

**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

SENATE FILE NO. [bill number]

Economic diversification and development.

Sponsored by: Senator(s) SDraft

A BILL

for

1 AN ACT relating to economic diversification and
2 development; modifying membership and authority of the
3 economically needed diversity options for Wyoming (ENDOW)
4 executive council; expanding agriculture marketing program
5 within the Wyoming business council; providing for
6 international trade representative; specifying additional
7 economic diversification and development studies; providing
8 for subaccounts within the economic diversification
9 account; providing appropriations; and providing for an
10 effective date.

11

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

13

*** STAFF COMMENTS ***

1 This draft contains the changes to the ENDOW
2 council membership, an expansion of the
3 agriculture marketing proposal (the concept of
4 which is in the budget bill) with an
5 appropriation of \$2 million from SIPA, provision
6 for an international trade representative (with
7 an appropriation of \$400K GF to the business
8 council) and direction for an ENDOW study of
9 career technical education programs. Some
10 unamended provisions appear in this draft solely
11 for context of existing law relating to these
12 issues.
13

14 Section 1. W.S. 9-12-105(a)(vii), 9-12-109, 9-12-
15 1401(a), 9-12-1402(a) by creating a new paragraph (xii) and
16 9-12-1404 are amended to read:

17

18 **9-12-105. Economic development services.**

19

20 (a) It shall be the duty of the council to encourage,
21 stimulate and support the development and expansion of the
22 economy of the state. The council is charged with the
23 following duties and responsibilities:

24

25 (vi) To establish such offices within and
26 without the state that are necessary to the expansion and
27 development of industries and trade. The council shall
28 establish economic development regions and offices within

1 the state based upon socioeconomic and geographic
2 similarities;

3

4 (vii) To encourage the export of products and
5 services from the state to national and international
6 markets. In addition to conducting international and other
7 market research as authorized in W.S. 9-12-106(b), the
8 council shall employ or contract with persons for purposes
9 of developing new markets and expanding foreign trade
10 efforts, including expanding international markets for
11 Wyoming services, Wyoming agricultural and other products
12 and commodities, and targeted consumer advertising; and

13

14 **9-12-106. Planning and research.**

15

16 (b) The council may establish a Wyoming market
17 research center to conduct regional, national and
18 international market research for Wyoming small businesses
19 and potential entrepreneurs and to conduct market
20 feasibility studies for value added projects across all
21 economic sectors, including agriculture. The center may
22 utilize the services of student interns from the University

1 of Wyoming and community colleges to provide those students
2 with practical marketing experience.

3

4 **9-12-109. Promotion of agriculture.**

5

6 (a) The council shall encourage and promote the
7 development of agriculture in the state including
8 horticulture, apiculture, livestock, poultry, dairying and
9 the kindred industries and including the development of new
10 value-added agribusiness and product uses and markets for
11 Wyoming agricultural products.

12

13 (b) The council shall solicit input from industry
14 groups and in consultation with the economically needed
15 diversity options for Wyoming (ENDOW) executive council:

16

17 (i) Develop a strategy to create small
18 regionally-located beef processing plants inspected by the
19 United State department of agriculture and mid-to-large
20 sized processing plants for international sales;

21

1 (ii) Market Wyoming grown agricultural products
 2 in-state, regionally, nationally and internationally,
 3 through market development, trade shows and social media
 4 and other media outlets; and

5

6 (iii) Enhance the council's website to promote
 7 Wyoming grown agricultural products including match-making
 8 services between key food system partners.

9

10 **9-12-1401. Economically needed diversity options for**
 11 **Wyoming executive council; creation; appointment and terms**
 12 **of members.**

13

14 (a) There is created the economically needed
 15 diversity options for Wyoming (ENDOW) executive council.
 16 The members shall represent existing, new and emerging
 17 economic sectors or subsectors or have demonstrated
 18 executive level experience. The council shall consist of
 19 not more than ~~fifteen (15)~~ twenty (20) voting members,
 20 appointed by the governor with the advice and consent of
 21 the senate. The presiding officers of the house and senate

