

SENATE FILE NO. SF0081

K-12 public school finance-2.

Sponsored by: Select Committee on School Finance
Recalibration

A BILL

for

1 AN ACT relating to K-12 public school finance; implementing
2 the 2025 cost of education study as modified by the
3 legislature; modifying the education resource block grant
4 model; modifying cash reserves; restricting expenditure of
5 funds distributed through the school foundation program
6 account; creating a new grant program for the post
7 secondary education enrollment options program; making
8 conforming amendments; requiring rulemaking; repealing
9 provisions; providing appropriations; and providing for
10 effective dates.

11

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

13

14 **Section 1.** W.S. 21-13-309.1 and 21-13-339 through
15 21-13-341 are created to read:

1

2 **21-13-309.1. Education resource block grant model**
3 **components; retirement; health insurance.**

4

5 (a) This section is intended to specify the education
6 resource block grant model components and computations
7 necessary to execute the 2025 cost of education study as
8 required by W.S. 21-13-309(t) and as adopted and modified
9 by the legislature.

10

11 (b) As used in this section:

12

13 (i) "Average daily membership" or "ADM" means
14 as defined by W.S. 21-13-101(a)(i) and calculated pursuant
15 to W.S. 21-13-309(m)(iv);

16

17 (ii) "Education resource block grant model"
18 means as defined by W.S. 21-13-101(a)(xiv);

19

20 (iii) "Co-located school" means two (2) or more
21 schools, each with its own administrative structure, that
22 operate within the same physical facility, regardless of

1 whether the schools serve the same or different grade
2 bands;

3

4 (iv) "FTE" means full-time equivalency basis as
5 computed in accordance with the department of education
6 rule;

7

8 (v) "Grade band" means a school grade
9 configuration that falls within one (1) of the following
10 configurations:

11

12 (A) An elementary school grade band that
13 includes grades kindergarten through grade six (6) or any
14 combination of those grades;

15

16 (B) A middle school grade band that
17 includes grades five (5) through eight (8) or grade six (6)
18 through grades nine (9) or any combination of grades within
19 those ranges;

20

21 (C) A high school grade band that includes
22 grades eight (8) through grade twelve (12) or any
23 combination of those grades.

1

2 (c) The education resource block grant model
3 components and associated resources are as follows:

4

5 (i) Full day kindergarten. Funded for all
6 elementary school grade bands;

7

8 (ii) Core teachers. For any school with greater
9 than fifty (50) ADM, one (1.0) FTE for every sixteen (16)
10 ADM for grades kindergarten through three (3), one (1.0)
11 FTE for every twenty-two (22) ADM for grades four (4)
12 through eight (8) and one (1.0) FTE for every twenty-five
13 (25) ADM for grades nine (9) through twelve (12);

14

15 (iii) Elective/specialist teachers:

16

17 (A) Elementary school grade bands. FTE
18 equal to twenty percent (20%) of the core teachers
19 calculated pursuant to paragraph (ii) of this subsection;

20

21 (B) Middle school grade bands. FTE equal to
22 thirty-three and one-third percent (33 1/3%) of the core

1 teachers calculated pursuant to paragraph (ii) of this
2 subsection;

3

4 (C) High school grade bands. FTE equal to
5 thirty-three and one-third percent (33 1/3%) of the core
6 teachers calculated pursuant to paragraph (ii) of this
7 subsection.

8

9 (iv) For any school with greater than fifty (50)
10 ADM, additional career and technical education teachers.
11 FTE equal to thirty-four percent (34%) of each school's
12 career and technical education students as determined
13 pursuant to W.S. 21-13-309(m)(v)(D)(I), divided by
14 twenty-five (25);

15

16 (v) Minimum teachers. Resourced at the highest
17 prototypical school model:

18

19 (A) For any school with greater than fifty
20 (50) ADM, if the combined total FTE calculated pursuant to
21 paragraphs (ii), (iii) and (iv) of this subsection is less
22 than the applicable minimum specified in subdivisions (I)

1 through (III) of this subparagraph, the grade band shall be
2 provided the applicable minimum teacher FTEs as follows:

3

4 (I) For an elementary school grade
5 band with greater than fifty (50) ADM, six (6) FTE and for
6 an elementary school grade band with fifty (50) ADM or
7 less, six (6) FTE reduced on a pro rata basis, calculated
8 by multiplying six (6) teacher FTEs by a fraction, the
9 numerator of which is the elementary school grade band ADM
10 and the denominator of which is fifty (50);

11

12 (II) For a middle school grade band
13 with greater than fifty (50) ADM, seven (7) FTE and for a
14 middle school grade band with fifty (50) ADM or less, seven
15 (7) FTE reduced on a pro rata basis, calculated by
16 multiplying seven (7) teacher FTEs by a fraction, the
17 numerator of which is the middle school grade band ADM and
18 the denominator of which is fifty (50);

19

20 (III) For a high school grade band
21 with greater than fifty (50) ADM, nine (9) FTE and for a
22 high school grade band with fifty (50) ADM or less, nine
23 (9) FTE reduced on a pro rata basis, calculated by

1 multiplying nine (9) teacher FTEs by a fraction, the
2 numerator of which is the high school grade band ADM and
3 the denominator of which is fifty (50).

4

5 (B) For any school with fifty (50) ADM or
6 less, the minimum teacher FTEs shall be provided as
7 follows:

8

9 (I) For an elementary school, six (6)
10 FTE reduced on a pro rata basis, calculated by multiplying
11 six (6) teacher FTEs by a fraction, the numerator of which
12 is the school's ADM and the denominator of which is fifty
13 (50);

14

15 (II) For a middle school, seven (7)
16 FTE reduced on a pro rata basis, calculated by multiplying
17 seven (7) teacher FTEs by a fraction, the numerator of
18 which is the school's ADM and the denominator of which is
19 fifty (50);

20

21 (III) For a high school, nine (9) FTE
22 reduced on a pro rata basis, calculated by multiplying nine
23 (9) teacher FTEs by a fraction, the numerator of which is

1 the school's ADM and the denominator of which is fifty
2 (50);

3

4 (IV) Notwithstanding subdivisions (I)
5 through (III) of this subparagraph, each school shall
6 receive a minimum of one (1.0) FTE.

7

8 (C) For any school district that includes
9 grades kindergarten through grade twelve (12), if the
10 combined total FTE calculated pursuant to paragraphs (ii),
11 (iii) and (iv) of this subsection and subparagraphs (A) and
12 (B) of this paragraph is less than seventeen (17) for the
13 school district, additional FTEs shall be provided to
14 ensure the total teacher FTE for the school district is
15 equal to seventeen (17).

16

17 (vi) Summer school teachers. One (1.0) FTE for
18 every one hundred twenty (120) at-risk students identified
19 pursuant to W.S. 21-13-309(m) (v) (A);

20

21 (vii) Extended day school teachers. One (1.0)
22 FTE for every one hundred twenty (120) at-risk students
23 identified pursuant to W.S. 21-13-309(m) (v) (A);

1

2 (viii) English language learner teachers. One
3 (1.0) FTE for every one hundred (100) students identified
4 as limited English proficient in accordance with rules
5 enacted by the department of education pursuant to W.S.
6 21-13-309(m) (v) (A);

7

8 (ix) Instructional facilitators. Resourced at
9 the highest prototypical school model using total school
10 ADM:

11

12 (A) Elementary schools. One and one-half
13 (1.5) FTE for every three hundred thirty (330) ADM;

14

15 (B) Middle schools. One and one-half (1.5)
16 FTE for every three hundred fifteen (315) ADM;

17

18 (C) High schools. One and one-half (1.5)
19 FTE for every three hundred fifteen (315) ADM;

20

21 (D) Notwithstanding subparagraphs (A)
22 through (C) of this paragraph, each school district shall
23 receive a minimum of one (1.0) FTE.

1

2 (x) At-risk/core tutors. Resourced at the
3 highest prototypical school model using total school ADM.
4 One (1.0) FTE for every one hundred (100) at-risk students
5 identified pursuant to W.S. 21-13-309(m)(v)(A), plus:

6

7 (A) Elementary schools. One (1.0) FTE for
8 every three hundred thirty (330) ADM;

9

10 (B) Middle schools. One (1.0) FTE for every
11 three hundred fifteen (315) ADM;

12

13 (C) High schools. One (1.0) FTE for every
14 three hundred fifteen (315) ADM.

15

16 (xi) Substitute teachers. An amount equal to:

17

18 (A) For FTEs, five and seven hundred
19 fifteen thousandths percent (5.715%) of the combined total
20 FTEs generated by paragraphs (ii) through (x) of this
21 subsection;

22

1 (B) For employer paid social security and
2 Medicare benefits, the amount calculated in subparagraph
3 (A) of this paragraph multiplied by a daily salary as
4 specified in subparagraph (xxxiv)(P) of this subsection,
5 multiplied by seven and sixty-five hundredths percent
6 (7.65%).

7

8 (xii) Counselors. Resourced at each grade band:

9

10 (A) Elementary school grade bands. One
11 (1.0) FTE for every three hundred thirty (330) ADM;

12

13 (B) Middle school grade bands. One (1.0)
14 FTE for every two hundred fifty (250) ADM;

15

16 (C) High school grade bands. One (1.0) FTE
17 for every two hundred fifty (250) ADM;

18

19 (D) Notwithstanding subparagraphs (A)
20 through (C) of this paragraph, each school district shall
21 receive a minimum of one (1.0) FTE.

22

1 (xiii) Pupil support positions. One (1.0) FTE
2 for every one hundred (100) at-risk students computed under
3 W.S. 21-13-309(m) (v) (A);
4

5 (xiv) Nurses. Resourced at the highest
6 prototypical school model using total school ADM:
7

8 (A) Elementary schools. One (1.0) FTE for
9 every three hundred thirty (330) ADM;
10

11 (B) Middle schools. One (1.0) FTE for every
12 three hundred fifteen (315) ADM;
13

14 (C) High schools. One (1.0) FTE for every
15 three hundred fifteen (315) ADM;
16

17 (D) Notwithstanding subparagraphs (A)
18 through (C) of this paragraph, each school district shall
19 receive a minimum of one-half (0.5) FTE.
20

21 (xv) Supervisory aides. Resourced at the highest
22 prototypical school model using total school ADM:
23

1 (A) Elementary schools. Two (2.0) FTE for
2 every three hundred thirty (330) ADM;

3

4 (B) Middle schools. Two (2.0) FTE for every
5 three hundred fifteen (315) ADM;

6

7 (C) High schools. Three (3.0) FTE for every
8 six hundred thirty (630) ADM.

