

**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

HOUSE BILL NO. [BILL NUMBER]

ROTC endowment program.

Sponsored by: Joint Transportation, Highways & Military
Affairs Interim Committee

A BILL

for

1 AN ACT relating to education; creating the University of
2 Wyoming reserve officers' training corps endowment;
3 creating accounts for the endowment; providing for
4 distributions and transfers from the accounts to the
5 University of Wyoming's reserve officers' training corps
6 programs; providing for the investment of the endowment
7 fund in equities; specifying authorized expenditures;
8 requiring reporting; making conforming amendments;
9 providing an appropriation; and providing for an effective
10 date.

11

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

1

2 **Section 1.** W.S. 21-16-2001 through 21-16-2003 are
3 created to read:

4

5

ARTICLE 20

6

UNIVERSITY OF WYOMING RESERVE OFFICERS' TRAINING CORPS

7

ENDOWMENT FUND

8

9

21-16-2001. University of Wyoming reserve officers'
10 **training corps endowment fund; accounts; transfers.**

11

12

 (a) The University of Wyoming reserve officers'
13 training corps endowment fund is created as provided by
14 W.S. 9-4-204 (u) (x).

15

16

 (b) There is created the University of Wyoming reserve
17 officers' training corps income account. The state
18 treasurer shall yearly as soon as possible after July 1
19 distribute investment earnings from the University of
20 Wyoming reserve officers' training corps endowment fund to
21 the University of Wyoming reserve officers' training corps
22 income account for disbursement and expenditure in
23 accordance with this article. In any fiscal year, the

1 University of Wyoming's reserve officers' training corps
2 programs may expend an amount not to exceed one hundred
3 percent (100%) of the prior fiscal year's investment
4 earnings distributed to the University of Wyoming reserve
5 officers' training corps income account in accordance with
6 this article.

7

8 (c) Accrued interest and other earnings on unexpended
9 funds within the University of Wyoming reserve officers'
10 training corps income account shall be credited to the
11 account.

12

13 (d) Any unexpended, unobligated funds remaining in the
14 University of Wyoming reserve officers' training corps
15 income account on June 30 of each fiscal year shall be
16 credited to the University of Wyoming reserve officers'
17 training corps endowment fund created by W.S. 9-4-204(u)(x)
18 not later than ninety (90) days after the end of the fiscal
19 year.

20

21 (e) The University of Wyoming board of trustees shall:

22

1 (i) Ensure that all amounts deposited in the
2 University of Wyoming reserve officers' training corps
3 income account and available for expenditure under
4 subsection (b) of this section are disbursed to the
5 University of Wyoming's reserve officers' training corps
6 programs for expenditure in accordance with this article
7 without delay;

8

9 (ii) Not account for any amounts disbursed to the
10 University of Wyoming's reserve officers' training corps
11 programs under this section when developing the University
12 of Wyoming's biennial budget request;

13

14 (iii) Not decrease any amount from the University
15 of Wyoming's biennial budget that is budgeted or allocated
16 to the University of Wyoming's reserve officers' training
17 corps programs based on the amounts that the University of
18 Wyoming's reserve officers' training corps programs receive
19 under this section;

20

21 (iv) Not later than December 1 of each year,
22 report to the joint transportation, highways and military
23 affairs interim committee and the joint appropriations

1 committee on the development and implementation of the
2 University of Wyoming's reserve officers' training corps
3 programs' budget in accordance with this section.

4

5 **21-16-2002. University of Wyoming reserve officers'**
6 **training corps income account; distributions; spending**
7 **restrictions.**

8

9 (a) Subject to subsection (b) of this section, the
10 University of Wyoming's reserve officers' training corps
11 programs shall use the funds received under W.S. 21-16-2001
12 for the following purposes:

13

14 (i) Academic programs that support the military
15 including general military courses, officer courses,
16 military science studies and aerospace studies;

17

18 (ii) Tactical laboratory programs including field
19 training;

20

21 (iii) Instructional and resource materials,
22 classroom equipment and other resources necessary to
23 support the work of the University of Wyoming's reserve

1 officers' training corps programs in fulfilling the
2 purposes specified in paragraphs (i) and (ii) of this
3 subsection;

4

5 (iv) Recruitment and retention of students in the
6 University of Wyoming's reserve officers' training corps
7 programs;

8

9 (v) The recruitment and retention of faculty with
10 established reputations for excellence in the military or
11 military instruction in the programs and opportunities
12 specified in paragraphs (i) through (iv) of this
13 subsection;

14

15 (vi) Financial aid for students in the University
16 of Wyoming's reserve officers' training corps programs
17 including scholarships, grants and tuition assistance.

