

SF0162

State funded capital construction.

Sponsored By: Joint Appropriations Committee

AN ACT relating to state funded capital construction; providing definitions; providing appropriations and increasing prior appropriations for purposes related to state funded capital construction; modifying prior appropriations; making certain appropriations subject to specified terms and conditions; providing matching funds for specified projects; authorizing legislative meeting facilities; providing an appropriation for an advisory task force related to state facilities; requiring studies and reports; and providing for an effective date.

1/24/2019 Bill Number Assigned
1/24/2019 S Received for Introduction
1/25/2019 S Introduced and Referred to S02 - Appropriations
1/29/2019 S02 - Appropriations:Recommend Amend and Do Pass 5-0-0-0-0

ROLL CALL

Ayes: Senator(s) Agar, Bebout, Gierau, Hicks, Kinskey
Ayes 5 Nays 0 Excused 0 Absent 0 Conflicts 0

1/29/2019 S Placed on General File

SF0162SS001/ADOPTED

[MULTIPLE BUDGETS AFFECTED]

Section Under Consideration:

Section 027. CAPITAL CONSTRUCTION PROJECTS
(Mil- Veterans Museum)

Other Budget(s) Affected:

Section 4. [WILDLIFE CROSSINGS]

Other Budget(s) Affected:

Section 7. [UNIVERSITY OF WYOMING MATCHING FUNDS CAPITAL PROJECTS]

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- Page 7-line 8 Delete entirely.
Page 10-lines 25 through 27 Delete entirely.
Page 11-lines 1 through 7 Delete entirely.
Page 11-line 13 After "appropriated" insert "to the department of transportation".
Page 11-line 14 Delete "the strategic investments".
Page 11-line 15 Delete line through "transportation" and insert "amounts deposited into the state highway fund pursuant to W.S. 39-17-111(d)(iv) and 39-17-211(d)(ii)(C) that are not otherwise dedicated or allocated by law".
Page 12-lines 1 through 3 Delete entirely.
Page 12-line 5 Delete "(iii)" and insert "(ii)".
Page 12-line 13 Delete "paragraph (ii) of".
Page 12-line 17 Delete "department" and insert "commission"; delete "department's" and insert "commission's".
Page 13-line 4 Delete "department" and insert "commission".
Page 13-line 8 Delete "paragraph (ii) of".
Page 13-line 9 Delete "(iii)" and insert "(ii)".
Page 18-lines 9 through 23 Delete entirely.
Pages 19 and 20 Delete entirely.
Page 21-lines 1 through 7 Delete entirely.

Page 21-line 9 Delete "**Section 8.**" and insert "**Section 7.**".
To the extent required by this amendment: adjust totals; and renumber as necessary. BEBOUT, CHAIRMAN

SF0162SW001/WITHDRAWN

SF0162SW002/WITHDRAWN

SF0162SW003/WITHDRAWN

2/1/2019 S COW:Passed

SF0162S2001/FAILED

[BUDGET AFFECTED]

Budget(s): **Section 4 [WILDLIFE CROSSINGS]**

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Page 11-line 9 Delete entirely and insert "[RESERVED]".
Page 11-line 11 After "**Section 4.**" insert "[RESERVED.]".
Page 11-lines 13 through 21 Delete entirely including the Senate standing committee amendment (SF0162SS001/A) to these lines.
Page 12-lines 1 through 22 Delete entirely including the Senate standing committee amendment (SF0162SS001/A) to these lines.
Page 13-lines 1 through 10 Delete entirely including the Senate standing committee amendment (SF0162SS001/A) to these lines. VON FLATERN

ROLL CALL

Ayes: Senator(s) Anderson, Anselmi-Dalton, Baldwin, Coe, Driskill, Kost, Landen, Nethercott, Pappas, Rothfuss, Von Flatern, Wasserburger

Nays: Senator(s) Biteman, Boner, Bouchard, Case, Dockstader, Ellis, Gierau, Hicks, Hutchings, James, Kinskey, Moniz, Perkins, Schuler, Scott, Steinmetz

Excused: Senator(s) Agar, Bebout

Ayes 12 Nays 16 Excused 2 Absent 0 Conflicts 0

SF0162S2002/ADOPTED

[BUDGET AFFECTED]

Budget(s): **Section 6. [AMENDMENTS - CASPER STATE OFFICE BUILDING - LEGISLATIVE MEETING FACILITIES]**

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Page 17-line 12 After "necessary" insert "to provide speech reinforcement, video monitor presentation capability, audio conferencing capability, audio streaming and raceway for future video camera locations".

To the extent required by this amendment: adjust totals; and renumber as necessary. KINSKEY

SF0162S2003/FAILED

[BUDGET AFFECTED]

Budget(s): **Section 3. AMENDMENTS-CAPITAL CONSTRUCTION (LCCC-PE Building Reno)**

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Page 5-line 18 After "Reno" insert "1."; under GENERAL FUND increase amount by "4,500,000"; under OTHER FUNDS increase amount by "2,700,000 PR".

To the extent required by this amendment: adjust totals; and renumber as necessary. NETHERCOTT, PAPPAS

ROLL CALL

Ayes: Senator(s) Anderson, Anselmi-Dalton, Coe, Ellis, Kost, Nethercott, Pappas, Rothfuss, Schuler

Nays: Senator(s) Baldwin, Biteman, Boner, Bouchard, Case, Dockstader, Driskill, Gierau, Hicks, Hutchings, James, Kinskey, Landen, Moniz, Perkins, Scott, Steinmetz, Von Flatern, Wasserburger

Excused: Senator(s) Agar, Bebout

Ayes 9 Nays 19 Excused 2 Absent 0 Conflicts 0

SF0162S2004/FAILED

[BUDGET AFFECTED]

Budget(s): **Section 3. AMENDMENTS-CAPITAL CONSTRUCTION**

(NWCC - Performing Arts Ctr.)

(NWCC - Student Center)

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Page 5-line 19 Delete ",9.".
Page 5-line 20 Under GENERAL FUND increase amount by "145,000".
Page 5-line 21 Delete ",9.".
Page 5-line 22 Under GENERAL FUND increase amount by "145,000".
Page 9-lines 10 through 12 Delete entirely.
To the extent required by this amendment: adjust totals; and renumber as necessary. KOST, COE, LANDEN

ROLL CALL

Ayes: Senator(s) Anderson, Anselmi-Dalton, Baldwin, Coe, Kost, Landen, Nethercott, Pappas, Rothfuss, Schuler, Scott, Von Flatern, Wasserburger

Nays: Senator(s) Biteman, Boner, Bouchard, Case, Dockstader, Driskill, Ellis, Gierau, Hicks, Hutchings, James, Kinskey, Moniz, Perkins, Steinmetz

Excused: Senator(s) Agar, Bebout

Ayes 13 Nays 15 Excused 2 Absent 0 Conflicts 0

2/4/2019 S 2nd Reading:Passed

SF0162S3001/ADOPTED

[BUDGET AFFECTED]

Budget(s): **Section 3. AMENDMENTS-CAPITAL CONSTRUCTION**

(NWCC - Performing Arts Ctr.)