9

10 (xvi) Librarians. Resourced at the highest
11 prototypical school model using total school ADM:

12

13 (A) Elementary schools. One (1.0) FTE for
14 every three hundred thirty (330) ADM up to three hundred
15 thirty (330) ADM;

16

17 (B) Middle schools. One (1.0) FTE for every
18 three hundred fifteen (315) ADM up to three hundred fifteen
19 (315) ADM;

20

21 (C) High schools. One (1.0) FTE for every
22 six hundred thirty (630) ADM up to six hundred thirty (630)
23 ADM;

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

(D) Notwithstanding subparagraphs (A) through (C) of this paragraph, each school district shall receive a minimum of one-half (0.5) FTE.

(xvii) Library aides. Resourced at the highest prototypical school model using total school ADM:

(A) Elementary schools. One (1.0) FTE for each additional three hundred thirty (330) ADM above three hundred thirty (330) ADM;

(B) Middle schools. One (1.0) FTE for each additional three hundred fifteen (315) ADM above three hundred fifteen (315) ADM;

(C) High schools. One (1.0) FTE for each additional six hundred thirty (630) ADM above six hundred thirty (630) ADM.

(xviii) Principals. Resourced at the highest prototypical school model using total school ADM:

1 (A) Elementary schools. One (1.0) FTE for
2 each school with at least one hundred ten (110) ADM;

3

4 (B) Middle schools. One (1.0) FTE for each
5 school with at least one hundred five (105) ADM;

6

7 (C) High schools. One (1.0) FTE for each
8 school with at least one hundred five (105) ADM.

9

10 (xix) Assistant principals. Resourced at the
11 highest prototypical school model using total school ADM:

12

13 (A) Elementary schools. The greater of:

14

15 (I) One (1.0) FTE for each additional
16 three hundred thirty (330) ADM above three hundred thirty
17 (330) ADM; or

18

19 (II) One (1.0) FTE for schools with
20 less than one hundred ten (110) ADM.

21

22 (B) Middle schools. The greater of:

23

1 (I) One (1.0) assistant principal
2 position for each additional three hundred fifteen (315)
3 ADM above three hundred fifteen (315) ADM; or

4

5 (II) One (1.0) FTE for schools with
6 less than one hundred five (105) ADM.

7

8 (C) High schools. The greater of:

9

10 (I) One (1.0) assistant principal
11 position for each additional three hundred fifteen (315)
12 ADM above three hundred fifteen (315) ADM; or

13

14 (II) One (1.0) FTE for schools with
15 less than one hundred five (105) ADM.

16

17 (xx) School site secretaries. Resourced at the
18 highest prototypical school model using total school ADM:

19

20 (A) Elementary schools. Two (2) FTE for
21 three hundred thirty (330) ADM, prorated down to one and
22 one-half (1.5) FTE for two hundred twenty (220) ADM,
23 prorated down to one (1.0) FTE for one hundred ten (110)

1 ADM, one (1.0) FTE prorated below one hundred ten (110)
2 ADM. For schools with greater than three hundred thirty
3 (330) ADM, one (1.0) additional FTE for each additional one
4 hundred sixty-five (165) ADM;

5
6 (B) Middle schools. Two (2.0) FTE for three
7 hundred fifteen (315) ADM, prorated down to one and
8 one-half (1.5) FTE for two hundred ten (210) ADM, prorated
9 down to one (1.0) FTE for one hundred five (105) ADM, one
10 (1.0) FTE prorated below one hundred five (105) ADM. For
11 schools with ADM greater than three hundred fifteen (315)
12 ADM, one (1.0) additional FTE for each additional one
13 hundred fifty-seven and one-half (157.5) ADM;

14
15 (C) High schools. Three (3.0) FTE for six
16 hundred thirty (630) ADM, prorated down to two (2.0) FTE
17 for three hundred fifteen (315) ADM, prorated down to one
18 and one-half (1.5) FTE for two hundred ten (210) ADM,
19 prorated down to one (1.0) FTE for one hundred five (105)
20 ADM, one (1.0) FTE prorated below one hundred five (105)
21 ADM. For schools with ADM greater than six hundred thirty
22 (630) ADM, one (1.0) additional FTE for each additional two
23 hundred ten (210) ADM.

1

2 (xxi) Instructional and library materials. Three
3 hundred dollars (\$300.00) per ADM;

4

5 (xxii) Technology and equipment. Two hundred
6 fifty dollars (\$250.00) per ADM;

7

8 (xxiii) Gifted and talented students.
9 Twenty-five dollars (\$25.00) per ADM.

10

11 (xxiv) Student activities:

12

13 (A) School districts with two thousand
14 (2,000) or more ADM: eight hundred thirty-three dollars
15 (\$833.00) per high school grade band ADM, four hundred
16 forty-seven dollars (\$447.00) per middle school grade band
17 ADM and thirty-five dollars (\$35.00) per elementary school
18 grade band ADM;

19

20 (B) School districts with five hundred
21 (500) ADM: two thousand eighty-two dollars and fifty cents
22 (\$2,082.50) per high school grade band ADM, one thousand
23 one hundred seventeen dollars and fifty cents (\$1,117.50)

1 per middle school grade band ADM and eighty-seven dollars
2 and fifty cents (\$87.50) per elementary school grade band
3 ADM;

4

5 (C) School districts with one hundred fifty
6 (150) or fewer ADM: two thousand four hundred ninety-nine
7 dollars (\$2,499.00) per high school grade band ADM, one
8 thousand three hundred forty-one dollars (\$1,341.00) per
9 middle school grade band ADM and one hundred five dollars
10 (\$105.00) per elementary school grade band ADM;

11

12 (D) For school districts with less than two
13 thousand (2,000) ADM and more than five hundred (500) ADM
14 the per ADM amounts specified in subparagraph (A) of this
15 paragraph shall be proportionally adjusted on a linear per
16 ADM basis to the per ADM amounts specified in subparagraph
17 (B) of this paragraph;

18

19 (E) For school districts with less than
20 five hundred (500) ADM and more than one hundred fifty
21 (150) ADM the per ADM amounts specified in subparagraph (B)
22 of this paragraph shall be proportionally adjusted on a

1 linear per ADM basis to the per ADM amounts specified in
2 subparagraph (C) of this paragraph.

3

4 (xxv) Professional development. One hundred
5 ninety-one dollars and forty-three cents (\$191.43) per ADM;

6

7 (xxvi) Short cycle and formative assessments.
8 Twenty-five dollars (\$25.00) per ADM;

9

10 (xxvii) Central office staff. Central office
11 staff shall be calculated utilizing the school district's
12 ADM, as follows:

13

14 (A) For school districts with five hundred
15 (500) ADM or less:

16

17 (I) One (1.0) FTE for a superintendent
18 position;

19

20 (II) One and one-half (1.5) FTE for
21 deputy/assistant superintendent positions;

22

1 (III) Two (2.0) FTE for
2 secretary/accounting positions;

3

4 (IV) One (1.0) FTE for a computer
5 technician position.

6

7 (B) For school districts with more than
8 five hundred (500) ADM and less than or equal to one
9 thousand (1,000) ADM:

10

11 (I) One (1.0) FTE for a superintendent
12 position;

13

14 (II) Two (2.0) FTE for
15 deputy/assistant superintendent positions at one thousand
16 (1,000) ADM prorated down to one and one-half (1.5) FTE for
17 five hundred (500) ADM;

18

19 (III) Three (3.0) FTE for
20 secretary/accounting positions at one thousand (1,000) ADM
21 prorated down to two (2.0) FTE for five hundred (500) ADM;

22

1 (IV) Two (2.0) FTE for computer
2 technician positions at one thousand (1,000) ADM prorated
3 down to one (1.0) FTE for five hundred (500) ADM.

4

5 (C) For school districts with more than one
6 thousand (1,000) ADM and less than or equal to two thousand
7 (2,000) ADM:

8

9 (I) One (1.0) FTE for a superintendent
10 position;

11

12 (II) Three (3.0) FTE for
13 deputy/assistant superintendent positions at two thousand
14 (2,000) ADM prorated down to two (2.0) FTE for one thousand
15 (1,000) ADM;

16

17 (III) Six and one-half (6.5) FTE for
18 secretary/accounting positions at two thousand (2,000) ADM
19 prorated down to three (3.0) FTE for one thousand (1,000)
20 ADM;

21

22 (IV) Two and one-half (2.5) FTE for
23 computer technician positions at two thousand (2,000) ADM

1 prorated down to two (2.0) FTE for one thousand (1,000)
2 ADM.

3

4 (D) For school districts with more than two
5 thousand (2,000) ADM and less than or equal to four
6 thousand (4,000) ADM:

7

8 (I) One (1.0) FTE for a superintendent
9 position;

10

11 (II) Four (4.0) FTE for
12 deputy/assistant superintendent positions at four thousand
13 (4,000) ADM prorated down to three (3.0) FTE for two
14 thousand (2,000) ADM;

15

16 (III) Ten (10.0) FTE for
17 secretary/accounting positions at four thousand (4,000) ADM
18 prorated down to six and one-half (6.5) FTE for two
19 thousand (2,000) ADM;

20

21 (IV) Five (5.0) FTE for computer
22 technician positions at four thousand (4,000) ADM prorated

1 down to two and one-half (2.5) FTE for two thousand (2,000)
2 ADM;

3

4 (V) Three (3.0) FTE for
5 director/coordinator positions at four thousand (4,000) ADM
6 prorated down to zero (0.0) FTE for two thousand (2,000)
7 ADM;

8

9 (VI) One (1.0) FTE for a network
10 supervisor position at four thousand (4,000) ADM prorated
11 down to zero (0.0) FTE for two thousand (2,000) ADM;

12

13 (VII) One (1.0) FTE for a software
14 manager position at four thousand (4,000) ADM prorated down
15 to zero (0.0) FTE for two thousand (2,000) ADM.

