

ORIGINAL HOUSE
BILL NO. 0032

ENROLLED ACT NO. 36, HOUSE OF REPRESENTATIVES

FIFTY-NINTH LEGISLATURE OF THE STATE OF WYOMING
2007 GENERAL SESSION

AN ACT relating to the senior services board; amending membership of the board; modifying basic and other grant distributions and administration of grant funds; providing for certain administrative costs to be paid from amounts otherwise available for grants, as specified; specifying initial term of additional board member; providing for transitional rules; authorizing rulemaking; providing a continuous appropriation of certain funds; and providing for an effective date.

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

Section 1. W.S. 9-2-1211(a)(intro), (i), (iv) and (b), 9-2-1212(a)(i), (ii)(intro) and (b)(ii), 9-2-1213(a)(i) and (ii) and 9-2-1214 are amended to read:

9-2-1211. Wyoming senior services board; members; expenses.

(a) The Wyoming senior services board shall consist of seven (7) voting members and a nonvoting, ex-officio member, as follows:

(i) The administrator of the division on aging within the department of health or his designee shall serve as a nonvoting, ex-officio member;

(iv) ~~Two (2)~~ Three (3) members at large appointed by the governor.

(b) The terms of members appointed under paragraphs (a)(ii) through (iv) of this section shall be for four (4) years. Of the initial appointees under paragraph (a)(iii) of this section, two (2) members shall be appointed for two (2) years and one (1) member shall be appointed for four

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(4) years and of the initial appointees under paragraph (a)(iv) of this section, one (1) member shall be appointed for two (2) years and one (1) member shall be appointed for four (4) years. The governor may remove any member appointed under paragraph (a)(ii) through (iv) of this section as provided in W.S. 9-1-202. A vacancy on the board shall be filled for the balance of the unexpired term. The board shall select one (1) of its voting members to serve as chairman.

9-2-1212. Board; duties and responsibilities.

(a) The Wyoming senior services board shall:

(i) Review ~~innovative program grants and~~ emergency grant proposals;

(ii) Adopt the basic grant amount, grant formula and approve criteria for ~~grant categories and emergency~~ grant applications through rules and regulations promulgated by the ~~division on aging board~~ to meet the following public purposes:

(b) In fulfilling its duties under subsection (a) of this section, the board shall:

(ii) Consider and may accept federal grants and other contributions, grants, gifts, bequests and donations from any source. Any funds received pursuant to this paragraph are continuously appropriated to the board to be separately accounted for and expended by grants to senior centers for the public purposes specified in paragraph (a)(ii) of this section and need not be expended as part of an authorized basic or emergency grant.

9-2-1213. Division on aging; duties.

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(a) The division on aging shall:

(i) Maintain, manage and be responsible for the distribution of the funds appropriated for distribution under W.S. 9-2-1212 and 9-2-1214;

(ii) Disburse the funds appropriated in accordance with awards made by the board pursuant to W.S. 9-2-1212 and 9-2-1214.

9-2-1214. Disbursement of grants.

(a) From the funds available for distribution, the division on aging may first retain not more than one percent (1%) to pay allowable expenses of the board. The board may award grants to senior centers throughout the state to support the purposes specified in W.S. 9-2-1212(a)(ii) from remaining funds available for distribution. The division on aging shall disburse the grant funds in accordance with awards made by the board under this section.

(b) Notwithstanding W.S. 9-4-207, unobligated or unencumbered funds retained by the division on aging under this section shall not lapse at the end of a fiscal period and shall remain available for distribution as provided in this section. All funds retained pursuant to this subsection shall be accounted for separately. These funds shall not be required to be distributed pursuant to any grant formula adopted pursuant to this article but shall be available for emergency grants or may be distributed according to a grant formula as determined by the board.

(c) The board, in consultation with the division on aging, shall by rule and regulation establish a formula for

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distribution of funds remaining available for distribution under this section as follows:

(i) Each eligible senior center in the state ~~may~~ shall receive ~~a the same~~ basic grant of ~~twenty thousand dollars (\$20,000.00)~~ up to thirty thousand dollars (\$30,000.00) annually from the funds available for distribution;

(ii) Of the amounts remaining after the basic grants are awarded, the board shall annually award ~~seventy-five percent (75%)~~ ninety-five percent (95%) for grants to eligible senior centers based on the formula developed by the board in consultation with the division on aging. ~~and approved by the board and twenty five percent (25%) to eligible senior centers based on innovative grant proposals.~~ Funds remaining after the award of grants under this paragraph shall be used for emergency grants based upon rules adopted by the board, in consultation with the division on aging. Rules for emergency grants shall provide procedures and criteria for application for and award of emergency grants. Emergency grants shall be paid only if the center has no other available source of funds for the emergency. No emergency grant shall exceed twenty thousand dollars (\$20,000.00) for any single occurrence.

Section 2.

(a) Notwithstanding W.S. 9-2-1211(b) the initial term of the additional member appointed to the senior services board under the provisions of this act shall expire on June 30, 2009. Thereafter the member shall be appointed to a four (4) year term, in accordance with W.S. 9-2-1211(b).

(b) Existing rules of the division on aging adopted pursuant to W.S. 9-2-1211 through 9-2-1215 shall continue

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as rules of the Wyoming senior services board until the board adopts superseding rules pursuant to this act.

Section 3. This act is 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.

(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