

**DRAFT ONLY  
NOT APPROVED FOR  
INTRODUCTION**

HOUSE BILL NO.

Hathaway scholarships for career and technical institutions.

Sponsored by: Joint Education Interim Committee

A BILL

for

1 AN ACT relating to the use of Hathaway scholarships at  
2 career and technical institutions; defining terms; creating  
3 a scholarship; establishing eligibility requirements;  
4 establishing payment of scholarship funds to career and  
5 technical institutions; specifying success curriculum  
6 requirements; modifying the duties of the department of  
7 education; requiring rulemaking; requiring reporting;  
8 making conforming amendments; and providing for an  
9 effective date.

10

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

12

1           **Section 1.** W.S. 21-16-1313 is created to read:

2

3           **21-16-1313. Hathaway career and technical institution**  
4 **scholarship; specifying eligible institutions;**  
5 **certification and payment of institutions; reporting**  
6 **requirements; sunset.**

7

8           (a) There is created the Hathaway career and  
9 technical institution scholarship. Subject to the  
10 requirements of this section, the scholarship shall be  
11 awarded to eligible students to attend career and technical  
12 institutions. For purposes of this section, "career and  
13 technical institution" means a postsecondary educational  
14 institution located within the state or with the principal  
15 place of business out of state but doing business in the  
16 state, that provides academic instruction, training and  
17 education in career and technical fields designed to  
18 prepare students for gainful employment in current or  
19 emerging occupations. The term includes institutions  
20 offering programs that lead to industry-recognized  
21 credentials, certificates or associate degrees, and that  
22 are certified by the department in the manner and form  
23 required by department rule.

1 \*\*\*\*\*  
 2 \*\*\*\*\*  
 3 STAFF COMMENT  
 4 The definition of the institutions eligible to receive  
 5 funds pursuant to this scholarship is a policy decision for  
 6 the Committee. Likewise, the credentials or certificates  
 7 that students may pursue under this scholarship is a policy  
 8 decision.  
 9 \*\*\*\*\*  
 10 \*\*\*\*\*  
 11

12 (b) Awards of the career and technical institution  
 13 scholarships to students shall be contingent on available  
 14 funds and anticipated revenue to the Hathaway scholarship  
 15 expenditure account created by W.S. 21-13-1302(a).  
 16

17 (c) The Hathaway career and technical institution  
 18 scholarship shall be used only for a student's cost of  
 19 attendance at a career and technical institution to obtain  
 20 industry-recognized credentials, certificates or associate  
 21 degrees.  
 22

23 (d) Except as specified in this subsection, initial  
 24 eligibility for the Hathaway career and technical  
 25 institution scholarship shall be as specified by W.S.  
 26 21-16-1303(b), (c) and (e). The department shall promulgate  
 27 rules to establish eligibility criteria for students that  
 28 complete a home-based educational program and students that

1 receive a high school equivalency certificate that comply  
2 with the requirements contained in W.S. 21-13-1308(b)(iii)  
3 and (iv). Except for students that complete a home-based  
4 educational program or that receive a high school  
5 equivalency certificate, recipients shall:

6

7 (i) Meet the success curriculum requirements  
8 contained in W.S. 21-16-1307(d);

9

10 (ii) Have a minimum cumulative high school grade  
11 point average (GPA) of 2.50; and

12

13 (iii) A score equal to or greater than the  
14 2015-2016 national percentile rank of forty-three (43) on  
15 an examination administered throughout the United States  
16 and relied upon by institutions of higher education to  
17 determine acceptance of students for attendance or a  
18 qualifying cumulative score on a career technical aptitude  
19 test as determined by the department.

20

21 (e) Students shall not receive more than one thousand  
22 dollars (\$1,000.00) for the Hathaway career and technical  
23 institution scholarship. Not more than one thousand (1,000)

1 students shall receive the Hathaway career and technical  
2 scholarship each academic school year. Notwithstanding any  
3 other provision of law, maximum eligibility, minimum  
4 continuing eligibility, satisfactory academic progress and  
5 reinstatement eligibility requirements for the Hathaway  
6 career and technical institution scholarship shall be as  
7 prescribed by department rule.

