



HB0025

County reserve accounts.

Sponsored By: Joint Corporations, Elections & Political
Subdivisions Interim Committee

AN ACT relating to local sales and use tax; authorizing the deposit of certain specific purpose excise taxes into reserve accounts as specified; requiring approval from the governing body and qualified electors of a county; specifying the use of funds in reserve accounts; and providing for an effective date.

12/16/2019 Bill Number Assigned
2/7/2020 H Received for Introduction
2/11/2020 H Introduced and Referred to H07 - Corporations 46-13-1-0-0

ROLL CALL

Ayes: Representative(s) Barlow, Blackburn, Blake, Brown, Burkhart, Burlingame, Clausen, Clifford, Connolly, Crank, Dayton-Selman, Duncan, Eklund, Eyre, Flitner, Freeman, Furphy, Haley, Hallinan, Harshman, Henderson, Hunt, Kinner, Kirkbride, Larsen Lloyd, Lindholm, Macguire, Newsome, Nicholas, Northrup, Obermueller, Olsen, Paxton, Pelkey, Pownall, Roscoe, Schwartz, Simpson, Sommers, Stith, Sweeney, Walters, Western, Wilson, Yin, Zwonitzer

Nays: Representative(s) Clem, Edwards, Gray, Jennings, Laursen Dan, Loucks, Miller, Piiparinen, Salazar, Styvar, Tass, Washut, Winter

Excused: Representative Greear

Ayes 46 Nays 13 Excused 1 Absent 0 Conflicts 0

2/14/2020 H07 - Corporations:Recommend Amend and Do Pass 5-4-0-0-0

ROLL CALL

Ayes: Representative(s) Clausen, Clifford, Eyre, Furphy, Lindholm

Nays: Representative(s) Blackburn, Clem, Duncan, Edwards

Ayes 5 Nays 4 Excused 0 Absent 0 Conflicts 0

2/14/2020 H Placed on General File

HB0025HS001/ADOPTED

Page 3-line 1 After "tax" insert "or the tax revenue from a specified period not to exceed the specified amount".

Page 7-line 20 After "tax" insert "or the tax revenue from a specified period not to exceed the specified amount".

Page 11-line 21 After "tax" insert "or the tax revenue from a specified period not to exceed the specified amount". LINDHOLM, CHAIRMAN

2/17/2020 H COW:Passed
2/18/2020 H 2nd Reading:Passed
2/19/2020 H 3rd Reading:Laid Back

HB0025H3001/FAILED

Page 3-lines 7 through 21 Delete entirely and insert:

"governing body of the county and the governing bodies of the incorporated municipalities within the county may expend either:

(I) Not more than five percent (5%) of the funds in the reserve account to be distributed as follows:

(1) To the county in the proportion that the population of the county situated outside the corporate limits of its cities and towns bears to the total population of the county including cities and towns;

(2) To each city and town within the county in the proportion the population of the city or town bears to the population of the county.

(II) Not more than twenty percent (20%) of the funds in the reserve account to be distributed as provided in subdivisions (I)(1) and (2) of this subparagraph if the total operational revenues for the county in the immediately preceding fiscal year were at least thirty-five percent (35%) lower than the fiscal year prior to the immediately preceding fiscal year. Funds expended pursuant to this subdivision shall not be included in calculating total operational revenues in any fiscal year."

Page 8-lines 3 through 17 Delete entirely and insert:

"governing body of the county and the governing bodies of the incorporated municipalities within the county may expend either:

(I) Not more than five percent (5%) of the funds in the reserve account to be distributed as follows:

(1) To the county in the proportion that the population of the county situated outside the corporate limits of its cities and towns bears to the total population of the county including cities and towns;

(2) To each city and town within the county in the proportion the population of the city or town bears to the population of the county.

(II) Not more than twenty percent (20%) of the funds in the reserve account to be distributed as provided in subdivisions (I)(1) and (2) of this subparagraph if the total operational revenues for the county in the immediately preceding fiscal year were at least thirty-five percent (35%) lower than the fiscal year prior to the immediately preceding fiscal year. Funds expended pursuant to this subdivision shall not be included in calculating total operational revenues in any fiscal year." STITH

HB0025H3002/ADOPTED

Delete the Stith third reading amendment (HB0025H3001/A) entirely and further amend as follows:

Page 2-line 14 Delete "alone or".

Page 3-line 6 After "government." delete balance of line.

Page 3-lines 7 through 21 Delete entirely.

Page 7-line 10 Delete "alone or".

Page 8-line 2 After "government." delete balance of line.

Page 8-lines 3 through 17 Delete entirely. CLEM

2/20/2020 H 3rd Reading:Passed 46-14-0-0-0

ROLL CALL

Ayes: Representative(s) Barlow, Blake, Brown, Burkhart, Burlingame, Clausen, Clifford, Connolly, Crank, Dayton-Selman, Duncan, Eklund, Eyre, Flitner, Freeman, Furphy, Greear, Haley, Hallinan, Harshman, Henderson, Hunt, Kinner, Kirkbride, Larsen Lloyd, Lindholm, Loucks, Macguire, Newsome, Nicholas, Northrup, Obermueller, Olsen, Paxton, Pelkey, Pownall, Roscoe, Schwartz, Simpson, Sommers, Stith, Sweeney, Western, Wilson, Yin, Zwonitzer

Nays: Representative(s) Blackburn, Clem, Edwards, Gray, Jennings, Laursen Dan, Miller, Piiparinen, Salazar, Styvar, Tass, Walters, Washut, Winter

