

ENROLLED ACT NO. 77, HOUSE OF REPRESENTATIVES

FIFTY-SEVENTH LEGISLATURE OF THE STATE OF WYOMING  
2004 BUDGET SESSION

AN ACT to make appropriations for the biennium commencing July 1, 2004, and ending June 30, 2006; providing definitions; providing for appropriations and transfers of funds during that biennium and for the remainder of the current biennium as specified; conforming specified statutory provisions during the term of the budget period as related to these appropriations; providing for employee positions as specified; and providing for an effective date.

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

**Section 1.** As used in this act:

(a) "Agency" means any governmental unit or branch of government receiving an appropriation under this act;

(b) "Appropriation" means the authorizations granted by the legislature under this act to make expenditures from and to incur obligations against the general and other funds as specified;

(c) "Approved budget" means an approved budget as defined by W.S. 9-2-1005(e);

(d) "AG" means an agency's account within the agency fund;

(e) "EF" means the agency's account within the enterprise fund;

(f) "FF" means federal funds;

(g) "IS" means the agency's account within the internal service fund;

(h) "PF" means pension fund;

(i) "PR" means private funding sources;

(j) "RB" means revenue received from the issuance of revenue bonds;

(k) "SR" means an agency's account within the special revenue fund;

(l) "S1" means earmarked water development account I created by W.S. 41-2-124(a) (i);

(m) "S2" means earmarked water development account II created by W.S. 41-2-124(a) (ii);

(n) "S3" means the budget reserve account;

(o) "S4" means the local government capital construction account funded by W.S. 9-4-601(a) (vi) and (b) (i);

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(p) "S5" means the school foundation program account within the special revenue fund;

(q) "S6" means the school capital construction account within the special revenue fund;

(r) "S7" means the highway account within the special revenue fund;

(s) "S8" means the game and fish account within the special revenue fund;

(t) "T1" means the omnibus permanent land fund;

(u) "T2" means the miners' hospital permanent land income fund;

(v) "T3" means the state hospital permanent land fund;

(w) "T4" means the training school permanent land fund;

(x) "T6" means the university permanent land income fund;

(y) "T7" means the state employee group insurance flexible benefits account;

(z) "TO" means other expendable trust funds administered by individual agencies for specific functions within the agencies' authority.

ORIGINAL HOUSE  
BILL NO. 0001

ENROLLED ACT NO. 77, HOUSE OF REPRESENTATIVES

FIFTY-SEVENTH LEGISLATURE OF THE STATE OF WYOMING  
2004 BUDGET SESSION

**Section 2.** The following sums of money, or so much thereof as necessary, are appropriated to be expended during the two (2) years beginning July 1, 2004 and ending June 30, 2006, or as otherwise specified, for the purposes, programs and number of employees specified by this act and the approved budget of each agency.

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
<b>Section 001. Governor's Office</b>				
PROGRAM				
Administration 1.	4,612,979			4,612,979
Tribal Liaison	100,000		100,000SR	200,000
Commission on Uniform Laws	46,572			46,572
Special Contingent	550,000			550,000
Emergency Mgt/Homeland Security	1,961,629	43,945,158	619,310AG	46,526,097
Health Care Commission	477,000			477,000
Flex Equity Account	50,000			50,000
Natural Resource Policy Account	750,000			750,000
Endangered Species Administration	250,734			250,734
TOTALS	8,798,914	43,945,158	719,310	53,463,382

AUTHORIZED EMPLOYEES	
Full Time	52
Part Time	1
TOTAL	53

1. Of this general fund appropriation, not to exceed twenty thousand dollars (\$20,000.00) shall be expended only for purposes of defraying moving expenses for gubernatorial appointees who are required to move to Cheyenne. Not more than five thousand dollars (\$5,000.00) shall be expended for any one (1) appointee. Any funds expended for this purpose shall be reimbursed to the state by the appointee if the appointee is employed by the state for less than twelve (12) months. These funds shall not be transferred or expended for any other purpose and any unexpended, unobligated funds remaining from this appropriation on June 30, 2006 shall revert to the budget reserve account.

**Section 002. Secretary of State**

PROGRAM				
Administration	4,282,606			4,282,606
Reapportionment Computer System	376,993			376,993
Securities Enforcement			433,261SR	433,261
Bucking Horse & Rider 1.	250,000		200,200AG	450,200
TOTALS	4,909,599	0	633,461	5,543,060

AUTHORIZED EMPLOYEES	
Full Time	27
Part Time	0
TOTAL	27

1. Of this general fund appropriation, not to exceed two hundred fifty thousand dollars (\$250,000.00) shall be expended only for litigation costs associated with defending the state's ownership rights to the bucking horse emblem. These funds shall not be transferred or expended for any other purpose and any unexpended, unobligated funds remaining from this appropriation on June 30, 2006 shall revert to the budget reserve account.

**Section 003. State Auditor**

PROGRAM				
Administration 1.	10,836,011			10,836,011
TOTALS	10,836,011	0	0	10,836,011

AUTHORIZED EMPLOYEES	
Full Time	25
Part Time	0
TOTAL	25

1. Of this general fund appropriation, an amount not to exceed six hundred nine thousand three hundred dollars (\$609,300.00) shall only be expended for the purpose of funding the applications hosting services project. Notwithstanding W.S. 9-2-1008, 9-2-1012(e) and 9-4-207(a), this appropriation shall not revert effective June 30, 2006, and shall remain in effect until completion of the project. Any funds remaining at the end of the project shall not be transferred or expended for any other purpose and shall revert to the budget reserve account upon project completion.

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
<b>Section 004. State Treasurer</b>				
PROGRAM				
Treasurer's Operations 1.	3,644,253			3,644,253
Veterans Tax Exemption	1,985,000			1,985,000
Manager Payments			23,600,312AG	23,600,312
Unclaimed Property			1,186,940AG	1,186,940
Indian Motor Vehicle Exemption	257,500		0	257,500
TOTALS	5,886,753	0	24,787,252	30,674,005

AUTHORIZED EMPLOYEES  
 Full Time 21  
 Part Time 0  
 TOTAL 21

1. Of this general fund appropriation, two hundred twenty thousand three hundred sixty dollars (\$220,360.00) is appropriated for one contract attorney and shall not be expended for any attorney to appear in any court, administrative proceeding or hearing, nor to take a position in any proceeding or matter on behalf of the state of Wyoming. The role of any attorney retained with this appropriation shall be limited to in-house counsel to the state treasurer and to the duties described in W.S. 9-1-603(a)(v). This footnote shall not be effective if 2004 Senate File 0051 is enacted into law.

**Section 005. Department of Education**

PROGRAM				
Education Trust Fund			600,000AG	600,000
Douvas Scholarship			1,000AG	1,000
Workshops & Conferences Fund			18,500SR	18,500
Montgomery Trust for the Blind			419,157T0	419,157
WDE-GF Program 1.,2.,3.,5.	14,951,161		2,827,420S5	17,778,581
WDE-FF Program 4.,6.,7.		204,430,699	5,520,000AG	
			2,434,129EF	212,384,828
TOTALS	14,951,161	204,430,699	11,820,206	231,202,066

AUTHORIZED EMPLOYEES  
 Full Time 104  
 Part Time 8  
 TOTAL 112

1. Of this general fund appropriation, two hundred twenty thousand three hundred sixty dollars (\$220,360.00) is appropriated for one contract attorney and shall not be expended for any attorney to appear in any court, administrative proceeding or hearing, nor to take a position in any proceeding or matter on behalf of the state of Wyoming. The role of any attorney retained with this appropriation shall be limited to in-house counsel to the state superintendent and to the duties described in W.S. 9-1-603(a)(v). This footnote shall not be effective if 2004 Senate File 0051 is enacted into law.

2. The department shall report to the joint education interim committee and the joint appropriations interim committee not later than June 30, 2006 on the expenditure of funds appropriated for the "What works in schools" program. The report shall include a method for evaluating the program, accomplishments of the program and an explanation of how the funds were expended.

3. The department shall annually provide the latest available copy of audited financial statements of the St. Stephens school to the joint education interim committee.

4. Of this federal fund appropriation, two thousand dollars (\$2,000.00) is appropriated for computer equipment and shall only be expended upon approval of the state chief information officer.

5. Of this school foundation program account appropriation and notwithstanding W.S. 21-13-306, two million eight hundred twenty-seven thousand four hundred twenty dollars (\$2,827,420.00) shall only be expended for the Wyoming education gateway (WEdGate) and teacher and leader quality program.

6. (a) Of the federal fund appropriation and in response to the information and reporting requirements imposed by the federal No Child Left Behind Act of 2001, one million five hundred thousand dollars (\$1,500,000.00) shall be expended for the continuing development and implementation of the statewide education data system established under 2003 Wyoming Session Laws, Chapter 131, Section 327(b). The expenditure of these funds shall include infrastructure

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
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development, software upgrading, staff training, central data management application, student identification applications, data processing and system management and oversight.

(b) The department shall periodically report expenditure of funds appropriated under subsection (a) of this footnote to the joint education interim committee, together with progress on system development and implementation. In addition, a final report together with any necessary recommendations for system modification or additional funding, shall be submitted to the committee by December 1, 2004.

7. The department shall provide periodic reports to the joint education interim committee on the expenditure of federal funds for implementation and administration of programs under the federal No Child Left Behind Act of 2001. The first report shall be made on or before November 1, 2004.

**Section 006. Administration & Information**

PROGRAM	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
Director's Office	1,017,667		4,876,698IS	5,894,365
Professional Licensing Boards			973,939SR	973,939
Budget Division	1,668,909			1,668,909
General Services 1.	42,393,530		744,847SR 13,619,452IS	
			55,822EF	56,813,651
Human Resources Division	3,612,141		598,165IS	4,210,306
Employees Group Insurance			202,907,081IS 4,200,000T7	207,107,081
Information Technology 2.	1,751,793		40,296,040IS	42,047,833
Economic Analysis	1,031,812			1,031,812
State Library	4,650,189	1,120,017	5,121,482AG	10,891,688
TOTALS	56,126,041	1,120,017	273,393,526	330,639,584

AUTHORIZED EMPLOYEES	
Full Time	369
Part Time	2
TOTAL	371

1. The department shall provide a preliminary report to the joint appropriations interim committee not later than October 31, 2004, and a final report not later than June 30, 2005 on alternative plans to make the federal surplus property program self-sustaining.

2. The department shall report to the joint appropriations interim committee not later than October 31, 2004 on a plan to make the geographical information system (GIS) program self-sufficient. The report shall identify users of the program, potential funding sources, and recommendations for the coordination of all GIS efforts between all publicly funded entities in the state.

**Section 007. Military Department**

PROGRAM	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
Military Dept. Operations	6,165,766			6,165,766
Air National Guard	843,192	6,099,972		6,943,164
Camp Guernsey		4,582,408	151,520AG	4,733,928
Army National Guard	697,639	4,653,426		5,351,065
Veteran's Services 1.	654,858	79,022	317,100AG	1,050,980
Oregon Trail Vets Cemetery	390,135		20,000SR	410,135
Military Support to Civilian Auth	108,000			108,000
TOTALS	8,859,590	15,414,828	488,620	24,763,038

AUTHORIZED EMPLOYEES	
Full Time	133
Part Time	54
TOTAL	187

1. Of this general fund appropriation, eighty-four thousand three hundred dollars (\$84,300.00) shall only be expended for the purpose of funding one (1) at-will-employee-contract position for the period beginning July 1, 2004 and ending June 30, 2006. This position shall be utilized to assist the veteran's commission in developing a long term staffing plan for the commission.

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
<b>Section 008. Public Defenders</b>				
PROGRAM				
Public Defenders Statewide	10,255,953		1,836,882SR	12,092,835
TOTALS	10,255,953	0	1,836,882	12,092,835
AUTHORIZED EMPLOYEES				
Full Time	53			
Part Time	19			
TOTAL	72			

**Section 010. Agriculture Department**

PROGRAM				
Administration Division	2,484,843	248,521	5,000AG	2,738,364
Ag Education and Information			20,000AG	20,000
Consumer Protection Division 2.	7,576,282	847,079	457,171SR	
			581,600AG	
			2,479IS	9,464,611
Natural Resources Division 1.	3,474,956	64,067	675,000SR	4,214,023
State Fair	2,045,920		460,000SR	
			156,544AG	2,662,464
Weed & Pest Control			700,000AG	700,000
Wyoming Beef Council			2,092,476AG	2,092,476
Wyo Wheat Mktg Comm			120,500SR	120,500
Leaf Cutter Bee			12,541SR	12,541
TOTALS	15,582,001	1,159,667	5,283,311	22,024,979
AUTHORIZED EMPLOYEES				
Full Time	78			
Part Time	12			
TOTAL	90			

1. Of this general fund appropriation, one million five hundred thousand dollars (\$1,500,000.00) shall only be expended for the emergency insect management program and shall not be expended for research purposes. The department shall administer the funds under this program in a manner that encourages local governments to participate in sharing the costs of the program. Funds appropriated for the emergency insect management program shall be effective immediately.

2. Of this general fund appropriation, two hundred fifty thousand dollars (\$250,000.00) allocated to fund the animal damage management program shall be considered a one-time appropriation, and shall not be considered a part of the agency's standard budget during the department of administration and information's budget preparation cycle in the 2007-2008 biennium budget.