18

19 (b) Before expending any funds annually distributed to
20 the University of Wyoming's reserve officers' training
21 corps programs in accordance with W.S. 21-16-2001, the
22 University of Wyoming's reserve officers' training corps
23 programs shall seek recommendations for proposed

1 expenditures from the joint transportation, highways and
2 military affairs interim committee and the joint
3 appropriations committee.

4

5 *****

6 *****

7 **STAFF COMMENT**

8 **The Committee may wish to consider whether the University**
9 **of Wyoming's ROTC programs or the University of Wyoming's**
10 **Board of Trustees should seek recommendations for proposed**
11 **expenditures.**

12 *****

13 *****

14

15 **21-16-2003. University of Wyoming reserve officers'**
16 **training corps endowment; annual report.**

17

18 (a) Not later than October 1, 2026 and October 1 of
19 each year thereafter, the University of Wyoming's reserve
20 officers' training corps programs shall report to the
21 governor, the joint appropriations committee and the joint
22 transportation, highways and military affairs interim
23 committee on the investment, use and expenditure of funds
24 and investment earnings from the University of Wyoming
25 reserve officers' training corps endowment fund and
26 University of Wyoming reserve officer's training corps
27 income account, including the following:

1

2 (i) University of Wyoming's reserve officer's
3 training corps programs supported through the use and
4 expenditure of investment earnings including a listing of
5 expenditures divided by each purpose specified in W.S. 21-
6 16-2002(a) (i) through (vi);

7

8 (ii) Faculty positions partially or fully funded
9 through the investment earnings.

10

11 **Section 2.** W.S. 9-4-204(u) by creating a new paragraph
12 (x) and 9-7-714(a) (v) are amended to read:

13

14 **9-4-204. Funds established; use thereof.**

15

16 (u) Other funds defined as follows shall be
17 classified by the state auditor pursuant to subsections (s)
18 and (t) of this section:

19

20 (x) University of Wyoming reserve officers'
21 training corps endowment fund - to consist of funds
22 appropriated to the fund by law or by gift from whatever
23 source. In accordance with article 15, section 20 of the

1 Wyoming constitution, monies within the fund shall not be
2 expended and may be invested in the same manner as other
3 permanent funds of the state. Earnings from investment of
4 monies within the fund are subject to W.S. 21-16-2001
5 through 21-16-2003 and shall be distributed and expended as
6 provided by law;

7
8 **9-4-714. Definitions.**

9
10 (a) As used in this act:

11
12 (v) "Permanent funds" means the permanent
13 Wyoming mineral trust fund under W.S. 9-4-204(u)(iii), the
14 Wyoming permanent land fund under W.S. 9-4-204(u)(iv), the
15 excellence in higher education endowment fund under W.S. 9-
16 4-204(u)(vi), the Hathaway student scholarship endowment
17 fund under W.S. 9-4-204(u)(vii), the Hathaway expand
18 Wyoming scholarship endowment fund under W.S. 9-4-
19 204(u)(viii), ~~and~~ the Wyoming's tomorrow scholarship
20 endowment fund under W.S. 9-4-204(u)(ix) and the University
21 of Wyoming reserve officers' training corps endowment fund
22 under W.S. 9-4-204(u)(x);

23

1 **Section 3.** There is appropriated **XX (\$XX.00)** from the
 2 general fund to the University of Wyoming reserve officers'
 3 training corps endowment fund created by W.S. 9-4-
 4 204(u)(x), as created by section 2 of this act. This
 5 appropriation shall be for the period beginning with the
 6 effective date of this act. This appropriation shall not be
 7 transferred or expended for any other purpose.
 8 Notwithstanding any other provision of law, this
 9 appropriation shall not revert.

10

11 *****
 12 *****
 13 **STAFF COMMENT**
 14 **The Committee will need to determine the appropriation**
 15 **amount to the endowment fund created by this act.**
 16 *****
 17 *****
 18

19 **Section 4.** This act is effective July 1, 2025.

20

21 *****
 22 *****
 23 **STAFF COMMENT**
 24 **Pursuant to Wyoming Constitution Article 16, Section**
 25 **6(a)(ii)(B) this bill draft would be required to pass both**
 26 **houses by a two-thirds (2/3) vote.**
 27 *****
 28 *****
 29

30

(END)