(NWCC - Student Center)

* * * * *

Page 5-line 19 Delete ",9.".
Page 5-line 20 Under GENERAL FUND increase amount by "145,000".
Page 5-line 21 Delete ",9.".
Page 5-line 22 Under GENERAL FUND increase amount by "145,000".
Page 9-lines 10 through 12 Delete entirely.
To the extent required by this amendment: adjust totals; and renumber as necessary. KINSKEY, AGAR, KOST, COE, LANDEN

ROLL CALL

Ayes: Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Bebout, Biteman, Boner, Bouchard, Case, Coe, Dockstader, Driskill, Ellis, Gierau, Hicks, Hutchings, Kinskey, Kost, Landen, Moniz, Nethercott, Pappas, Perkins, Rothfuss, Schuler, Scott, Steinmetz, Von Flatern, Wasserburger

Nays: Senator James

Ayes 29 Nays 1 Excused 0 Absent 0 Conflicts 0

SF0162S3002.01/FAILED

[DIVIDED AMENDMENT]
(CORRECTED COPY)

Page 11-line 13 Delete the Senate standing committee amendment (SF0162SS001/A) to this line; delete "four million two hundred".

Page 11-line 14 Delete "thousand dollars (\$4,200,0000.00)" and insert "three million two hundred thousand dollars (\$3,200,000.00)"; delete the Senate standing committee amendment (SF0162SS001/A) to this line.

Page 11-line 15 Delete the Senate standing committee amendment (SF0162SS001/A) to this line. CASE, ROTHFUSS

ROLL CALL

Ayes: Senator(s) Anderson, Anselmi-Dalton, Baldwin, Case, Ellis, Gierau, Kost, Nethercott, Pappas, Rothfuss, Schuler, Von Flatern

Nays: Senator(s) Agar, Bebout, Biteman, Boner, Bouchard, Coe, Dockstader, Driskill, Hicks, Hutchings, James, Kinskey, Landen, Moniz, Perkins, Scott, Steinmetz, Wasserburger

Ayes 12 **Nays** 18 **Excused** 0 **Absent** 0 **Conflicts** 0

SF0162S3002.02/FAILED **[DIVIDED AMENDMENT]**
(CORRECTED COPY)

Page 13-line 4 Delete "(iv)" and insert "(iii)".

Page 13-after line 10 Insert:

"(iv) The state agencies and political entities identified in subparagraphs (ii)(A) through (C) of this subsection may utilize any federal funds that are made available to enhance and improve the quality of big-game winter range and migration corridor habitat, including any funds the United States department of interior makes available in accordance with Secretarial Order No. 3362, dated February 9, 2018, to satisfy the matching amounts required in those subparagraphs.". CASE, ROTHFUSS

2/5/2019 S 3rd Reading:Failed 0-30-0-0-0

ROLL CALL

Nays: Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Bebout, Biteman, Boner, Bouchard, Case, Coe, Dockstader, Driskill, Ellis, Gierau, Hicks, Hutchings, James, Kinskey, Kost, Landen, Moniz, Nethercott, Pappas, Perkins, Rothfuss, Schuler, Scott, Steinmetz, Von Flatern, Wasserburger

Ayes 0 **Nays** 30 **Excused** 0 **Absent** 0 **Conflicts** 0

2/15/2019 S 3rd Reading:Rescind original vote pursuant to SR 12-11 22-7-1-0-0

ROLL CALL

Ayes: Senator(s) Agar, Anselmi-Dalton, Baldwin, Bebout, Case, Coe, Dockstader, Ellis, Gierau, Hicks, Kinskey, Kost, Landen, Moniz, Nethercott, Pappas, Perkins, Rothfuss, Schuler, Scott, Von Flatern, Wasserburger

Nays: Senator(s) Anderson, Biteman, Bouchard, Driskill, Hutchings, James, Steinmetz

Excused: Senator Boner

Ayes 22 **Nays** 7 **Excused** 1 **Absent** 0 **Conflicts** 0

SF0162S3003/ADOPTED

[MULTIPLE BUDGETS AFFECTED]

Section Under Consideration:

Section 3. [AMENDMENTS - CAPITAL CONSTRUCTION]

Other Budget(s) Affected:

Section 4. [WILDLIFE CROSSINGS]

Section 7. [UNIVERSITY OF WYOMING MATCHING FUNDS CAPITAL PROJECTS]

* * * * *

Delete entirely the Senate standing committee amendment (SF0162SS001/A) and further amend as follows:

- Page 1-line 2 Delete "establishing accounts;".
- Page 1-lines 14 through 16 Delete entirely.
- Page 2-lines 2 through 15 Delete entirely.
- Page 6-line 19 Delete entirely.
- Page 6-lines 28 through 30 Delete entirely.
- Page 7-lines 6 through 8 Delete entirely.
- Page 9-lines 18 through 25 Delete entirely.
- Page 10-lines 1 through 3 Delete entirely.
- Page 10-lines 13 through 27 Delete entirely.
- Pages 11 and 12 Delete entirely.
- Page 13-lines 1 through 10 Delete entirely.
- Page 18-lines 9 through 23 Delete entirely.
- Pages 19 and 20 Delete entirely.
- Page 21-lines 1 through 7 Delete entirely.

To the extent required by this amendment: adjust totals; and renumber as necessary. BEBOUT

ROLL CALL

Ayes: Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Bebout, Biteman, Coe, Dockstader, Ellis, Gierau, Hutchings, Kinskey, Kost, Landen, Moniz, Nethercott, Pappas, Perkins, Rothfuss, Schuler, Scott, Steinmetz, Von Flatern, Wasserburger

Nays: Senator(s) Bouchard, Case, Driskill, Hicks, James

Excused: Senator Boner

Ayes 24 Nays 5 Excused 1 Absent 0 Conflicts 0

2/15/2019 S 3rd Reading:Passed 21-8-1-0-0

ROLL CALL

Ayes: Senator(s) Agar, Anselmi-Dalton, Baldwin, Bebout, Coe, Dockstader, Ellis, Gierau, Hicks, Kinskey, Kost, Landen, Moniz, Nethercott, Pappas, Perkins, Rothfuss, Schuler, Scott, Von Flatern, Wasserburger

Nays: Senator(s) Anderson, Biteman, Bouchard, Case, Driskill, Hutchings, James, Steinmetz

Excused: Senator Boner

Ayes 21 Nays 8 Excused 1 Absent 0 Conflicts 0

2/19/2019 H Received for Introduction

2/19/2019 H Introduced and Referred to H02 - Appropriations

2/20/2019 H02 - Appropriations:Recommend Amend and Do Pass 7-0-0-0-0

ROLL CALL

Ayes: Representative(s) Kinner, Larsen, Nicholas, Olsen, Schwartz, Sommers, Walters

Ayes 7 Nays 0 Excused 0 Absent 0 Conflicts 0

2/20/2019 H Placed on General File

SF0162HS001/ADOPTED (TO ENGROSSED COPY)
[MULTIPLE BUDGETS AFFECTED]

Section Under Consideration:

Section 2. [AMENDMENTS - CAPITAL CONSTRUCTION]

(Mil- Vet Skilled Nursing)
(Vet Home Constr. Acct.)
(Governor Residence Acct.)
(Wind River Res. Memorial)
(Capitol Contingency & Enhancements)
(Mil- Veterans Museum)
(LCCC- RAC)

Other Budget(s) Affected: **Additional Sections**

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Page 1-line 1 After "construction;" insert "establishing accounts;".
 Page 1-line 8 After "requiring" insert "studies and".
 Page 1-line 9 After "reports;" insert "establishing a skilled nursing facility under specified conditions; authorizing funding, design construction, operation and administration of the skilled nursing facility as specified; providing for rulemaking;".

