

## Office of the Governor

March 14, 2018

The Honorable Steve Harshman  
Speaker of the House  
Wyoming House of Representatives  
3001 E. Pershing Blvd.  
Cheyenne, Wyoming 82001

Dear Speaker Harshman,

I have signed House Bill 1, House Enrolled Act into law, exercising the following line item vetoes:

**Agency 001, Office of the Governor footnote 6.** The footnote reduced authorized positions in the Governor's Office by one (1), effective December 31, 2018. The Governor's office has reduced its budget by 24-percent since July 1, 2010. This provision raises a separation of powers issue by time limiting one full time position for the Office, effectively denying a newly elected Governor necessary staff resources and yet, does not reduce the appropriation. This issue can be raised in 2019 in cooperation with the next Governor. For these reasons, I have vetoed footnote 6.

**Agency 037, State Engineer footnote 1.** The footnote addresses vacation leave in the State Engineer's Office. This provision is unrelated to an appropriation for the "ordinary expenses of state government" because it is not tied to the budget or a specific appropriation. The directives create a separation of powers issue – directing the agency on day to day affairs. Legislative intervention is unnecessary. The State Engineer has a policy that is similar in the intent. For these reasons, I have vetoed footnote 1.

**Agency 077, Enterprise Technology Services (ETS) footnote 5.** The footnote directs ETS to maintain, support, replace or upgrade all security and surveillance systems at the Wyoming Boys School and the Wyoming Girls School. This activity falls outside the scope of ETS, requiring subject matter expertise that is not part of the ETS mission, nor are funds provided to help this effort. In addition, a separate footnote in the DFS budget requires a report on the steps necessary to accomplish the same objectives. DFS will work with ETS to complete the required report, including a recommendation on funds necessary to meet the requirements. For these reasons, I have vetoed footnote 5.

**Section 312 Statewide employee reduction and budget reduction.** This section raises a separation of power issue as the Legislature is making staffing and resource allocations for the Executive branch beyond the specifics of agency budgets. This encroaches upon the inherent

prerogatives of the executive branch and intrudes on a core zone of executive authority. The provision is contrary to the Governor's recommendation authority by removing discretionary power and recommendation authority relating to the next biennial budget. The Legislature has ample opportunity to fund or de-fund specific programs and the positions in agency budgets. It is important for our system of government that the Executive branch make independent recommendations based upon needs and revenue. The Legislature can then make its independent and final decisions on what to fund or not to fund. For these reasons, I have vetoed Section 312.

**Section 313 School Capital Construction. (n).** The footnote requires the board of land commissioners to evaluate potential land sales or exchanges and "find that the lands are not suitable as a location for the construction of an elementary, middle or high school." The footnote further directs that the finding be based on an evaluation conducted by the state construction department. This is unrelated to appropriations for the ordinary expenses of state government. This provision represents substantive lawmaking. There is no guidance on what "suitable for the site of a school" means. It is possible all parcels may, at some time in the future, be suitable for a school. The Board of Land Commissioners has the Constitutional and fiduciary duties related to school trust lands. The inclusion of the State Construction Department into the business of this board is not appropriate. For these reasons, I have vetoed Section 313(n).

#### **Section 316 Federal Mineral Royalty Diversion**

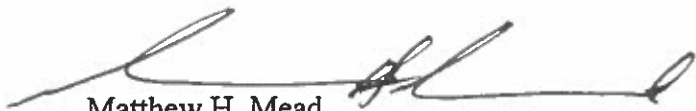
I struck the language limiting the change in distribution of federal mineral royalties to fiscal year 2018 and fiscal year 2019. I understand the need to divert additional revenue to the School Foundation Program and I see this as a reasonable way to accomplish this goal. I have taken this action in part because I have vetoed Section 330 in its entirety as I do not believe Section 330 is germane to any appropriation in the budget bill. The net effect of this action under current revenue projections will deposit an estimated \$5.1 million to the School Foundation Program Account while decreasing the estimated deposit into the Budget Reserve Account by the same \$5.1 million. For these reasons, I have vetoed parts of Section 316.