16

17 (E) For school districts with more than
18 four thousand (4,000) ADM and less than or equal to twelve
19 thousand (12,000) ADM:

20

21 (I) One (1.0) FTE for a superintendent
22 position;

23

1 (II) Four (4.0) FTE for
2 deputy/assistant superintendent positions;

3

4 (III) Twenty (20.0) FTE for
5 secretary/accounting positions at twelve thousand (12,000)
6 ADM prorated down to ten (10.0) FTE for four thousand
7 (4,000) ADM;

8

9 (IV) Fifteen (15.0) FTE for computer
10 technician positions at twelve thousand (12,000) ADM
11 prorated down to five (5.0) FTE for four thousand (4,000)
12 ADM;

13

14 (V) Nine (9.0) FTE for
15 director/coordinator positions at twelve thousand (12,000)
16 ADM prorated down to three (3.0) FTE for four thousand
17 (4,000) ADM;

18

19 (VI) Two (2.0) FTE for network
20 supervisor positions at twelve thousand (12,000) ADM
21 prorated down to one (1.0) FTE for four thousand (4,000)
22 ADM;

23

1 (VII) Two (2.0) FTE for software
2 manager positions at twelve thousand (12,000) ADM prorated
3 down to one (1.0) FTE for four thousand (4,000) ADM;

4

5 (VIII) Ten (10.0) FTE for other
6 central office professional positions at twelve thousand
7 (12,000) ADM prorated down to zero (0.0) FTE for four
8 thousand (4,000) ADM.

9

10 (F) For school districts with more than
11 twelve thousand (12,000) ADM:

12

13 (I) One (1.0) FTE for a superintendent
14 position;

15

16 (II) Four (4.0) FTE for
17 deputy/assistant superintendent positions;

18

19 (III) Twenty (20.0) FTE for
20 secretary/accounting positions prorated up from twelve
21 thousand (12,000) ADM;

22

1 (IV) Fifteen (15.0) FTE for computer
2 technician positions prorated up from twelve thousand
3 (12,000) ADM;

4

5 (V) Nine (9.0) FTE for
6 director/coordinator positions prorated up from twelve
7 thousand (12,000) ADM;

8

9 (VI) Two (2.0) FTE for network
10 supervisor positions prorated up from twelve thousand
11 (12,000) ADM;

12

13 (VII) Two (2.0) FTE for software
14 manager positions prorated up from twelve thousand (12,000)
15 ADM;

16

17 (VIII) Ten (10.0) FTE for other
18 central office professional positions prorated up from
19 twelve thousand (12,000) ADM.

20

21 (xxviii) Central office nonpersonnel resources.
22 Six hundred six dollars (\$606.00) per ADM;

23

1 (xxix) School custodians. Resourced at the
2 highest prototypical school model for each school operating
3 for the immediately preceding school year:
4

5 (A) For schools with more than fifty (50)
6 ADM, calculated using the average of the four (4) factors
7 specified under subdivisions (I) through (IV) of this
8 subparagraph, plus an additional one-half (0.5) FTE for
9 middle or high schools:
10

11 (I) One (1.0) FTE for every thirteen
12 (13) FTE resourced under paragraphs (ii) through (v) of
13 this subsection;
14

15 (II) One (1.0) FTE for every three
16 hundred twenty-five (325) ADM;
17

18 (III) One (1.0) FTE for every thirteen
19 (13) classrooms;
20

21 (IV) One (1.0) FTE for every eighteen
22 thousand (18,000) square feet of authorized education
23 space, as determined by W.S. 21-13-309(m)(v)(G).

1

2 (B) District custodians. One (1.0) FTE for
3 every eighteen thousand (18,000) square feet of authorized
4 education space, multiplied by ten percent (10%) of the
5 total authorized education space for all school buildings
6 in the district, as determined under W.S.
7 21-13-309(m) (v) (G).

8

9 (xxx) Maintenance workers. Resourced at the
10 highest prototypical school model for each school operating
11 for the immediately preceding school year:

12

13 (A) A base FTE resourced using the average
14 of the four (4) factors specified under subdivisions (I)
15 through (IV) of this subparagraph, plus the additional
16 adjustments to the base FTE amount as provided in
17 subdivision (V) of this subparagraph:

18

19 (I) One and one-tenth (1.1) FTE per
20 school building;

21

22 (II) One (1.0) FTE for every sixty
23 thousand (60,000) square feet of authorized education

1 space, as determined under W.S. 21-13-309(m) (v) (G),
2 multiplied by one and two-tenths (1.2);

3

4 (III) One (1.0) FTE for every one
5 thousand (1,000) ADM, multiplied by one and three-tenths
6 (1.3);

7

8 (IV) One (1.0) FTE for every five
9 million dollars (\$5,000,000.00) of the school district's
10 school year 2004-2005 general fund operating expenditures,
11 multiplied by one and two-tenths (1.2);

12

13 (V) The base FTE calculated under this
14 subparagraph for each school building shall be adjusted as
15 follows:

16

17 (1) A school level adjustment for
18 elementary schools equal to the product of the base FTE
19 multiplied by a factor of eight-tenths (0.8) less the base
20 FTE and for high schools equal to the product of the base
21 FTE multiplied by two (2) less the base FTE;

22

1 model using the total ADM of all schools on the land
2 acreage;

3
4 (B) Acreage acquired by a district after
5 July 1, 1997 shall be calculated using the lesser of the
6 actual site acreage on which the facility is situated or
7 the acreage specified in state construction department's
8 rules, provided that this limitation shall not apply if the
9 acreage was acquired through an exchange with another
10 governmental entity and the acreages involved in the
11 exchange were originally acquired by the district and the
12 governmental entity on or prior to July 1, 1997;

13
14 (C) A base groundskeeper FTE for each
15 school site for the immediately preceding school year shall
16 be equal to the authorized acreage computed under
17 subparagraphs (A) and (B) of this paragraph multiplied by
18 ninety-three (93) hours per acre divided by two thousand
19 eight (2,008) hours of work per year. The base
20 groundskeeper FTE shall be adjusted by a factor equal to
21 the base groundskeeper FTE multiplied by one and
22 five-tenths (1.5) for middle school sites and two and
23 five-tenths (2.5) for high school sites;

1

2 (D) Groundskeeper FTE positions for
3 district level sites shall be equal to ten percent (10%) of
4 the school level groundskeeper FTE positions calculated
5 under subparagraph (C) of this paragraph.

6

7 (xxxii) Operations and maintenance supplies. The
8 authorized education space for each school building, as
9 determined under W.S. 21-13-309(m)(v)(G), multiplied by one
10 dollar and two cents (\$1.02) per square foot and adjusted
11 by a factor of one and one-tenth (1.1);

12

13 (xxxiii) Utilities. Actual school year 2024-2025
14 general fund expenditures by school district excluding
15 amounts reimbursed under W.S. 21-13-320 and 21-13-321
16 adjusted by the external cost adjustment in accordance with
17 W.S. 21-13-309(o). For additional buildings added or
18 removed from school district building inventories after
19 school year 2024-2025, one hundred percent (100%) of
20 2024-2025 district average utility expenditures per gross
21 square foot for district school buildings as adjusted by
22 the external cost adjustment in accordance with W.S.

1 21-13-309(o) multiplied by the additional or removed square
2 footage;

3

4 (xxxiv) Salaries. The average salaries for the
5 positions specified in this subsection shall be as follows:

6

7 (A) Superintendents: one hundred sixty-four
8 thousand three hundred sixty-seven dollars (\$164,367.00);

9

10 (B) Deputy/assistant superintendents: one
11 hundred twenty-four thousand nine hundred ninety-four
12 dollars (\$124,994.00);

13

14 (C) Director/coordinators: one hundred
15 fifteen thousand nine hundred five dollars (\$115,905.00);

16

17 (D) Other central office professional
18 personnel: ninety thousand dollars (\$90,000.00);

19

20 (E) Network supervisor/software managers:
21 sixty-eight thousand five hundred sixteen dollars
22 (\$68,516.00);

23

1 (F) Computer technicians: sixty thousand
2 three hundred fifty-eight dollars (\$60,358.00);

3

4 (G) Principals: one hundred fifteen
5 thousand nine hundred five dollars (\$115,905.00);

6

7 (H) Assistant principals: one hundred eight
8 thousand nine hundred fifty-one dollars (\$108,951.00);

9

10 (J) Teachers, including instructional
11 facilitators, tutors, counselors, pupil support, librarians
12 and nurses: seventy-five thousand eight hundred sixty-three
13 dollars (\$75,863.00);

14

15 (K) Secretary/accounting personnel:
16 forty-seven thousand four hundred thirty-two dollars
17 (\$47,432.00);

18

19 (M) Supervisory/library aides: twenty-nine
20 thousand four hundred thirty-four dollars (\$29,434.00);

21

22 (N) Maintenance workers: fifty-three
23 thousand seven hundred twenty-four dollars (\$53,724.00);

1

2 (O) Groundskeepers/custodians: thirty-seven
3 thousand six hundred five dollars (\$37,605.00);

4

5 (P) Substitute teachers: one hundred
6 eighty-five dollars (\$185.00) per day.

7

8 (xxxv) In determining the resources allocated to
9 each school district, each salary specified in paragraph
10 (xxxiv) of this subsection shall be adjusted in the
11 following order:

12

13 (A) Multiplied by the external cost
14 adjustment adopted by the legislature pursuant to W.S.
15 21-13-309(o) and in accordance with paragraph (xxxviii) of
16 this subsection;

17

18 (B) Multiplied by the lowest regional cost
19 adjustment specified in subsection (g) of this section for
20 the applicable school year to establish a baseline salary;

21

22 (C) The baseline salary for each position
23 computed in subparagraph (B) of this subsection shall be

1 further multiplied by each school district's rebased
2 regional cost adjustment determined in subsection (g) of
3 this section for the applicable school year to determine
4 the salary for each school district for each position.

5

6 (xxxvi) Employer-paid payroll costs. In
7 determining the resources allocated to each school
8 district, each salary shall be multiplied by eight and
9 forty-one hundredths percent (8.41%), including:

10

11 (A) Social security equal to six and
12 two-tenths percent (6.2%). Social security benefits shall
13 be limited to each salary up to the maximum taxable
14 earnings amount as of January 1 of the immediately
15 preceding school year;

16

17 (B) Medicare equal to one and forty-five
18 hundredths percent (1.45%);

19

20 (C) Workers' compensation equal to
21 seven-tenths percent (0.7%);

22

1 (D) Unemployment insurance equal to
2 six-hundredths percent (0.06%).

