

SENATE FILE NO. SF0065

School districts-Medicaid school health program.

Sponsored by: Joint Labor, Health and Social Services
Interim Committee

A BILL

for

1 AN ACT relating to Medicaid and public school funding;
2 requiring school districts to obtain Medicaid funding for
3 special education programs and services provided students
4 enrolled in school health program; authorizing state
5 medical assistance for programs and services under the
6 school health program; including Medicaid funds received by
7 districts in computation of local district resources under
8 the foundation program; providing an appropriation;
9 requiring reports; and providing for an effective date.

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

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13 **Section 1.** W.S. 21-13-310(a) by creating a new
14 paragraph (xv) and by renumbering (xv) as (xvi),
15 21-13-321(d), 21-15-114(a)(x) and 42-4-103(a) by creating a
16 new paragraph (xxix) are amended to read:

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21-13-310. Annual computation of district revenues.

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(a) To ensure revenues available to each district are uniformly sufficient to enable compliance with the uniform standards for educational programs prescribed under W.S. 21-9-101 and 21-9-102 and to secure state board accreditation of educational programs under W.S. 21-2-304(a)(ii), the revenues specified under this subsection shall be deemed state revenues and shall be considered in determining the amount to be distributed to each district under W.S. 21-13-311. A district shall make an annual computation of the following revenues:

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(xv) Any amount received by the district for the preceding school year for special education programs and services provided to students enrolled in the school health program under the Wyoming Medical Assistance and Services Act pursuant to W.S. 42-4-103(a)(xxix);

~~(xv)~~ (xvi) All other revenues received or collected by the district during the previous school year, but excluding any amount received from private contributions and gifts, excluding any revenues dedicated

1 by law to the payment of bonded indebtedness and excluding
2 fees or other charges imposed by the district for goods or
3 services, such as rental fees and the price paid for
4 admission into any place for recreation, entertainment or
5 an athletic event. Upon application of a district, the
6 department shall exclude from this paragraph revenue
7 received by the district if the department finds that the
8 revenue could not be used by the district to provide
9 educational services to students.

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11 **21-13-321. Special education; adjustment to**
12 **foundation program formula.**

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14 (d) The department of education shall adopt necessary
15 rules and regulations to implement and administer this
16 section. Commencing school year 2004-2005 and each school
17 year thereafter, districts shall collect amounts available
18 for special education programs and services provided to
19 students enrolled in the school health program to the
20 extent compensable under the Wyoming Medical Assistance and
21 Services Act. Districts shall report special education
22 program expenditures for the applicable reporting period as
23 required by department rule and regulation, including any
24 amount received under W.S. 42-4-103 for the applicable

1 reporting period. The department shall annually review and
2 report to the joint education interim committee regarding
3 services provided to special education students by school
4 districts. The report shall evaluate the extent to which
5 services are being appropriately provided and whether
6 expenditures for services are reasonable in light of
7 charges by providers of similar services in Wyoming. In
8 addition, the department shall when necessary, conduct
9 audits of information submitted by districts under this
10 section and may, in accordance with W.S. 21-13-307(b),
11 correct the information reported by districts as necessary
12 to fairly and accurately reflect the data type,
13 classification and format required to administer this
14 section in accordance with law and department rule and
15 regulation.

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17 **21-15-114. Powers and duties; school facilities**
18 **office created; director.**

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20 (a) The school facilities commission shall:

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22 (x) Review and approval of district plans for
23 the disposition or demolition of buildings and facilities
24 made surplus by an approved construction or renovation

1 project or by changes in school population, including
2 allocation of resulting costs and revenues. Disposition
3 shall include options for use, lease, sale and any other
4 means of disposing of the surplus building or facility. The
5 costs and revenues incurred by the disposition or
6 demolition of the building or facility shall be accounted
7 for in each district's school facility plan and considered
8 in any building or facility remedy for that district. The
9 district shall have final authority over the disposition or
10 demolition of any surplus buildings, facilities or land,
11 but the commission may disapprove any plans submitted
12 pursuant to this paragraph to protect the financial
13 interests of the state if the plans are not otherwise in
14 the public interest. Any revenues considered pursuant to
15 W.S. 21-13-310(a)(xiv) or ~~(xv)~~ (xvi) shall not be counted
16 under this paragraph;

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18 **42-4-103. Authorized services and supplies.**

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20 (a) Services and supplies authorized for medical
21 assistance under this chapter include:

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23 (xxix) Programs and services provided under the
24 school health program.

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2 **Section 2.** In addition to any other appropriation to
3 implement the medical assistance and services program,
4 there is appropriated to the department of health for
5 fiscal year 2004-2005 seven million dollars (\$7,000,000.00)
6 from federal funds to implement the Medicaid school health
7 program for school year 2004-2005 as authorized under
8 section 1 of this act. In addition and for purposes of this
9 act, five million one hundred thousand dollars
10 (\$5,100,000.00) is appropriated from the public school
11 foundation program account to the department of education
12 to fund the state match of federal funds necessary to
13 ensure federal Medicaid funding.

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15 **Section 3.** The department of health shall provide
16 monthly reports to the state department of education
17 itemizing the total amount expended during the previous
18 month for programs and services under the school health
19 program. In addition, the department of education shall
20 distribute to the department of health matching funds
21 appropriated from the public school foundation program
22 account under section 2 of this act.

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1 **Section 4.** On or before December 31, 2004, and again
2 on or before December 31, 2005, the department of education
3 shall report to the joint education interim committee on
4 the additional reporting requirements imposed through the
5 implementation of the school health program under the
6 Wyoming Medical Assistance and Services Act as required by
7 this act, and on the costs of administering this program.

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9 **Section 5.** This act is effective July 1, 2004.

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(END)