

SENATE FILE NO. SF0065

School districts-Medicaid school health program.

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

A BILL

for

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

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

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

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

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

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

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

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

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

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

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

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

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20 (a) The school facilities commission shall:

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

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

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

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

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

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

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12           **Section 3.** The department of health shall provide  
13 monthly reports to the state department of education  
14 itemizing the total amount expended during the previous  
15 month for programs and services under the school health  
16 program.

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18           **Section 4.** This act is effective July 1, 2004.

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(END)