3

4 (xxxvii) Health insurance. Health insurance
5 benefits shall be computed pursuant to W.S.
6 21-13-309(m) (v) (F);

7

8 (xxxviii) External cost adjustment. The
9 following categories of model components shall be adjusted
10 by the external cost adjustment adopted by the legislature
11 pursuant to W.S. 21-13-309(o):

12

13 (A) "Education materials category"
14 including the following components:

15

16 (I) Instructional and library
17 materials component resourced under paragraph (xxi) of this
18 subsection;

19

20 (II) Student activities component
21 resourced under paragraph (xxiv) of this subsection;

22

1 (III) Professional development
2 component determined under paragraph (xxv) of this
3 subsection;

4

5 (IV) Central office nonpersonnel
6 resources under paragraph (xxviii) of this subsection;

7

8 (V) Operations and maintenance
9 supplies resources under paragraph (xxxii) of this
10 subsection.

11

12 (B) "Energy category" includes the
13 utilities component resourced under paragraph (xxxiii) of
14 this subsection;

15

16 (C) "Nonprofessional labor category"
17 includes salaries for secretaries and accounting staff,
18 supervisory and library aides, groundskeepers and
19 custodians and maintenance workers identified under
20 paragraph (xxxiv) of this subsection;

21

22 (D) "Professional labor category" including
23 salaries for superintendents, deputy and assistant

1 superintendents, directors and coordinators, other central
2 office professional personnel, network supervisors and
3 software managers, computer technicians, principals,
4 assistant principals and teachers identified under
5 paragraph (xxxiv) of this subsection.

6

7 (d) Amounts resourced through the education resource
8 block grant model for FTE generated pursuant to paragraphs
9 (c)(ii) through (x) of this section shall only be expended
10 by a school district for instructional purposes and shall
11 not be expended or transferred for any other purpose. As
12 used in the subsection, "instructional purposes" includes
13 individual, group or class instructional activities to
14 provide educational programs required under W.S. 21-9-101
15 by teachers, tutors, paraeducators or instructional aides
16 or any combination thereof, the use of instructional
17 facilitators or any other instructional activity to assist
18 in the instructional process. Nothing in this subsection
19 shall prohibit a district from hiring fewer or more
20 positions than resourced under paragraphs (c)(ii) through
21 (x) of this section, prohibit a district from hiring
22 paraeducators or instructional aides for instructional
23 purposes or prohibit a district from contracting to deliver

1 the educational program. Expenditures related to
2 technology and equipment or instructional materials are not
3 appropriate expenditures for instructional purposes under
4 this subsection.

5

6 (e) Notwithstanding any other provision of law, a
7 superintendent's total compensation paid by a school
8 district shall not exceed two hundred thirty-three and
9 one-third percent (233 1/3%) of the average teacher's total
10 compensation paid by that district for the applicable
11 school year. This subsection shall only apply to
12 superintendent employment contracts entered into, renewed
13 or amended on or after July 1, 2026.

14

15 (f) Notwithstanding any other provision of law,
16 co-located schools shall be treated as a single school for
17 purposes of funding, staffing and resource allocation
18 through the education resource block grant model. The ADM
19 for co-located schools shall be aggregated, and no
20 component of the education resource block grant model, or
21 any categorical allocation shall be calculated or
22 distributed on a separate or duplicative basis for
23 co-located schools, unless expressly authorized by law.

1

2 (g) The salary for each staffing category shall be
3 further adjusted for regional cost differences as follows:

4

5 (i) By the hedonic wage index as computed in the
6 2025 cost of education study. For school year 2027-2028 and
7 each year thereafter, the hedonic wage index shall be
8 updated annually by the legislative service office until it
9 is recalibrated in accordance with W.S. 21-13-309(t). Each
10 salary under paragraph (c)(xxxiv) of this section shall be
11 adjusted by the lowest annual hedonic wage index to
12 establish a baseline state average salary for each position
13 in the education resource block grant model. The baseline
14 state average salary shall be further adjusted by each
15 school district's rebased hedonic wage index with a minimum
16 of one hundred (100) as the index value or an adjusted
17 rebased hedonic wage index as computed in paragraph (ii) of
18 this subsection;

19

20 (ii) If the difference between a school
21 district's rebased Wyoming cost-of-living index and its
22 rebased hedonic wage index is greater than thirty-three
23 (33) percentage points, the difference, less thirty-three

1 (33) percentage points, shall be added to a district's
2 rebased hedonic wage index. The version of the Wyoming
3 cost-of-living index used under this paragraph for any
4 school year shall be the average of the six (6) consecutive
5 semi-annual index reports completed by January 1 of the
6 immediately preceding school year and each semi-annual
7 index report shall be rebased with the minimum of one (100)
8 as the index value.

9

10 **21-13-339. Retirement; K-12 public school employees.**

11

12 In addition to amounts resourced and computed by the
13 education resource block grant model and amounts reimbursed
14 under W.S. 21-13-320 and 21-13-321, the department of
15 education shall reimburse each school district for
16 retirement benefits equal to the percentage paid for state
17 employee members under W.S. 9-3-413 and 9-3-413.1, but
18 only for those employees' salaries paid from amounts
19 specified by W.S. 21-13-309.1, 21-13-320 or 21-13-321. If a
20 portion of an employee's total salary is paid from funds
21 other than those amounts specified by W.S. 21-13-309.1,
22 21-13-320 or 21-13-321, only the proportional amount shall
23 be subject to reimbursement. The department shall

1 promulgate rules regarding employee eligibility for
2 reimbursement under this section and the information
3 required from school districts to reimburse retirement
4 benefit costs under this section. The department shall
5 reimburse the amount computed under this section to each
6 school district monthly or in accordance with the schedule
7 provided under W.S. 21-13-313(c).

8

9 **21-13-340. Instructional reserve account;**
10 **expenditures; reporting.**

11

12 (a) Each school district shall establish an
13 instructional reserve account.

14

15 (b) The account shall consist of any unexpended and
16 unencumbered funds resourced through the education resource
17 block grant model, pursuant to W.S. 21-13-309.1(c)(ii)
18 through (x), for instructional purposes, as defined by W.S.
19 21-13-309.1(d). Interest and other earnings shall be
20 credited to the account. Unexpended and unencumbered monies
21 within the account at the end of each fiscal year shall not
22 lapse but shall remain in the account. These funds shall be
23 excluded from the school district's operating balance and

1 cash reserves calculated pursuant to W.S. 21-13-313(e). In
2 no event shall these funds be transferred or expended for
3 any other purpose, except as authorized by subsection (c)
4 of this section.

5

6 (c) Funds within the instructional reserve account
7 may be expended by school districts to mitigate the fiscal
8 impact of declining enrollment and to recruit, hire and
9 retain instructional personnel.

10

11 (d) Each school district shall report annually to the
12 department of education the balance of the instructional
13 reserve account and a general accounting of the
14 expenditures from the account. Reporting shall be in the
15 manner and form required by the department of education.

16

17 (e) The department of education shall promulgate
18 rules, including reporting requirements and procedures for
19 districts, to implement this section.

20

21 **21-13-341. Dual enrollment district reimbursement**
22 **program; administration; application; distribution.**

23

1 (a) In addition to funding generated by the education
2 resource block grant model, the department of education
3 shall reimburse each school district for amounts expended
4 for student enrollment in and completion of dual enrollment
5 courses pursuant to an agreement with the University of
6 Wyoming or a community college under W.S. 21-20-201.

7

8 (b) The department of education shall promulgate
9 rules necessary to implement this section. The rules shall,
10 at a minimum, establish the form, manner and procedures for
11 submitting reimbursement requests and the timeline and
12 process for approval or denial. Any denial shall be in
13 writing and shall state the specific reasons for the
14 denial.

15

16 (c) The department shall annually distribute funds to
17 school districts in accordance with this section. If the
18 funds appropriated for this program are insufficient to pay
19 approved reimbursement expenses submitted by school
20 districts, the payments shall be reduced on a pro rata
21 basis relative to each school district's proportion of
22 completed credit hours.

23

1 (d) Notwithstanding any other provision of law,
2 school districts, the University of Wyoming and community
3 colleges shall not limit the number of dual enrollment
4 courses in which a student may enroll pursuant to W.S.
5 21-20-201.

6
7 (e) Not later than October 1 of each year, the
8 department of education shall report to the joint education
9 interim committee the total reimbursements awarded, the
10 number of participating districts and students, total
11 credit hours funded and the rate of completion and any pro
12 rata reductions pursuant to subsection (c) of this section.

13
14 **Section 2.** W.S. 9-3-413.1(a)(v), 16-4-105(b),
15 21-2-202(g), 21-2-204(b)(intro), 21-3-110(a) by creating a
16 new paragraph (xlv), 21-3-314(c)(i) and (vi),
17 21-13-101(a)(xiv), (xvi)(A)(II) through (IV) and (c),
18 21-13-102(e), 21-13-307 by creating a new subsection (c),
19 21-13-309(m)(iv)(A), (v)(intro), (B)(intro), (IV)(intro),
20 (F)(I), (II), by creating a new subdivision (IV),
21 (G)(intro), (I), (II), (vi)(C), (o) and (u), 21-13-310(a)
22 by creating new paragraph (xv) and by renumbering (xv) as
23 (xvi), 21-13-313(b), (c), (e) and (g), 21-13-320(b)(intro),

1 (f), (g) (intro), (v) (intro), (A), (vi) and (m),
2 21-13-321(b) and (d), 21-13-338(a), (c) (intro), (i) through
3 (iii) and (e) and 21-13-504 are amended to read:

4

5 **9-3-413.1. Members' and employers' contributions**
6 **based on actuarially determined contribution rates;**
7 **calculation of rates; reports.**

8

9 (a) Beginning with the 2027-2028 fiscal biennium, the
10 retirement system shall calculate the percentage of salary
11 for members' contributions required under W.S. 9-3-412(a)
12 and for the employers' contribution required under W.S.
13 9-3-413 based on an actuarially determined contribution
14 rate in accordance with the following:

15

16 (v) After calculation of the actuarially
17 determined contribution rate under paragraph (ii) of this
18 subsection, the state budget department and the retirement
19 system shall calculate necessary amounts to account for any
20 changes in the appropriations necessary to fund the
21 contributions for the public employee retirement plan and
22 shall include those amounts in the budget prepared under
23 W.S. 9-2-1010 through 9-2-1014.1, including changes in

1 amounts for school districts necessary to account for the
2 employer's share of the actuarially determined contribution
3 rate in accordance with this section for benefits paid ~~from~~
4 ~~the education resource block grant model defined in W.S.~~
5 ~~21-13-101(a)(xiv) and as enumerated in Attachment~~
6 ~~A(b)(xxxviii), as defined in W.S. 21-13-101(a)(xvii) in~~
7 accordance with 21-13-339;
8

9 **16-4-105. Accumulated retained earnings or fund**
10 **surplus; capital improvements reserve.**
11

12 (b) Except as specifically prohibited under W.S.
13 21-13-504(b) for school district boards of trustees, a
14 municipality may appropriate funds from estimated revenue
15 in any budget year to a reserve for capital improvements
16 and for depreciation within any capital improvements fund,
17 and for the purpose of purchasing or replacing specified
18 equipment or a depreciation reserve for equipment, which
19 has been duly established by ordinance. Money in the
20 reserves may be allowed to accumulate from year to year
21 until the accumulated total is sufficient to permit
22 economical expenditure for the specified purposes.
23 Disbursements from reserves shall be made only by transfer

1 to a revenue account within a capital improvements fund
2 pursuant to an appropriation for the fund. The amount
3 appropriated to reserves under this subsection in any
4 budget year shall not exceed ten percent (10%) of the
5 municipality's total revenues for that budget year.