8

9 (f) Except as provided in subsections (d) and (g) of  
10 this section, the Hathaway career and technical institution  
11 scholarships shall not be subject to the provisions of W.S.  
12 21-16-1308, but shall be administered by the department in  
13 accordance with this section and the following:

14

15 (i) The department shall, in consultation with  
16 career and technical institution's admissions officers and  
17 financial aid officers, promulgate rules necessary to  
18 implement this section;

19

20 (ii) Students shall apply for Hathaway career  
21 and technical institution scholarships with the department  
22 at the time of applying for admission at a career and  
23 technical institution or at an earlier time as established

1 by rule of the department. The application shall contain  
2 information required by rule of the department. The  
3 application shall require each applicant to verify under  
4 penalty of false swearing under W.S. 6-5-303, that the  
5 applicant has not been convicted of a felony in this state  
6 or another jurisdiction;

7

8 (iii) Upon request of a student applying to a  
9 career and technical institution and applying for a  
10 Hathaway career and technical institution scholarship, each  
11 school district shall provide the department an official  
12 transcript of the student's academic record through the  
13 student's most recent semester of attendance. Following  
14 graduation and upon the student's request the school  
15 district shall also provide the department an official  
16 transcript of the student's complete academic record. All  
17 transcripts provided pursuant to this paragraph shall  
18 designate each course that satisfies the success curriculum  
19 requirements established under W.S. 21-16-1307(d);

20

21 (iv) The department shall preliminarily  
22 determine the student's eligibility for the Hathaway career  
23 and technical institution scholarship. For students

1 applying for a scholarship, unless the student's complete  
2 academic record is available, the GPA used to preliminarily  
3 determine eligibility shall be based upon the student's  
4 official high school transcript after either the end of the  
5 first semester of a student's senior year or the second  
6 semester of a student's junior year, at the sole discretion  
7 of the eligible institution. For students graduating prior  
8 to their senior year, the GPA used to preliminarily  
9 determine eligibility shall be based upon the student's  
10 official high school transcript as of the end of the  
11 semester immediately prior to the last semester before the  
12 student's graduation. High school GPAs for final  
13 eligibility determinations for students applying for a  
14 scholarship under this section shall be based upon the  
15 student's complete high school academic record;

16

17 (v) The department shall determine and certify  
18 to the state treasurer the amount of scholarships awarded  
19 under this section for attendance at each eligible career  
20 and technical institution in the manner and form prescribed  
21 by department rule. The rules shall specify a schedule for  
22 certification and payment to career and technical  
23 institutions pursuant to this paragraph. Upon receipt of

1 the certification, the state treasurer shall pay from the  
2 scholarship expenditure account the amount certified by the  
3 department to each career and technical institution.

4

5 (g) The same information required to be reported  
6 under W.S. 21-16-1308(c) shall be reported to the  
7 department by each career and technical institution  
8 receiving funds pursuant to this section for the Hathaway  
9 career and technical institution scholarship. The annual  
10 report by the department shall be submitted to the governor  
11 and the legislature in accordance with W.S. 9-2-1014.

12

13 (h) The department may conduct an audit of any career  
14 and technical institution receiving funds from the Hathaway  
15 scholarship program under this section to determine  
16 compliance with any provision of this article and rules.

17

18 (j) This section is repealed July 1, 2029.

19

20 **Section 2.** W.S. 21-16-1301(a)(ix) and (xv),  
21 21-16-1302(a), 21-16-1309(b)(i), (ii) and (iv) and  
22 21-16-1311 are amended to read:

23

1           **21-16-1301. Definitions.**

2

3           (a) As used in this article:

4

5                   (ix) "Eligible institution" means the University  
6 of Wyoming or a Wyoming community college. For the purpose  
7 of awarding the Hathaway career and technical institution  
8 scholarships under W.S. 21-16-1313 only, the term shall  
9 include career and technical institutions, as defined by  
10 W.S. 21-16-1313(a);

11

12                   (xv) "Scholarship" means an award provided  
13 pursuant to W.S. 21-16-1304, 21-16-1305, ~~or~~ 21-16-1306 or  
14 21-16-1313;