**Section 330 Transfer of sales and use taxes collected from remote vendors.** I have vetoed Section 330 of the budget bill. I do not believe a transfer of an amount equal to the sales and use tax collected from remote vendors from the General Fund to the School Foundation Program Reserve Account is germane to the appropriation in the bill. Although I understand the need to support school funding I do not see a nexus between the value of sales and use tax remitted by remote vendors and school funding needs. The language in Section 330 requires the Department of Revenue to do considerable work tracking and certifying the amount to be transferred from the General Fund to the School Foundation Program Reserve Account where it will remain pending further legislative action. For these reasons, I have vetoed Section 330.

**Section 331 Operation of automotive technology trade school grant or loan (c).** I have stricken the sentence: "The recommendation of the council shall be submitted on or before April 1, 2018." The Wyoming Business Council initiated preliminary work to establish an application and application deadline prior to final passage of this footnote. Applications have been received from one private and one public entity. Additional work is required of each applicant before their applications can be appropriately reviewed. All parties are moving as quickly as possible, but the April 1 deadline is not a realistic time frame considering the budget bill is not final and the Legislature remains in session. For these reasons, I have vetoed this line in Section 331(c).

Thank you for your efforts and consideration of this veto letter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mead', written over a horizontal line.

Matthew H. Mead

Governor

MHM:dp

cc: The Honorable Edward Buchanan, Secretary of State  
The Honorable Eli Bebout, Senate President  
✓ Chief Clerk, Wyoming Senate  
Chief Clerk, Wyoming House of Representatives

Attachment

ENROLLED ACT NO. 62, HOUSE OF REPRESENTATIVES

SIXTY-FOURTH LEGISLATURE OF THE STATE OF WYOMING  
2018 BUDGET SESSION

APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUNDS \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
<b>Section 001. OFFICE OF THE GOVERNOR</b>				
<b>PROGRAM</b>				
Administration <sup>1</sup> .	6,445,348			6,445,348
Tribal Liaison <sup>2</sup> .	160,000			160,000
Commission on Uniform Laws	94,903			94,903
Special Contingency <sup>3</sup> .	443,275			443,275
Homeland Security <sup>4</sup> .	2,788,535	20,530,288	860,993 SR	24,179,816
Natural Resource Policy <sup>5</sup> .	1,000,000			1,000,000
Endangered Species Admin	1,226,780			1,226,780
Baseline Scientific Assess	307,150			307,150
<b>TOTALS</b>	<b>12,465,991</b>	<b>20,530,288</b>	<b>860,993</b>	<b>33,857,272</b>

**AUTHORIZED EMPLOYEES**

Full Time <sup>TT</sup>	39
Part Time	1
<b>TOTAL</b>	<b>40</b>

1. Of this general fund appropriation, one hundred twenty thousand dollars (\$120,000.00) shall only be expended if there is a change of governor as a result of the 2018 general election. This appropriation shall only be expended for transition staff salaries, travel, expenses incurred in relocating to and from the governor's mansion and other related office expenses, except that up to twenty thousand dollars (\$20,000.00) of funds subject to this footnote may be expended for purposes of defraying moving expenses for gubernatorial appointees who are required to move to Cheyenne and not more than five thousand dollars (\$5,000.00) shall be expended for any one (1) appointee. Notwithstanding any other provision of law, these funds shall not be transferred or expended for any other purpose and any unexpended, unobligated funds remaining from this appropriation shall revert as provided by law on June 30, 2020. The appropriation subject to this footnote shall not be included in the agency's 2021-2022 standard budget request.

2. Of this general fund appropriation, one hundred sixty thousand dollars (\$160,000.00) shall not be transferred or expended for any other purpose and any unexpended, unobligated funds remaining from this appropriation shall revert as provided by law on June 30, 2020.

3. Of this general fund appropriation, one hundred thirty-three thousand dollars (\$133,000.00) is effective immediately.

4. Of this general fund appropriation, five hundred thousand dollars (\$500,000.00) is effective immediately.

5. This general fund appropriation shall be deposited into the federal natural resource policy account created by W.S. 9-4-218(a).

