

**DRAFT ONLY  
NOT APPROVED FOR  
INTRODUCTION**

HOUSE BILL NO.

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:

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

1

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

5

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

16

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

21

22 (II) Actual gross square footage of  
23 education space shall be the gross square footage

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

11

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

16

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

20

21 (iii) Except as otherwise provided by this  
22 paragraph, adjust the total amount of gross square footage  
23 determined for educational buildings under subparagraph

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

1 provision of certified child care, developmental preschool  
2 and cooperative education programs pursuant to subparagraph  
3 (c)(i)(A) of this section, shall be as follows:

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

11  
12 **Section 2.**

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

1 remaining from this appropriation shall revert as provided  
2 by law on June 30, 2028.

3

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

15

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

20

21 (END)