**Section 011. Department of Revenue**

PROGRAM				
Administration	3,681,249			3,681,249
Revenue Division	5,756,015		750,425SR	6,506,440
Valuation Division	5,311,427			5,311,427
Liquor Division			3,233,387EF	3,233,387
Liquor Sales & Purchases			95,000,000EF	95,000,000
General Fund Transfers			14,000,000EF	14,000,000
TOTALS	14,748,691	0	112,983,812	127,732,503
AUTHORIZED EMPLOYEES				
Full Time	128			
Part Time	1			
TOTAL	129			

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
<b>Section 012. Board of Architects</b>				
PROGRAM				
Administration			180,597SR	180,597
TOTALS	0	0	180,597	180,597
AUTHORIZED EMPLOYEES				
Full Time	0			
Part Time	0			
TOTAL	0			

**Section 013. Wyoming Euthanasia Certification Board**

PROGRAM				
Administration			39,738SR	39,738
TOTALS	0	0	39,738	39,738
AUTHORIZED EMPLOYEES				
Full Time	0			
Part Time	0			
TOTAL	0			

**Section 014. Miners' Hospital Board**

PROGRAM				
Miners' Hospital Board 1.			5,149,034SR	5,149,034
TOTALS	0	0	5,149,034	5,149,034
AUTHORIZED EMPLOYEES				
Full Time	0			
Part Time	0			
TOTAL	0			

1. Of this other funds appropriation, for the period beginning July 1, 2004 and ending June 30, 2006, seventy-five thousand dollars (\$75,000.00) shall only be expended to contract for services at the miners' clinic located in Wright, Wyoming, and seventy-five thousand dollars (\$75,000.00) shall only be expended to contract for services at the miners' clinic located in Sweetwater County Wyoming.

**Section 015. Attorney General**

PROGRAM				
Law Office 1.,2.	13,937,856	890,476	295,000SR	15,123,332
Criminal Investigations	13,681,450	6,020,392	1,482,522SR	21,184,364
Law Enforcement Academy	3,973,687		741,566EF	4,715,253
Peace Officer Stds & Trng	354,923		38,400SR	393,323
Victim Services Division 3.,4.	4,098,019	5,878,640	1,651,227SR	11,627,886
Plan. Council on Dev. Disabilities	323,559	911,677		1,235,236
TOTALS	36,369,494	13,701,185	4,208,715	54,279,394
AUTHORIZED EMPLOYEES				
Full Time	231			
Part Time	6			
TOTAL	237			

1. Of this general fund appropriation, not to exceed one hundred thousand dollars (\$100,000.00) shall only be expended for purposes of costs associated with litigation. These funds shall not be expended for attorney fees. These funds shall not be transferred or expended for any other purpose and any unexpended, unobligated funds remaining from this appropriation on June 30, 2006 shall revert to the budget reserve account.

2. The attorney general shall report to the joint appropriations interim committee not later than June 30, 2005 and June 30, 2006 on the effects of the reorganization of the law office approved in the agency's state of Wyoming 2005-2006 biennium budget request. The report shall contain information on the assignment of attorneys to other agencies, hours of attorney's services allocated to other agencies and a comparison of costs allocated to other agencies under the reorganization to costs paid by other agencies prior to reorganization.



APPROPRIATION FOR	GENERAL FUND	FEDERAL FUND	OTHER FUNDS	TOTAL APPROPRIATION
	\$	\$	\$	\$

3. The attorney general shall promulgate formal rules and regulations pursuant to the Wyoming Administrative Procedure Act for the formula used to distribute funds to providers of services for victims of domestic violence. The rules shall include a requirement for a uniform caseload reporting system.

4. Of this general fund appropriation, three hundred fifty thousand dollars (\$350,000.00) shall be used in addition to the amounts appropriated for the standard and exception budget requests for the victims of domestic violence distribution formula.

**Section 016. Barber Examiner's Board**

PROGRAM				
Administration			33,455SR	33,455
TOTALS	0	0	33,455	33,455

AUTHORIZED EMPLOYEES  
 Full Time 0  
 Part Time 0  
 TOTAL 0

**Section 017. Radiologic Tech. Board**

PROGRAM				
Administration			97,100SR	97,100
TOTALS	0	0	97,100	97,100

AUTHORIZED EMPLOYEES  
 Full Time 0  
 Part Time 0  
 TOTAL 0

**Section 018. Real Estate Commission**

PROGRAM				
Administration			682,898SR	682,898
Real Estate Recovery			30,000SR	30,000
Real Estate Education			80,880SR	80,880
Real Estate Appraiser			95,166SR	95,166
Appraiser Education			34,000SR	34,000
TOTALS	0	0	922,944	922,944

AUTHORIZED EMPLOYEES  
 Full Time 4  
 Part Time 0  
 TOTAL 4

**Section 019. Professional Teaching Stds Board**

PROGRAM				
Prof Teaching Stds Board			958,426SR	958,426
TOTALS	0	0	958,426	958,426

AUTHORIZED EMPLOYEES  
 Full Time 6  
 Part Time 0  
 TOTAL 6

APPROPRIATION FOR	GENERAL FUND	FEDERAL FUND	OTHER FUNDS	TOTAL APPROPRIATION
	\$	\$	\$	\$
<b>Section 020. Environmental Quality</b>				
PROGRAM				
Administration	1,356,400			1,356,400
Air Quality 1.	1,621,834	1,470,817	6,775,874SR	9,868,525
Water Quality 2.	9,804,449	9,544,691	2,138,425SR	21,487,565
Land Quality	2,886,448	4,249,637		7,136,085
Industrial Siting	373,943	11,300		385,243
Solid Waste Management	2,573,796	1,292,071	962,661SR	4,828,528
Abandoned Mine Reclamation		54,756,766		54,756,766
Subsidence Insurance		181,474		181,474
Set-Aside Account		3,397,563		3,397,563
TOTALS	18,616,870	74,904,319	9,876,960	103,398,149

AUTHORIZED EMPLOYEES	
Full Time	226
Part Time	0
TOTAL	226

1. Of the total appropriation to the air quality division, five million eight hundred fifty-one thousand seven hundred sixty-two dollars (\$5,851,762.00) are for operating permit program activities, and this appropriation shall be the basis for the fee rate calculation under W.S. 35-11-211. Of the total appropriation to the air quality division, nine hundred twenty-four thousand one hundred twelve dollars (\$924,112.00) are for the new source review permit program. All costs associated with the permit review process under the new source review permit program shall be recovered by a permit review fee charged to applicants under W.S. 35-11-211.

2. Of this general fund appropriation, one hundred sixty-seven thousand three hundred sixty dollars (\$167,360.00) for the NPDES program staff and DMR maintenance shall be effective immediately.

**Section 021. Department of Audit**

PROGRAM	GENERAL FUND	FEDERAL FUND	OTHER FUNDS	TOTAL APPROPRIATION
Administration	776,396	256,148		1,032,544
Banking			2,643,695SR	2,643,695
Public Funds	3,458,504			3,458,504
Mineral	2,437,779	2,939,042	220,000SR	5,596,821
Excise	2,923,722			2,923,722
TOTALS	9,596,401	3,195,190	2,863,695	15,655,286

AUTHORIZED EMPLOYEES	
Full Time	101
Part Time	0
TOTAL	101

**Section 022. Respiratory Care Practitioners Board**

PROGRAM	GENERAL FUND	FEDERAL FUND	OTHER FUNDS	TOTAL APPROPRIATION
Administration			39,738SR	39,738
TOTALS	0	0	39,738	39,738

AUTHORIZED EMPLOYEES	
Full Time	0
Part Time	0
TOTAL	0

**Section 023. Public Service Commission**

PROGRAM	GENERAL FUND	FEDERAL FUND	OTHER FUNDS	TOTAL APPROPRIATION
Administration		206,860	4,891,803SR	5,098,663
Consumer Advocate Division			1,426,284SR	1,426,284
Universal Service Fund			24,000,000SR	24,000,000
TOTALS	0	206,860	30,318,087	30,524,947

AUTHORIZED EMPLOYEES	
Full Time	36
Part Time	0
TOTAL	36

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
<b>Section 024. Department of State Parks and Cultural Resources</b>				
PROGRAM				
Administration & Support	2,190,335		100,000EF	2,290,335
Cultural Resources	6,571,961	2,501,224	243,552SR	11,300,633
St Parks & Hist. Sites 1.	14,342,973	4,703,904	5,018,268SR	24,065,145
TOTALS	<u>23,105,269</u>	<u>7,205,128</u>	<u>7,345,716</u>	<u>37,656,113</u>

AUTHORIZED EMPLOYEES  
 Full Time 180  
 Part Time 92  
 TOTAL 272

1. Of this general fund appropriation, one hundred forty-four thousand eight hundred sixty-one dollars (\$144,861.00) shall only be expended for four (4) full-time positions for the operation of the Wyoming territorial prison and state park historical site. The appropriation and positions specified in this footnote are effective immediately and only if 2004 Senate File 0041 is enacted into law.

**Section 025. Department of Employment**

PROGRAM				
Administration and Support	1,384,209			1,384,209
Division of Labor Standards	1,434,153	139,626	125,000EF	1,698,779
Workers' Safety & Compensation		1,695,692	30,300,001EF	31,995,693
Unemp. Insurance & Statistics		17,603,167	2,783,048AG	28,131,701
Mine Inspector			7,745,486EF	20,000SR
			1,199,808EF	1,219,808
Unemp. Insurance Revenue			422,430AG	296,288EF
				718,718
TOTALS	<u>2,818,362</u>	<u>19,438,485</u>	<u>42,892,061</u>	<u>65,148,908</u>

AUTHORIZED EMPLOYEES  
 Full Time 314  
 Part Time 11  
 TOTAL 325

**Section 026. Department of Workforce Services**

PROGRAM				
Administration 1.	4,157,927	35,486,355	2,150,000SR	41,798,682
Vocational Rehabilitation	3,965,066	23,219,895	1,311,906SR	29,083,509
			321,707AG	
			264,935EF	
TOTALS	<u>8,122,993</u>	<u>58,706,250</u>	<u>4,052,948</u>	<u>70,882,191</u>

AUTHORIZED EMPLOYEES  
 Full Time 273  
 Part Time 25  
 TOTAL 298

1. Of this general fund appropriation, two million dollars (\$2,000,000.00) shall only be expended for the upgrading or development of employment skills necessary for new, existing or expanding businesses in Wyoming.

APPROPRIATION FOR	GENERAL FUND	FEDERAL FUND	OTHER FUNDS	TOTAL APPROPRIATION
	\$	\$	\$	\$
<b>Section 027. School Facilities Commission</b>				
PROGRAM				
Operations			5,544,204S6	5,544,204
Emergency Contingency			1,000,000S6	1,000,000
Major Maintenance 1.			71,800,000S6	71,800,000
TOTALS	0	0	78,344,204	78,344,204

AUTHORIZED EMPLOYEES  
 Full Time 12  
 Part Time 0  
 TOTAL 12

1. Notwithstanding W.S. 21-15-109(c) and if 2004 Senate File 0037 is not enacted into law, the total number of gross square feet of school buildings and facilities within each school district, as determined for purposes of computing major maintenance payments for school years 2004-2005 and 2005-2006, shall be based upon guidelines adopted by the school facilities commission prior to December 5, 2003.

**Section 028. Board of Registration In Podiatry**

PROGRAM				
Administration			20,890SR	20,890
TOTALS	0	0	20,890	20,890

AUTHORIZED EMPLOYEES  
 Full Time 0  
 Part Time 0  
 TOTAL 0

**Section 029. Wyoming Water Development Office**

PROGRAM				
Administration			6,230,928SR	6,230,928
TOTALS	0	0	6,230,928	6,230,928

AUTHORIZED EMPLOYEES  
 Full Time 20  
 Part Time 0  
 TOTAL 20

**Section 030. Board of Chiropractic Examiners**

PROGRAM				
Administration			87,919SR	87,919
TOTALS	0	0	87,919	87,919

AUTHORIZED EMPLOYEES  
 Full Time 0  
 Part Time 0  
 TOTAL 0

**Section 031. Collection Agency Board**

PROGRAM				
Administration			72,648SR	72,648
TOTALS	0	0	72,648	72,648

AUTHORIZED EMPLOYEES  
 Full Time 0  
 Part Time 0  
 TOTAL 0

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
<b>Section 033. Board of Cosmetology</b>				
PROGRAM				
Administration			394,125SR	394,125
TOTALS	0	0	394,125	394,125
AUTHORIZED EMPLOYEES				
Full Time	1			
Part Time	2			
TOTAL	3			
<b>Section 034. Board of Dental Examiners</b>				
PROGRAM				
Administration			268,609SR	268,609
TOTALS	0	0	268,609	268,609
AUTHORIZED EMPLOYEES				
Full Time	0			
Part Time	0			
TOTAL	0			
<b>Section 035. Board of Embalmers</b>				
PROGRAM				
Administration			44,972SR	44,972
TOTALS	0	0	44,972	44,972
AUTHORIZED EMPLOYEES				
Full Time	0			
Part Time	0			
TOTAL	0			
<b>Section 037. State Engineer</b>				
PROGRAM				
Administration	1,857,087			1,857,087
Ground Water Division	2,628,305			2,628,305
Surface Water & Eng. Div. 1.	2,160,298			2,160,298
Board of Control Division	8,065,927			8,065,927
Support Services Division 2.,3.,4.	3,002,023			3,002,023
Board of Registration			632,558SR	632,558
Interstate Streams Division	941,917			941,917
Special Projects			12,730AG	12,730
North Platte Settlement	1,251,072			1,251,072
Well Drillers' Certification Board			100,000SR	100,000
TOTALS	19,906,629	0	745,288	20,651,917
AUTHORIZED EMPLOYEES				
Full Time	120			
Part Time	20			
TOTAL	140			

1. Of this general fund appropriation, one hundred eighteen thousand one hundred fifty-eight dollars (\$118,158.00) shall only be expended for one (1) full-time water management specialist position for the period beginning July 1, 2004 and ending June 30, 2006. This position shall terminate effective June 30, 2006, and any remaining unexpended, unobligated funds shall revert to the budget reserve account on June 30, 2006.