6

7 **21-2-202. Duties of the state superintendent.**

8

9 (g) Paragraphs (a)(xxxviii) and (xxxix) of this
10 section are repealed ~~July 1, 2026~~ July 1, 2027.

11

12 **21-2-204. Wyoming Accountability in Education Act;**
13 **statewide education accountability system created.**

14

15 (b) A statewide education accountability system shall
16 be established by the state board through the department of
17 education in accordance with this section, which implements
18 the components of the education resource block grant model
19 as defined by W.S. 21-13-101(a)(xiv) and as contained in
20 ~~Attachment "A" as defined under W.S. 21-13-101(a)(xvii)~~
21 21-13-309.1. The first phase of this system shall be a
22 school-based system that is based on student performance as
23 determined through multiple measures of school performance.

1 The goals of the Wyoming Accountability in Education Act
2 are to:

3

4 **21-3-110. Duties of boards of trustees.**

5

6 (a) The board of trustees in each school district
7 shall:

8

9 (xlv) Commencing with the budget prepared and
10 adopted for school year 2027-2028 in accordance with W.S.
11 16-4-109 and 16-4-111, the budget shall contain a section
12 to report staffing and expenditure variances from each
13 component contained within the education resource block
14 grant model as defined under W.S. 21-13-101(a)(xiv). Any
15 variance plus or minus seven and one-half percent (7.5%)
16 shall be reported in each budget with an explanation for
17 each variance, by component of the education resource block
18 grant model. The variances calculated and reported under
19 this paragraph shall be on a dollar and position basis.

20

21 **21-3-314. Students counted among district ADM;**
22 **determination of charter school funding.**

23

1 (c) The charter school shall be entitled to the
2 following amounts:

3
4 (i) Except as provided in paragraph (vi) of this
5 subsection, one hundred percent (100%) of the foundation
6 program amount computed under W.S. 21-13-309(m) and
7 21-13-309.1 based upon the average daily membership of the
8 charter school, less amounts generated by the charter
9 school's membership under ~~paragraph (b) (xxix) of~~
10 ~~"Attachment A" as defined in~~ W.S. ~~21-13-101(a) (xvii)~~
11 21-13-309.1(c) (xxiv) and (xxvii) and less amounts specified
12 under W.S. 21-13-309(m) (v) (E) (III) through (V);

13
14 (vi) A percentage amount calculated by dividing
15 the charter school's average daily membership by the total
16 average daily membership of the charter school's respective
17 school district multiplied by the amounts generated from
18 the foundation program amount computed under W.S.
19 21-13-309(m) and ~~paragraph (b) (xxix) of "Attachment A" as~~
20 ~~defined in~~ W.S. ~~21-13-101(a) (xvii)~~ 21-13-309.1(c) (xxiv) and
21 (xxvii).

22
23 **21-13-101. Definitions.**

1

2 (a) As used in this chapter:

3

4 (xiv) "Education resource block grant model"
5 means the block grant model for Wyoming school finance
6 contained within the enumeration of model components
7 summarizing and executing ~~recommendations within~~ the ~~2010~~
8 ~~2025~~ cost of education study as modified by the legislature
9 and as ~~referenced in paragraph (xvii) of this subsection~~
10 ~~contained in W.S. 21-13-309.1~~. "Education resource block
11 grant model" or "model" includes model spreadsheets updated
12 with technical corrections, all of which are enacted into
13 law, on file with the secretary of state and are maintained
14 and made available for public inspection by the state
15 superintendent under W.S. 21-2-202(e), and as may be
16 subsequently modified by the legislature prior to future
17 model recalibration required under W.S. 21-13-309(t);

18

19 (xvi) "Prototypical school model" means a school
20 level, comprised of cost, resource and enrollment
21 parameters, as described within the education resource
22 block grant model. The separate school levels identified
23 with the model are as follows:

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

(A) Elementary school - kindergarten through grade five (5) modeled at cost and resource levels for:

(II) ~~Ninety-six (96)~~ One hundred ten (110) ADM;

(III) ~~One hundred ninety-two (192)~~ Two hundred twenty (220) ADM; and

(IV) ~~Two hundred eighty-eight (288)~~ Three hundred thirty (330) ADM.

(c) The education resource block grant model as defined under paragraph (a)(xiv) of this section and as ~~included in "Attachment A" referenced in paragraph (a)(xvii) of this section~~ contained in W.S. 21-13-309.1 and operationalized through the model spreadsheets, as each are enacted into law, and including any technical correction which may be implemented by rule ~~and regulation~~ of the state superintendent under W.S. 21-2-202(e), shall be filed with the secretary of state.

1

2 **21-13-102. Maximum rate of school district tax;**
3 **recapture of excess; equalization of permissive levies.**

4

5 (e) Annually on or before ~~August 15~~ September 1 the
6 department shall notify each district subject to recapture
7 of the estimated amount due to the state during the current
8 fiscal year, using data from the previous school year. Upon
9 receipt of the state assessed values by school districts,
10 and not later than ~~March 1~~ May 31 of the current fiscal
11 year, the department shall certify to each district subject
12 to recapture the amount of recapture for the fiscal year to
13 be remitted to the state. The amount certified shall
14 supersede the estimates certified on or before ~~August 15~~
15 September 1. If a district can demonstrate financial
16 inability to make payments to the state as provided in
17 subsection (b) of this section, the superintendent of
18 public instruction may adjust the schedule of payments
19 provided by subsection (b) of this section if the financial
20 integrity of the foundation program will not be
21 jeopardized.

22

1 **21-13-307. Eligibility to share in distribution of**
2 **money from foundation account; mandatory financial**
3 **reporting; prohibition of spending foundation program funds**
4 **on capital construction.**

5
6 (c) In no event shall any school district transfer or
7 expend any foundation program amounts, defined under W.S.
8 21-13-101(a)(v), including but not limited to revenues
9 collected under W.S. 21-13-310 and amounts paid to the
10 school district for the purpose of funding operational
11 expenses under this chapter, for major building and
12 facility repair or replacement, as defined under W.S.
13 21-15-109(a)(iii), or for a project, as defined under W.S.
14 21-15-111(a)(iv) or for any educational building, office
15 building, portable building, teacherage or warehouse
16 building, as defined under W.S. 21-15-109(a).

17
18 **21-13-309. Determination of amount to be included in**
19 **foundation program for each district.**

20
21 (m) In determining the amount to be included in the
22 foundation program for each district, the state
23 superintendent shall:

1

2 (iv) Based upon reports from each district on
3 schools operating within that district for the current
4 school year and on grade configurations contained within
5 each reported school during that school year, compute the
6 average daily membership (ADM) for each reported school and
7 each grade within each reported school in accordance with
8 identified grade configurations subject to the following:

9

10 (A) If the district's average ADM for the
11 ~~three (3)~~ two (2) immediately preceding school years is
12 greater than the district's ADM from the previous school
13 year, each reported school shall be computed based upon the
14 average of the school's ADM counts completed at the end of
15 the ~~three (3)~~ two (2) immediately preceding school years,
16 otherwise each reported school within the district shall be
17 computed based on the school's ADM for the previous school
18 year;

19

20 (v) Based upon ADM computations and identified
21 school configurations within each district pursuant to
22 paragraph (iv) of this subsection, compute the foundation
23 program amount for each district as prescribed by the

1 education resource block grant model ~~adopted by the Wyoming~~
2 ~~legislature~~ as defined under W.S. 21-13-101(a)(xiv) ~~, as~~
3 ~~contained within the spreadsheets and accompanying reports~~
4 ~~referenced under W.S. 21-13-101(a)(xvii).~~ The following
5 criteria shall be used by the state superintendent in the
6 administration of the education resource block grant model:
7

8 (B) Alternative schools ~~qualifying for~~
9 ~~separate consideration under the education resource block~~
10 ~~grant model~~ may be established by a school district for
11 offering educational programs to students with educational
12 needs which the district finds are not appropriately met by
13 other schools in the district, excluding charter schools
14 established under W.S. 21-3-301 through 21-3-314.
15 Alternative schools included within a district's
16 configuration of schools identified under paragraph (iv) of
17 this subsection shall for purposes of the education
18 resource block grant model:
19

20 (IV) ~~Except as otherwise provided in~~
21 ~~subdivision (V) of this subparagraph, on and after July 1,~~
22 ~~2014, and if not qualifying under subdivision (I) of this~~

1 ~~subparagraph,~~ Be approved as an alternative school by the
2 state superintendent subject to the following:

3

4 (F) Amounts provided within the model for
5 health insurance shall be based upon:

6

7 (I) ~~Prior year statewide average~~
8 ~~district weighted~~ The actual ~~participation participants,~~ as
9 of October 1 of the prior year, of full-time equivalent
10 (FTE) employees funded with amounts allocated from the
11 education resource block grant model in district health
12 insurance plans ~~as to the proportion of~~ categorized into
13 employee only, split contracts, employee plus spouse, ~~or~~
14 employee plus children and family coverage;

15

16 (II) Each reported employee under
17 subdivision (I) of this subparagraph shall be multiplied by
18 the annualized state contribution rate as of January 1 of
19 the preceding school year, on behalf of each employee and
20 official enrolled in the state group health insurance plan,
21 for employee only, split contracts, employee plus spouse,
22 ~~or~~ employee plus children and family coverage except as

1 provided in subdivision ~~(III)~~ (IV) of this subparagraph;
2 and

3
4 (IV) For school year 2027-2028 and
5 each school year thereafter, the amount provided to school
6 districts for health insurance shall be computed as
7 follows:

8
9 (1) The amount calculated
10 pursuant to subdivision (II) of this subparagraph, subject
11 to subdivision (2) of this subdivision;

12
13 (2) If the actual prior school
14 year health insurance expenditures for employees funded
15 with amounts allocated from the education resource block
16 grant model is less than the amount calculated under
17 subdivision (II) of this subparagraph for that school year,
18 the difference shall be subtracted from the amount
19 calculated pursuant to subdivision (II) of this
20 subparagraph.