~~6. One (1) of the full-time positions authorized in this section shall be limited to the period from July 1, 2018 through December 31, 2018, after which one (1) position shall not be authorized.~~

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APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUNDS \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
<b>Section 032. WYOMING INFRASTRUCTURE AUTHORITY</b>				
PROGRAM				
Administration <sup>1</sup> .	1,376,536	0	0	1,376,536
TOTALS	1,376,536	0	0	1,376,536

AUTHORIZED EMPLOYEES

Full Time	0
Part Time	0
TOTAL	0

1. (a) The Wyoming infrastructure authority shall coordinate the development of the Wyoming energy strategy. The energy strategy may include:

- (i) Activities of agencies, boards and commissions;
- (ii) Policy initiatives and other actions aimed at economic competitiveness, expansion and diversification;
- (iii) Efficient and effective regulation;
- (iv) Natural resource conservation, reclamation and mitigation; and
- (v) Education, innovation and the use of new technologies.

(b) The Wyoming infrastructure authority shall identify appropriate means to implement energy strategy initiatives, including working with other agencies, boards and commissions which shall make budget recommendations to the governor as necessary for the agencies, boards and commissions to implement the initiatives. The Wyoming infrastructure authority shall provide a preliminary report on the energy strategy, including initiatives and progress on implementation of the strategy, to the joint minerals, business and economic development interim committee not later than October 31, 2018 and a final report not later than October 31, 2019.

**Section 037. STATE ENGINEER**

PROGRAM				
Administration	2,065,372			2,065,372
Ground Water Division	3,022,866			3,022,866
Surface Water Division	2,274,487			2,274,487
Board of Control Div. <sup>AM</sup>			13,410,021 S1	13,410,021
Support Services Div. <sup>AM</sup>	2,183,253			2,183,253
Board of Registration PE			947,809 SR	947,809
Interstate Streams Div.	1,255,279		102,953 S1	1,358,232
Special Projects			17,820 SR	17,820
North Platte Settlement	1,369,760			1,369,760
Well Drillers' Licensing			231,516 SR	231,516
TOTALS	12,171,017	0	14,710,119	26,881,136

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APPROPRIATION FOR	GENERAL FUND	FEDERAL FUNDS	OTHER FUNDS	TOTAL APPROPRIATION
	\$	\$	\$	\$
AUTHORIZED EMPLOYEES				
Full Time	115			
Part Time	8			
TOTAL	123			

~~1. Prior to approving vacation leave under chapter six of the department of administration and information, human resources division rules, the state engineer and agency management shall ensure adequate year-round employee coverage is available to complete all duties assigned to water commissioners, including during the months of July and August.~~

**Section 039. WILDLIFE/NATURAL RESOURCE TRUST**

PROGRAM				
Administration			7,995,281 SR	7,995,281
TOTALS	0	0	7,995,281	7,995,281

AUTHORIZED EMPLOYEES	
Full Time	2
Part Time	0
TOTAL	2

**Section 041. FIRE PREVENTION & ELEC SAFETY**

PROGRAM				
Administration	933,995			933,995
Fire Prevention Admin.	1,899,716			1,899,716
Electrical Safety Admin.	1,504,378		846,568 SR	2,350,946
Training	1,465,030			1,465,030
Fire Academy	474,216			474,216
TOTALS	6,277,335	0	846,568	7,123,903

AUTHORIZED EMPLOYEES	
Full Time	33
Part Time	0
TOTAL	33

**Section 042. GEOLOGICAL SURVEY**

PROGRAM				
Geologic Program	4,582,225			4,582,225
TOTALS	4,582,225	0	0	4,582,225

