

HOUSE BILL NO. HB0066

Revolving loan fund accounts.

Sponsored by: Joint Minerals, Business and Economic
Development Interim Committee

A BILL

for

1 AN ACT relating to intergovernmental cooperation; amending
2 definitions; establishing an administrative account for the
3 state water pollution control revolving loan program;
4 making conforming amendments; and providing for an
5 effective date.

6

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

8

9 **Section 1.** W.S. 16-1-201(a) by creating new
10 paragraphs (xii) and (xiii), 16-1-202(a) and by creating a
11 new subsection (e), 16-1-203(b)(intro), (ii) and (iii) and
12 by creating a new subsection (e), 16-1-301(a)(iii) and
13 16-1-303(d) are amended to read:

14

15 **16-1-201. Definitions.**

16

1 (a) As used in this article:

2

3 (xii) "Administrative account" means the account
4 which may receive up to four percent (4%) of the federal
5 capitalization funds, loan administration and loan
6 application fees which are used to reimburse costs incurred
7 by state agencies in the administration of the program,
8 including but not limited to costs of servicing loans and
9 issuing debt, program start-up costs, financial,
10 management, legal consulting fees and costs for support
11 services by state agencies;

12

13 (xiii) "Office of state lands and investments"
14 means the office which provides administrative and
15 operational management of programs of the state loan and
16 investment board.

17

18 **16-1-202. Account established; state match.**

19

20 (a) There is established the state water pollution
21 control revolving loan account. All monies received from
22 federal capitalization grants, exclusive of the four
23 percent (4%) administration set-aside as authorized by
24 Title VI, and all state matching funds shall be deposited

1 in the account and shall be used only to provide financial
2 assistance as authorized in this article.

3

4 (e) A separate administrative account shall be
5 established outside of the account for the purpose of
6 paying administrative expenses. Revenue deposited to this
7 account shall be limited to five hundred thousand dollars
8 (\$500,000.00) per fiscal biennium. Revenue in excess of
9 the biennial cap shall be deposited into the account
10 established in subsection (a) of this section.

11

12 **16-1-203. Account administration; board powers and**
13 **duties; department powers and duties; fiscal procedures.**

14

15 (b) The ~~board~~office of state lands and investments
16 shall:

17

18 (ii) Receive, ~~and~~review and make
19 recommendations to the board for approval of applications
20 for financial assistance from the account ~~from~~in
21 accordance with the requirements established by the board
22 for municipalities, counties, joint powers boards, state
23 agencies and other entities constituting a political

1 subdivision under the laws of the state on forms supplied
2 by the ~~board~~ office of state lands and investments;

3

4 (iii) Administer the account and the
5 administrative account including processing and receiving
6 capitalization grants, the state match, financial
7 assistance agreements, repayments on all financial
8 assistance and other account revenues; and

9

10 (e) The board, as a condition of making a loan or
11 other financial assistance, shall impose an administrative
12 fee or application fee not to exceed one percent (1.0%)
13 that may be paid from the proceeds of the loan, financial
14 assistance or other available funds of the applicant.
15 These fees shall be deposited into the administrative
16 account for purposes of payment of administrative costs of
17 the program.

18

19 **16-1-301. Definitions.**

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21 (a) As used in this article:

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1 (iii) "Board" means the state loan and
2 investment board; ~~to include the office of state lands and~~
3 ~~investments;~~

4

5 **16-1-303. Account administration; board powers and**
6 **duties; department powers and duties; water development**
7 **office powers and duties; fiscal procedures.**

8

9 (d) The board, as a condition to making a loan or
10 other financial assistance, may impose a reasonable
11 administrative fee or application fee that may be paid from
12 the proceeds of the loan or financial assistance or other
13 available funds of the applicant. These fees ~~may~~ shall be
14 deposited into the administrative account for purposes of
15 payment of administrative costs of the program.

16

17 **Section 2.** This act is effective July 1, 2008.

18

19

(END)