Page 1-line 13 Delete entirely and insert:
"Section 1. W.S. 9-4-224 and 9-4-225 are created to read:
9-4-224. Governor's residence account created; purposes.

The governor's residence account is created. Funds within the account shall only be expended upon legislative appropriation. All funds within the account shall be invested by the state treasurer as authorized by law and all investment earnings from the account shall be credited to the general fund.

9-4-225. Wyoming veterans' home account created; purposes.

The Wyoming veterans' home account is created. Funds within the account shall only be expended upon legislative appropriation. All funds within the account shall be invested by the state treasurer as authorized by law and all investment earnings from the account shall be credited to the general fund.

Section 2."

Page 3-line 10 Delete "**Section 2**" and insert "**Section 3**".

Page 5-after line 26 Insert:

"Mil- Vet Skilled Nursing ^{11.}	<u>17,000,000</u>			<u>17,000,000</u>
Vet Home Constr. Acct. ^{12.}	<u>10,000,000</u>			<u>10,000,000</u>
Governor Residence Acct. ^{13.}		<u>5,000,000</u>	<u>S13</u>	<u>5,000,000</u>
Wind River Res. Memorial ^{14.}	<u>50,000</u>			<u>50,000</u>
Capitol Contingency & Enhancements ^{15.}	<u>2,500,000</u>	<u>3,000,000</u>	<u>S13</u>	<u>5,500,000</u>
Mil- Veterans Museum ^{16.}		<u>2,500,000</u>	<u>S13</u>	<u>2,500,000</u>
LCCC- RAC ^{17.}	<u>4,500,000</u>	<u>9,000,000</u>	<u>PR</u>	<u>13,500,000</u> ".

Page 8-after line 11 Insert:

"11. This federal funds appropriation shall be reduced by an amount equal to the total of all federal fund appropriations, if any, provided in 2019 House Bill 0082 if enacted into law. This footnote and the appropriation subject to this footnote shall only be effective if 2019 House Bill 0082 is enacted into law.

12. Funds from this appropriation shall be deposited into the Wyoming veterans' home account created by W.S. 9-4-225.

13. Funds from this appropriation shall be deposited into the governor's residence account created by W.S. 9-4-224.

14. This general fund appropriation shall only be expended for purposes of the Wind River Reservation memorial for which nonstate funds provide at least a dollar for dollar match.

15. This other funds appropriation shall only be expended for completing shelled space, providing public amenities, enhancing public information and for further improvements beyond the original scope of the capitol building rehabilitation and restoration project pursuant to W.S. 9-5-112. This general funds appropriation shall first be expended as contingency for the capitol building rehabilitation and restoration project pursuant to W.S. 9-5-112. If

any funds remain from this general fund appropriation upon completion of the original scope of the project, the balance shall only be used for completing shelled space, providing public amenities, enhancing public information and for further improvements beyond the original scope of the capitol building rehabilitation pursuant to W.S. 9-5-112.

16. This general fund appropriation shall be deposited to an account which shall be held by the state treasurer for purposes of construction related activities for the Wyoming veterans' memorial museum. Funds subject to this footnote shall only be available for expenditure to the extent cash or cash equivalent contributions are actually received by the state for the purposes of this footnote. At any time accumulated contributions total at least one hundred thousand dollars (\$100,000.00) or when this general fund appropriation is fully matched, the state treasurer shall distribute matching contributions from this general fund appropriation for purposes of this footnote in an amount equal to the amount of contributions received.

17. This general fund appropriation shall only be released for the Laramie County Community College- Recreation and Athletic Center if the funds are fully matched by the Laramie County Community College in the ratio of one dollar (\$1.00) of appropriated funds for every two dollars (\$2.00) of nonstate matching funds."

Page 8-line 15 Delete "**Section 3**" and insert "**Section 4**".

Page 9-line 8 Delete "**Section 4**" and insert "**Section 5**".

Page 11-line 16 Delete "compatible use".

Page 11-line 17 Delete "by the public" and insert "other authorized uses".

Page 13-after line 9 Insert the following new sections and renumber as necessary:

"[WILDLIFE CROSSINGS]

Section 6.

(a) There is appropriated four million two hundred thousand dollars (\$4,200,000.00) from the strategic investments and projects account to the department of transportation. This appropriation shall only be expended subject to the following conditions:

(i) Funds shall only be expended to provide for wildlife conservation efforts related to the transportation system, including wildlife crossings and game fences;

(ii) The department of transportation and game and fish department shall develop an eligible list of identified and necessary wildlife crossing projects throughout the state;

(iii) Funds from this appropriation shall only be expended on identified projects upon receipt of funds as a percentage of the total contribution from appropriated funds under this section of at least:

(A) Five percent (5%) by a political subdivision, nongovernmental organization or private entity. The political subdivision or private entity shall identify the project from the eligible list defined in paragraph (ii) of this subsection for which it is contributing matching funds;

(B) Twenty percent (20%) by the game and fish department from any funds under the department's authority or grants to the game and fish department for wildlife crossing projects; and

(C) Two hundred percent (200%) by the department of transportation from any funds under the department's authority other than the appropriation in this section.

(iv) The game and fish department and the department of transportation shall, after consultation with the political subdivisions, nongovernmental organizations or private entities providing contributions, select projects for completion from the eligible list of projects defined in

paragraph (ii) of this subsection that have been matched as required in paragraph (iii) of this subsection.

[UNIVERSITY OF WYOMING MATCHING FUNDS CAPITAL PROJECTS]

Section 7.

(a) There is appropriated fifteen million dollars (\$15,000,000.00) from the general fund to a holding account, which is hereby created. The investment, distribution, expenditure and matching of funds from this appropriation shall be administered pursuant to this section.

(b) The appropriation in this section shall be limited to matching qualifying contributions for:

(i) Renovation of the west side stands within war memorial stadium on the University of Wyoming campus; and

(ii) Renovation, reconstruction or construction related to corbett pool or a replacement aquatic facility.

(c) For purposes of this section, "qualifying contribution" means a commitment or transfer of money or other property of a value of not less than ten thousand dollars (\$10,000.00) to the University of Wyoming foundation to be expended exclusively for university intercollegiate athletic facilities specified in subsection (b) of this section. The commitment for a qualifying contribution or the contribution itself shall be made on or after April 1, 2019. Members of a single family may aggregate their individual gifts to meet the minimum dollar threshold required for matching funds. Gifts from nonfamily members in memory of a deceased individual may also be aggregated to meet the minimum dollar threshold required for matching funds. Estate gifts in the form of irrevocable living trusts of at least one million dollars (\$1,000,000.00) shall be considered a qualifying contribution to the extent the University of Wyoming or University of Wyoming foundation elects to provide a like amount of funds from other sources until such time as the gift is realized.

(d) No funds shall be transferred to the University of Wyoming or expended for any purpose from this appropriation until further action by the legislature.

(e) Funds appropriated in this section shall be invested solely by the state treasurer as authorized by law until further action by the legislature. All investment earnings shall be credited to the holding account.