2. Of this general fund appropriation, one hundred ten thousand dollars (\$110,000.00) shall only be expended for two (2) full-time "administrative specialist 5" positions for the period beginning July 1, 2004 and ending June 30, 2006. These positions shall terminate effective June 30, 2006, and any remaining unexpended, unobligated funds shall revert to the budget reserve account on June 30, 2006.

3. Of this general fund appropriation, one million four hundred thousand dollars (\$1,400,000.00) shall only be expended for the purpose of the business process analysis and database reengineering project. This appropriation consists of funding necessary for Phases I, II and III

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
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as presented in "Alternative three" in the state engineer's state of Wyoming 2005-2006 biennium budget request.

4. Of this general fund appropriation, four hundred thousand dollars (\$400,000.00) shall be effective immediately.

**Section 038. Pari-Mutuel Commission**

PROGRAM				
Administration			827,023SR	827,023
Wyoming Breeders Award Fund			180,000SR	180,000
TOTALS	0	0	1,007,023	1,007,023

AUTHORIZED EMPLOYEES	
Full Time	3
Part Time	2
TOTAL	5

**Section 041. Fire Prevention**

PROGRAM				
Administration	538,572			538,572
Fire Prevention Admin	1,402,635			1,402,635
Electrical Safety Admin	1,097,131		402,210SR	1,499,341
Training	1,043,116			1,043,116
TOTALS	4,081,454	0	402,210	4,483,664

AUTHORIZED EMPLOYEES	
Full Time	33
Part Time	0
TOTAL	33

**Section 042. Geological Survey**

PROGRAM				
Geologic	1,897,499			1,897,499
Publications	835,650			835,650
TOTALS	2,733,149	0	0	2,733,149

AUTHORIZED EMPLOYEES	
Full Time	16
Part Time	5
TOTAL	21

**Section 044. Insurance Department**

PROGRAM				
Administration			3,727,913SR	3,727,913
Agent Licensing Board			15,653SR	15,653
Health Insurance Pool			18,505,088EF	18,505,088
TOTALS	0	0	22,248,654	22,248,654

AUTHORIZED EMPLOYEES	
Full Time	25
Part Time	0
TOTAL	25

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
<b>Section 045. Department of Transportation</b>				
PROGRAM				
Administration			3,117,739SR	3,117,739
Administrative Services		168,150	26,286,953SR	26,455,103
Law Enforcement		2,018,293	47,633,555SR	49,651,848
Salecs		6,200,000	870,016IS	7,070,016
Aeronautics Administration		310,300	1,898,331SR	2,208,631
Search & Rescue			33,541SR	33,541
Operational Services			1,511,220IS	1,511,220
Airport Improvements			63,443,048SR	63,443,048
TOTALS	0	8,696,743	144,794,403	153,491,146

AUTHORIZED EMPLOYEES  
 Full Time 523  
 Part Time 2  
 TOTAL 525

**Section 047. Higher Education Assistance Authority**

PROGRAM				
Nursing Education	1,000,000			1,000,000
TOTALS	1,000,000	0	0	1,000,000

AUTHORIZED EMPLOYEES  
 Full Time 0  
 Part Time 0  
 TOTAL 0

**Section 048. Department of Health**

PROGRAM				
Director's Office	7,885,740	2,730,209		10,615,949
Office of Rural Health	407,540	5,739,278		6,146,818
Community & Family Health	17,074,507	14,480,258	3,600,000SR 7,388,420AG	42,543,185
Office of Medicaid 9.,10.,12.	105,805,979	193,508,642		299,314,621
Prescription Drug Program 1.,11.	38,783,170	47,170,861		85,954,031
Kid Care	8,001,515	18,814,043		26,815,558
Prevent Health & Safety	5,255,287	24,358,312	120,045SR 242,046AG	29,975,690
Mental Health 2.	91,952,003	14,487,794	3,000,000SR	109,439,797
Substance Abuse 3.	13,521,908	8,360,832	25,903,001SR	47,785,741
Dev Disabilities 4.,5.,13.,14.	145,371,520	105,886,891	402,000AG	251,660,411
Division on Aging 6.	77,568,869	94,155,402	8,209,540SR	179,933,811
TOTALS 7.	511,628,038	529,692,522	48,865,052	1,090,185,612

AUTHORIZED EMPLOYEES  
 Full Time 8. 1,424  
 Part Time 92  
 TOTAL 1,516

1. The department shall use an asset-based test to help ensure the funds appropriated for the prescription drug assistance program (PDAP) will be sufficient to fund the program for the entire period beginning July 1, 2004 and ending June 30, 2006. The asset test shall include financial assets but shall exclude an automobile with a market value of less than fifteen thousand dollars (\$15,000.00) and a home lived in by the recipient.

2. Notwithstanding W.S. 9-4-303(a), the department is authorized to deposit all monies and income received and collected by the Wyoming state hospital at Evanston, Wyoming into a special revenue fund from July 1, 2004 through June 30, 2006. The department shall expend this revenue to correct life safety code problems and address other conditions as identified by the Partnership to Resolve Mental Health Issues in Wyoming. If any single project is anticipated to or does exceed two hundred thousand dollars (\$200,000.00) it shall be approved by the state building commission. The first five hundred thousand dollars (\$500,000.00) received each fiscal year by the department and any amount in excess of three million dollars (\$3,000,000.00) received over the period beginning July 1, 2004 and ending June 30, 2006 and deposited within the special revenue fund pursuant to this footnote shall be paid to the omnibus permanent land fund until such time as the total amount appropriated for the new facility at the state hospital in 1999 Wyoming Session Laws, Chapter 169, Section 3, Section 048 is completely repaid. The

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
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department shall report to the joint appropriations interim committee by October 31 of each year detailing expenditures under this footnote.

3. The department shall report to the joint education interim committee and the joint appropriations interim committee not later than October 31, 2005 on the effectiveness of expending funds appropriated in addition to the amounts recommended by the governor for chronic disease programs and counter-marketing efforts. The report shall be coordinated with the effects of funding existing chronic disease programs.

4. The department shall develop a plan to reevaluate clients in the acquired brain injury program every five (5) years. Based on this reevaluation, individuals may need less intensive care. The plan shall consider needs for safety, protective shelter, sheltered work activities and medical management including medication and therapies necessary to maintain the level of self-sufficiency the client has obtained.

5. The acquired brain injury program shall provide services for not more than eighty-five (85) clients at any one time. The department shall pursue procedures necessary to provide for rapid substitution of new clients for clients who leave the program.

6. Notwithstanding W.S. 9-4-303(a), for the period beginning July 1, 2004 and ending June 30, 2006, the department is authorized to deposit all monies and income received or collected by the retirement center located in Basin, Wyoming for care of patients into a special revenue fund. The funds collected shall be used to fund the operation of the retirement center.

7. Of the general fund appropriation related to Medicaid programs, the department may expend not more than five hundred thousand dollars (\$500,000.00) to improve patient care and management and to assess the direct and indirect fiscal impacts of all cost containment programs. The department shall not implement any new requirements under its cost containment program until those requirements have been reviewed by the joint appropriations interim committee and the joint labor, health and social services interim committee or a subcommittee thereof.

8. Of these full-time positions, the following are time-limited and shall be terminated effective June 30, 2006: one (1) for HIV/AIDS; twelve (12) for bio-terrorism; five (5) for infectious disease; three (3) for substance abuse; two (2) for tobacco prevention.

9. Notwithstanding W.S. 42-4-104(c), of this general fund appropriation, seven hundred nineteen thousand seven hundred eighty dollars (\$719,780.00) shall only be expended for medical assistance to skilled nursing homes to ensure that providers of skilled nursing home services shall receive not less than the per diem base rate in effect prior to July 1, 2002. This footnote is effective for the fiscal period commencing July 1, 2004, and ending June 30, 2005.

10. The department of health shall not agree to any Medicaid waiver or extension of any Medicaid waiver where the federal government, as a condition of granting the waiver, requires the state to agree to any limit on the normal federal cost share in the program where the state expenditures are not comparably restricted.

11. For those individuals who are eligible for the Medicare prescription drug card and for whom the card is cost effective, the department shall require use of the subsidy provided with the card as a condition of participation in the prescription drug assistance program.

12. Of this appropriation, two million six hundred four thousand four hundred fifty-six dollars (\$2,604,456.00) general fund money and three million five hundred seventy-four thousand five hundred sixty-one dollars (\$3,574,561.00) federal fund money shall be used for the Comprehensive Dental under 21 Medicaid program.

13. Of this general fund appropriation, three million seventy-seven thousand six hundred eighty-eight dollars (\$3,077,688.00) shall only be expended to reimburse providers of developmental services for preschool children.

14. Of this general fund appropriation, one million seven hundred eighty-four thousand six hundred forty dollars (\$1,784,640.00) shall be in addition to the amounts appropriated for the standard and exception budget requests for the adult developmental disabled home and community based waiver and shall be used to increase provider reimbursement rates in order to raise the salaries of direct care personnel in adult developmental disability community-based programs.



APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
<b>Section 049. Department of Family Services</b>				
PROGRAM				
Services	75,676,554	19,536,959	4,345,762SR	102,198,586
Assistance 1.,2.,3.,4.,6.	28,994,067	70,489,654	2,639,311AG 1,891,699SR 557,121AG	101,932,541
TOTALS	104,670,621	90,026,613	9,433,893	204,131,127

AUTHORIZED EMPLOYEES	
Full Time	751 5.
Part Time	34
TOTAL	785

1. In accordance with W.S. 42-2-103(d), the state supplemental security income monthly payment for the period beginning July 1, 2004, and ending June 30, 2006 shall be as follows:

- (i) \$10.44 for an individual living in own household;
- (ii) \$13.24 for each member of a couple living in own household;
- (iii) \$14.16 for an individual living in the household of another;
- (iv) \$16.01 for each member of a couple living in the household of another.

2. Of this general fund appropriation, one million two hundred thousand dollars (\$1,200,000.00) shall be expended to support the Northern Arapaho and Eastern Shoshone TANF programs for the period beginning July 1, 2004 and ending June 30, 2005, and one million two hundred thousand dollars (\$1,200,000.00) shall be expended to support the Northern Arapaho and Eastern Shoshone TANF programs for the period beginning July 1, 2005 and ending June 30, 2006.

3. The legislature hereby determines that childcare providers contracted to provide day-care services by the department are self-employed for profit entities and are not employees of the department and not eligible for employee benefits as a result of receiving contract payments from the state. Notwithstanding any other provision of law, the department is hereby granted the authority to appeal any decision of any state administrative body inconsistent with this determination.

4. By October 1, 2004, the department of education and the department of family services shall present recommendations to the joint education interim committee and the joint labor, health and social services interim committee on how the expenditure of funds under the temporary assistance to needy families program can be coordinated between day care centers and preschools for at-risk children to promote cooperation rather than competition.

5. One (1) additional full-time employee shall be utilized to support the increased caseload and treatment costs for court ordered placement of eighteen (18) to twenty-one (21) year old youth. The position specified in this footnote is effective only if 2004 Senate File 0008 is enacted into law.

6. Of the general fund appropriation, seven hundred fifty thousand dollars (\$750,000.00) shall only be expended for the low income energy assistance program. This appropriation shall be considered a one-time appropriation and shall not be included as part of the department's 2007-2008 standard budget. On or before December 1, 2006, the department shall report to the joint appropriations interim committee on expenditures made under this footnote for the low income energy assistance program.

**Section 051. Livestock Board**

PROGRAM				
Administration 1.,2.	1,183,972			1,183,972
Animal Health	968,356			968,356
Brand Recording & Permits			618,664AG	618,664
Brand Inspection			7,119,565SR 31,774AG	7,151,339
Predator Control Fees			1,225,000SR	1,225,000
TOTALS	2,152,328	0	8,995,003	11,147,331

AUTHORIZED EMPLOYEES	
Full Time	17
Part Time	0
TOTAL	17

1. Of this general fund appropriation, two hundred twenty thousand dollars (\$220,000.00) shall only be expended for support of two (2) full-time lab tech I services at the Wyoming state veterinary lab in Laramie, Wyoming, and ten thousand dollars (\$10,000.00) shall only be expended

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
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for out-of-state travel for brucellosis related issues. The appropriation specified under this footnote shall be effective immediately.

2. Of this general fund appropriation, two hundred seventeen thousand nine hundred ninety-seven dollars (\$217,997.00) for the assistant state veterinarian is effective immediately.