Ayes 46 **Nays** 14 **Excused** 0 **Absent** 0 **Conflicts** 0

2/21/2020 S Received for Introduction

2/26/2020 S Introduced and Referred to S07 - Corporations

3/3/2020 S07 - Corporations:Recommend Do Pass 4-1-0-0-0

ROLL CALL

Ayes: Senator(s) Landen, Nethercott, Schuler, Scott

Nays: Senator Case

Ayes 4 **Nays** 1 **Excused** 0 **Absent** 0 **Conflicts** 0

3/3/2020 S Placed on General File

HB0025SW001/WITHDRAWN

3/4/2020 S COW:Passed

HB0025S2001/ADOPTED

(TO ENGROSSED COPY)

Page 3-line 7

After "government." insert "A reserve account under this paragraph may be designated as a maintenance and sinking fund for a specific project or projects and the earnings and principal amount in the fund may be expended for the applicable project or projects. A reserve account under this paragraph may be designated as an inviolate account to constitute a permanent or perpetual trust fund which shall be invested in a manner to obtain the highest return possible consistent with preservation of the corpus. Any earnings from investment of the corpus of a permanent or perpetual trust fund designated under this subsection shall be deposited in a separate account and may be expended as authorized in this subparagraph.".

Page 7-line 11

After "government." insert "A reserve account under this paragraph may be designated as a maintenance and sinking fund for a specific project or projects and the earnings and principal amount in the fund may be expended for the applicable project or projects. A reserve account under this paragraph may be designated as an inviolate account to constitute a permanent or perpetual trust fund which shall be invested in a manner to obtain the highest return possible consistent with preservation of the corpus. Any earnings from

investment of the corpus of a permanent or perpetual trust fund designated under this subsection shall be deposited in a separate account and may be expended as authorized in this subparagraph.". KINSKEY, SCOTT

3/5/2020 S 2nd Reading:Passed

HB0025S3001/FAILED

(TO ENGROSSED COPY)

Page 3-line 4

Before "." insert "of the sponsoring entity as provided in W.S. 39-15-211(b)(ii)".

Page 7-line 8

Before "." insert "of the sponsoring entity as provided in W.S. 39-16-211(b)(ii)". ANSELM-DALTON

3/6/2020 S 3rd Reading:Failed 6-22-2-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Boner, Kost, Schuler, Scott, Wasserburger

Nays: Senator(s) Agar, Anselmi-Dalton, Baldwin, Bebout, Biteman, Bouchard, Case, Coe, Dockstader, Driskill, Ellis, Gierau, Hicks, Hutchings, James, Kinskey, Landen, Moniz, Nethercott, Perkins, Rothfuss, Steinmetz

Excused: Senator(s) Pappas, Von Flatern

Ayes 6 Nays 22 Excused 2 Absent 0 Conflicts 0

3/9/2020 S 3rd Reading:Bill Reconsideration Motion Passed by Roll Call 17-12-1-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Baldwin, Boner, Driskill, Ellis, Gierau, Hicks, Kost, Landen, Moniz, Pappas, Perkins, Rothfuss, Schuler, Scott, Von Flatern, Wasserburger

Nays: Senator(s) Agar, Anselmi-Dalton, Bebout, Biteman, Bouchard, Case, Coe, Dockstader, Hutchings, James, Nethercott, Steinmetz

Excused: Senator Kinskey

Ayes 17 Nays 12 Excused 1 Absent 0 Conflicts 0

3/9/2020 S 3rd Reading:Passed 18-11-1-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Baldwin, Boner, Driskill, Ellis, Gierau, Hicks, Kost, Landen, Moniz, Nethercott, Pappas, Perkins, Rothfuss, Schuler, Scott, Von Flatern, Wasserburger

Nays: Senator(s) Agar, Anselmi-Dalton, Bebout, Biteman, Bouchard, Case, Coe, Dockstader, Hutchings, James, Steinmetz

Excused: Senator Kinskey

Ayes 18 Nays 11 Excused 1 Absent 0 Conflicts 0

3/9/2020 H Received for Concurrence

3/9/2020 H Concur:Passed 48-10-2-0-0

ROLL CALL

Ayes: Representative(s) Barlow, Blackburn, Blake, Brown, Burkhart, Burlingame, Clausen, Clifford, Connolly, Crank, Dayton-Selman, Duncan, Eklund, Eyre, Freeman, Furphy, Greear, Haley, Hallinan, Harshman, Henderson, Hunt, Kinner, Kirkbride, Larsen Lloyd, Lindholm, Loucks, Macquire, Miller, Newsome, Nicholas, Northrup, Obermueller, Olsen, Paxton, Pelkey, Pownall, Roscoe, Schwartz, Simpson, Sommers, Sweeney, Tass, Western, Wilson, Winter, Yin, Zwonitzer

Nays: Representative(s) Edwards, Flitner, Gray, Jennings, Laursen Dan, Piiparinen, Salazar, Styvar, Walters, Washut

Excused: Representative(s) Clem, Stith

Ayes 48 **Nays** 10 **Excused** 2 **Absent** 0 **Conflicts** 0

3/9/2020 Assigned Number HEA No. 0049
3/10/2020 H Speaker Signed HEA No. 0049
3/10/2020 S President Signed HEA No. 0049
3/13/2020 Governor Signed HEA No. 0049
3/13/2020 Assigned Chapter Number 88

Chapter No. 88 Session Laws of Wyoming 2020