(f) The University of Wyoming or the University of Wyoming foundation may solicit qualifying contributions for the university intercollegiate athletic facilities specified in subsection (b) of this section. In soliciting qualifying contributions, the university and the foundation shall disclose that:

(i) The funds appropriated in this section will not be available to match any contribution until the legislature acts to authorize distribution of the funds;

(ii) The goal is to raise contributions in an amount of at least thirty million dollars (\$30,000,000.00) in order to receive appropriated funds in the ratio of one dollar (\$1.00) of state funds to not less than two dollars (\$2.00) of qualifying contributions;

(iii) The legislature reserves the authority to not authorize the distribution of state funds under this section regardless of the amount of any qualifying contributions received by the university or foundation.

[CAPITOL COMPLEX]

Section 8.

(a) The state loan and investment board shall consult with the city of Cheyenne and the state capitol building rehabilitation and restoration oversight group to identify the most efficient means to construct a stormwater interceptor to protect the capitol building and Herschler building from surface and subsurface stormwater runoff. Upon agreement between the board and the city on the most efficient means to construct the interceptor and after the city's presentation to the board of plans to undertake necessary construction, the board may grant the city not more than three million dollars (\$3,000,000.00) to

construct the stormwater interceptor. The project may provide protection for other facilities or residences in the city but shall be designed primarily to provide protection to the capitol building, Herschler building and other state facilities. Of the unobligated, unencumbered funds in the strategic investments and projects account there is appropriated three million dollars (\$3,000,000.00) to the state loan and investment board for purposes of this subsection. To the extent insufficient funds exist in the strategic investments and projects account, there is appropriated from the general fund to the state loan and investment board funds as necessary so that the total appropriation under this subsection is three million dollars (\$3,000,000.00). Notwithstanding any other provision of law, this appropriation 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. This appropriation shall not be included in the state loan and investment board's 2020-2021 standard biennial budget request.

(b) The state building commission shall consult with the city of Cheyenne and the state capitol building rehabilitation and restoration oversight group to provide a long range plan for the capitol building and grounds and the immediately surrounding area. The plan shall be designed to contribute to the historic integrity of the capitol building and its grounds and surrounding neighborhoods while also recognizing and accommodating security measures necessary to protect the capitol building as a working capitol building. The plan shall:

(i) Provide for traffic control on roads and streets by providing limited or restricted motor vehicle access to roads and streets as determined appropriate by application of best security practices;

(ii) Provide for safety of tourists, students, other visitors and workers crossing roads and streets to the capitol building, Herschler building, supreme court building and other state buildings adjacent to these buildings;

(iii) Make accommodation for tour and school buses and other vehicles of visitors to the capitol building.

(c) The state building commission shall report its recommendations regarding the long range plan to the legislature not later than November 1, 2019. To the extent the state building commission adopts a master plan for the capitol complex as provided in 2019 Senate File 149, as enacted into law, the long range plan recommended under this section shall be incorporated into that master plan.

[WYOMING VETERANS' SKILLED NURSING FACILITY]

Section 9. If 2019 House Bill 0082 is not enacted into law, W.S. 25-14-101 through 25-14-105 are created to read:

CHAPTER 14

WYOMING VETERANS' SKILLED NURSING FACILITY

25-14-101. Purpose; admission of veterans and veterans' spouses; admission of "gold star" nonveterans; preference to veterans and veterans' spouses; capacity.

(a) The Wyoming veterans' skilled nursing facility is created to provide veterans with skilled nursing benefits across multiple levels of need. The skilled nursing facility shall provide community living, care and treatment for individuals who, due to wounds, disease, old age or other infirmities as determined by department of health rules, need safety net care because they cannot be served in private facilities, skilled nursing care or subsidized long-term care benefits and who are:

(i) Honorably discharged veterans of the armed forces of the United States; or

(ii) Members of the state national guard disabled while on duty.

(b) The department of health may admit to the Wyoming veterans' skilled nursing facility a spouse of a person who qualifies under subsection (a) of

this section, pursuant to rules or orders the department promulgates in accordance with W.S. 9-2-106(d) or 25-14-105.

(c) The department of health may admit persons to the Wyoming veterans' skilled nursing facility for care and treatment who are not qualifying veterans or spouses of veterans under subsection (a) or (b) of this section if:

(i) The persons are qualifying dependents or the parents of United States military personnel who died while in service or who died as a result of their service as provided by statute, rule or regulation of the United States department of veterans affairs; and

(ii) The persons are admitted pursuant to rules or orders promulgated in accordance with W.S. 9-2-106(d) or 25-14-105.

(d) Veterans and spouses of veterans who qualify for admission under subsections (a) and (b) of this section shall be given preference of admission in all circumstances.

(e) In addition to subsections (a) through (d) of this section, the veterans' skilled nursing facility shall comply with United States department of veterans affairs rules regarding capacity guidelines, number of beds and populations served.

25-14-102. Veterans' skilled nursing facility account; disposition, receipt and expenditure of monies received; acceptance of funding and donations.

(a) There is created the veterans' skilled nursing facility special revenue account. Notwithstanding W.S. 9-4-303(a), the department of health, veterans' commission and state construction department shall deposit all monies and income received and collected by or for the Wyoming veterans' skilled nursing facility into the account. Monies in this account are continuously appropriated to pay the costs of design and planning, construction, operation, loan repayment and maintenance of the veterans' skilled nursing facility.

(b) The department of health on behalf of the state may accept:

(i) State, federal, local and nongovernmental funds for the purposes of this chapter provided that any condition on receipt of the funds is not inconsistent with this chapter;

(ii) Donations of land, money or other property for the construction, maintenance or other benefit of the veterans' skilled nursing facility.

25-14-103. Services for residents; administration; facility operation.

(a) The department of health shall, by contract or otherwise:

(i) Provide skilled nursing care in the veterans' skilled nursing facility in accordance with the federal Social Security Act and the federal Medicare and Medicaid regulations and United States department of veterans affairs requirements;

(ii) Appoint one (1) department of health employee to oversee federal and state requirements applicable to the veterans' skilled nursing facility;

(iii) Provide other care as required under authority of the director of the department of health pursuant to W.S. 9-2-106(d).

(b) The department of health may contract with an organization to provide day-to-day operation and administrative management of the veterans' skilled nursing facility. The contract may provide for a monthly management fee as the department of health determines. The contract for operations and administrative management shall be in accordance with the best practices of a "green house" model community living concept and shall comply with state and federal law and regulations.

25-14-104. Payments for care.

Residents shall pay for services provided under this chapter according to department of health rules. Payments shall be set at amounts to ensure that appropriate services are provided at the veterans' skilled nursing facility, as

required by this chapter, and shall be consistent with requirements for grant in aid payments from the United States department of veterans affairs.

25-14-105. Promulgation of rules.

The department of health shall promulgate rules necessary to carry out this chapter. The rules shall provide admission requirements that do not jeopardize the veterans' skilled nursing facility's, or any veteran's, qualifications to receive federal financial aid during admission to the veterans' skilled nursing facility.

Section 10. If 2019 House Bill 0082 is not enacted into law, W.S. 9-2-106(d) and 25-1-201(a) by creating a new paragraph (xv) are amended to read:

9-2-106. Duties and powers of director of department.