**Section 052. Medical Licensing Board**

PROGRAM				
Administration			929,749SR	929,749
TOTALS	0	0	929,749	929,749

AUTHORIZED EMPLOYEES	
Full Time	3
Part Time	0
TOTAL	3

**Section 054. Board of Nursing**

PROGRAM				
Admin. & School Accreditation			1,078,551SR	1,078,551
Nurse Aides			498,018SR	498,018
TOTALS	0	0	1,576,569	1,576,569

AUTHORIZED EMPLOYEES	
Full Time	7
Part Time	0
TOTAL	7

**Section 055. Oil & Gas Commission**

PROGRAM				
Administration		385,000	90,339SR	
Orphan Wells			5,465,483AG	5,940,822
			300,000SR	
			700,000AG	1,000,000
TOTALS	0	385,000	6,555,822	6,940,822

AUTHORIZED EMPLOYEES	
Full Time	36
Part Time	0
TOTAL	36

**Section 056. Board of Optometry**

PROGRAM				
Administration			84,011SR	84,011
TOTALS	0	0	84,011	84,011

AUTHORIZED EMPLOYEES	
Full Time	0
Part Time	0
TOTAL	0

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
<b>Section 057. Community College Commission</b>				
PROGRAM				
Administration	5,322,578			5,322,578
State Aid	139,190,125			139,190,125
Contingency Reserve			3,200,000SR	3,200,000
Leveraging Ed Ast Partnerships	225,000	112,500		337,500
Incentive Fund	500,000			500,000
Community Colleges Endowment 1.	29,750,000			29,750,000
Public Television	6,694,174			6,694,174
TOTALS	181,681,877	112,500	3,200,000	184,994,377

AUTHORIZED EMPLOYEES  
 Full Time 10  
 Part Time 0  
 TOTAL 10

1. This appropriation shall be effective only if 2004 Senate File 0006 is enacted into law.

**Section 058. Board of Speech Pathologists & Audiologists**

PROGRAM				
Administration			73,715SR	73,715
TOTALS	0	0	73,715	73,715

AUTHORIZED EMPLOYEES  
 Full Time 0  
 Part Time 0  
 TOTAL 0

**Section 059. Board of Pharmacy**

PROGRAM				
Licensing Board		214,569	817,272SR	1,031,841
TOTALS	0	214,569	817,272	1,031,841

AUTHORIZED EMPLOYEES  
 Full Time 6  
 Part Time 0  
 TOTAL 6

**Section 060. Office of State Lands and Investments**

PROGRAM				
Operations 1.,2.	16,799,525	35,667,967	3,427,595SR 2,313,777AG	58,208,864
County Emergency Fire Suppression	2,580,000			2,580,000
Mineral Royalty Grants			35,000,000S4	35,000,000
Transportation Enterprise Fund			2,000,000SR	2,000,000
TOTALS	19,379,525	35,667,967	42,741,372	97,788,864

AUTHORIZED EMPLOYEES  
 Full Time 98  
 Part Time 0  
 TOTAL 98

1. Of this appropriation, seven hundred sixty-four thousand four hundred ninety dollars (\$764,490.00) from the general fund, and nine hundred ninety-two thousand five hundred dollars (\$992,500.00) from federal funds appropriated to the forestry program to manage fire on state lands shall be effective immediately.

2. Of this general fund appropriation, one million nine hundred forty-four thousand dollars (\$1,944,000.00) shall be transferred to the federal mineral royalty capital construction account created by W.S. 9-4-604 for purposes of funding fifty percent (50%) of the state match for the federal safe drinking water revolving loan fund program pursuant to W.S. 16-1-302(b).

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
<b>Section 061. Wyoming Board of CPA'S</b>				
PROGRAM				
Administration			505,037SR	505,037
TOTALS	<u>0</u>	<u>0</u>	<u>505,037</u>	<u>505,037</u>

AUTHORIZED EMPLOYEES  
 Full Time 2  
 Part Time 0  
 TOTAL 2

**Section 062. Board of Physical Therapy**

PROGRAM				
Administration			112,018SR	112,018
TOTALS	<u>0</u>	<u>0</u>	<u>112,018</u>	<u>112,018</u>

AUTHORIZED EMPLOYEES  
 Full Time 0  
 Part Time 0  
 TOTAL 0

**Section 063. Governor's Residence**

PROGRAM				
Residence Operation	489,077			489,077
TOTALS	<u>489,077</u>	<u>0</u>	<u>0</u>	<u>489,077</u>

AUTHORIZED EMPLOYEES  
 Full Time 2  
 Part Time 3  
 TOTAL 5

**Section 064. Board of Hearing Aid Specialists**

PROGRAM				
Administration			62,997SR	62,997
TOTALS	<u>0</u>	<u>0</u>	<u>62,997</u>	<u>62,997</u>

AUTHORIZED EMPLOYEES  
 Full Time 0  
 Part Time 0  
 TOTAL 0

**Section 067. University of Wyoming**

PROGRAM				
State Aid 1.,2.	288,794,272			288,794,272
TOTALS	<u>288,794,272</u>	<u>0</u>	<u>0</u>	<u>288,794,272</u>

AUTHORIZED EMPLOYEES  
 Full Time 0  
 Part Time 0  
 TOTAL 0

1. Of this general fund appropriation, sixty thousand dollars (\$60,000.00) shall be one-time funding and shall only be expended for continuing the University of Wyoming/Wyoming Heritage Foundation Leadership Wyoming Program for the period beginning July 1, 2004 and ending June 30, 2006.

2. Of this amount, two million nine hundred eighty-four thousand dollars (\$2,984,000.00) shall only be expended for the department of intercollegiate athletics to enhance future revenue generation, restore competitive excellence and achieve academic success. These funds shall be considered one-time funds, shall not revert and shall not be included in the university's standard budget for the fiscal 2007-2008 biennium.

APPROPRIATION FOR	GENERAL FUND	FEDERAL FUND	OTHER FUNDS	TOTAL APPROPRIATION
	\$	\$	\$	\$
<b>Section 068. Board of Psychologist Examiners</b>				
PROGRAM				
Administration			151,550SR	151,550
TOTALS	0	0	151,550	151,550
AUTHORIZED EMPLOYEES				
Full Time	0			
Part Time	0			
TOTAL	0			
<b>Section 069. Western Interstate Commission for Higher Education</b>				
PROGRAM				
Administration & Grants	4,391,806			4,391,806
TOTALS	4,391,806	0	0	4,391,806
AUTHORIZED EMPLOYEES				
Full Time	0			
Part Time	0			
TOTAL	0			
<b>Section 072. Retirement System</b>				
PROGRAM				
Administration			4,379,741PF	4,379,741
Highway Patrol			127,806SR	127,806
Game & Fish Wardens			170,562SR	170,562
Deferred Compensation			1,295,981AG	1,295,981
Law Enforc. Retire Increase	5,500,000			5,500,000
TOTALS	5,500,000	0	5,974,090	11,474,090
AUTHORIZED EMPLOYEES				
Full Time	27			
Part Time	0			
TOTAL	27			
<b>Section 075. Board of Outfitters</b>				
PROGRAM				
Administration			665,531AG	665,531
TOTALS	0	0	665,531	665,531
AUTHORIZED EMPLOYEES				
Full Time	4			
Part Time	0			
TOTAL	4			
<b>Section 078. Mental Health Professions Licensing Board</b>				
PROGRAM				
Administration			234,839SR	234,839
TOTALS	0	0	234,839	234,839
AUTHORIZED EMPLOYEES				
Full Time	0			
Part Time	0			
TOTAL	0			

APPROPRIATION FOR	GENERAL FUND	FEDERAL FUND	OTHER FUNDS	TOTAL APPROPRIATION
	\$	\$	\$	\$

**Section 079. Board of Nursing Home Administrators**

PROGRAM				
Administration			31,900SR	31,900
TOTALS	0	0	31,900	31,900

AUTHORIZED EMPLOYEES	
Full Time	0
Part Time	1
TOTAL	1

**Section 080. Department of Corrections**

PROGRAM				
Corrections Operations 1.	61,114,306	6,641,888	3,464,614SR 135,300T0	71,356,108
Field Services	26,876,241		2,107,098SR	28,983,339
Honor Conservation Camp	7,946,273		526,226T0	8,472,499
Womens' Center 2.,3.	7,408,847		227,858T0	7,636,705
Honor Farm	6,781,632		769,092IS 421,479T0	7,972,203
State Penitentiary	51,464,919		1,640,860T0	53,105,779
TOTALS	161,592,218	6,641,888	9,292,527	177,526,633

AUTHORIZED EMPLOYEES	
Full Time	800
Part Time	15
TOTAL	815

1. Of the special revenue appropriation for the correctional industries program, two hundred forty-four thousand five hundred twelve dollars (\$244,512.00) shall be effective immediately.

2. Of this general fund appropriation, forty thousand dollars (\$40,000.00) shall be used by the Wyoming women's center to cover costs of nontraditional job training and job placement for inmates at Wyoming training sites. The department shall, for a period of three (3) years from the time of their release, maintain current information regarding inmates who have participated in this program to determine job retention and wage progression, and shall report the results to the joint appropriations interim committee November 1 of each year 2005, 2006 and 2007.

3. Of this general fund appropriation, two hundred ninety-two thousand five hundred seventy-five dollars (\$292,575.00) shall be used to purchase computed radiology equipment and complete laboratory upgrades at the Niobrara Health and Life Center.

**Section 081. Board of Parole**

PROGRAM				
Administration	1,277,470			1,277,470
TOTALS	1,277,470	0	0	1,277,470

AUTHORIZED EMPLOYEES	
Full Time	6
Part Time	0
TOTAL	6

**Section 083. Board of Occupational Therapy**

PROGRAM				
Administration			60,653SR	60,653
TOTALS	0	0	60,653	60,653

AUTHORIZED EMPLOYEES	
Full Time	0
Part Time	1
TOTAL	1

APPROPRIATION FOR	GENERAL FUND	FEDERAL FUND	OTHER FUNDS	TOTAL APPROPRIATION
	\$	\$	\$	\$
<b>Section 084. Board of Professional Geologists</b>				
PROGRAM				
Administration			308,152SR	308,152
TOTALS	0	0	308,152	308,152
AUTHORIZED EMPLOYEES				
Full Time	1			
Part Time	1			
TOTAL	2			

**Section 085. Wyoming Business Council**

PROGRAM				
Wyoming Business Council 1.,2.,4.	36,935,502	7,844,061	614,736SR	
			1,140,876EF	46,535,175
Tourism 3.,5.	16,451,423		750,000S7	17,201,423
TOTALS	53,386,925	7,844,061	2,505,612	63,736,598
AUTHORIZED EMPLOYEES				
Full Time	1			
Part Time	0			
TOTAL	1			

1. Of this general fund appropriation, twenty-five million dollars (\$25,000,000.00) shall be deposited to the business ready community account. Any revenues to be deposited to the business ready community account pursuant to W.S. 9-4-601(b) shall be reduced by the amount of this appropriation deposited to the business ready community account.

2. Notwithstanding any other provision of law, of the total appropriation for the business ready community program, the council shall grant not to exceed two hundred fifty thousand dollars (\$250,000.00) as required to fund the broadband initiative proposed by the Wyoming telecommunications council in that council's budget request contained in the department of administration and information state of Wyoming 2005-2006 biennium budget request. The grant under this footnote shall not be subject to approval by the state loan and investment board pursuant to W.S. 9-12-601.

3. (a) There is created the Wyoming tourism board within the Wyoming business council.

(b) The tourism board is composed of nine (9) members appointed by the governor. The governor may remove any member as provided by W.S. 9-1-202. Members of the board shall be employed in or associated with the travel industry. Two (2) members shall be designated as at-large members of the board. Of the seven (7) remaining members, one (1) each shall be appointed from each of the appointment districts set forth in W.S. 9-1-218.

(c) The tourism board shall be responsible for implementing the tourism program and functions assigned to the Wyoming business council under the Wyoming Economic Development Act, including the expenditure of all funds appropriated for this program.

(d) The tourism board shall be subject to oversight by the Wyoming business council to assure compliance with the Wyoming Economic Development Act.

(e) Members of the board shall be compensated in the same manner as members of the Wyoming business council.

(f) The board shall exist until June 30, 2006. Upon termination of the board, its powers shall pass and be vested in the Wyoming business council.

4. Of this general fund appropriation, one hundred sixty-eight thousand three hundred five dollars (\$168,305.00) shall be in addition to amounts appropriated in the standard and exception budget request for support of the market research center located in Laramie, Wyoming.

5. Of this general fund appropriation, two million dollars (\$2,000,000.00) shall only be expended to support national television advertising.