21
22 (G) Amounts within the education resource
23 block grant model for maintenance and operations shall be

1 based upon the lesser of the actual educational gross
2 square footage of school buildings and facilities or the
3 education space prescribed by statewide adequacy standards
4 under W.S. 21-15-115 subject to the following:

5

6 (I) Actual gross square footage of
7 school buildings and facilities shall be separated into
8 education ~~and noneducation~~ space categories by school and
9 by district, including leased square footage but excluding
10 square footage not used for delivering the required
11 educational program and the square footage of any building
12 or facility closed and not operational as provided under
13 W.S. 21-15-109(c)(iv);

14

15 (II) Actual gross square footage of
16 education space shall be the gross square footage
17 prescribed by statewide building adequacy standards
18 promulgated pursuant to W.S. 21-15-115. ~~Except as otherwise~~
19 ~~provided in this subdivision,~~ Education space capacity in
20 excess of one hundred fifteen percent (115%) of the
21 standard space level shall not be included in actual gross
22 square footage computations under this subdivision. ~~For~~
23 ~~school year 2025-2026, education space capacity in excess~~

1 ~~of one hundred thirty-five percent (135%) of the standard~~
2 ~~space level shall not be included in actual gross square~~
3 ~~footage computations under this subdivision;~~

4
5 (vi) Except for charter schools established
6 under W.S. 21-3-301 through 21-3-314 and alternative
7 schools approved under subdivision (v)(B)(IV) of this
8 subsection, any alteration of the configuration of grades
9 within a district, school or school facility which differs
10 from the configuration of grades during the immediately
11 preceding school year as reported under paragraph (iv) of
12 this subsection shall be considered a reconfiguration and
13 shall be documented by the district and reported to the
14 state superintendent and the director of the state
15 construction department. Following review and evaluation,
16 the state superintendent and the director of the state
17 construction department shall, each acting independently,
18 approve or deny the reconfiguration for purposes of
19 application to the education resource block grant model and
20 the determination of school facility needs and remedies.
21 The following shall apply:

22

1 (C) ~~Effective for the school year~~
2 ~~commencing after July 1, 2012, and each school year~~
3 ~~thereafter,~~ No reconfiguration of grades within any
4 district, school or facility shall differ from the previous
5 school year such that more than one (1) school is included
6 within any one (1) school facility to be reported under
7 paragraph (iv) of this subsection for purposes of
8 determining the foundation program amount for that
9 district;

10
11 (o) To the extent specifically provided by the
12 legislature, and between periods of model recalibration
13 required under subsection (t) of this section, the amount
14 computed for each district under subsection (m) of this
15 section shall be adjusted to provide for the effects of
16 inflation, excluding those amounts specified under
17 subparagraphs (m) (v) (E) and (F) of this section, the
18 technology and equipment component as specified in W.S.
19 21-13-309.1(c)(xxii), the gifted and talented students
20 component as specified in W.S. 21-13-309.1(c)(xxiii) and
21 the short cycle and formative assessment component
22 ~~contained in paragraph (b)(xxviii) of "Attachment A" as~~
23 ~~referenced as specified~~ in W.S. ~~21-13-101(a)(xvii)~~

1 21-13-309.1(c) (xxvi). The adjustment under this subsection
2 shall not be applied until the expiration of the school
3 year immediately following the first school year of
4 application of the recalibrated model, and shall be
5 adjusted on a cumulative basis each school year thereafter
6 and until the first school year of application of a
7 subsequent model recalibration. Following analysis of
8 information reported under subsection (u) of this section,
9 the joint appropriations ~~interim~~-committee shall submit a
10 recommendation to the legislature and the governor not
11 later than November 1 of each applicable year on an
12 external cost adjustment for purposes of this subsection.

13

14 (u) To ensure model components specified under the
15 education resource block grant model defined under W.S.
16 21-13-101(a)(xiv), as enumerated and enacted by the
17 legislature and ~~included in "Attachment A" referenced in~~
18 ~~W.S. 21-13-101(a)(xvii)~~ as specified by W.S. 21-13-309.1,
19 remain resourced at cost-based levels between periods of
20 model recalibration required under subsection (t) of this
21 section, and prior to adjustment for the effects of
22 inflation for any school year under subsection (o) of this
23 section, the joint education interim committee shall

1 annually receive and review reports in accordance with this
2 subsection and report to the joint appropriations interim
3 committee as required by this subsection. The legislative
4 service office shall assemble information necessary to
5 develop a model monitoring process and other reports for
6 the committee using data maintained by the department of
7 education and other state agencies. For this purpose, the
8 department shall annually update and compile information,
9 in a format contained within reports provided during 2010
10 2025 model recalibration, reported at the model component
11 level, on school district allocation of model resources, as
12 well as other information provided for purposes of
13 developing and completing the 2010—2025 cost of education
14 studies. Each year excluding the first school year of
15 application of any model recalibration performed under
16 subsection (t) of this section, the information and
17 analysis assembled by the legislative service office under
18 this subsection shall be reported to the joint education
19 interim committee in sufficient time to allow committee
20 review of and deliberation on the report and the submission
21 of recommendations to the joint appropriations interim
22 committee by October 15 of the applicable school year.
23 Report recommendations shall be used by the joint

1 appropriations ~~interim~~ committee in its determination of
2 legislative recommendation on model adjustment under
3 subsection (o) of this section.

4

5 **21-13-310. Annual computation of district revenues.**

6

7 (a) To ensure revenues available to each district are
8 uniformly sufficient to enable compliance with the uniform
9 standards for educational programs prescribed under W.S.
10 21-9-101 and 21-9-102 and to secure state board
11 accreditation of educational programs under W.S.
12 21-2-304(a)(ii), the revenues specified under this
13 subsection shall be deemed state revenues and shall be
14 considered in determining the amount to be distributed to
15 each district under W.S. 21-13-311. A district shall make
16 an annual computation of the following revenues:

17

18 (xv) One-half (1/2) of the amount of realized
19 investment earning received on school district investments;

20

21 ~~(xv)~~ (xvi) All other revenues received or
22 collected by the district during the previous school year,
23 but excluding any amount received from private

1 contributions and gifts, excluding any revenues dedicated
2 by law to the payment of bonded indebtedness, and any
3 revenues from the disposition of school buildings and land
4 pursuant to W.S. 21-15-123(f)(vi), and excluding fees or
5 other charges imposed by the district for goods or
6 services, such as rental fees and the price paid for
7 admission into any place for recreation, entertainment or
8 an athletic event. Upon application of a district, the
9 department shall exclude from this paragraph revenue
10 received by the district if the department finds that the
11 revenue could not be used by the district to provide
12 educational services to students.

13

14 **21-13-313. Distribution of funds from foundation**
15 **account; property tax and cash reserve adjustment;**
16 **regulations.**

17

18 (b) The state superintendent shall determine on or
19 before ~~August 15~~ September 1 of each year the tentative
20 allotment of foundation funds to which each district is
21 entitled under this article. In making this determination,
22 the state superintendent may, if current fiscal information
23 required by law to compute the tentative allotment is not

1 available for any district, ~~by August 1 of that year,~~ use
2 fiscal information available to the state superintendent
3 from the foundation program computations of the previous
4 school year for that district. The previous year's fiscal
5 information shall be adjusted to reflect current fiscal
6 changes and other information known by or available to the
7 state superintendent. Upon receiving actual fiscal
8 information from a district, the state superintendent shall
9 accordingly adjust future foundation program determinations
10 for that district such that foundation program payments
11 appropriately reflect current fiscal information for the
12 applicable school year.

13

14 (c) ~~Fifteen percent (15%)~~ Ten percent (10%) of each
15 district's entitlement shall be paid to the district on or
16 before ~~August 15~~ July 15 of each year and subject to any
17 adjustment under subsections (d) and (e) of this section,
18 ~~ten percent (10%)~~ nine percent (9%) of each district's
19 entitlement shall be paid on or about the fifteenth day of
20 each month through April of each year. The final payment
21 for the balance of each district's entitlement shall be
22 distributed on or before May 15 of each year. If, ~~after~~
23 ~~March 1 and before April 1,~~ the state superintendent

1 determines that the entitlement to be paid to a district
2 for that school year is not accurate, the state
3 superintendent shall adjust payments to or payments from
4 that district as necessary to correct the inaccuracy as
5 soon as practicable. Except as provided under W.S.
6 21-2-202(e) and 21-13-307(b), after ~~March 31~~ June 30 of any
7 school year, the state superintendent shall not adjust any
8 district's entitlement or fiscal information used to
9 compute a district's entitlement for that school year, and
10 the entitlement or fiscal information shall only be
11 adjusted thereafter in accordance with audit review
12 pursuant to W.S. 9-1-513.