(d) The director may authorize the Wyoming life resource center, the Wyoming state hospital, the Wyoming pioneer home, the veterans' home of Wyoming, ~~and~~ the Wyoming retirement center and the Wyoming veterans' skilled nursing facility to provide services to persons with conditions other than those specified in the provisions governing those state institutions in title 25 of the Wyoming statutes when the director determines that there is a need for such services, that the services can be provided effectively by the institution, that the services shall be delivered in a manner that assures the safety of all individuals served by the institution and the services provided are statutorily authorized for any of these institutions, the service needs are similar to those authorized for any of these institutions or the services are necessary to protect the public health and safety. The director shall promulgate rules and regulations and policies and procedures necessary to implement this subsection. Nothing in this subsection shall be construed to authorize the director to eliminate services that are otherwise required by statute.

25-1-201. Establishment of state institutions.

(a) The following state institutions are established:

(xv) The Wyoming veterans' skilled nursing facility at Buffalo, Wyoming.

Section 11. (a) If 2019 House Bill 0082 is not enacted into law, the following shall be effective:

(i) From its currently authorized positions, the department of health shall designate one (1) full-time position to oversee for, and with the assistance of, the veterans' commission, the planning, design and construction of the veterans' skilled nursing facility. The designated employee shall additionally coordinate with all local, state and federal entities involved in the project, and shall create, apply for and manage all documentation required for all relevant grants, including grants from the United States department of veterans affairs. This designation shall continue until the construction of the Wyoming veterans' skilled nursing facility is complete and the final grant closeout requirements from the United States department of veterans affairs are accepted. At that time, if necessary due to location or provisions of federal law, the department of health shall include in its budget request submitted under W.S. 9-2-103 for the ensuing budget period a request for any additional position, for the management of the veterans' skilled nursing facility;

(ii) Based on the level I and level II studies for a veterans' skilled nursing facility initiated pursuant to 2018 Wyoming Session Laws, Chapter 48, the state building commission, through the state construction department and with assistance from the veterans' commission and the department of health, is authorized to contract for the completion of level III design, construction and operation planning for a veterans' skilled nursing facility to be located at Buffalo, Wyoming. The facility shall have the number of patient beds as directed by the state building commission in consultation with the state construction department, veterans' commission and department of health, but not exceeding the number of beds authorized by the United States department of

veterans' affairs. No contract shall be executed without the approval of the governor. The veterans' skilled nursing facility shall be designed, planned, constructed and operated according to a "green house" model concept for alternative elder care. Subject to paragraph (vi) of this section, upon approval of level III design, construction and operation planning by the state building commission, the state construction department shall be authorized to construct the veterans' skilled nursing facility according to the applicable sections of this act and the level III plans;

(iii) The veterans' commission and department of health shall provide assistance to the state building commission and the state construction department necessary to assure that the veterans' skilled nursing facility is planned, designed and ultimately constructed and operated in a manner that considers impacts on available federal funding. The state building commission or its designee, using services of the veterans' commission, department of health and state construction department, shall apply as necessary to obtain federal funding for the veterans' skilled nursing facility, including but not limited to applying for a United States department of veterans affairs "State Home Grant;"

(iv) The state building commission and the state construction department shall keep the veterans' commission and the department of health informed of all contracting activities;

(v) Reporting each year shall include:

(A) Quarterly, from the effective date of this section through completion of the veterans' skilled nursing facility's construction, by the state construction department, with the veterans' commission and department of health, submitting a report to the joint transportation, highways and military affairs interim committee on the level III design, construction and operation planning, construction contracting, construction and related implementation authorized under this act;

(B) Quarterly, from completion of the veterans' skilled nursing facility's construction through the first three (3) years of the facility's operation, by the department of health, with the veterans' commission, submitting a report to the joint transportation, highways and military affairs interim committee on the facility operation and related implementation authorized under this act; and

(C) Not later than September 1 from the effective date of this section until completion of the construction authorized by this act, by the department of health, with the veterans' commission, recommending to the joint transportation, highways and military affairs interim committee any additional legislative action necessary.

(vi) Construction of the veterans' skilled nursing facility project shall not begin until the United States department of veterans affairs approves construction plans, if required;

(vii) For the purposes of planning and constructing a veterans' skilled nursing facility, as authorized by this section, the state construction department is authorized to borrow from the legislative stabilization reserve account up to nine million dollars (\$9,000,000.00). The total loan amount shall not exceed thirty-five percent (35%) of the actual planning and construction costs. Amounts borrowed under this paragraph shall be deposited in the veterans' skilled nursing special revenue account. The department of health shall repay, with interest, amounts borrowed under this paragraph, from operations revenue deposited to the veterans' skilled nursing special revenue account once the facility is operating. Loan repayment under this paragraph shall begin once construction of the Wyoming veterans' skilled nursing facility is completed and the facility is occupied. Loan repayments to the state shall occur annually on June 30, after costs and maintenance for the facility are paid, until the total loan amount is repaid. Repayment shall be completed not later than fifteen (15)

years from the date construction of the Wyoming veterans' skilled nursing facility is completed and the facility is occupied. Interest charged on the amounts borrowed under this paragraph shall be at a rate equal to the average interest earned on pooled investments of state funds in the four (4) calendar quarters preceding the quarter in which the loan occurred;

(viii) For purposes of planning and constructing a veterans' skilled nursing facility, as authorized by this act, the state construction department is authorized to expend up to seventeen million dollars (\$17,000,000.00) in federal funds deposited in the veterans' skilled nursing facility special revenue account created by W.S. 25-14-102(a), as created by this act;

(ix) The director of the state construction department shall submit a report to the joint appropriations committee and the joint transportation, highways and military affairs interim committee within thirty (30) days of exercising the loan authority granted under this section. On or before September 1 of each year, the department of health shall submit a report to the joint appropriations committee and joint transportation, highways and military affairs interim committee the total amounts repaid to the legislative stabilization reserve account or appropriate account."

Page 13-line 11 Delete "**Section 5**" and insert "**Section 12**".

To the extent required by this amendment: adjust totals; and renumber as necessary. NICHOLAS, CHAIRMAN

2/21/2019 H COW:Passed
2/22/2019 H 2nd Reading:Laid Back
2/25/2019 H 2nd Reading:Passed

SF0162H3001/ADOPTED (TO ENGROSSED COPY)
[MULTIPLE BUDGETS AFFECTED]

Section Under Consideration:

Section 2. [AMENDMENTS - CAPITAL CONSTRUCTION]
(Mil- Vet Skilled Nursing)
(Vet Home Constr. Acct.)
(Governor Residence Acct.)
(Wind River Res. Memorial)
(Capitol Contingency & Enhancements)
(Mil- Veterans Museum)
(LCCC- RAC)

Other Budget(s) Affected: **Additional Sections**
* * * * *

Page 1-line 1 Delete the House standing committee amendment (SF0162HS001/AE) to this line; after "construction;" insert "establishing an account;"

Page 1-line 6 After "projects;" insert "authorizing a feasibility or front end engineering design study;"

Page 1-line 9 Delete the House standing committee amendment (SF0162HS001/AE) to this line.

Page 1-line 13 Delete the House standing committee amendment (SF0162HS001/AE) to this line and insert:

"Section 1. W.S. 9-4-224 is created to read:
9-4-224. Wyoming veterans' home account created; purposes.

The Wyoming veterans' home account is created. Funds within the account shall only be expended upon legislative appropriation. All funds within the account shall be invested by the state treasurer as authorized by law and all investment earnings from the account shall be credited to the general fund.

