

SENATE FILE NO. SF0019

Developmental preschool funding.

Sponsored by: Joint Education Interim Committee

A BILL

for

1 AN ACT relating to developmental preschool funding;
2 modifying the per child amounts used to calculate payments
3 to service providers; modifying requirements for the
4 department of health's budget request for developmental
5 preschool services as specified; modifying the date
6 utilized to count the number of children that participate
7 in the program; and providing for an effective date.

8

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

10

11 **Section 1.** W.S. 21-2-705(c)(i) and (iii) and
12 21-2-706(b), (d)(intro), (e) and by creating a new
13 subsection (g) are amended to read:

14

15 **21-2-705. Fund allocation.**

16

1 (c) All funds received by the state from the federal
2 government pursuant to section 611(d) and reserved by the
3 state pursuant to section 611(e)(2) of the federal
4 Individuals with Disabilities Education Act shall be
5 retained by the department of education for state level
6 activities authorized by federal law. The department of
7 education shall expend these amounts in accordance with the
8 following:

9
10 (i) A per student allocation shall be determined
11 by dividing the retained amount, less funds allowed to be
12 retained in the state's high risk pool under section
13 611(e)(3)(A) of the federal Individuals with Disabilities
14 Education Act, by the number of students aged three (3)
15 through twenty-one (21) years receiving special education
16 services on ~~December~~May 1 of the ~~preceding~~ school year
17 immediately preceding the budget request;

18
19 (iii) For purposes of this subsection, "children
20 aged three (3) through five (5) years receiving special
21 education services through the division" means the actual
22 number of students receiving services through the division

1 on ~~December~~May 1 of the ~~preceeding~~ school year immediately
2 preceding the budget request;

3

4 **21-2-706. Developmental preschool funding.**

5

6 (b) For purposes of calculating payments to service
7 providers for the subsequent fiscal year and preparing the
8 division's budget request to the legislature, the division
9 shall multiply the number of children age birth through
10 five (5) years of age with developmental disabilities who
11 are eligible for and placed on an individualized education
12 program or individualized family service plan through
13 developmental preschool services on ~~or before December~~May
14 1 of the school year ~~in which~~ immediately preceding the
15 budget request ~~is being prepared by eight thousand five~~
16 ~~hundred three dollars (\$8,503.00)~~ eleven thousand seven
17 hundred ninety-six dollars (\$11,796.00) per child per year.
18 Eligibility for developmental preschool services shall be
19 determined by the state rules and regulations governing an
20 individualized education program or an individualized
21 family service plan.

22

1 (d) The per child amount specified in subsection (b)
2 of this section shall be increased by the amount of ~~three~~
3 ~~hundred sixty three dollars (\$363.00)~~ five hundred four
4 dollars (\$504.00) to provide:

5
6 (e) Commencing with the budget request for the fiscal
7 year ~~2010~~ 2026 and for each fiscal year thereafter, the
8 department shall prepare an exception budget request
9 necessary to adjust the amounts calculated pursuant to
10 subsections (b) and (d) of this section and as previously
11 adjusted pursuant to this subsection, to reflect the most
12 recent external cost adjustment enacted by the legislature
13 pursuant to W.S. 21-13-309(o). The intent of this
14 subsection is for each budget request to incorporate all
15 previous adjustments made pursuant to this subsection.

16
17 (g) For purposes of calculating payments to service
18 providers made under this section for the subsequent fiscal
19 year, if the per child amounts specified in this section
20 would result in service providers receiving payments that
21 are different from the available appropriation, the
22 payments shall be adjusted on a pro rata basis so each
23 service provider receives the same percentage of the per

1 child amounts without exceeding the total available
2 appropriation.

3

4 **Section 2.** For purposes of calculating payments to
5 service providers under W.S. 21-2-705 and 21-2-706, as
6 amended by section 1 of this act, for the fiscal year
7 beginning July 1, 2024, the division shall multiply the
8 number of children age birth through five (5) years of age
9 with developmental disabilities who are eligible for and
10 placed on an individualized education program or
11 individualized family service plan through developmental
12 preschool services on May 1, 2023.

13

14 **Section 3.** This act is effective July 1, 2024.

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16

(END)