



HB0046

Special education funding.

Sponsored By: Joint Education Interim Committee

AN ACT relating to school finance; amending provisions governing special education funding; modifying an appropriation; and providing for effective dates.

1/13/2020 Bill Number Assigned
2/7/2020 H Received for Introduction
2/10/2020 H Introduced and Referred to H04 - Education 45-14-1-0-0

ROLL CALL

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

Nays: Representative(s) Blackburn, Clem, Edwards, Gray, Hallinan, Jennings, Larsen Lloyd, Laursen Dan, Piiparinen, Salazar, Styvar, Tass, Wilson, Winter

Excused: Representative Greear

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

2/11/2020 H04 - Education:Recommend Do Pass 9-0-0-0-0

ROLL CALL

Ayes: Representative(s) Brown, Connolly, Flitner, Freeman, Northrup, Obermueller, Paxton, Piiparinen, Simpson

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

2/11/2020 :Rerefer to H02 - Appropriations

2/12/2020 H02 - Appropriations:Recommend 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

2/12/2020 H Placed on General File

2/13/2020 H COW:Passed

HB0046H2001/WITHDRAWN

HB0046H2002/FAILED

Delete the Sommers, et al. second reading amendment (HB0046H2001/A) entirely and further amend as follows:

Page 1-line 3 After "appropriation;" insert "providing an appropriation; requiring rulemaking;".

Page 1-lines 13 through 16 Delete.

Page 2-lines 1 through 7 Delete entirely and insert:

"(b) The amount provided for special education within the education resource block grant model pursuant to W.S. 21-13-309(m)(v)(E)(II) shall be equal, to the extent possible pursuant to the terms of this subsection, to one hundred percent (100%) of the amount actually expended by the district during the previous school year for special education programs and services. The statewide total amount reimbursed under this section in any school year ~~2019-2020 or 2020-2021~~ shall not exceed the statewide total amount reimbursed under this section in school year 2018-2019, ~~notwithstanding any additional appropriation for that purpose by the legislature~~ which amount shall be inflated by up to one percent (1%) per year by the department if school district expenditures so require. The department shall promulgate appropriate rules to administer this subsection.".

Page 3-after line 16 Insert:

"Section 3. In addition to all other appropriations for special education programs and services, two million five hundred thousand dollars (\$2,500,000.00) is appropriated to the department of education from the school foundation program account for purposes of making payments to school districts for special education programs and services. For purposes of distribution under this section, special education programs and services costs shall be calculated in accordance with W.S. 21-13-321, but funds appropriated under this section shall be distributed to school districts pursuant to rules promulgated under this section for school years 2020-2021 and 2021-2022. The funds appropriated under this section shall therefore not be subject to the limitation of W.S. 21-13-321(b), and shall not be included for purposes of calculating the statewide reimbursement amount calculated for purposes of W.S. 21-13-321(b). This appropriation shall not be transferred or expended for any other purpose and any unexpended, unobligated funds remaining from this appropriation shall revert to the school foundation program account on June 30, 2022. The department shall promulgate necessary rules to administer this section.".

Page 3-line 18 Delete "3." and insert "4.".

Page 4-line 1 Delete "3" and insert "4". SOMMERS

2/14/2020 H 2nd Reading:Passed
2/17/2020 H 3rd Reading:Passed 42-16-2-0-0

ROLL CALL

Ayes: Representative(s) Barlow, Blake, Brown, Burlingame, Clifford, Connolly, Crank, Dayton-Selman, Duncan, Eklund, Eyre, Flitner, Freeman, Furphy, Haley, Harshman, Henderson, Hunt, Kinner, Kirkbride, Lindholm, Macguire, Miller, Newsome, Nicholas, Obermueller, Olsen, Paxton, Pelkey, Piiparinen, Pownall, Roscoe, Salazar, Schwartz, Simpson, Sommers, Stith, Sweeney, Walters, Washut, Winter, Yin

Nays: Representative(s) Blackburn, Burkhart, Clausen, Clem, Edwards, Gray, Greear, Hallinan, Jennings, Larsen Lloyd, Laursen Dan, Loucks, Styvar, Tass, Wilson, Zwonitzer

Excused: Representative(s) Northrup, Western

Ayes 42 **Nays** 16 **Excused** 2 **Absent** 0 **Conflicts** 0

2/17/2020 S Received for Introduction
2/24/2020 S Introduced and Referred to S04 - Education
2/26/2020 S04 - Education:Recommend Amend and Do Pass 5-0-0-0-0

ROLL CALL

Ayes: Senator(s) Coe, Ellis, Hutchings, Landen, Rothfuss
Ayes 5 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

2/26/2020 Rerefer to S02 - Appropriations
3/4/2020 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

3/4/2020 S Placed on General File

HB0046SS001/ADOPTED

Page 1-line 3 After "appropriation;" insert "providing an
appropriation;".

Page 2-line 15 Strike "two".

Page 2-line 16 Strike "million dollars (\$2,000,000.00)" and insert
"one million three hundred eleven thousand seven
hundred forty-nine dollars (\$1,311,749.00)".

Page 3-after line 16 Insert:

"**Section 3.** There is appropriated six million two hundred thousand dollars (\$6,200,000.00) from the school foundation program account to the department of education for purposes of making payments to school districts during school years 2020-2021 and 2021-2022 for special education reimbursements calculated under W.S. 21-13-321(b) as amended by this act. 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 to the school foundation program account on June 30, 2022.".

Page 3-line 18 Delete "**Section 3.**" and insert "**Section 4.**".

Page 4-line 1 Delete "3" and insert "4". COE, CHAIRMAN

HB0046SS002/WITHDRAWN

3/4/2020 S COW:Failed 8-16-6-0-0

ROLL CALL

Ayes: Senator(s) Anselmi-Dalton, Boner, Coe, Gierau, Kost, Landen, Rothfuss, Schuler

Nays: Senator(s) Agar, Baldwin, Bebout, Biteman, Case, Dockstader, Driskill, Ellis, Hicks, James, Kinskey, Moniz, Nethercott, Perkins, Scott, Wasserburger

Excused: Senator(s) Anderson, Bouchard, Hutchings, Pappas, Steinmetz, Von Flatern

Ayes 8 **Nays** 16 **Excused** 6 **Absent** 0 **Conflicts** 0