AUTHORIZED EMPLOYEES	
Full Time	21
Part Time	0
TOTAL	21

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APPROPRIATION FOR	GENERAL FUND \$	FEDERAL FUNDS \$	OTHER FUNDS \$	TOTAL APPROPRIATION \$
<b>Section 069. WICHE</b>				
PROGRAM				
Administration & Grants	5,105,619	0	0	5,105,619
TOTALS	5,105,619	0	0	5,105,619
AUTHORIZED EMPLOYEES				
Full Time	0			
Part Time	0			
TOTAL	0			
<b>Section 070. ENHANCED OIL RECOVERY COMM</b>				
PROGRAM				
Commission & Support	538,629			538,629
Technical Outreach & Res	4,529,203			4,529,203
TOTALS	5,067,832	0	0	5,067,832
AUTHORIZED EMPLOYEES				
Full Time	0			
Part Time	0			
TOTAL	0			
<b>Section 072. RETIREMENT SYSTEM</b>				
PROGRAM				
Administration			15,813,328 PF	15,813,328
Highway Patrol			51,000 SR	51,000
Game & Fish-Wardens			75,945 SR	75,945
Deferred Compensation			2,121,849 P2	2,121,849
TOTALS	0	0	18,062,122	18,062,122
AUTHORIZED EMPLOYEES				
Full Time	39			
Part Time	0			
TOTAL	39			
<b>Section 077. ENTERPRISE TECHNOLOGY SERVICES <sup>1.</sup></b>				
PROGRAM				
Enterprise Operations <sup>2. 3.</sup>	51,290,802			51,290,802
IT Enhanced Services			39,541,954 IS	39,541,954
Depreciation Reserve			906,739 IS	906,739
WUN Infrastructure <sup>3. 4.</sup>			21,490,773 S5	21,490,773
TOTALS	51,290,802	0	61,939,466	113,230,268
AUTHORIZED EMPLOYEES				
Full Time	241			
Part Time	1			
TOTAL	242			

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- | APPROPRIATION<br>FOR | GENERAL<br>FUND<br>\$ | FEDERAL<br>FUNDS<br>\$ | OTHER<br>FUNDS<br>\$ | TOTAL<br>APPROPRIATION<br>\$ |
|----------------------|-----------------------|------------------------|----------------------|------------------------------|
|----------------------|-----------------------|------------------------|----------------------|------------------------------|
1. In cooperation with the department of education, the department of enterprise technology services shall report to the joint education interim committee and the joint appropriations committee not later than November 1, 2018 on the feasibility of administering strategic bulk purchasing of all computer hardware and operating software for all Wyoming school districts. The feasibility assessment shall include an estimate of potential cost savings, estimate of costs for administering such a system, timeline for implementation and any agency recommendations.
  2. Of this general fund appropriation, two million three hundred thousand dollars (\$2,300,000.00) for cybersecurity is effective immediately.
  3. In cooperation with the Wyoming community college commission, the department of enterprise technology services shall report to the joint education interim committee and the joint appropriations committee not later than November 1, 2018 on the use, costs and proportionate funding share of the Wyoming unified network by community colleges. The report shall also recommend a method of billing for costs of the Wyoming unified network by community colleges and an estimate of the amount currently paid by general funds, school foundation program funds or other funds for services rendered to the community colleges.
  4. Of this other funds appropriation, three million four hundred thousand dollars (\$3,400,000.00) is effective immediately.
  - ~~5. For the fiscal biennium beginning July 1, 2018 and ending June 30, 2020, the department shall maintain, support, replace or upgrade as necessary all security and surveillance systems at the Wyoming boys' school and the Wyoming girls' school including, but not limited to, all alarms, cameras, door locks and all other security or surveillance devices, along with all cabling, computer software and computer hardware associated with those systems.~~

**Section 080. DEPARTMENT OF CORRECTIONS <sup>1</sup>**

PROGRAM	GENERAL FUND	FEDERAL FUNDS	OTHER FUNDS	TOTAL
WDOC Commissaries			4,552,512 EF	4,552,512
WDOC Assistance Fund			939,783 SR	939,783
WDOC Inmate Medical	38,276,502			38,276,502
WDOC Substance Abuse Trt. <sup>2, 3</sup>	3,292,205	100,000	4,450,078 TT	7,842,283
Corrections Operations	20,664,604	301,600	1,522,380 SR	
			13,472 TT	22,502,056
Field Services	37,863,739		3,606,301 TT	41,470,040
Honor Conservation Camp	16,439,057			16,439,057
Women's Center	15,930,383		45,000 SR	15,975,383
Honor Farm	14,316,516		863,379 IS	15,179,895
State Penitentiary <sup>4</sup>	58,998,111			58,998,111
WY Medium Corr. Inst.	54,258,417			54,258,417
<b>TOTALS</b>	<u>260,039,534</u>	<u>401,600</u>	<u>15,992,905</u>	<u>276,434,039</u>



