

SENATE FILE NO. SF0037

K-12 school facilities maintenance and appropriations.

Sponsored by: Select Committee on School Facilities

A BILL

for

1 AN ACT relating to K-12 public school finance; increasing
2 the allowable education square footage utilized to
3 calculate routine and major maintenance for school
4 districts; providing appropriations; and providing for
5 effective date.

6

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

8

9 **Section 1.** W.S. 21-13-309(m)(v)(G)(II) and
10 21-15-109(c)(iii)(C) are amended to read:

11

12 **21-13-309. Determination of amount to be included in**
13 **foundation program for each district.**

14

1 (m) In determining the amount to be included in the
2 foundation program for each district, the state
3 superintendent shall:

4

5 (v) Based upon ADM computations and identified
6 school configurations within each district pursuant to
7 paragraph (iv) of this subsection, compute the foundation
8 program amount for each district as prescribed by the
9 education resource block grant model adopted by the Wyoming
10 legislature as defined under W.S. 21-13-101(a)(xiv), as
11 contained within the spreadsheets and accompanying reports
12 referenced under W.S. 21-13-101(a)(xvii). The following
13 criteria shall be used by the state superintendent in the
14 administration of the education resource block grant model:

15

16 (G) Amounts within the block grant model
17 for maintenance and operations shall be based upon actual
18 gross square footage of school buildings and facilities
19 subject to the following:

20

21 (II) Actual gross square footage of
22 education space shall be the gross square footage
23 prescribed by statewide building adequacy standards

1 promulgated pursuant to W.S. 21-15-115. ~~Except as otherwise~~
2 ~~provided in this subdivision,~~ Education space capacity in
3 excess of ~~one hundred fifteen percent (115%) of the~~
4 ~~standard space level shall not be included in actual gross~~
5 ~~square footage computations under this subdivision. For~~
6 ~~school year 2025-2026, education space capacity in excess~~
7 ~~of~~ one hundred thirty-five percent (135%) of the standard
8 space level shall not be included in actual gross square
9 footage computations under this subdivision;

10
11 **21-15-109. Major building and facility repair and**
12 **replacement payments; computation; square footage**
13 **allowance; use of payment funds; accounting and reporting**
14 **requirements.**

15
16 (c) To compute the major building and facility repair
17 and replacement payment for each district, the department
18 shall:

19
20 (iii) Except as otherwise provided by this
21 paragraph, adjust the total amount of gross square footage
22 determined for educational buildings under subparagraph
23 (c)(ii)(C) of this section by excluding from computations

1 under this section the square footage for those educational
2 buildings closed and not operational as provided for under
3 paragraph (c)(iv) of this section and any amount including
4 the gross square footage of portable buildings, which
5 exceeds capacity levels specified by this paragraph which
6 are above the statewide minimum gross square footage
7 criteria as prescribed by the statewide building and
8 facility adequacy standards promulgated under W.S.
9 21-15-115(a). For the purpose of adjusting the gross square
10 footage of educational buildings under this paragraph, the
11 gross square footage of buildings used for the provision of
12 certified child care, developmental preschool and
13 cooperative education programs pursuant to subparagraph
14 (c)(i)(A) of this section shall not be excluded. For
15 purposes of this section, per student gross square footage
16 criteria prescribed by the statewide building adequacy
17 standards shall be based upon an average daily membership
18 (ADM) computed as defined under W.S. 21-13-101(a)(i) for
19 the prior school year. For purposes of computations under
20 this section, the allowable capacity in educational
21 building gross square footage for each district including
22 portable buildings, but excluding buildings used for the
23 provision of certified child care, developmental preschool

1 and cooperative education programs pursuant to subparagraph
2 (c)(i)(A) of this section, shall be as follows:

3
4 (C) ~~Except as otherwise provided in this~~
5 ~~subparagraph, For each school year, up to one hundred~~
6 ~~fifteen percent (115%) of the prescribed per student gross~~
7 ~~square footage criteria. For school year 2025-2026, up to~~
8 one hundred thirty-five percent (135%) of the prescribed
9 per student gross square footage criteria.

10
11 **Section 2.**

12
13 (a) There is appropriated thirty-one million nine
14 hundred thousand dollars (\$31,900,000.00) from the public
15 school foundation program account to the state construction
16 department for major maintenance payments to school
17 districts made necessary by the amendments enacted in
18 section 1 of this act. This appropriation shall be for the
19 period beginning July 1, 2026 and ending June 30, 2028.
20 This appropriation shall not be transferred or expended for
21 any other purpose and any unexpended, unobligated funds
22 remaining from this appropriation shall revert as provided
23 by law on June 30, 2028.

1

(b) There is appropriated eleven million eight hundred thousand dollars (\$11,800,000.00) from the public school foundation program account to the department of education-school finance for routine maintenance payments to school districts made necessary by the amendments enacted in section 1 of this act. This appropriation shall be for the period beginning July 1, 2026 and ending June 30, 2028. This appropriation shall not be transferred or expended for any other purpose and any unexpended, unobligated funds remaining from this appropriation shall revert as provided by law on June 30, 2028.

13

14 **Section 3.** This act is effective immediately upon
15 completion of all acts necessary for a bill to become law
16 as provided by Article 4, Section 8 of the Wyoming
17 Constitution.

18

19 (END)