

SENATE FILE NO. SF0095

Municipality and county hardship assistance.

Sponsored by: Senator(s) Nicholas, Geis, Massie, Meier and
Ross and Representative(s) Alden, Anderson,
R., Brown, Buchanan, Diercks, Hammons,
Samuelson, Semlek and Warren

A BILL

for

1 AN ACT relating to local governments; providing for
2 distribution of certain revenues to local governments as
3 specified; providing appropriations; and providing for
4 effective dates.

5

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

7

8 **Section 1.**

9

10 (a) There is appropriated to the office of state
11 lands and investments ten million dollars (\$10,000,000.00)
12 from the general fund to be distributed to eligible cities
13 and towns in two (2) equal distributions on October 1, 2006
14 and on October 1, 2007, subject to the following:

15

1 (i) Each eligible city and town shall receive
2 amounts in accordance with a municipal supplemental funding
3 formula as provided in this paragraph. The municipal
4 supplemental funding formula shall be calculated by the
5 office of state lands and investments as follows:

6
7 (A) Calculate the per capita distribution
8 of sales and use tax revenues for the preceding fiscal year
9 to each county, including distributions to each city and
10 town within that county, under W.S. 39-15-111 and
11 39-16-111;

12
13 (B) Arrange the counties in ascending order
14 by the per capita distribution calculated;

15
16 (C) Following the arrangement of counties
17 in subparagraph (B) of this paragraph, list the population
18 of each city and town within the county;

19
20 (D) Apply the appropriate adjustment factor
21 determined in subdivisions (I) through (V) of this
22 subparagraph for a county to each city and town within that
23 county;

24

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

11

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

18

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

23

24 (2) Multiplying by one hundred

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

4

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

8

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

12

13 (III) If an adjustment factor has not
14 been applied under subdivision (I) or (II) of this
15 subparagraph, an adjustment factor of one and one-quarter
16 (1.25) shall be applied to each county listed under
17 subparagraph (B) of this paragraph, so long as its
18 incorporated population plus the incorporated population of
19 each county with a lower per capita distribution does not
20 exceed the twentieth percentile. The adjustment factor
21 shall be applied for each of these counties by multiplying
22 the incorporated population of the county by one hundred
23 twenty-five percent (125%);

24

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

6

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

11

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

15

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

19

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

22

23 (E) From the adjusted population of a city
24 or town as calculated in subparagraphs (A) through (D) of

1 this paragraph, subtract the actual population of the city
2 or town to determine the resulting population adjustment.
3 Distribute the funding under this paragraph in the
4 proportion which the population adjustment of the city or
5 town bears to the population adjustments of all cities and
6 towns in Wyoming as calculated under subparagraph (D) of
7 this paragraph;

8

9 (F) As used in this paragraph:

10

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

14

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

19

20 (b) There is appropriated from the general fund to
21 the office of state lands and investments a total of ten
22 million dollars (\$10,000,000.00) to be distributed to
23 counties in two (2) equal distributions on October 1, 2006
24 and on October 1, 2007. The office shall calculate the

1 amounts to be distributed to eligible counties as
2 determined by this subsection as follows:

3

4 (i) Multiply each county's total assessed
5 valuation by twelve mills (.012). This amount shall
6 represent the county property tax available;

7

8 (ii) Calculate the sum of the following to
9 determine the county funding need:

10

11 (A) Nine hundred thousand dollars
12 (\$900,000.00); plus

13

14 (B) The product of the county population
15 from zero (0) to five thousand (5,000) multiplied by one
16 hundred fifty dollars (\$150.00); plus

17

18 (C) The product of the county population
19 from five thousand one (5,001) to twenty-five thousand
20 (25,000) multiplied by one hundred twenty dollars
21 (\$120.00); plus

22

23 (D) The product of the county population
24 above twenty-five thousand (25,000) multiplied by eighty

1 dollars (\$80.00).

2

3 (iii) Calculate the property tax shortfall for
4 each county by subtracting the property tax available as
5 determined by paragraph (i) of this subsection from the
6 county funding need as determined by paragraph (ii) of this
7 subsection. If the amount is greater than zero, the county
8 shall be eligible for distribution of money under this
9 subsection;

10

11 (iv) The amount distributed under this
12 subsection to each eligible county shall be in the
13 proportion that the county's property tax shortfall bears
14 to the total property tax shortfall of all counties
15 eligible to receive a distribution under this subsection.

16

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

20

21 **Section 2.** This act is effective July 1, 2006.

22

23

(END)