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the budget reserve account on June 30, 2018 is less than one hundred four million five hundred fifty thousand dollars (\$104,550,000.00) reduced by any expenditures made under Sections 334 and 335 of this act, there is appropriated up to one hundred four million five hundred fifty thousand dollars (\$104,550,000.00) reduced by any expenditures made under Sections 334 and 335 of 2017 House Bill 0001 as enacted into law from the legislative stabilization reserve account to the budget reserve account as necessary so that the unappropriated fund balance of the budget reserve account is one hundred four million five hundred fifty thousand dollars (\$104,550,000.00) reduced by any expenditures made under Sections 334 and 335 of this act on June 30, 2018.

(c) This section is effective immediately.

~~{STATEWIDE EMPLOYEE REDUCTION AND BUDGET REDUCTION}~~

~~Section 312.~~

~~(a) The governor shall identify generally funded, full-time positions from the authorized positions in this act which shall be terminated by the dates specified as follows:~~

~~(i) December 31, 2018 twelve (12) generally funded, full-time positions;~~

~~(ii) June 30, 2019 an additional thirteen (13) generally funded full-time positions;~~

~~(iii) December 1, 2019 an additional twelve (12) generally funded, full-time positions; and~~

~~(iv) June 30, 2020 an additional thirteen (13) generally funded, full-time positions.~~

~~(b) In lieu of identifying all positions under subsection (a) of this section, the governor may reduce appropriations for programs, units or activities within this act by the date specified that would generate a like amount of general fund savings using the ratio of one (1) full-time employee to seventy five thousand twenty three dollars (\$75,023.00) of annual savings.~~

~~(c) Not later than December 1, 2019, the governor's 2021-2022 biennial budget request pursuant to W.S. 9-2-1013 shall reflect the elimination of positions and reductions in appropriations required by paragraph (a)(i) through (iii) and subsection (b) of this section in addition to the elimination or anticipated elimination of positions and~~

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~~reductions in appropriations required by paragraph (a)(iv) and subsection (b) of this section.~~

~~(d) In addition to the authority in Section 305 of this act and notwithstanding W.S. 9-2-1005(a) and (c), the governor is authorized to transfer up to two million seven hundred seventy five thousand dollars (\$2,775,000.00) in general funds and necessary position authorizations in this act to meet the provisions of this section for the budget period beginning July 1, 2018 and ending June 30, 2020 if the governor determines that the reductions are likely to result in adverse impact to health, welfare or delivery of state services or result in conflict with other law. The governor may authorize positions in any agency, including positions in excess of the positions authorized by the legislature, provided that at least an identical number of generally funded, full-time positions existing in other agencies are eliminated, representing biennial compensation costs of up to two million seven hundred seventy five thousand dollars (\$2,775,000.00) in general funds.~~

~~(e) The governor shall provide reports by February 1, 2019, July 1, 2019, January 1, 2020 and June 30, 2020 to the joint appropriations committee identifying, by agency, the eliminated generally funded, full-time positions and associated salary and benefits of each position.~~

~~(f) As used in this section, "generally funded, full-time position" means any legislatively authorized full-time position within the executive branch which is funded sixty-five percent (65%) or more from state general funds.~~

~~(g) All general fund savings generated from this section shall be deposited into a separate account administered by the state auditor.~~

~~(h) In making the transfers authorized under this section, no funds may be used to increase the salary of any authorized position. Nothing in this section shall prohibit any transfer by the governor to avoid a decrease to an employee's compensation as of the effective date of this section or a reduction in the number of authorized employees as specified in this act.~~

~~(j) All transfers authorized under this section shall be reported by the governor to the joint appropriations committee through the Bill process as authorized by W.S. 9-2-1005(b)(ii) and reported pursuant to W.S. 9-2-1013(b).~~

~~(k) This section is effective immediately.~~

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(v) Up to two million dollars (\$2,000,000.00) or as much thereof as is available appropriated under 2012 Wyoming Session Laws, Chapter 16, Section 1(c)(viii)(B).