1 and the chairmen of the house and senate minerals, business
2 and economic development committees shall be ex officio,
3 nonvoting members. The governor may remove any appointed
4 member as provided in W.S. 9-1-202. If an appointed
5 member's position is vacant the governor shall appoint a
6 new member as provided in W.S. 28-12-101. The governor, or
7 his designee, shall be a member and ~~cochairman~~chairman of
8 the council, but shall not vote. The council shall elect a
9 ~~cochairman~~vice-chairman from among the appointed members.
10 One-half plus one (1) of the appointed members shall have
11 initial terms of four (4) years and the remaining members
12 shall have initial terms of two (2) years. Thereafter,
13 appointed members shall serve for terms of four (4) years.

14

15 **9-12-1402. General powers and duties of the council;**
16 **economic diversification policy and strategy; authority of**
17 **governor.**

18

19 (a) The ENDOW executive council shall:

20

21 (xii) In consultation with the university of
22 Wyoming, community colleges, the department of education,
23 department of workforce services and business council,

1 review existing career technical education programs and
2 develop recommendations regarding opportunities to better
3 coordinate existing public and private programs, and
4 develop or acquire existing career technical education
5 facilities to further technical education opportunities in
6 the state. The recommendations shall be included in the
7 council's twenty (20) year economic diversification
8 strategy and may be included in the council's four (4) year
9 action plan as determined appropriate by the council.

10
11 **9-12-1404. Economic diversification account created;**
12 **authorized expenditures.**

13
14 (a) There is created an economic diversification
15 account. All monies in the account are continuously
16 appropriated to the office of the governor to be used
17 ~~solely~~ for the purposes of this article and as otherwise
18 specified by law, including per diem, mileage and other
19 administrative expenses of the ENDOW executive council.
20 Notwithstanding W.S. 9-2-1008 and 9-4-207, funds in the
21 account shall not lapse at the end of the fiscal period.
22 Interest earned on funds in the account shall be deposited
23 to the account. Within the account shall be subaccounts.

1 For accounting investment purposes only, the state
2 treasurer's office may treat each subaccount as a separate
3 account. Subaccounts are as follows:

4

5 (i) The agriculture marketing subaccount. Funds
6 within this subaccount may be expended as requested by the
7 business council and approved by the governor or his
8 designee to provide funding for purposes of W.S. 9-12-109.

9

10 (b) The governor may accept, and shall deposit
11 to the account, or to the appropriate subaccount within the
12 account, any gifts, contributions, donations, grants or
13 federal funds specifically designated for purposes of this
14 article or other ENDOW related program.

15 ***** STAFF COMMENTS *****

16 **The above section generally follows the same**
17 **format as the workforce program funding. The**
18 **budget bill does not require governor's approval.**

19

20 **Section 2.** Notwithstanding W.S. 9-112-1401(a), of the
21 additional five (5) members appointed to the ENDOW council
22 pursuant to this act, two members shall be appointed for an
23 initial term ending March 31, 2021 and three (3) members
24 shall be appointed for an initial term ending March 31,
25 2023.

1

2 **Section 3.**

3

4 (a) There is appropriated four hundred thousand
5 dollars (\$400,000.00) from the general fund to the Wyoming
6 business council to conduct international marketing and
7 trade activities authorized under W.S. 9-12-105(a)(vii) and
8 9-12-106(b). Notwithstanding any other provision of law,
9 funds appropriated under this section shall not be
10 transferred or expended for any other purpose.
11 Unobligated, unencumbered funds appropriated in this
12 section shall revert on June 30, 2020.

13

14 (b) There is appropriated from revenues credited
15 to the strategic investments and projects account under
16 W.S. 9-4-719(q) and (t) attributable to earnings from the
17 fiscal year beginning July 1, 2018 and ending June 30, 2019
18 two million dollars (\$2,000,000.00) to the agricultural
19 marketing subaccount within the economic diversification
20 account created in W.S. 9-12-1404(a)(i). This appropriation
21 shall be reduced dollar for dollar by any appropriation
22 contained in 2018 House Bill 1 to the economic

1 diversification account created by W.S. 9-12-1404 for
2 agricultural marketing by the Wyoming business council.

3

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

8

9

(END)