 22 expense authorized by the Infrastructure Investment and Jobs Act, P.L.
 23 117-58.

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

7

8 23. This appropriation to the supreme court is for the implementation
 9 of electronic filing of court documents in the Wyoming circuit courts
 10 and for associated maintenance and support as a mechanism to employ
 11 technology to limit the number of members of the public who are present
 12 in courthouses as a mitigation strategy to slow the spread of COVID-19.

13

14 24. This appropriation to the supreme court is for purposes of
 15 implementing COVID-19 mitigation measures including, but not limited to
 16 acquisition of personal protective equipment to slow the spread of
 17 COVID-19.

18

19 25. This appropriation to the department of transportation is to
 20 provide aid to commercial air providers to mitigate financial hardship,
 21 including supporting payroll costs, lost pay and benefits for returning
 22 employees, support of operations and maintenance of existing equipment
 23 and facilities.

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APPROPRIATION

OTHER

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

3

4 28. This appropriation to the department of health is for the purpose
 5 of training one hundred three (103) mental health first aid trainers
 6 across the state to include two (2) trainers in each county, one (1)
 7 trainer in each school district, one (1) trainer in each community
 8 college district and one (1) trainer in the University of Wyoming. This
 9 appropriation is intended to increase access to mental health first aid
 10 trainers for purposes of training community members to assist residents
 11 experiencing mental health or substance abuse challenges due to the
 12 COVID-19 pandemic.

13

14 29. (a) This appropriation to the department of health is for the
 15 purpose of establishing a grant program for emergency medical service
 16 providers and county and municipal law enforcement agencies to deliver
 17 and improve access to mental health services for first responders as
 18 defined by W.S. 27-14-102(a)(xxxi) and law enforcement officers. An
 19 emergency medical service provider or county or municipal law
 20 enforcement agency seeking a grant under this footnote shall apply to
 21 the department detailing the provider's or agency's grant proposal on
 22 an application provided by the department. Grant proposals shall be
 23 evaluated by the department and prioritized for grant funding based on
 24 the following criteria:

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

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5

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

9

10

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

16

17

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

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2 32. This appropriation to the supreme court is for purposes of
 3 assisting with the provision of civil legal needs of low-income
 4 individuals, clients with special needs and other vulnerable populations
 5 and improving access to legal services during the COVID-19 pandemic
 6 through equal justice Wyoming. This appropriation shall be used by the
 7 supreme court to implement a common case management system for nonprofit
 8 civil legal aid providers, create an online triage portal for low-income
 9 individuals allowing for increased access to civil legal services,
 10 broaden access for limited English proficient individuals to the court
 11 system through remote interpretation and upgrade the equal justice
 12 Wyoming website, which serves as the central information repository for
 13 clients seeking legal assistance.

14

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

19

20

(END)