Section 2. W.S. 9-4-203(a)(xiii) is amended to read:
9-4-203. Definitions.

(a) As used in this act:

(xiii) "This act" means W.S. 9-4-201 through ~~9-4-220~~ 9-4-224.

Section 3."

Page 3-line 10 Delete the House standing committee amendment (SF0162HS001/AE) to this line; delete "**Section 2**" and insert "**Section 4**".

Page 5-after line 26 Delete the House standing committee amendment (SF0162HS001/AE) to this line and insert:

"Vet Home Constr. Acct. ^{11.}		8,000,000	S13	8,000,000
Wind River Res. Memorial ^{12.}	50,000			50,000
Capitol Contingency & Enhancements ^{13.,14.}		3,000,000	S13	
		2,500,000	S0	5,500,000
Mil- Veterans Museum ^{15.}		1,250,000	13	1,250,000"

Page 8-after line 11 Delete the House standing committee amendment (SF0162HS001/AE) to this line and insert:

"11. Funds from this appropriation shall be deposited into the Wyoming veterans' home account created by W.S. 9-4-224.

12. This general fund appropriation shall only be expended for purposes of the Wind River Reservation memorial for which nonstate funds provide at least a dollar for dollar match.

13. Of this other funds appropriation, three million dollars (\$3,000,000.00)S13 shall only be expended for completing shelled space, providing public amenities, enhancing public information and for further improvements beyond the original scope of the capitol building rehabilitation and restoration project pursuant to W.S. 9-5-112.

14. Of this other funds appropriation, two million five hundred thousand dollars (\$2,500,000.00)S0 is appropriated from the unexpended, unobligated balance in the construction management flex contingency account, most recently appropriated to in 2015 Wyoming Session Laws, Chapter 142, Section 345. Funds subject to this footnote shall first be expended as contingency for the capitol building rehabilitation and restoration project pursuant to W.S. 9-5-112. If any funds remain from this appropriation upon completion of the original scope of the project, the balance shall only be used for completing shelled space, providing public amenities, enhancing public information and for further improvements beyond the original scope of the capitol building rehabilitation pursuant to W.S. 9-5-112.

15. This other funds appropriation from the strategic investments and projects account shall be deposited to an account which shall be held by the state treasurer for purposes of construction related activities for the Wyoming veterans' memorial museum. Funds subject to this footnote shall only be available for expenditure to the extent cash or cash equivalent contributions are actually received by the state for the purposes of this footnote. At any time accumulated contributions total at least one hundred thousand dollars (\$100,000.00) or when this other funds appropriation is fully matched, the state treasurer shall distribute matching contributions from this other funds appropriation for purposes of this footnote in the ratio of one dollar (\$1.00) of appropriated funds for every two dollars (\$2.00) of nonstate matching funds."

Page 9-line 8 Delete the House standing committee amendment (SF0162HS001/AE) to this line; delete "**Section 4**" and insert "**Section 6**".

Page 13-after line 9 Delete the House standing committee amendment (SF0162HS001/AE) to this line and insert:
"[WILDLIFE CROSSINGS]

Section 7.

(a) There is appropriated four million two hundred thousand dollars (\$4,200,000.00) from the strategic investments and projects account to the

department of transportation. This appropriation shall only be expended subject to the following conditions:

(i) Funds shall only be expended to provide for wildlife conservation efforts related to the transportation system, including wildlife crossings and game fences;

(ii) The department of transportation and game and fish department shall develop an eligible list of identified and necessary wildlife crossing projects throughout the state;

(iii) Funds from this appropriation shall only be expended on identified projects upon receipt of funds as a percentage of the total contribution from appropriated funds under this section of at least:

(A) Five percent (5%) by a political subdivision, nongovernmental organization or private entity. The political subdivision or private entity shall identify the project from the eligible list defined in paragraph (ii) of this subsection for which it is contributing matching funds;

(B) Twenty percent (20%) by the game and fish department from any funds under the department's authority or grants to the game and fish department for wildlife crossing projects; and

(C) Two hundred percent (200%) by the department of transportation from any funds under the department's authority other than the appropriation in this section.

(iv) The game and fish department and the department of transportation shall, after consultation with the political subdivisions, nongovernmental organizations or private entities providing contributions, select projects for completion from the eligible list of projects defined in paragraph (ii) of this subsection that have been matched as required in paragraph (iii) of this subsection.

[UNIVERSITY OF WYOMING MATCHING FUNDS CAPITAL PROJECTS]

Section 8.

(a) There is appropriated ten million dollars (\$10,000,000.00) from the general fund to a holding account, which is hereby created. The investment, distribution, expenditure and matching of funds from this appropriation shall be administered pursuant to this section.

(b) The appropriation in this section shall be limited to matching qualifying contributions for:

(i) Renovation of the west side stands within war memorial stadium on the University of Wyoming campus; and

(ii) Renovation, reconstruction or construction related to corbett pool or a replacement aquatic facility.

(c) For purposes of this section, "qualifying contribution" means a commitment or transfer of money or other property of a value of not less than ten thousand dollars (\$10,000.00) to the University of Wyoming foundation to be expended exclusively for university intercollegiate athletic facilities specified in subsection (b) of this section. The commitment for a qualifying contribution or the contribution itself shall be made on or after April 1, 2019. Members of a single family may aggregate their individual gifts to meet the minimum dollar threshold required for matching funds. Gifts from nonfamily members in memory of a deceased individual may also be aggregated to meet the minimum dollar threshold required for matching funds. Estate gifts in the form of irrevocable living trusts of at least one million dollars (\$1,000,000.00) shall be considered a qualifying contribution to the extent the University of Wyoming or University of Wyoming foundation elects to provide a like amount of funds from other sources until such time as the gift is realized.

(d) No funds shall be transferred to the University of Wyoming or expended for any purpose from this appropriation until further action by the legislature.

(e) Funds appropriated in this section shall be invested solely by the state treasurer as authorized by law until further action by the legislature. All investment earnings shall be credited to the holding account.

(f) The University of Wyoming or the University of Wyoming foundation may solicit qualifying contributions for the university intercollegiate athletic facilities specified in subsection (b) of this section. In soliciting qualifying contributions, the university and the foundation shall disclose that:

(i) The funds appropriated in this section will not be available to match any contribution until the legislature acts to authorize distribution of the funds;

(ii) The goal is to raise contributions in an amount of at least twenty million dollars (\$20,000,000.00) in order to receive appropriated funds in the ratio of one dollar (\$1.00) of state funds to not less than two dollars (\$2.00) of qualifying contributions;

(iii) The legislature reserves the authority to not authorize the distribution of state funds under this section regardless of the amount of any qualifying contributions received by the university or foundation.

[CAPITOL COMPLEX]

Section 9.

(a) The state loan and investment board shall consult with the city of Cheyenne and the state capitol building rehabilitation and restoration oversight group to identify the most efficient means to construct a stormwater interceptor to protect the capitol building and Herschler building from surface and subsurface stormwater runoff. Upon agreement between the board and the city on the most efficient means to construct the interceptor and after the city's presentation to the board of plans to undertake necessary construction, the board may grant the city not more than three million dollars (\$3,000,000.00) to construct the stormwater interceptor. The project may provide protection for other facilities or residences in the city but shall be designed primarily to provide protection to the capitol building, Herschler building and other state facilities. Of the unobligated, unencumbered balance in the construction management flex contingency account, most recently appropriated to in 2015 Wyoming Session Laws, Chapter 142, Section 345, there is appropriated three million dollars (\$3,000,000.00) to the state loan and investment board. This appropriation shall only be expended for purposes of this subsection. Notwithstanding any other provision of law, this appropriation 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. This appropriation shall not be included in the state loan and investment board's 2020-2021 standard biennial budget request.