15

16           **21-16-1302. Hathaway scholarship expenditure account**  
17 **created; reserve account created; use and appropriation of**  
18 **funds.**

19

20           (a) The Hathaway scholarship expenditure account is  
21 created to consist of earnings from the Hathaway student  
22 scholarship endowment fund created by W.S. 9-4-204(u)(vii)  
23 and such other funds appropriated by the legislature to the

1 expenditure account. Eighty percent (80%) of all monies  
2 deposited to the expenditure account under this section  
3 shall be available for scholarships under W.S. 21-16-1304,  
4 ~~and 21-16-1305~~ and 21-16-1313. Twenty percent (20%) of all  
5 monies deposited to the expenditure account under this  
6 section shall be available for scholarships under W.S.  
7 21-16-1306. Monies within the expenditure account are  
8 continuously appropriated to the state treasurer for  
9 distribution to eligible institutions based on scholarships  
10 awarded under this article. Except as otherwise provided in  
11 this subsection, all unexpended and unencumbered monies  
12 within the expenditure account at the end of each fiscal  
13 year shall be deposited by the state treasurer to the  
14 Hathaway student scholarship reserve account. For ~~calendar~~  
15 ~~year 2023 and~~ each calendar year, thereafter all unexpended  
16 and unencumbered monies within the expenditure account on  
17 October 15 shall be deposited by the state treasurer to the  
18 Hathaway student scholarship reserve account on October 15.

19

20 **21-16-1309. Scholarship amounts.**

21

1           (b) To the extent sufficient funds are not available  
2 in the expenditure account to fund all scholarships as  
3 provided under this article:

4  
5           (i) Funds available for scholarships under W.S.  
6 21-16-1304, ~~and~~ 21-16-1305 and 21-16-1313 shall be used for  
7 scholarships under W.S. 21-16-1306 after all scholarships  
8 under W.S. 21-16-1304, ~~and~~ 21-16-1305 and 21-16-1313 have  
9 been paid;

10  
11           (ii) Funds available for scholarships under W.S.  
12 21-16-1306 shall be used for scholarships under W.S.  
13 21-16-1304, ~~and~~ 21-16-1305 and 21-16-1313 after all  
14 scholarships under W.S. 21-16-1306 have been paid;

15  
16           (iv) If no funds remain available in the  
17 expenditure account or reserve account at the time payment  
18 is required to be made to an institution for any semester,  
19 the payment to the eligible institutions and career and  
20 technical institutions shall be reduced on a first come  
21 first served basis using the student's application date for  
22 the scholarship.

23

1           **21-16-1311. Hathaway scholarship program reporting.**

2

3   The University of Wyoming, ~~and~~ each community college and  
4 each career and technical institution receiving funds under  
5 this act shall report on the use of all scholarship funds  
6 controlled by the institution, exclusive of federal funds.  
7   The report shall show the total scholarship funds,  
8 including scholarship funds granted via tuition discounts,  
9 for the most recently completed biennium contrasted with  
10 the biennium ending June 30, 2006. The report shall show  
11 how any funds supplanted by Hathaway scholarships have been  
12 reallocated for other scholarship and student financial aid  
13 programs or have been rebudgeted for other purposes and the  
14 plans for such funds for the coming biennium. The report  
15 shall describe the extent to which the university, ~~and~~  
16 community colleges and career and technical institutions  
17 receiving funds under this act have included within regular  
18 written or electronic communications transmitted to alumni  
19 of the institutions, information on the progress of the  
20 scholarship programs established under this article and  
21 information on making contributions to the Hathaway student  
22 scholarship endowment account. The Wyoming community  
23 college commission shall specify the format of, and combine

1 and transmit the reports on behalf of each college. The  
2 University of Wyoming and the community college commission  
3 shall include the reports within the respective biennial  
4 budget requests submitted under W.S. 9-2-1013.

5

6       **Section 3.** Students that graduate in school year  
7 2025-2026 shall be the first graduating class to be  
8 eligible for the Hathaway career and technical institution  
9 scholarship, as created by section 1 of this act.

10

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

15

16

(END)