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
<b>Section 101. Supreme Court</b>				
PROGRAM				
Administration	5,471,341			5,471,341
Judicial Nominating Committee	15,001			15,001
Law Library	1,247,945			1,247,945
Circuit Courts	17,520,488			17,520,488
Court Auto & Electronic Mgmt	1,106,197		1,611,649SR	2,717,846
Judicial Retirement	2,558,224			2,558,224
Board of Jud Policy & Admin	895,383			895,383
TOTALS	28,814,579	0	1,611,649	30,426,228
AUTHORIZED EMPLOYEES				
Full Time	180			
Part Time	35			
TOTAL	215			
<b>Section 102. Board of Law Examiners</b>				
PROGRAM				
Administration			70,000SR	70,000
TOTALS	0	0	70,000	70,000
AUTHORIZED EMPLOYEES				
Full Time	0			
Part Time	0			
TOTAL	0			
<b>Section 103. Judicial Supervisory Commission</b>				
PROGRAM				
Administration	277,910			277,910
TOTALS	277,910	0	0	277,910
AUTHORIZED EMPLOYEES				
Full Time	1			
Part Time	0			
TOTAL	1			
<b>Section 120. Judicial District 1-A</b>				
PROGRAM				
Administration	636,937			636,937
TOTALS	636,937	0	0	636,937
AUTHORIZED EMPLOYEES				
Full Time	3			
Part Time	1			
TOTAL	4			
<b>Section 121. Judicial District 1-B</b>				
PROGRAM				
Administration	665,252			665,252
TOTALS	665,252	0	0	665,252
AUTHORIZED EMPLOYEES				
Full Time	3			
Part Time	1			
TOTAL	4			



APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
<b>Section 122. Judicial District 2-A</b>				
PROGRAM				
Administration	630,068			630,068
TOTALS	<u>630,068</u>	<u>0</u>	<u>0</u>	<u>630,068</u>
AUTHORIZED EMPLOYEES				
Full Time	3			
Part Time	1			
TOTAL	4			
<b>Section 123. Judicial District 2-B</b>				
PROGRAM				
Administration	644,426			644,426
TOTALS	<u>644,426</u>	<u>0</u>	<u>0</u>	<u>644,426</u>
AUTHORIZED EMPLOYEES				
Full Time	3			
Part Time	1			
TOTAL	4			
<b>Section 124. Judicial District 3-B</b>				
PROGRAM				
Administration	690,787			690,787
TOTALS	<u>690,787</u>	<u>0</u>	<u>0</u>	<u>690,787</u>
AUTHORIZED EMPLOYEES				
Full Time	4			
Part Time	0			
TOTAL	4			
<b>Section 125. Judicial District 3-A</b>				
PROGRAM				
Administration	702,580			702,580
TOTALS	<u>702,580</u>	<u>0</u>	<u>0</u>	<u>702,580</u>
AUTHORIZED EMPLOYEES				
Full Time	4			
Part Time	0			
TOTAL	4			
<b>Section 126. Judicial District 4</b>				
PROGRAM				
Administration	727,372			727,372
TOTALS	<u>727,372</u>	<u>0</u>	<u>0</u>	<u>727,372</u>
AUTHORIZED EMPLOYEES				
Full Time	4			
Part Time	0			
TOTAL	4			
<b>Section 127. Judicial District 5-A</b>				
PROGRAM				
Administration	595,755			595,755
Water Litigation	342,503			342,503
TOTALS	<u>938,258</u>	<u>0</u>	<u>0</u>	<u>938,258</u>
AUTHORIZED EMPLOYEES				
Full Time	5			
Part Time	0			
TOTAL	5			

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
<b>Section 128. Judicial District 5-B</b>				
PROGRAM				
Administration	695,997			695,997
TOTALS	<u>695,997</u>	<u>0</u>	<u>0</u>	<u>695,997</u>
AUTHORIZED EMPLOYEES				
Full Time	4			
Part Time	0			
TOTAL	4			
<b>Section 129. Judicial District 6-A</b>				
PROGRAM				
Administration	739,384			739,384
TOTALS	<u>739,384</u>	<u>0</u>	<u>0</u>	<u>739,384</u>
AUTHORIZED EMPLOYEES				
Full Time	4			
Part Time	0			
TOTAL	4			
<b>Section 130. Judicial District 7-A</b>				
PROGRAM				
Administration	733,216			733,216
TOTALS	<u>733,216</u>	<u>0</u>	<u>0</u>	<u>733,216</u>
AUTHORIZED EMPLOYEES				
Full Time	4			
Part Time	1			
TOTAL	5			
<b>Section 131. Judicial District 7-B</b>				
PROGRAM				
Administration	740,653			740,653
TOTALS	<u>740,653</u>	<u>0</u>	<u>0</u>	<u>740,653</u>
AUTHORIZED EMPLOYEES				
Full Time	4			
Part Time	1			
TOTAL	5			
<b>Section 132. Judicial District 9-A</b>				
PROGRAM				
Administration	780,638			780,638
TOTALS	<u>780,638</u>	<u>0</u>	<u>0</u>	<u>780,638</u>
AUTHORIZED EMPLOYEES				
Full Time	4			
Part Time	0			
TOTAL	4			
<b>Section 133. Judicial District 8-A</b>				
PROGRAM				
Administration	715,864			715,864
TOTALS	<u>715,864</u>	<u>0</u>	<u>0</u>	<u>715,864</u>
AUTHORIZED EMPLOYEES				
Full Time	4			
Part Time	0			
TOTAL	4			

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
<b>Section 134. Judicial District 9-B</b>				
PROGRAM				
Administration	756,825			756,825
TOTALS	<u>756,825</u>	<u>0</u>	<u>0</u>	<u>756,825</u>
AUTHORIZED EMPLOYEES				
Full Time	4			
Part Time	0			
TOTAL	4			
<b>Section 135. Judicial District 6-B</b>				
PROGRAM				
Administration	735,896			735,896
TOTALS	<u>735,896</u>	<u>0</u>	<u>0</u>	<u>735,896</u>
AUTHORIZED EMPLOYEES				
Full Time	4			
Part Time	0			
TOTAL	4			
<b>Section 136. Judicial District 8-B</b>				
PROGRAM				
Administration	595,235			595,235
TOTALS	<u>595,235</u>	<u>0</u>	<u>0</u>	<u>595,235</u>
AUTHORIZED EMPLOYEES				
Full Time	3			
Part Time	0			
TOTAL	3			
<b>Section 137. Laramie County District Court 1C</b>				
PROGRAM				
Administration	754,748			754,748
TOTALS	<u>754,748</u>	<u>0</u>	<u>0</u>	<u>754,748</u>
AUTHORIZED EMPLOYEES				
Full Time	5			
Part Time	0			
TOTAL	5			
<b>Section 138. Sweetwater County District Court 3C</b>				
PROGRAM				
Administration	678,204			678,204
TOTALS	<u>678,204</u>	<u>0</u>	<u>0</u>	<u>678,204</u>
AUTHORIZED EMPLOYEES				
Full Time	4			
Part Time	0			
TOTAL	4			
<b>Section 139. Natrona County District Court 7C</b>				
PROGRAM				
Administration	659,268			659,268
TOTALS	<u>659,268</u>	<u>0</u>	<u>0</u>	<u>659,268</u>
AUTHORIZED EMPLOYEES				
Full Time	4			
Part Time	0			
TOTAL	4			

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
<b>Section 151. District Attorney/Jud. Dist. 1</b>				
PROGRAM				
Administration	2,243,876			2,243,876
TOTALS	<u>2,243,876</u>	<u>0</u>	<u>0</u>	<u>2,243,876</u>

AUTHORIZED EMPLOYEES  
 Full Time 16  
 Part Time 1  
 TOTAL 17

<b>Section 157. District Attorney/Jud. Dist. 7</b>				
PROGRAM				
Administration	2,515,142			2,515,142
TOTALS	<u>2,515,142</u>	<u>0</u>	<u>0</u>	<u>2,515,142</u>

AUTHORIZED EMPLOYEES  
 Full Time 18  
 Part Time 1  
 TOTAL 19

<b>Section 160. County and Prosecuting Attorneys</b>				
PROGRAM				
Administration	1,306,000			1,306,000
TOTALS	<u>1,306,000</u>	<u>0</u>	<u>0</u>	<u>1,306,000</u>

AUTHORIZED EMPLOYEES  
 Full Time 0  
 Part Time 0  
 TOTAL 0

<b>Section 205. Education - School Finance</b>				
PROGRAM				
School Foundation Pgm 1.			778,697,670S5	778,697,670
Court Ordered Placements			20,157,126S5	20,157,126
Mill Levy Debt Pledge			7,750,000S6	7,750,000
Education Reform 2.			16,726,344S5	16,726,344
Reading Assessment & Intervention			7,550,640S5	7,550,640
Student Performance Data System 3.			1,000,000S5	1,000,000
TOTALS	<u>0</u>	<u>0</u>	<u>831,881,780</u>	<u>831,881,780</u>

AUTHORIZED EMPLOYEES  
 Full Time 0  
 Part Time 0  
 TOTAL 0

1. To the extent possible, the external cost adjustment provided by this appropriation shall be included in the computation of the minimum entitlement for a charter school under W.S. 21-3-314(c)(i). This shall apply to funding for the school years 2004-2005 and 2005-2006 only.

2. The department shall use any funds received from the universal service fund to fund the Wyoming Education Network (WEN) program.

3. (a) Of the school foundation program account appropriation, one million dollars (\$1,000,000.00) shall only be expended by the department of education for the continuing implementation and operation of the student performance data system as provided by 2003 Wyoming Session Laws, Chapter 131, Section 327(a) and the continuing development and implementation of the statewide education data system established under 2003 Wyoming Session Laws, Chapter 131, Section 327(b).

(b) On or before July 1, 2006, and in the manner required under 2002 Wyoming Session Laws, Chapter 76, Section 18(c), the state superintendent shall report to the joint appropriations interim committee and the joint education interim committee on the expenditure of funds under 2003 Wyoming Session Laws, Chapter 131, Section 327(c), and under this footnote.

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
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(c) In addition to reporting requirements imposed under subsection (b) of this footnote, the state superintendent shall report to the joint education interim committee on the student performance data system and the statewide education data system funded by subsection (a) of this footnote. The report shall be made on or before November 1, 2004, and shall include the status of the data systems, timelines established for implementation of the systems and system expenditures.

**Section 211. Board of Equalization**

PROGRAM				
Equalization & Tax Appeals	1,299,354			1,299,354
TOTALS	<u>1,299,354</u>	<u>0</u>	<u>0</u>	<u>1,299,354</u>

AUTHORIZED EMPLOYEES  
 Full Time 7  
 Part Time 0  
 TOTAL 7

**Section 220. Environmental Quality Council**

PROGRAM				
Administration	494,425			494,425
TOTALS	<u>494,425</u>	<u>0</u>	<u>0</u>	<u>494,425</u>

AUTHORIZED EMPLOYEES  
 Full Time 3  
 Part Time 0  
 TOTAL 3

**Section 251. Veterinary Medicine**

PROGRAM				
Administration			135,820SR	135,820
TOTALS	<u>0</u>	<u>0</u>	<u>135,820</u>	<u>135,820</u>

AUTHORIZED EMPLOYEES  
 Full Time 0  
 Part Time 0  
 TOTAL 0

**Section 270. Administrative Hearings**

PROGRAM				
Administration			735,085SR 68,789IS 894,772EF	1,698,646
TOTALS	<u>0</u>	<u>0</u>	<u>1,698,646</u>	<u>1,698,646</u>

AUTHORIZED EMPLOYEES  
 Full Time 7  
 Part Time 0  
 TOTAL 7

APPROPRIATION FOR	GENERAL FUND	FEDERAL FUND	OTHER FUNDS	TOTAL APPROPRIATION
	\$	\$	\$	\$

[CAPITAL CONSTRUCTION]

**Section 3.** The following sums of money are appropriated for the capital construction projects specified. Appropriations for these projects remain in effect until the project is completed. Appropriated funds under this section shall be expended only on the projects specified and any unused funds remaining at project completion shall revert to the accounts from which they were appropriated. The amounts appropriated in this section are intended to provide a maximum amount for each project and shall not be construed to be an entitlement or guaranteed amount. Excluding projects authorized under section 027, school facilities commission of this section 3, the contracts awarded for projects in this section shall be awarded on a design-bid-build model unless otherwise authorized by the state building commission.

**Section 006. Administration & Information**

PROGRAM				
Pioneer Building - Purchase 1.	4,000,000			4,000,000
TOTALS	4,000,000	0	0	4,000,000

1. Of this appropriation three million five hundred thousand dollars (\$3,500,000.00) shall only be expended by the state building commission for purchase of the Pioneer building located at 2424 Pioneer Avenue in Cheyenne, Wyoming and five hundred thousand dollars (\$500,000.00) shall only be expended for all costs associated with relocating state employees.

**Section 007. Military Department**

PROGRAM				
Lead Abatement Statewide	1,000,000			1,000,000
Camp Guernsey Land Acquisition 1.	3,900,000			3,900,000
Camp Guernsey Facilities Upgrades 2.	500,000			500,000
TOTALS	5,400,000	0	0	5,400,000

1. This appropriation is effective immediately. Subject to approval by the governor, this appropriation may be used by the Wyoming military department to purchase any land that would increase the capabilities of Camp Guernsey as a military training and military operations site, or protect Camp Guernsey from private or public encroachment that may inhibit future military use. The department shall obtain an appraisal from a Wyoming certified general real estate appraiser, and shall consider the appraisal value prior to purchase of any real property. The department shall report purchase actions taken to the joint transportation and highways interim committee not later than September 1, 2005.

2. This appropriation is effective immediately. The appropriation may be used for administrative expenses related to the purchase of real property to Camp Guernsey, to include environmental management and infrastructure requirements for initial military use.

**Section 010. Agriculture Department**

PROGRAM				
State Fair - Facilities Upgrade	2,631,880		336,875AG	2,968,755
State Fair - Livestock Pavillion	2,560,000			2,560,000
State Fair - Multi-Purp. Exhibit	1,600,000			1,600,000
TOTALS	6,791,880	0	336,875	7,128,755

APPROPRIATION FOR	GENERAL FUND	FEDERAL FUND	OTHER FUNDS	TOTAL APPROPRIATION
	\$	\$	\$	\$

**Section 024. Department of State Parks and Cultural Resources**

PROGRAM				
Health & Safety		544,400	2,000,000EF	2,544,400
Water Related Facilities		1,616,000	956,000SR	2,572,000
Ranch A Renovation	125,000			125,000
Hist. Governor's Mansion-Rehab. 1.,2.	435,390			435,390
Historic Trails Museum-Displays 3.	500,000			500,000
Granger Stage St-Stabilization 4.	2,500			2,500
<b>TOTALS</b>	<b>1,062,890</b>	<b>2,160,400</b>	<b>2,956,000</b>	<b>6,179,290</b>

1. Of this general fund appropriation, four hundred thirty-five thousand three hundred ninety dollars (\$435,390.00) shall only be expended for the renovation and restoration of the historic governor's mansion. Of the appropriation specified under this footnote three hundred thousand dollars (\$300,000.00) shall be effective immediately.