(b) The state building commission shall consult with the city of Cheyenne and the state capitol building rehabilitation and restoration oversight group to provide a long range plan for the capitol building and grounds and the immediately surrounding area. The plan shall be designed to contribute to the historic integrity of the capitol building and its grounds and surrounding neighborhoods while also recognizing and accommodating security measures necessary to protect the capitol building as a working capitol building. The plan shall:

(i) Provide for traffic control on roads and streets by providing limited or restricted motor vehicle access to roads and streets as determined appropriate by application of best security practices;

(ii) Provide for safety of tourists, students, other visitors and workers crossing roads and streets to the capitol building, Herschler building, supreme court building and other state buildings adjacent to these buildings;

(iii) Make accommodation for tour and school buses and other vehicles of visitors to the capitol building.

(c) The state building commission shall report its recommendations regarding the long range plan to the legislature not later than November 1, 2019. To the extent the state building commission adopts a master plan for the capitol complex as provided in 2019 Senate File 149, as enacted into law, the long range plan recommended under this section shall be incorporated into that master plan.

(d) The state building commission and the city of Cheyenne may enter into memoranda of understanding to modify, reroute or otherwise limit access to streets within the capitol complex as defined in 2019 Senate File 0149, as enacted into law, to further the purposes of the long range plan specified in this section. The commission shall promptly report all memoranda of understanding entered into under this subsection to the legislature.

(e) For purposes of this section, "Streets" means as defined in W.S. 15-6-101(a)(v).

[CARBON UTILIZATION FACILITY]

Section 10.

(a) There is appropriated one million dollars (\$1,000,000.00) from the strategic investments and projects account to the governor's office to conduct a feasibility or front end engineering design study for the construction of a carbon utilization facility. The expenditure of this appropriation shall be subject to the following:

(i) The governor shall approve any expenditure and shall take any actions necessary to ensure the legality of an expenditure of this appropriation. Expenditures shall only be made upon a determination by the governor that the feasibility or front end engineering design study will result in substantial benefit to the public. No expenditures shall be made without the written opinion of the attorney general certifying the legality of the transaction and all documents connected therewith;

(ii) Expenditures made in accordance with this section shall be matched in the ratio of one dollar (\$1.00) of appropriated funds to every one dollar (\$1.00) of matching non-state funds from the accepted partners, which may include in-kind contribution of facilities, equipment and services;

(iii) Projects that utilize carbon dioxide for enhanced oil recovery or permanent geologic sequestration are not eligible for funding under this section;

(iv) The governor's office shall establish a cooperative effort for conducting the feasibility or front end engineering design study between any institution, instrumentality or political subdivision of the state and any accepted partner in the study;

(v) Signed agreements between all partners in the feasibility or front end engineering design study and the state of Wyoming retaining sovereign immunity.

(b) Notwithstanding any other provision of law, the appropriation under this section 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."

Page 13-line 11 Delete the House standing committee amendment (SF0162HS001/AE) to this line; delete "**Section 5**" and insert "**Section 11**".

To the extent required by this amendment: adjust totals; and renumber as necessary. HARSHMAN, LARSEN, NICHOLAS

2/26/2019 H 3rd Reading:Passed 45-14-1-0-0

ROLL CALL

Ayes: Representative(s) Barlow, Blake, Burkhart, Burlingame, Clifford, Connolly, Crank, Dayton-Selman, Duncan, Eklund, Eyre, Flitner, Freeman, Furphy,

Greear, Haley, Harshman, Henderson, Hunt, Kinner, Kirkbride, Larsen, Lindholm, Loucks, MacGuire, Newsome, Nicholas, Obermueller, Olsen, Paxton, Pelkey, Pownall, Roscoe, Schwartz, Simpson, Sommers, Stith, Sweeney, Tass, Walters, Western, Wilson, Winter, Yin, Zwonitzer

Nays: Representative(s) Blackburn, Brown, Clausen, Clem, Edwards, Gray, Hallinan, Jennings, Laursen, Miller, Piiparinen, Salazar, Styvar, Washut

Excused: Representative Northrup

Ayes 45 **Nays** 14 **Excused** 1 **Absent** 0 **Conflicts** 0

2/27/2019 S Received for Concurrence

2/27/2019 S Concur:Failed 0-28-2-0-0

ROLL CALL

Nays: Senator(s) Anderson, Anselmi-Dalton, Baldwin, Bebout, Biteman, Boner, Bouchard, Case, Coe, Dockstader, Driskill, Ellis, Gierau, Hicks, Hutchings, James, Kinskey, Kost, Landen, Moniz, Pappas, Perkins, Rothfuss, Schuler, Scott, Steinmetz, Von Flatern, Wasserburger

Excused: Senator(s) Agar, Nethercott

Ayes 0 **Nays** 28 **Excused** 2 **Absent** 0 **Conflicts** 0

2/27/2019 S Appointed JCC01 Members
 Senator(s) Hicks, Coe, James

2/27/2019 H Appointed JCC01 Members
 Representative(s) Nicholas, Greear, Harshman

2/28/2019 S Adopted SF0162JC001: 21-7-2-0-0

SF0162JC001/SADOPTED (TO ENGROSSED COPY)

Delete the following House amendments:

SF0162HS001/AE

SF0162H3001/AE

Further amend the ENGROSSED COPY as follows:

[BUDGET AFFECTED]

Budget(s): **Section 2. [AMENDMENTS - CAPITAL CONSTRUCTION]**

(Capitol Contingency & Enhancements)

* * * * *

Page 1-line 8 After "requiring" insert "studies and".

Page 5-after line 26 Insert:

"Capitol Contingency & Enhancements ¹¹ 3,000,000 S13 3,000,000".

Page 8-after line 11 Insert:

"11. Of this other funds appropriation, three million dollars (\$3,000,000.00)S13 shall only be expended for contingencies for the capitol building rehabilitation and restoration project. If any unexpended, unobligated funds remain after addressing all contingencies for the capitol building rehabilitation and restoration project, this other funds appropriation shall only be expended for completing the unfinished legislative spaces in the capitol building and the capitol extension."

Page 13-after line 9 Insert:

"[CAPITOL COMPLEX]

Section 5.

(a) The state loan and investment board shall consult with the city of Cheyenne to identify the most efficient means to construct a stormwater interceptor to protect the capitol building and Herschler building from surface and subsurface stormwater runoff. Upon agreement between the board and the city on the most efficient means to construct the interceptor and after the city's presentation to the board of plans to undertake necessary construction, the board may grant the city not more than three million dollars (\$3,000,000.00)

to construct the stormwater interceptor. The project may provide protection for other facilities or residences in the city but shall be designed primarily to provide protection to the capitol building, Herschler building and other state facilities. Of the unobligated, unencumbered balance in the construction management flex contingency account, most recently appropriated to in 2015 Wyoming Session Laws, Chapter 142, Section 345, there is appropriated three million dollars (\$3,000,000.00) to the state loan and investment board. This appropriation shall only be expended for purposes of this subsection. Notwithstanding any other provision of law, this appropriation 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.