13

14 (e) Not later than January 31 of each fiscal year,
15 and except where a different percentage is otherwise
16 specified in this subsection, the department shall compute
17 the amount by which each district's operating balance and
18 cash reserves at the end of the preceding fiscal year
19 exceed ~~fifteen percent (15%)~~ twenty percent (20%) of the
20 total foundation program amount computed under W.S.
21 21-13-309, 21-13-309.1, 21-13-321 and 21-13-339 for the
22 preceding fiscal year. ~~In making this calculation, the~~
23 ~~entire operating balance and cash reserves for each~~

1 ~~district for the fiscal year ending June 30, 1997, as~~
2 ~~computed by the department, shall be separately accounted~~
3 ~~for and excluded, until it has been completely expended by~~
4 ~~the district.~~ Revenues from settlements of protested
5 amounts attributable to levies assessed under W.S.
6 21-13-102(a)(i)(A) and (ii)(A) and 21-13-201, regardless of
7 the assessment year, shall be accounted for and excluded
8 from the calculation under this subsection for a period of
9 not more than one (1) year following that fiscal year in
10 which the revenue was received by a district, as verified
11 in writing by the district and certified by the county
12 treasurer. Except ~~as otherwise provided in 1997 Special~~
13 ~~Session Laws, chapter 3, section 306(e), as amended, and~~
14 ~~except~~ as excluded under this subsection, that excess shall
15 be deemed to be a state revenue under W.S. 21-13-310(a) for
16 the purpose of determining distributions under W.S.
17 21-13-311 and amounts to be rebated under W.S. 21-13-102.
18 The department shall promulgate rules, including reporting
19 requirements and procedures for districts, to implement
20 this subsection. As used in this section, "operating
21 balance and cash reserves" means those financial resources
22 of the district which are not encumbered by the district
23 board of trustees for expenditure to meet an existing legal

1 obligation or otherwise restricted by law or regulation for
2 expenditure on specific educational programs. For purposes
3 of this subsection, any balance within a district's
4 separate account established under W.S. 21-15-109(e) for
5 major building and facility repair and replacement shall be
6 deemed restricted by law for expenditure as provided by
7 W.S. 21-15-109(e) and shall not be considered an operating
8 balance and cash reserve under this section. For the fiscal
9 year ending June 30, 2022 through the fiscal year ending
10 June 30, 2028, the department shall compute the amount by
11 which each district's operating balance and cash reserves
12 at the end of the preceding fiscal year exceed thirty
13 percent (30%) of the total foundation program amount
14 computed under W.S. 21-13-309, 21-13-309.1, 21-13-321 and
15 21-13-339 for the preceding fiscal year. ~~During this~~
16 ~~period, the amount of a district's operating balance and~~
17 ~~cash reserves that may be increased from fifteen percent~~
18 ~~(15%) to thirty percent (30%) of the total foundation~~
19 ~~program amount computed under W.S. 21-13-309 for the~~
20 ~~preceding fiscal year shall be accounted for and reported~~
21 ~~separately and shall not be transferred or expended for~~
22 ~~purposes of capital construction. For purposes of this~~
23 ~~subsection, "capital construction" does not include major~~

1 ~~building and facility repair and replacement as defined~~
2 ~~under W.S. 21-15-109(a)(iii).~~

3
4 (g) In addition to subsections (b) and (c) of this
5 section, the state superintendent shall, for any district
6 subject to W.S. 21-13-102(b) as determined by the
7 department for any school year, or for any district not
8 subject to W.S. 21-13-102(b) whose entitlement amount
9 determined under W.S. 21-13-311(a) for any school year is
10 equal to or less than twenty percent (20%) of the
11 foundation program amount computed under W.S. 21-13-309(p),
12 and upon demonstration by the district of financial need as
13 documented by cash flow analysis, provide payments from the
14 public school foundation program account in an amount not
15 to exceed one-fifth (1/5) of the foundation program amount
16 computed for that district for that school year in
17 accordance with W.S. 21-13-309. The computed amount shall
18 be paid to each eligible district on or ~~before September 1~~
19 after July 1 based upon tentative computations under W.S.
20 21-13-309, for which the department may use fiscal
21 information available from foundation program computations
22 for the previous school year in the manner provided under
23 subsection (b) of this section. Any district receiving a

1 payment under this subsection shall repay the public school
2 foundation program account not later than ~~December 15~~ June
3 15 of that school year.

4

5 **21-13-320. Student transportation; amount within**
6 **school foundation program formula for transportation**
7 **maintenance and operations expenditures and school bus**
8 **purchases; district reporting requirements.**

9

10 (b) There shall be an amount computed for each school
11 district equal to ~~the base price amount for bus purchase~~
12 ~~and lease payment expenditures made by the district during~~
13 ~~the previous school year pursuant to subsection (g) of this~~
14 ~~section and for~~ the amount actually expended by the
15 district during the previous school year for:

16

17 (f) The department of education shall adopt necessary
18 rules ~~and regulations~~ to implement and enforce state
19 standards established under this section and to administer
20 this section. District expenditures computed under
21 subsection (b) of this section shall not include
22 expenditures for ~~employee~~ contributions to the Wyoming
23 retirement system exceeding the amount specified in W.S.

1 ~~9-3-413.1(b)(iii)~~ 21-13-339 of any member employee's
2 salary. In addition, the department shall, in accordance
3 with procedures prescribed by department rule, ~~and~~
4 ~~regulation,~~ establish a base price for each school bus type
5 or other student transportation vehicle type for the
6 applicable fiscal period that complies with minimum state
7 standards for vehicle specifications and equipment. The
8 department shall also establish a process including
9 competitive bidding which guarantees the acquisition of
10 school buses and other student transportation vehicles
11 approved for reimbursement and complying with state minimum
12 standards and district fleet size restrictions at the
13 established base price for the applicable fiscal year.
14 Department rules shall establish appropriate restrictions
15 on how and under which conditions a school district may
16 procure a school bus or other student transportation
17 vehicle, ~~either through purchase or lease,~~ to ensure that
18 the procurement method used is the most cost effective.
19 School districts shall notify the department of school bus
20 and other student transportation vehicle needs and
21 requirements for the appropriate fiscal year in the manner
22 and within the times prescribed by department rule, ~~and~~
23 ~~regulation,~~ and shall report expenditures, ~~and~~ purchases

1 ~~and lease arrangements~~ for the applicable reporting period,
2 including vehicles replaced by purchases, ~~and leases,~~ as
3 required by department rule. ~~and regulation.~~ The department
4 shall annually review and conduct audits as necessary of
5 information submitted under this section. As authorized
6 under W.S. 21-13-307(b), the department may correct the
7 information reported by districts under this section as
8 necessary to fairly and accurately reflect the data type,
9 classification and format required to administer this
10 section in accordance with law and department rules. ~~and~~
11 ~~regulations.~~

12
13 (g) In addition to amounts provided pursuant to
14 subsection (b) of this section, ~~and for purchases and~~
15 ~~leases conducted~~ in a manner consistent with department
16 rules, the ~~transportation adjustment for each district~~
17 ~~under this section shall include an~~ department shall
18 reimburse each school district for the amount ~~computed~~
19 ~~under this subsection~~ expended for the purchase ~~or lease~~ of
20 school buses and other vehicles used primarily for the
21 transportation of students to and from school and to and
22 from school activities. ~~Computations of~~ Amounts provided
23 under this subsection shall be in addition to and shall not

1 be considered in determining the school foundation program
2 amount under the education resource block grant model
3 pursuant to W.S. 21-13-309. Amounts reimbursed under this
4 subsection shall be based upon the base price established
5 by the department under subsection (f) of this section for
6 the student transportation vehicle type. ~~Amounts included~~
7 ~~within the adjustment under this subsection~~ and shall be
8 subject to the following:

9
10 (v) ~~The adjustment~~ Reimbursement for the
11 purchase ~~or lease~~ of buses and other student transportation
12 vehicles authorized under this subsection shall be paid by
13 the department not later than three (3) months after the
14 month in which the school district expends the funds for
15 the purchase and shall be in an amount equal to:

16
17 (A) ~~One-fifth (1/5) of~~ The base price
18 established under subsection (f) of this section for each
19 ~~purchased~~ school bus or other ~~purchased~~ student
20 transportation vehicle ~~for which reimbursement is~~
21 ~~authorized and which is made~~ purchased by the district;
22 ~~during the preceding five (5) years;~~

23

1 (vi) ~~Amounts included within the adjustment for~~
2 School bus purchases ~~or leases~~ that are fully or partially
3 paid for or rebated under the Diesel Emissions Reduction
4 Act, 42 U.S.C. § 16131 et seq., or other similar program,
5 shall be made in accordance with department rule and
6 regulation.

7
8 (m) No district shall purchase ~~or lease~~ a school bus
9 unless it first demonstrates to the department and the
10 department determines that the school district has in good
11 faith attempted to purchase ~~or lease~~ a bus that will be
12 fully or partially paid for or rebated under the Diesel
13 Emissions Reduction Act, 42 U.S.C. § 16131 et seq., or
14 other similar program.

15
16 **21-13-321. Special education; amount provided for**
17 **special education programs and services; reimbursement for**
18 **out-of-district placements; district reporting**
19 **requirements; billing for Medicaid authorized school based**
20 **services.**

21
22 (b) Except for expenditures for out-of-district
23 special education placements, the amount provided to a

1 school district for special education shall be equal to one
2 hundred percent (100%) of the amount actually expended by
3 the district during the previous school year for special
4 education programs and services, which shall include the
5 amount actually expended by the district during the
6 previous school year for reasonable administrative costs to
7 bill for authorized Medicaid services under subsection (h)
8 of this section. Amounts ~~awarded~~provided under this
9 section shall be in addition to and shall not be considered
10 in determining the school foundation program amount under
11 the education resource block grant model pursuant to W.S.
12 21-13-309. Except for expenditures for out-of-district
13 special education placements, the department of education
14 shall distribute the amount computed under this section to
15 each school district in the same proportion and schedule of
16 distributions under W.S. 21-13-313(c). Expenditures by a
17 district for out-of-district special education placements
18 shall be reimbursed in the year in which the costs are
19 incurred and shall be distributed to each school district
20 on a quarterly basis in accordance with rules adopted by
21 the department of education.

22

1 (d) The department of education shall adopt necessary
2 rules ~~and regulations~~ to implement and administer this
3 section. Districts shall report special education program
4 expenditures for the applicable reporting period as
5 required by department rule and regulation. District
6 expenditures computed under subsection (b) of this section
7 shall not include expenditures for ~~employee~~ contributions
8 to the Wyoming retirement system ~~exceeding the amount~~
9 specified in W.S. ~~9-3-413.1(b)(iii)~~ 21-13-339 of any member
10 employee's salary. The department shall annually review and
11 report to the joint education interim committee regarding
12 services provided to special education students by school
13 districts. In addition, the department shall when
14 necessary, conduct audits of information submitted by
15 districts under this section and may, in accordance with
16 W.S. 21-13-307(b), correct the information reported by
17 districts as necessary to fairly and accurately reflect the
18 data type, classification and format required to administer
19 this section in accordance with law and department rule and
20 regulation.
21

1 **21-13-338. Career and technical education supplies,**
2 **materials, equipment and repair of equipment; criteria;**
3 **limitations.**

4
5 (a) ~~Commencing with school year 2025-2026,~~ To augment
6 amounts within the education resource block grant model
7 available to districts for career and technical education
8 programs, the department of education shall distribute
9 career and technical education supplies, materials,
10 equipment and repair of equipment funding in accordance
11 with this section.