~~(n) For the period from July 1, 2018 through June 30, 2020, in addition to other applicable requirements established by law, prior to the sale of any lands granted to the state of Wyoming by the United States for the benefit and support of public schools, either directly or through exchange for other lands, the board of land commissioners must find that the lands are not suitable as a location for the construction of an elementary, middle or high school. This finding shall be based on an evaluation conducted by the state construction department.~~

(o) Appropriations denoted with an asterisk (\*) within subsection (g) of this section are effective immediately. Paragraph (g)(vii) and subsections (h) through (m) of this section are effective immediately.

[MINERAL SEVERANCE TAX DIVERSION]

**Section 314.**

(a) W.S. 39-14-801(b)(intro), (i), by creating a new paragraph (iii), (d)(intro) and by creating a new subsection (g) is amended to read:

**39-14-801. Severance tax distributions; distribution account created; formula.**

(b) Before making distributions from the severance tax distribution account under subsections (c) through (e) of this section, an amount equal to two-thirds (2/3) of the amount of tax collected under W.S. 39-14-104(a)(i) and (b)(i) and 39-14-204(a)(i) for the same period shall be deposited into the permanent Wyoming mineral trust fund, except for the period from March 15, 2016 through June 30, ~~2018-2020~~ these funds shall be deposited as follows:

(i) For distributions made for the period from March 15, 2016 through the end of fiscal year 2016 these funds shall be deposited in the general fund; ~~and~~

(iii) For fiscal years 2019 and 2020, these funds shall be deposited to the general fund.

(d) After making distributions pursuant to subsections (b), (c) and (f) of this section, distributions under subsection (e) of this section shall be made from the severance tax distribution account. The amount of distributions under subsection (e) of this section shall not exceed one hundred fifty-five million dollars

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SIXTY-FOURTH LEGISLATURE OF THE STATE OF WYOMING  
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as provided by W.S. 9-4-1003(d), but in no event more than eighteen million dollars (\$18,000,000.00) annually;

(k) For the period beginning March 15, 2018 ~~for fiscal year 2018 and for fiscal year 2019~~, any revenue received under subsection (a) of this section in excess of five hundred million dollars (\$500,000,000.00) shall be distributed as follows:

(i) Two-thirds (2/3) to the school foundation program account; and

(ii) One-third (1/3) to the budget reserve account.

(b) This section is effectively immediately.

[COAL LEASE BONUS DIVERSION]

**Section 317.**

(a) W.S. 9-4-601(b)(i)(intro), (iv)(A) and (B) is amended to read:

**9-4-601. Distribution and use; funds, accounts, cities and towns benefited; exception for bonus payments.**

(b) The state treasurer shall ascertain and withhold all bonus payments received from the federal government attributable to coal, oil shale or geothermal leases of federal land within Wyoming and shall distribute it as follows:

(i) Fifty percent (50%), the first seven million five hundred thousand dollars (\$7,500,000.00) of which shall be distributed as follows, and any amount in excess of seven million five hundred thousand dollars (\$7,500,000.00) per year shall be deposited into the school capital construction account established under W.S. 21-15-111(a)(i), except for fiscal year 2019 amounts in excess of seven million five hundred thousand dollars (\$7,500,000.00) per year shall be deposited to the school foundation program reserve account created by W.S. 21-13-306.1:

(iv) And:

(A) Ten percent (10%) but not to exceed one million six hundred thousand dollars (\$1,600,000.00) per year, to a separate account which may be expended by the community college commission in accordance with and in addition to