2. Notwithstanding any provision of law, no funds from fees collected by the agency at state park and historical site locations other than the historic governor's mansion shall be expended for support or maintenance of the historic governor's mansion.

3. This appropriation shall be deposited into a trust and shall not be effective until the center has provided a nonstate fund cash match of five hundred thousand dollars (\$500,000.00). This appropriation is only effective until June 30, 2006 and shall revert to the budget reserve account if the match required by this footnote has not been received.

4. This appropriation shall only be expended after a cash match from nonstate funds of an amount equal to this appropriation has been received.

**Section 025. Department of Employment**

PROGRAM				
Casper Property Purchase 1.			220,000AG	220,000
<b>TOTALS</b>	<b>0</b>	<b>0</b>	<b>220,000</b>	<b>220,000</b>

1. This appropriation shall be effective immediately.

**Section 027. School Facilities Commission**

PROGRAM				
Capital Construction 1.,2.,3.			293,999,412S6	293,999,412
<b>TOTALS</b>	<b>0</b>	<b>0</b>	<b>293,999,412</b>	<b>293,999,412</b>

1. The amounts appropriated for individual school building projects shall be as contained in the school facilities commission state of Wyoming 2005-2006 biennium budget request as amended by including the projects listed in governor's letter #6 dated January 22, 2004 to the joint appropriations interim committee. The amounts contained in those documents shall not be construed to be an entitlement or guaranteed amount and shall be expended by the commission in accordance with the facility guidelines established by the commission as of December 5, 2003. The construction contracts awarded for capital construction projects in this section shall be awarded on a design-bid-build model unless otherwise authorized by the school facilities commission.

2. Of this appropriation, thirty-five million eight hundred seventy-eight thousand one hundred twenty dollars (\$35,878,120.00) shall be effective immediately.

3. The amounts appropriated for projects funded in this section include amounts for furnishings and fixtures computed as a percentage of building costs, and include amounts for a project contingency computed as a percentage of building site and general conditions cost. The commission shall authorize expenditure of project contingency amounts only for unusual and unforeseen items.

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUND \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
<b>Section 040. Game and Fish Department</b>				
PROGRAM				
Wigwam Rearing St.-repair/upgrade	950,000			950,000
Dubois Hatchery-repair/upgrade	400,000			400,000
Yellowtail WHMA-Big Fork Tunnel	700,000			700,000
Yellowtail WHMA-Kane Complex repair	75,000			75,000
Speas Rearing St.-water supply	1,950,000			1,950,000
TOTALS 1.	4,075,000	0	0	4,075,000

1. The department is authorized to transfer funds appropriated in this section between projects specified in this section as determined by the department.

**Section 048. Department of Health**

PROGRAM				
State Hospital Capital Construction			455,567T3	455,567
Training School Capital Const.	703,100		726,500T4	1,429,600
Veteran's Home Capital Const.	653,623			653,623
TOTALS	1,356,723	0	1,182,067	2,538,790

**Section 049. Department of Family Services**

PROGRAM				
WGS - Independent Transit. Home	150,000			150,000
TOTALS	150,000	0	0	150,000

**Section 057. Community College Commission**

PROGRAM				
NCC - Gillette Diesel/Welding Facility			14,487,800PR	14,487,800
TOTALS	0	0	14,487,800	14,487,800

**Section 060. State Land and Farm Loan Office**

PROGRAM				
WHCC - Forestry Building	1,200,000			1,200,000
TOTALS	1,200,000	0	0	1,200,000

**Section 067. University of Wyoming**

PROGRAM				
Residence Hall Renovations 1.,2.	150,000		8,600,000RB	8,750,000
Athletic Plan Cap Facilities 3.,4.	10,000,000			10,000,000
TOTALS	10,150,000	0	8,600,000	18,750,000

1. Of this appropriation, the trustees of the University of Wyoming are authorized to issue bonds or other securities, in accordance with the provisions of the University Securities Law (W.S. 21-17-402 through 21-17-450) in a total principal amount not to exceed eight million six hundred thousand dollars (\$8,600,000.00) for the purpose of renovation of residence halls at the university. Nothing contained in this footnote shall be construed as preventing the trustees from funding, refunding or reissuing any securities at any time as provided in the University Securities Law. This appropriation shall be effective immediately.

2. Of the general fund appropriation, one hundred fifty thousand dollars (\$150,000.00) shall be expended for the design and construction of a facility to house a statue of Chief Washakie, including a proper base on which to place the statue, appropriate lighting, signing and other necessary support for the statue. The facility shall be situated on or within close proximity to the Washakie center building located on the university campus. The facility location and



APPROPRIATION FOR	GENERAL FUND	FEDERAL FUND	OTHER FUNDS	TOTAL APPROPRIATION
	\$	\$	\$	\$

design shall be reviewed and approved by the university board of trustees and the select committee on tribal relations.

3. If 2004 House Bill 0150 is enacted into law, this appropriation shall be deposited into the university athletics challenge account established under W.S. 21-16-113. If 2004 House Bill 0150 is not enacted into law, then this appropriation shall only be expended for the purpose of establishing new or renovating existing university intercollegiate athletics facilities consistent with the 2003 intercollegiate athletics plan approved by the university board of trustees. This appropriation shall be expended only to the extent the University of Wyoming receives qualifying matching contributions from donors for athletics facilities consistent with that plan. To qualify as a matching contribution, the donor shall, before June 30, 2006, transfer money or other property of a value of not less than twenty-five thousand dollars (\$25,000.00) to the University of Wyoming foundation to be expended exclusively for establishing new or renovating existing university intercollegiate athletics facilities consistent with the 2003 intercollegiate athletics plan approved by the University board of trustees. Not later than June 30, 2006, the University of Wyoming shall report to the legislature regarding the extent to which qualifying matching contributions were made, a description of expenditures made prior to that date, and the specific plans for the expenditure of remaining funds, both state and private.

4. Of this appropriation, one million two hundred thousand dollars (\$1,200,000.00) shall be used by the University of Wyoming for athletic facilities related to track and field and other nonrevenue generating sports.

**Section 080. Department of Corrections**

PROGRAM				
WHCC-Prog/Admin Bldg & Exp Plan 1.	7,158,900			7,158,900
WHF - Expansion Plan	7,685,900			7,685,900
WSP - Expansion Plan	16,338,900			16,338,900
WWC - Expansion Plan	17,321,300			17,321,300
WSP - North Facility Demolition	2,173,500			2,173,500
WSP - Phase III Drawing/Planning	8,441,883			8,441,883
WSP - Bond Repayment 2.	66,777,383			66,777,383
TOTALS 3.	125,897,766	0	0	125,897,766

1. This appropriation shall be effective immediately.

2. This appropriation shall only be expended for the purpose of exercising the early purchase option for the correctional facility located in Rawlins, Wyoming leased to the state by the Wyoming building corporation.

3. Of this total general fund appropriation, ten million five hundred thousand dollars (\$10,500,000.00) shall be effective immediately.

ENROLLED ACT NO. 77, HOUSE OF REPRESENTATIVES

FIFTY-SEVENTH LEGISLATURE OF THE STATE OF WYOMING  
2004 BUDGET SESSION

[BUDGET BALANCERS - TRANSFERS]

**Section 300.**

(a) There is appropriated from the budget reserve account to the general fund an amount not to exceed six hundred twenty-two million one hundred seventy-four thousand seventy-nine dollars (\$622,174,079.00). Notwithstanding any other provision of law, including but not limited to any other enactment of the 2004 budget session there is appropriated and the state auditor shall transfer on June 30, 2006 from the general fund to the budget reserve account all funds, other than those funds necessary to maintain an unappropriated general fund balance of ten million dollars (\$10,000,000.00).

(b) There is transferred to the general fund from the special revenue fund fifty million dollars (\$50,000,000.00) from funds received by the state from the federal government pursuant to the federal Jobs And Growth Tax Relief Reconciliation Act of 2003. This transfer shall include any investment income accruing to the special revenue fund from the investment of such funds. This subsection is effective immediately.

[SCHOOL CAPITAL CONSTRUCTION - TRANSFERS]

**Section 301.**

(a) There is appropriated from the budget reserve account to the public school capital construction account created by W.S. 21-15-111(a)(i) two hundred seventy-two million thirty-nine thousand five hundred thirty-eight dollars (\$272,039,538.00). Of this appropriation, twenty-one million one hundred fifty-four thousand three hundred ninety-six dollars (\$21,154,396.00) shall be appropriated effective immediately.

(b) For the period beginning on the effective date of this subsection and ending June 30, 2006, the state auditor in consultation with the state treasurer shall reduce the total appropriation in subsection (a) of this section by the amount of federal coal lease bonus revenues deposited into the school capital construction account pursuant to W.S. 9-4-601(b) from federal coal lease bonus sales occurring after the effective date of this subsection. This subsection is effective immediately.

[MEDICAID CONTINGENCY APPROPRIATIONS]

**Section 302.**

(a) There is appropriated from the general fund to the state auditor three million two hundred thousand dollars (\$3,200,000.00) to be expended only upon determination by the governor that the department of health has insufficient general funds available for Medicaid programs for the period beginning with the effective date of this subsection and ending on June 30, 2004. These funds shall not be transferred or expended for any other purpose and any unexpended, unobligated funds remaining from this appropriation on

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June 30, 2004 shall revert to the budget reserve account. This subsection is effective immediately.

(b) There is appropriated from the general fund to the state auditor thirteen million two hundred eighty-two thousand two hundred seventy-nine dollars (\$13,282,279.00) for the purposes of providing a reserve for the state's share of matching funds for the Medicaid mandatory services program. This appropriation shall be expended only after further action reappropriating these funds by the 2005 legislature, and only if the governor determines no other sources of funds are available. Any unexpended, unobligated funds remaining from this appropriation shall not be used for any other purpose and shall revert to the budget reserve account on June 30, 2006.

[PERMANENT MINERAL TRUST FUND - TRANSFERS]

**Section 303.**

(a) There is appropriated from the budget reserve account to the permanent Wyoming mineral trust fund fifty million dollars (\$50,000,000.00). This subsection is effective immediately.

(b) There is appropriated from the budget reserve account to the permanent Wyoming mineral trust fund twenty-five million dollars (\$25,000,000.00). This appropriation shall not be deposited to the permanent Wyoming mineral trust fund until June 30, 2005, and shall only be deposited if the legislature enacts further legislation requiring the deposit. It is intended that the legislature shall further act only after the legislature has determined that funding requirements for Medicaid programs, school capital construction programs and correctional facility capital construction programs are adequate.

(c) There is appropriated from the budget reserve account to the permanent Wyoming mineral trust fund twenty-five million dollars (\$25,000,000.00). This appropriation shall not be deposited to the permanent Wyoming mineral trust fund until June 30, 2006, and shall only be deposited if the legislature enacts further legislation requiring the deposit. It is intended that the legislature shall further act only after the legislature has determined that funding requirements for Medicaid programs, school capital construction programs and correctional facility capital construction programs are adequate.

[SPENDING POLICY RESERVE ACCOUNT - TRANSFERS]

**Section 304.**

(a) There is appropriated from the general fund to the permanent Wyoming mineral trust fund reserve account created by W.S. 9-4-713(b) forty-four million five hundred thousand dollars (\$44,500,000.00). This subsection shall be effective only if 2004 Senate File 0032 is enacted into law.

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(b) There is appropriated from the school foundation program account to the common school permanent fund reserve account created by W.S. 9-4-713(f) thirty million dollars (\$30,000,000.00). This subsection shall be effective only if 2004 Senate File 0032 is enacted into law.

[DISTRIBUTION OF FUNDS TO LOCAL GOVERNMENTS]

**Section 305.**

(a) There is appropriated from the general fund to the office of state lands and investments forty million two hundred fifty thousand dollars (\$40,250,000.00) to be distributed to cities and towns in two (2) distributions. The first distribution shall be twenty-one million dollars (\$21,000,000.00) on October 1, 2004 and the second shall be nineteen million two hundred fifty thousand dollars (\$19,250,000.00) on October 1, 2005.

(i) From these distributions each city or town with a population of thirty-five (35) or less shall first receive five thousand dollars (\$5,000.00) and each city or town with a population over thirty-five (35) shall first receive ten thousand dollars (\$10,000.00). From the remainder each city and town shall receive amounts in accordance with a municipal supplemental funding formula as provided in this paragraph with each city or town receiving amounts in the proportion which the adjusted population of the city or town bears to the adjusted population of all cities and towns in Wyoming. The municipal supplemental funding formula shall be calculated by the state treasurer as follows:

(A) Calculate the per capita distribution of sales and use tax revenues for the preceding fiscal year to each county, including distributions to each city and town within that county, under W.S. 39-15-111 and 39-16-111;

(B) Arrange the counties in ascending order by the per capita distribution calculated;

(C) Following the arrangement of counties in subparagraph (B) of this paragraph, list the population of each city and town within the county;

(D) Apply the appropriate adjustment factor determined in subdivisions (I) through (V) of this subparagraph for a county to each city and town within that county:

(I) Beginning with the county with the lowest per capita distribution, an adjustment factor of one and one-half (1.5) shall be applied to each county listed under subparagraph (B) of this paragraph, so long as its incorporated population plus the incorporated population of each county with a lower per capita distribution is within the lowest tenth percentile. The adjustment factor shall be applied for each of these counties by multiplying the incorporated population of the county by one hundred fifty percent (150%);

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(II) An adjustment factor determined under this subdivision shall be applied to the county with the next higher per capita distribution not qualifying for the adjustment factor under subdivision (I) of this subparagraph. The adjustment factor for this county shall be determined by:

(1) Multiplying by one hundred fifty percent (150%) that portion of the incorporated population of that county which is within the lowest tenth percentile;

(2) Multiplying by one hundred twenty-five percent (125%) the incorporated population of that county which is within the lowest twentieth percentile and at or above the tenth percentile;

(3) If applicable, multiplying by one hundred percent (100%) the incorporated population of that county which is at or above the twentieth percentile;

(4) Dividing the sum of the products of subdivisions (II)(1) through (3) of this subparagraph by the incorporated population of that county.