12
13 (c) Amounts distributed to each school district for
14 career and technical education supplies, materials,
15 equipment and repair of equipment funding under this
16 section shall be calculated as follows:

17
18 (i) Except as provided in paragraph (ii) of this
19 subsection, the product of each school's FTE career and
20 technical education teachers reported under subsection (b)
21 of this section multiplied by ~~fourteen thousand one hundred~~
22 ~~eighty-four dollars and sixty-eight cents (\$14,184.68)~~

1 fourteen thousand three hundred thirty-six dollars
2 (\$14,336.00);

3
4 (ii) If a school's FTE career and technical
5 education teachers reported in subsection (b) of this
6 section is less than two (2), the amount of funding for the
7 school's career and technical education supplies,
8 materials, equipment and repair of equipment funding shall
9 be equal to ~~twenty-eight thousand three hundred sixty-nine~~
10 ~~dollars and thirty-six cents (\$28,369.36)~~ twenty-eight
11 thousand six hundred seventy-two dollars (\$28,672.00);

12
13 (iii) The department shall further adjust the
14 amounts for career and technical education supplies,
15 materials, equipment and repair of equipment funding in
16 paragraphs (i) and (ii) of this subsection by any external
17 cost adjustment enacted by the legislature for the
18 educational materials category of the educational resource
19 block grant model.

20
21 (e) Each district shall report to the department on
22 the expenditure of amounts distributed under this section
23 and shall provide other information as required by rule of

1 the department. Amounts distributed under this section
2 shall only be expended on supplies, materials, equipment
3 and repair of equipment for career and technical education
4 programs.

5

6 **21-13-504. Special reserve fund.**

7

8 (a) Except as prohibited under subsection (b) of this
9 section, the board of trustees of each Wyoming school
10 district may create a special reserve fund of a specified
11 amount, for the purpose of purchasing or replacing
12 specified equipment or a depreciation reserve for equipment
13 and school building repair. The board may annually include
14 in its budget for the ensuing fiscal year, the amount so
15 designated, as a special fund, expendable only for the
16 purposes stated and segregated as such, from general and
17 other special school funds, disbursements therefrom to be
18 made from time to time by the school clerk's warrants drawn
19 against said special fund, as duly ordered by said board;
20 provided, that said amount so specially budgeted for any
21 fiscal year shall not exceed ten percent (10%) of the total
22 amount budgeted for the same year; and further provided,
23 that any difference in the amount so specially budgeted for

1 any such year and the amount expended from said fund during
2 such year, may be retained in and carried over as a part of
3 the special reserve fund.

4
5 (b) In no event shall any funds generated by the
6 school foundation program, defined by W.S. 21-13-101(a)(v),
7 that are transferred to a special reserve fund be expended
8 by the board of trustees of a school district for major
9 building and facility repair or replacement, as defined
10 under W.S. 21-15-109(a)(iii), for a project, as defined
11 under W.S. 21-15-111(a)(iv) or for any educational
12 building, office building, portable building, teacherage or
13 warehouse building, as defined under W.S. 21-15-109(a).

14
15 **Section 3.** W.S. 21-13-101(a)(xvi)(A)(I), (B)(I),
16 (C)(I) and (xvii), 21-13-309(m)(v)(B)(I), (V), (C),
17 (F)(III) and (G)(III), 21-13-320(g)(v)(B) and (h)(i) are
18 repealed.

19
20 **Section 4.** 2011 Wyoming Session Laws, Chapter 185,
21 ATTACHMENT "A", 2012 Wyoming Session Laws, Chapter 99,
22 Section 3, 2017 Wyoming Session Laws, Chapter 205, Sections
23 3 and 4, 2018 Wyoming Session Laws, Chapter 185 Sections 2

1 and 3 and 2025 Wyoming Session Laws, Chapter 108, Section 3
2 are repealed.

3

4 **Section 5.**

5

6 (a) The select committee on school finance
7 recalibration as created by 2025 Wyoming Session Laws,
8 Chapter 140 is hereby continued. As specified in subsection
9 (b) of this section, the select committee shall continue
10 the recalibration study of the education resource block
11 grant model as required by W.S. 21-13-309(t) to ensure the
12 model remains cost-based. The study shall include any
13 potential responses to judicial directives. The legislative
14 service office shall staff the select committee.

15

16 (b) At a minimum, the select committee on school
17 finance recalibration shall study the following areas in
18 the context of K-12 public education:

19

20 (i) Mental health supports, including core
21 counselors, nurses and at-risk pupil support resources. The
22 study shall include consideration of data collected from
23 school years 2024-2025 and 2025-2026 for amounts

1 distributed pursuant to 2024 Wyoming Session Laws, Chapter
2 118, Section 2, Section 331 to schools for mental health
3 services;

4

5 (ii) School safety and security personnel,
6 including employment of school resource officers;

7

8 (iii) School nutrition programs, including the
9 school lunch programs;

10

11 (iv) Technology, including the necessity of one
12 (1) computer for each student for all K-12 public students
13 and district and school-level technology infrastructure and
14 cyber security.

15

16 (c) The select committee on school finance
17 recalibration shall report its recommendations and any
18 associated legislation to the legislature. The select
19 committee may sponsor and introduce legislation as provided
20 in W.S. 28-8-104(e).

21

22 (d) The select committee on school finance
23 recalibration shall remain in existence until December 31,

1 2026. Composition of the select committee and appointment
2 of members shall be as contained in 2025 Wyoming Session
3 Laws, Chapter 140, Section 1(a) and (b). Any vacancy
4 occurring on the select committee shall be filled without
5 delay by the president of the senate or the speaker of the
6 house of representatives, as appropriate.

7

8 (e) The department of education, other state
9 agencies, school districts and the school data advisory
10 committee established under W.S. 21-2-203(d) shall collect
11 and provide information requested by the select committee
12 or professional consultant experts working with the select
13 committee.

14

15 **Section 6.**

16

17 (a) Notwithstanding any other law, for school years
18 2026-2027 through 2028-2029, each school district shall
19 establish a teacher salary schedule, including pay tables,
20 experience steps and educational lanes, that ensures that
21 teacher salaries paid by the school district are equal to
22 the greater of:

23

1 (i) The average teacher salary for each school
2 district as calculated pursuant to W.S. 21-13-309.1; or

3

4 (ii) One hundred five percent (105%) of the
5 average teacher salary paid by the district for the
6 preceding school year.

7

8 **Section 7.** Five hundred thousand dollars
9 (\$500,000.00) is appropriated from the general fund to the
10 legislative service office to fund the model recalibration
11 study in accordance with section 7 of this act and for the
12 purposes of providing salary, including salary for the
13 chairmen under W.S. 28-5-101(e)(i), mileage and per diem to
14 members of the select committee on school finance
15 recalibration and for other expenses of the select
16 committee authorized by law or policy of the legislature.
17 Funds appropriated under this section expended to conduct
18 the recalibration of the education resource block grant
19 model shall be in accordance with a contractual agreement
20 entered into between the management council and
21 professional consultants. This appropriation shall be for
22 the period beginning with the effective date of this
23 section and ending June 30, 2028. This appropriation shall

1 not be transferred or expended for any other purpose and
2 any unexpended, unobligated funds remaining from this
3 appropriation shall revert as provided by law on June 30,
4 2028.

5

6 **Section 8.**

7

8 (a) Twenty million five hundred sixty-five thousand
9 nine hundred fifty-five dollars (\$20,565,955.00) is
10 appropriated from the public school foundation program
11 account to the department of education-school finance to
12 reimburse school districts for the remaining balance of
13 buses and other student transportation vehicles previously
14 authorized for reimbursement under W.S. 21-13-320. This
15 appropriation shall be for the period beginning with the
16 effective date of this section and ending June 30, 2028.
17 This appropriation shall not be transferred or expended for
18 any other purpose and any unexpended, unobligated funds
19 remaining from this appropriation shall revert as provided
20 by law on June 30, 2028.

21

22 (b) Two hundred twenty-nine million five hundred
23 thousand dollars (\$229,500,000.00) is appropriated from the

1 public school foundation program account to the department
2 of education-school finance for payments to school
3 districts in accordance with W.S. 21-13-311, 21-13-313(b),
4 (c) and (g) and 21-13-339 to supplement amounts otherwise
5 appropriated by the 2026 legislature in 2026 Senate File
6 0001 for the school foundation program. This appropriation
7 shall be for the period beginning with the effective date
8 of this section and ending June 30, 2028. This
9 appropriation shall not be transferred or expended for any
10 other purpose and any unexpended, unobligated funds
11 remaining from this appropriation shall revert as provided
12 by law on June 30, 2028.

13

14 (c) Twenty million dollars (\$20,000,000.00) is
15 appropriated from the public school foundation program
16 account to the department of education-school finance for
17 payments to school districts for the dual enrollment
18 district reimbursement program in accordance with W.S.
19 21-13-342, as created by this act. Not more than ten
20 million dollars (\$10,000,000.00) shall be expended in
21 school year 2026-2027 and ten million dollars
22 (\$10,00,000.00) in school year 2027-2028 for payments
23 pursuant to W.S. 21-13-342, as created by this act. This

1 appropriation shall be for the period beginning with the
2 effective date of this section and ending June 30, 2028.
3 This appropriation shall not be transferred or expended for
4 any other purpose and any unexpended, unobligated funds
5 remaining from this appropriation shall revert as provided
6 by law on June 30, 2028. It is the intent of the
7 legislature that this appropriation shall be included in
8 the department of education-school finance's standard
9 budget for the immediately succeeding fiscal biennium.

10

11 **Section 9.**

12

13 (a) Except as provided in subsection (b) of this
14 section, this act is effective July 1, 2026.

15

16 (b) Sections 5 through 7 and 9 are effective
17 immediately upon completion of all acts necessary for a
18 bill to become law as provided by Article 4, Section 8 of
19 the Wyoming Constitution.

20

21

(END)