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~~{TRANSFER OF SALES AND USE TAXES COLLECTED FROM REMOTE VENDORS}~~

~~Section 330. For fiscal year 2019, subject to accrual accounting principles, each quarter the department of revenue shall identify sixty-nine percent (69%) of the annual sales and use taxes collected under W.S. 39-15-104 and 39-16-104 from remote sellers as provided by W.S. 39-15-501. As soon as practicable after each quarter, the department shall certify to the state auditor the amount of collections for the prior quarter from remote sellers as provided by W.S. 39-15-501. Within ten (10) business days of receipt of the certified amount pursuant to this section from the department of revenue, the state auditor shall transfer an amount of funds equal to the certified amount from the general fund to the school foundation program reserve account.~~

[OPERATION OF AUTOMOTIVE TECHNOLOGY  
TRADE SCHOOL GRANT OR LOAN]

**Section 331.**

(a) In coordination with the office of the governor, the Wyoming business council shall solicit proposals for the continued operation of an automotive technology trade school. Proposals may be submitted by private entities and by Wyoming community college districts. The council shall require of private entities submitting proposals:

(i) A business plan containing information that is sufficient for the council to evaluate management experience of principals, current financial position, details of proposed operation of the trade school, projected enrollments and projected profitability of the operation of the trade school;

(ii) Assets of the entity which would be pledged as collateral for any loan under this section;

(iii) The amount of loan sought and proposed interest rate, term and repayment schedule for any loan under this section;

(iv) An estimate of jobs to be filled in the operation of the trade school, including the number and type of jobs that are full-time, part-time, skilled, semi-skilled or unskilled positions;

(v) Other information the council deems advisable to evaluate all proposals under this section, both individually and in relative terms to other proposals from private entities or community colleges.

(b) The council shall require of community college districts submitting proposals:

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(i) Identification of the amount of grant sought by the district and the proposed terms and conditions of any grant;

(ii) Identification of equipment and the value of the equipment anticipated to be donated to the district or purchased by the district from grant funds;

(iii) Identification of any binding commitment of nonstate funds from one (1) or more political subdivisions contingent on approval of the proposal;

(iv) Expected requests for annual state appropriations for the operation of the automotive technology school program;

(v) Anticipated increased mill levy funding within the district to operate the automotive technology school program;

(vi) An estimate of jobs to be filled in the operation of the trade school, including the number and type of jobs that are full-time, part-time, skilled, semi-skilled or unskilled positions;

(vii) Other information the council deems advisable to evaluate all proposals under this section, both individually and in relative terms to other proposals from community colleges and from private entities.

(c) The business council shall evaluate all proposals received and recommend to the governor funding of the proposal which provides the greatest benefit to the state, based upon direct returns of funding provided under this section, the likelihood of continued operation of the trade school in the foreseeable future, and anticipated direct and indirect revenues and costs to the state. ~~The recommendation of the council shall be submitted on or before April 1, 2018.~~ The governor may provide a loan to a private entity or a grant to a community college under the provisions of this section, or may decline to fund any and all proposals, in his sole discretion, but not more than one (1) proposal shall be funded under this section.

(d) The governor may approve an initial grant of up to two million five hundred thousand dollars (\$2,500,000.00) to a community college district subject to the following:

(i) The district shall show immediate enrollment demand of not fewer than one hundred (100) students in the first year of operation;

(ii) The automotive technology trade school shall be located in the service area of the community college district submitting the application, except that the trade school shall not currently be located in any community college district facilities;

ENROLLED ACT NO. 62, HOUSE OF REPRESENTATIVES

SIXTY-FOURTH LEGISLATURE OF THE STATE OF WYOMING  
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as provided by Article 4, Section 8 of the Wyoming Constitution. Any appropriation contained in this act which is effective immediately shall not lapse until June 30, 2020, unless otherwise specified.

(b) Except as otherwise provided, this act is effective July 1, 2018.

(END)



Speaker of the House



President of the Senate



Governor

TIME APPROVED: 6:50 pm

DATE APPROVED: 3-14-18

I hereby certify that this act originated in the House.



Chief Clerk