(III) If an adjustment factor has not been applied under subdivision (I) or (II) of this subparagraph, an adjustment factor of one and one-quarter (1.25) shall be applied to each county listed under subparagraph (B) of this paragraph, so long as its incorporated population plus the incorporated population of each county with a lower per capita distribution does not exceed the twentieth percentile. The adjustment factor shall be applied for each of these counties by multiplying the incorporated population of the county by one hundred twenty-five percent (125%);

(IV) An adjustment factor determined under this subdivision shall be applied to the next higher listed county not qualifying for the adjustment factor under subdivision (III) of this subparagraph. The adjustment factor for this county shall be determined by:

(1) Multiplying by one hundred twenty-five percent (125%) that portion of the incorporated population of that county which is within the lowest twentieth percentile;

(2) Multiplying by one hundred percent (100%) the incorporated population of that county which is at or above the lowest twentieth percentile;

(3) Dividing the sum of the products of subdivisions (IV)(1) and (2) of this subparagraph by the incorporated population of that county.

(V) An adjustment factor of one (1) shall be applied to the remaining counties.

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(E) Distribute the remainder of the revenues under this paragraph on a per capita basis using the total adjusted population for all cities and towns and the adjusted population for each city or town as calculated under subparagraph (D) of this paragraph;

(F) As used in this paragraph:

(I) A county's "incorporated population" means the population of all cities and towns within the county;

(II) "Percentile" means that portion of the incorporated population as listed in the arrangement of cities and towns under subparagraphs (B) and (C) of this paragraph.

(b) There is appropriated from the general fund to the office of state lands and investments seventeen million two hundred fifty thousand dollars (\$17,250,000.00) to be distributed to counties in two (2) distributions. The first shall be nine million dollars (\$9,000,000.00) on October 1, 2004 and the second shall be eight million two hundred fifty thousand dollars (\$8,250,000.00) on October 1, 2005. From these distributions each county shall receive the following:

(i) An equal share of fifteen percent (15%) of the total amount to be distributed; and

(ii) Of the remaining eighty-five percent (85%), an amount to be distributed to each county in the proportion each county's population bears to the total population of the state.

(c) For purposes of this section, population is to be determined by resort to the latest federal census as periodically updated by the bureau of the census.

(d) The office of state lands and investments shall present in its standard budget request for the 2007-2008 biennium a proposed distribution of at least twenty-one million dollars (\$21,000,000.00) to cities and towns and at least nine million dollars (\$9,000,000.00) to counties as distributed under this section. In making appropriations under this section, the legislature intends that any further additional appropriations to local governments shall not be made until the joint revenue interim committee has reported to the governor and legislature as required by W.S. 28-1-118.

[EMPLOYEE BENEFITS]

**Section 306.**

(a) There is appropriated from the general fund to the state auditor:

(i) Sixteen million six hundred thousand dollars (\$16,600,000.00) for the purpose of paying the state's contribution to the state health insurance plans under W.S. 9-3-210 for each qualifying executive, judicial and legislative branch employee including employees of

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the University of Wyoming and the community colleges in the following amounts for the specified time periods:

(A) For the period beginning December 1, 2004 and ending November 30, 2005 an amount to be determined by the employees group insurance section of the department of administration and information but not to exceed:

(I) Four hundred twenty-five dollars and thirty-seven cents (\$425.37) per month for any employee electing single coverage;

(II) Eight hundred thirty-four dollars and twenty-two cents (\$834.22) per month for an employee electing employee plus one (1) dependent coverage; and

(III) Nine hundred fifty-two dollars and ninety cents (\$952.90) per month for an employee electing family coverage.

(B) For the period beginning December 1, 2005 an amount to be determined by the employees group health insurance section of the department of administration and information but not to exceed:

(I) Four hundred seventy-nine dollars and forty-three cents (\$479.43) per month for an employee electing single coverage;

(II) Nine hundred forty-three dollars and twelve cents (\$943.12) per month for an employee electing employee plus one (1) dependent coverage; and

(III) One thousand seventy-seven dollars and ninety-seven cents (\$1,077.97) per month for an employee electing family coverage.

(ii) Twenty-one million eighteen thousand three hundred forty-six dollars (\$21,018,346.00) to be expended for salary adjustments for executive branch employees in the following manner:

(A) Seventeen million seven hundred seventy-six thousand eight hundred thirty-seven dollars (\$17,776,837.00) to provide not to exceed a three percent (3%) per year salary increase for all employees for each year of the budget period beginning July 1, 2004 and ending June 30, 2006; and

(B) Three million two hundred forty-one thousand five hundred nine dollars (\$3,241,509.00) to address existing market inequities as determined by the department of administration and information human resources division.

(b) Notwithstanding W.S. 9-2-1022, and for the period commencing July 1, 2004 and ending June 30, 2006, longevity pay increases under W.S. 9-2-1022(c)(v) shall be paid at a rate of forty dollars (\$40.00) per month for each five (5) years of service as an executive branch employee of the

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state. There is appropriated from the general fund to the state auditor one million dollars (\$1,000,000.00) for purposes of this subsection.

(c) In addition to the scheduled market and other adjustments under the state pay plan under paragraph (a)(ii) of this section, there is appropriated from the general fund to the state auditor one million five hundred thousand dollars (\$1,500,000.00) to be expended to bring salaries for licensed practical nurse (LPN), Nurse 3, Nurse 4 and Nurse 5 positions to a competitive level of Wyoming nursing salaries as determined by the human resources division of the department of administration and information. This appropriation shall be utilized to achieve maximum recruitment and retention, and to reduce turnover and the need to utilize pool nurses. Of this general fund appropriation, funds shall not be used to supplant other funding sources if such sources have been used to fund nursing positions prior to the effective date of this act.

(d) Any general fund appropriation for employee's benefits in this section which is not expended for that purpose shall revert to the general fund.

(e) Provided adequate funds are available, employees whose benefits are paid from nongeneral fund sources shall receive the same benefits as provided in this section and the necessary amounts are hereby appropriated from those accounts and funds.

(f) Except as provided in paragraph (a)(i) of this section, this section does not apply to University of Wyoming or community college employees.

[MAJOR MAINTENANCE FUNDING PROCESS FOR  
STATE FACILITIES, UNIVERSITY AND COMMUNITY COLLEGES]

**Section 307.**

(a) For the biennium beginning July 1, 2004, there is appropriated from the general fund for major building and facility repair and replacement to the entities and in the amounts specified as provided in this subsection. The formula amount is based on a formula similar to that used for determining major maintenance payments to the public schools, but in amounts to maintain the facilities in fair condition:

(i) Formula amount	Funding level	Appropriation
29,571,426 times	100% =	29,571,426

(ii) The appropriation in paragraph (i) of this subsection shall be distributed as follows:

(A) 28.11% - To the department of administration and information for state facilities managed by the state building commission and for state institutions;



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(B) 42.56% - To the University of Wyoming for university facilities, excluding student housing, the student union and auxiliary services areas, the latter being those areas funded by university self-sustaining revenues. Notwithstanding any other provision of this section, the stadium repairs included in the university's state of Wyoming 2005-2006 capital construction biennium budget request project #05-067-01-00 shall be included in the projects funded by the appropriation in this subparagraph.

(C) 29.33% - To the community college commission for community college district facilities.

(b) Notwithstanding W.S. 9-2-1008, 9-2-1012(e) and 9-4-207(a) appropriations made under subsection (a) of this section shall be separately accounted for by the recipient and shall not revert. Expenditures from these appropriations shall be restricted to expenses incurred for major building and facility repair and replacement as defined in paragraph (d)(i) of this section and as prescribed by rule and regulation of the state building commission.

(c) Not later than October 31, 2005, the general services division of the department of administration and information, the University of Wyoming and the community college commission shall report to the state building commission and the joint appropriations interim committee on the expenditures and commitments made from the appropriations under subsection (a) of this section.

(d) As used in this section:

(i) "Major building and facility repair and replacement" means the repair or replacement of complete or major portions of building and facility systems at irregular intervals which is required to continue the use of the building or facility at its original capacity for its original intended use, including for compliance with the Americans with Disabilities Act, and is typically accomplished by contractors due to the personnel demand to accomplish the work in a timely manner, the level of sophistication of the work or the need for warranted work;

(ii) "Routine maintenance and repair" means activities necessary to keep a building or facility in safe and good working order so that it may be used at its original or designed capacity for its originally intended purposes, including janitorial, groundskeeping and maintenance tasks done on a routine basis and typically accomplished by state, university or community college personnel with exceptions for any routine tasks accomplished by contractors such as elevator or other specialized equipment or building system maintenance.

(e) Not later than September 1, 2005, the general services division of the department of administration and information shall submit to the state building commission a recommendation for funding for the biennium beginning July 1, 2006, for major building and facility repair and replacement for state institutions, for University of Wyoming facilities and for community college facilities. This recommendation shall be based on a

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formula adopted by the state building commission, which shall be based on the following:

(i) The gross square footage of buildings and facilities for each category of buildings for state facilities, university facilities, and community college facilities, not to exceed seven (7) building categories for each entity, excluding student housing, the student union and auxiliary services areas funded exclusively through university or community college generated revenues;

(ii) A multiplier to maintain facilities in fair condition based on criteria from organizations with expertise in this area, such as the National Association of College and University Business Officials;

(iii) The gross square footage of buildings and the other components of the formula shall otherwise be computed in the same manner as for major maintenance for school facilities under W.S. 21-15-109, including using the most current edition of the R.S. Means construction cost index, as modified to reflect current Wyoming construction costs determined by the department of administration and information, division of economic analysis to calculate replacement cost.

[DOMESTIC VIOLENCE - LEGAL ASSISTANCE CLINIC]

**Section 308.**

There is appropriated from the general fund to the attorney general two hundred thousand dollars (\$200,000.00) to be expended only for contracting for the provision of a legal assistance clinic in Laramie, Wyoming for victims of domestic violence or sexual assault for the period beginning July 1, 2004 and ending June 30, 2006. Should federal funding become available for this purpose, any unexpended general fund appropriations shall revert to the general fund upon receipt of federal funds.

[CHIEF INFORMATION OFFICER]

**Section 309.**

The governor is authorized to employ a chief information officer. The chief information officer shall develop a plan for the organization of information technology activities for all executive and judicial branch agencies including the department of transportation and the game and fish department. The plan shall categorize each information technology structure into an enterprise framework by function. The plan shall also include the development of a system for creating common information technology architecture and standards, which lead to an efficient and effective use of funds. All executive branch agencies including the department of transportation and the game and fish department and all judicial branch agencies shall assist in developing the plan and provide any information requested by the chief information officer. The chief information officer shall submit the plan to the governor for approval and to the joint appropriations interim committee for review. Notwithstanding W.S.

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9-2-1005(a)(xii), 9-2-1018, 9-2-1026.1 and 9-2-2051, for the period beginning July 1, 2004 and ending June 30, 2006 for all executive branch agencies except the department of transportation and the game and fish department, the chief information officer's written approval shall be required prior to acquisition of any information technology software, hardware or services.

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[PRESCRIPTION DRUG COST CONTAINMENT REPORT]

**Section 310.**

(a) There is appropriated from the general fund to the legislative service office twenty thousand dollars (\$20,000.00) to fund the preparation of two (2) annual prescription drug cost containment reports. The department of health and legislative service office research staff shall each prepare a cost/benefit report on the savings realized and direct and indirect costs incurred in the implementation of any prescription drug cost-containment measure including but not limited to a preferred drug list, prior authorization, refill too soon program, lock-in program for narcotics, state maximum allowable cost program, or quantity limitations. The report shall assess all therapeutic prescription drug classes that are currently subject to prior authorization and incorporate all prescription drug programs administered by the state. Costs and savings should include consideration of the following:

(i) Direct costs such as staffing, contracts and other resources used;

(ii) Cost shifting to physicians in terms of added time spent in obtaining authorization for a selected course of therapy;

(iii) Internal program cost shifting, including but not limited to additional prescriptions, laboratory tests, physician visits, hospitalization, and skilled nursing care that are associated with the implementation of the prior authorization program;

(iv) Discussion of qualitative costs and benefits experienced by patients; and

(v) Direct state and federal prescription drug expenditure savings.

(b) The legislative service office and the department of health shall collectively agree upon the necessary data to be collected. The department of health shall be solely responsible for all data collection as well as any related expenditures for data collection and preparation of the department's annual report.

(c) The legislative service office and the department of health shall include recommendations for improvement of this evaluation process as a part of each annual report.

(d) The department of health and the legislative service office shall separately report their annual findings of this study to the joint appropriations interim committee and the joint labor, health and social services interim committee by December 1, 2004 and October 31, 2005.