(b) The state building commission shall consult with the city of Cheyenne and the state capitol building rehabilitation and restoration oversight group to provide a long range plan for the capitol building and grounds and the immediately surrounding area. The plan shall be designed to contribute to the historic integrity of the capitol building and its grounds and surrounding neighborhoods while also recognizing and accommodating security measures necessary to protect the capitol building as a working capitol building. The plan shall:

(i) Provide for traffic control on roads and streets by providing limited or restricted motor vehicle access to roads and streets as determined appropriate by application of best security practices;

(ii) Provide for safety of tourists, students, other visitors and workers crossing roads and streets to the capitol building, Herschler building, supreme court building and other state buildings adjacent to these buildings;

(iii) Make accommodation for tour and school buses and other vehicles of visitors to the capitol building.

(c) To the extent the state building commission adopts a master plan for the capitol complex as provided in 2019 Senate File 0149, as enacted into law, the long range plan recommended under this section shall be incorporated into that master plan.

(d) The state building commission and the city of Cheyenne may enter into memoranda of understanding to modify, reroute or otherwise limit access to streets within the capitol complex as defined in 2019 Senate File 0149, as enacted into law, to further the purposes of the long range plan specified in this section. The commission shall promptly report all memoranda of understanding entered into under this subsection to the legislature.

(e) For purposes of this section, "streets" means as defined in W.S. 15-6-101(a)(v)."

Page 13-line 11 Delete "**Section 5.**" and insert "**Section 6.**".

To the extent required by this amendment: adjust totals; and renumber as necessary. HICKS, COE, NICHOLAS, GREEAR, HARSHMAN

ROLL CALL

Ayes: Senator(s) Anderson, Anselmi-Dalton, Baldwin, Bebout, Coe, Dockstader, Ellis, Gierau, Hicks, Kinskey, Kost, Landen, Moniz, Nethercott, Pappas, Perkins, Rothfuss, Schuler, Scott, Von Flatern, Wasserburger

Nays: Senator(s) Biteman, Boner, Bouchard, Case, Driskill, Hutchings, Steinmetz

Excused: Senator(s) Agar, James

Ayes 21 **Nays** 7 **Excused** 2 **Absent** 0 **Conflicts** 0

2/28/2019 H Adopted SF0162JC001: 43-9-8-0-0

SF0162JC001/SADOPTEDHADOPTED (TO ENGROSSED COPY)

Delete the following House amendments:

SF0162HS001/AE

SF0162H3001/AE

Further amend the ENGROSSED COPY as follows:

[BUDGET AFFECTED]

Budget(s): **Section 2. [AMENDMENTS - CAPITAL CONSTRUCTION]**

(Capitol Contingency & Enhancements)

* * * * *

Page 1-line 8 After "requiring" insert "studies and".

Page 5-after line 26 Insert:

"Capitol Contingency & Enhancements ¹¹

3,000,000 S13 3,000,000".

Page 8-after line 11 Insert:

"11. Of this other funds appropriation, three million dollars (\$3,000,000.00)S13 shall only be expended for contingencies for the capitol building rehabilitation and restoration project. If any unexpended, unobligated funds remain after addressing all contingencies for the capitol building rehabilitation and restoration project, this other funds appropriation shall only be expended for completing the unfinished legislative spaces in the capitol building and the capitol extension."

Page 13-after line 9 Insert:

"[CAPITOL COMPLEX]

Section 5.

(a) The state loan and investment board shall consult with the city of Cheyenne to identify the most efficient means to construct a stormwater interceptor to protect the capitol building and Herschler building from surface and subsurface stormwater runoff. Upon agreement between the board and the city on the most efficient means to construct the interceptor and after the city's presentation to the board of plans to undertake necessary construction, the board may grant the city not more than three million dollars (\$3,000,000.00) to construct the stormwater interceptor. The project may provide protection for other facilities or residences in the city but shall be designed primarily to provide protection to the capitol building, Herschler building and other state facilities. Of the unobligated, unencumbered balance in the construction management flex contingency account, most recently appropriated to in 2015 Wyoming Session Laws, Chapter 142, Section 345, there is appropriated three million dollars (\$3,000,000.00) to the state loan and investment board. This appropriation shall only be expended for purposes of this subsection. Notwithstanding any other provision of law, this appropriation 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.

(b) The state building commission shall consult with the city of Cheyenne and the state capitol building rehabilitation and restoration oversight group to provide a long range plan for the capitol building and grounds and the immediately surrounding area. The plan shall be designed to contribute to the historic integrity of the capitol building and its grounds and surrounding neighborhoods while also recognizing and accommodating security measures necessary to protect the capitol building as a working capitol building. The plan shall:

(i) Provide for traffic control on roads and streets by providing limited or restricted motor vehicle access to roads and streets as determined appropriate by application of best security practices;

(ii) Provide for safety of tourists, students, other visitors and workers crossing roads and streets to the capitol building, Herschler building, supreme court building and other state buildings adjacent to these buildings;

(iii) Make accommodation for tour and school buses and other vehicles of visitors to the capitol building.

(c) To the extent the state building commission adopts a master plan for the capitol complex as provided in 2019 Senate File 0149, as enacted into law, the long range plan recommended under this section shall be incorporated into that master plan.

(d) The state building commission and the city of Cheyenne may enter into memoranda of understanding to modify, reroute or otherwise limit access to streets within the capitol complex as defined in 2019 Senate File 0149, as enacted into law, to further the purposes of the long range plan specified in this section. The commission shall promptly report all memoranda of understanding entered into under this subsection to the legislature.

(e) For purposes of this section, "streets" means as defined in W.S. 15-6-101(a)(v).".

Page 13-line 11 Delete "**Section 5.**" and insert "**Section 6.**".

To the extent required by this amendment: adjust totals; and renumber as necessary. HICKS, COE, NICHOLAS, GREEAR, HARSHMAN

ROLL CALL

Ayes: Representative(s) Barlow, Blake, Burkhart, Clifford, Connolly, Dayton-Selman, Duncan, Eklund, Eyre, Flitner, Freeman, Furphy, Greear, Haley, Harshman, Henderson, Hunt, Kinner, Kirkbride, Larsen, Lindholm, MacGuire, Newsome, Nicholas, Obermueller, Olsen, Paxton, Pelkey, Pownall, Roscoe, Schwartz, Simpson, Sommers, Stith, Sweeney, Tass, Walters, Washut, Western, Wilson, Winter, Yin, Zwonitzer

Nays: Representative(s) Blackburn, Brown, Burlingame, Clausen, Crank, Gray, Jennings, Piiparinen, Styvar

Excused: Representative(s) Clem, Edwards, Hallinan, Laursen, Loucks, Miller, Northrup, Salazar

Ayes 43 **Nays** 9 **Excused** 8 **Absent** 0 **Conflicts** 0

2/28/2019 Assigned Number SEA No. 0083
2/28/2019 S President Signed SEA No. 0083
2/28/2019 H Speaker Signed SEA No. 0083
3/15/2019 Governor Signed SEA No. 0083
3/15/2019 Assigned Chapter Number 205

Chapter No. 205 Session Laws of Wyoming 2019