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[CARRYOVER OF PREVIOUS APPROPRIATIONS]

**Section 311.**

(a) This section is effective immediately.

[CARRYOVER OF EMPLOYEE BENEFITS APPROPRIATION]

(b) Notwithstanding W.S. 9-2-1008, 9-2-1012(e) and 9-4-207(a) any unobligated monies appropriated from the general fund to the state auditor in 2003 Wyoming Session Laws, Chapter 131, Section 4, Section 303 for purposes of employee salaries and benefits, shall not revert on June 30, 2004, and are hereby appropriated to the state auditor for the period beginning July 1, 2004 and ending June 30, 2006 for the purposes of employee salaries and benefits provided in Section 306 of this act.

[CARRYOVER OF RETIREMENT CENTER REVENUE]

(c) Notwithstanding W.S. 9-2-1008, 9-2-1012(e) and 9-4-207(a) any monies or income received or collected for the care of patients in excess of the legislative appropriation needed for the operation of the retirement center as authorized in 2002 Wyoming Session Laws, Chapter 131, Section 2, Section 048, Footnote 5, shall not revert on June 30, 2004, and shall be expended only for the purpose of operating the retirement center during the period beginning July 1, 2004 and ending June 30, 2006.

[CARRYOVER OF NURSING EDUCATION APPROPRIATION]

(d) Notwithstanding W.S. 9-2-1008, 9-2-1012(e) and 9-4-207(a) any unobligated monies appropriated from the general fund to the community college commission in 2003 Wyoming Session Laws, Chapter 90, Section 3(b) for the purposes of implementing W.S. 21-18-202(c)(vii) shall not revert on June 30, 2004, and are hereby appropriated to the Wyoming Higher Education Authority to implement the provisions of W.S. 9-2-123 for the period beginning July 1, 2004 and ending June 30, 2006.

[FIRE PREVENTION - COLLECTION OF FEES]

**Section 312.**

Notwithstanding W.S. 35-9-108(e), for the period beginning July 1, 2004 and ending June 30, 2006, the state department of fire prevention and electrical safety is hereby authorized to charge fees not in excess of fees authorized under W.S. 35-9-108(d) to any entity for which it performs any plan inspection or review.

[GAAP ACCOUNTING IMPLEMENTATION]

**Section 313.**

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(a) Not later than October 31, 2004, the state auditor shall submit a report to the joint appropriations interim committee that contains recommendations for legislation to fully implement generally accepted accounting principles (GAAP). The proposed legislation shall contain:

(i) Provisions requiring the state auditor to classify state funds and accounts in accordance with GAAP and governmental accounting standards board (GASB) standards;

(ii) Provisions allowing the state auditor to change fund and account classifications as necessary when the operation of the fund changes or there is a change in GAAP principles;

(iii) Provisions conforming relevant sections of Wyoming statutes with respect to fund types and definitions;

(iv) Provisions defining and establishing new fund types pursuant to GAAP and GASB standards.

[VACANT POSITION ELIMINATION]

**Section 314.**

During the period July 1, 2004, through June 30, 2006, any full or part-time permanent position in any agency which has been vacant for a period of twenty-four (24) consecutive months is eliminated effective on the first day of the calendar month during which the position will have been vacant for twenty-four (24) consecutive months. All funds appropriated for such positions shall revert to the fund from which the appropriation was made.

[FLEX - JUDICIARY]

**Section 315.**

Notwithstanding any other provision of law, the supreme court may transfer up to five percent (5%) of the total general fund appropriation between programs within the supreme court. With the approval of the district court budget committee up to five percent (5%) of the general fund appropriation to each district court may be transferred to one (1) or more other district courts. Authority pursuant to this section shall be effective for the period commencing July 1, 2004 and ending June 30, 2006. Any transfers pursuant to this section shall be reported annually to the joint appropriations interim committee. The report shall specify the appropriations and authorized positions transferred including transfers between expenditure series, programs and courts.

[POSITION POOL]

**Section 316.**

A central position pool is created to be administered by the budget division, department of administration and information. The governor may transfer

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positions and funding from any agency to the pool and from the pool to any agency. Transfers to and from the pool shall be reported to the legislature through the department of administration and information B-11 process. In addition, the governor may transfer funds from the pool for contractual services by any agency.

[POSITION FREEZE]

**Section 317.**

No legislative appropriations of general fund monies shall be used to hire new employees from July 1, 2004, through June 30, 2006, except to fill a vacancy within the authorized number of positions as indicated by the agency's appropriation act or otherwise specified by legislation enacted in the 2004 budget session or 2005 general and budget session. The governor may authorize additional positions in any agency, even if in excess of the positions authorized by the legislature, provided that at least an identical number of vacant positions existing in other agencies are terminated. The additional positions shall be funded using money authorized for the vacant positions.

[BORROWING AUTHORITY - CASH FLOW]

**Section 318.**

(a) The state auditor is authorized to borrow from pooled fund investments in the treasurer's office amounts necessary to assist the state's general fund cash flow. The amounts borrowed shall be repaid when sufficient general fund revenue is available. The auditor shall borrow funds under this section only to assist the month-to-month cash flow of the general fund and shall not borrow funds under this section when total appropriations together with outstanding encumbrances and obligations for the biennium exceed projected revenues, including transfers from the budget reserve account as authorized by the legislature, for the biennium.

(b) The state auditor is authorized to borrow from pooled fund investments in the state treasurer's office an amount not to exceed sixty million dollars (\$60,000,000.00), if necessary, for the purpose of assisting the department of transportation's cash flow. The amounts borrowed shall be repaid when sufficient revenue is available. Interest on the unpaid balance shall be the average interest rate earned on pooled fund investments in the previous fiscal year.

[FLEX - EXECUTIVE]

**Section 319.**

(a) Notwithstanding W.S. 9-2-1005(a) and (c), the governor is authorized to transfer:

(i) Between programs within any executive branch agency, excluding the University of Wyoming, ten percent (10%) of the total appropriation for the agency;

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(ii) Between executive branch agencies, excluding the University of Wyoming, five percent (5%) of the total appropriation for the agency from which the funds are transferred.

(b) In utilizing the flex authority authorized in this section, the governor may expend funds appropriated in his budget for the flex equity program.

(c) All transfers authorized under this section shall be approved by the governor and reported to the joint appropriations interim committee through the B-11 process.

(d) The authority granted under this section is effective for the period beginning July 1, 2004 and ending June 30, 2006.

[BUDGET REDUCTION AUTHORITY - REVENUE SHORTFALL]

**Section 320.**

The governor shall review all agency budgets and expenditures every six (6) months. If the governor determines during the review that the probable receipts for the next six (6) month period from taxes or other sources of revenue for any fund or account will be less than were anticipated, and if the governor determines that these receipts plus existing revenues in the fund or account, which are available for the next six (6) month period will be less than the amount appropriated, the governor, within sixty (60) days after reviewing the budget, shall give notice to the state agencies concerned and reduce the amount appropriated to prevent a deficit.

[WYOMING PIPELINE AUTHORITY - BUDGET AUTHORIZATION]

**Section 321.**

The state treasurer is authorized to loan from the general fund to the Wyoming natural gas pipeline authority, one million three hundred eighty-three thousand five hundred fifty dollars (\$1,383,550.00) for operating expenses of the authority, including expenses for staff hired by the authority. Monies loaned to the authority under this section shall be repaid, with interest at an annual rate set by the state loan and investment board of not more than four percent (4%), to the general fund at such time and manner as the authority determines it has sufficient revenues to repay the monies after operating expenses are met, but the funds shall be repaid in any event not later than June 30, 2010. A loan agreement shall be prepared and approved by the attorney general before distribution of loan proceeds.

[BRUCELLOSIS TASK FORCE]

**Section 322.**



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2004 BUDGET SESSION

There is created the Wyoming brucellosis task force. The governor shall determine the appropriate number of task force members and shall appoint individuals involved in the beef and other industries affected by brucellosis in Wyoming. The task force shall propose recommendations for policies, rules and legislation to combat brucellosis. The task force may contract with consultants as necessary to perform its duties. Members shall be compensated for mileage, per diem and other expenses in the same manner and amount as state employees. Not later than December 31, 2004 the task force shall report its recommendations to the governor and the legislature. There is appropriated from the general fund to the department of agriculture one hundred twenty-five thousand dollars (\$125,000.00) for purposes of implementing this section. Any unobligated, unexpended funds remaining on December 31, 2004 shall revert to the general fund.

[RETIRED EMPLOYEES' INSURANCE STUDY]

**Section 323.**

The joint appropriations interim committee shall conduct a study of the state employees' and officials' insurance program for retired employees. The study shall include costs of the program for retirees including the consideration of other benefits available to retirees, alternatives for providing insurance for retired employees including health care savings accounts and a catastrophic coverage program, and alternatives for state contributions to retirees' insurance and the costs associated with those alternatives. State agencies shall provide data and information as required by the committee to perform the study. The committee shall report its findings and recommendations to the legislature not later than December 1, 2004.

[TELECOMMUNICATIONS UNIVERSAL SERVICE FUND STUDY]

**Section 324.**

Seventy-five thousand dollars (\$75,000.00) is appropriated from the general fund to the legislative service office to fund a study by the joint corporations, elections and political subdivisions interim committee on the current state telecommunications universal service fund, the effects of changing the current fund from a price-based fund to a cost-based fund, implications and desirability of supporting only a single line for each business and residential customer receiving support through the fund, the universal service fund subsidy level and the fund's appropriate structure. Expenditures shall fund necessary committee staff support and consultants to the legislature, as approved by the management council. Findings and recommendations shall be submitted to the legislature in sufficient time for consideration during the 2005 general session. This section shall be effective immediately.

[SPLIT ESTATES JOINT EXECUTIVE-LEGISLATIVE COMMITTEE]

**Section 325.**

ENROLLED ACT NO. 77, HOUSE OF REPRESENTATIVES

FIFTY-SEVENTH LEGISLATURE OF THE STATE OF WYOMING  
2004 BUDGET SESSION

(a) There is appropriated from the general fund to the legislative service office forty-five thousand dollars (\$45,000.00) to be used to establish and support a joint executive-legislative committee on split estates to study issues and draft legislation to modernize Wyoming statutes with respect to estates in which the mineral rights and surface rights are held by different parties.

(b) The committee shall consist of eleven (11) members including:

(i) Five (5) appointees selected by the governor as follows:

(A) Two (2) owners who own and occupy a surface estate underlain by leased oil or gas minerals, at least one (1) of whom does not also own the mineral rights to the property;

(B) One (1) owner of private mineral interests of a split estate;

(C) Two (2) members representing oil or gas producers operating in Wyoming.

(ii) Three (3) members of the house of representatives, with not more than two (2) members from the same political party. The members shall be appointed by the speaker of the house, who shall also appoint one (1) of the members as cochairman of the committee. One (1) member each shall be from the house standing:

(A) Agriculture, public lands and water resources committee;

(B) Judiciary committee;

(C) Minerals, business and economic development committee.

(iv) Three (3) members of the senate, with not more than two (2) members from the same political party. The members shall be appointed by the president of the senate, who shall also appoint one (1) of the members as cochairman of the committee. One (1) member each shall be from the senate standing:

(A) Agriculture, public lands and water resources committee;

(B) Judiciary committee;

(C) Minerals, business and economic development committee.

(c) State agencies shall provide information and other support to the committee as requested. The legislative service office shall staff the committee. The committee shall meet as necessary and shall report to the

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joint judiciary interim committee its recommendations for statutory changes not later than November 1, 2004. The committee may request the presence of and hear testimony from any person relating to the subject of split estates, specifically including but not limited to representatives of:

- (i) The oil and gas industry;
  - (ii) Private landowners affected by split estates;
  - (iii) Private mineral estate owners affected by split estates;
  - (iv) A state with an accommodation doctrine in its state laws;
  - (v) The banking industry;
  - (vi) Rural land appraisers.
- (d) This section is effective immediately.

[TRIBAL DISPUTE RESOLUTION]

**Section 326.**

All appropriations to the tribes are for the specific purposes identified. In the event that a dispute arises over the implementation of any executed contract regarding any appropriation, the state and the tribes agree to enter into good faith negotiations to resolve the dispute. In the event that negotiations fail to resolve the differences, the state and the tribes may agree to pursue nonbinding arbitration. Each side shall pay the costs, if any, of its selected arbitrator and to share the costs, if any, of the third party arbitrator. Appropriations to the tribes are made in recognition that tribal members are citizens of Wyoming entitled to equal privileges. Fulfilling the intended purposes of the appropriations is best achieved through a cooperative approach between the state and the tribes. If the dispute cannot be resolved, the appropriation shall remain with the state of Wyoming.

[EFFECTIVE DATE]

**Section 400.**

(a) As used in this act, "effective immediately" means effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

ORIGINAL HOUSE  
BILL NO. 0001

ENROLLED ACT NO. 77, HOUSE OF REPRESENTATIVES

FIFTY-SEVENTH LEGISLATURE OF THE STATE OF WYOMING  
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(b) This act is effective July 1, 2004 except as otherwise specifically provided.

(c) In addition to any other immediately effective provisions, section 322 creating the brucellosis task force is effective immediately.

(END)

\_\_\_\_\_  
Speaker of the House

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Governor

TIME APPROVED: \_\_\_\_\_  
DATE APPROVED: \_\_\_\_\_

I hereby certify that this act originated in the House.

\_\_\_\_\_  
Chief Clerk