



**SF1001**

**Emergency appropriation-COVID-19 funds-2.**

Sponsored By: Management Council

AN ACT relating to the emergency expenses of government; providing legislative findings; authorizing emergency governmental programs as specified; requiring reporting; providing an appropriation; specifying conditions on the appropriation and expenditure of funds; and providing for an effective date.

5/7/2020 Bill Number Assigned  
5/15/2020 S Received for Introduction  
5/15/2020 S Introduced and Referred to SCOW  
5/15/2020 S COW:Passed

**SF1001S2001/ADOPTED**

Page 13-line 20 Delete "and legislature". SCOTT

**SF1001S2002/FAILED**

Page 1-line 2 Delete "providing legislative findings;".

Page 1-lines 10 through 16 Delete entirely and renumber as necessary.

Pages 2 through 6 Delete entirely.

Page 7-lines 2 through 21 Delete entirely.

Page 7-line 23 Delete "2." and insert "1.".

Page 14-line 15 Delete "3." and insert "2.". SCOTT

**SF1001S2003/FAILED**

Page 11-after line 13 Insert and renumber as necessary:

"(x) If the federal prohibition against expending CARES Act funds to fill shortfalls in government revenue is removed or substantially changed or if any other similarly purposed federal act is enacted to allow expenditures for that purpose, to fill in whole or in part any revenue shortfall of the state and the cities, towns, counties and political subdivisions of the state." SCOTT

**SF1001S2004/FAILED**

Page 1-line 4 Delete "an appropriation" and insert "appropriations".

Page 11-lines 6 through 10 Delete entirely.

Page 11-line 12 Delete "(ix)" and insert "(vii)".

Page 14-after line 13 Insert and renumber as necessary:

**"Section 3.**

(a) Subject to subsection (b) of this section, there is appropriated five million dollars (\$5,000,000.00) from federal funds provided to the state through the Coronavirus Aid, Relief and Economic Security (CARES) Act, Public Law 116-136, to the supreme court for any emergency COVID-19 related expenses of the judicial branch of government that are consistent with the terms of the federal gift, grant or appropriation. Except as provided in this section, this

appropriation shall not be transferred or expended for any other purpose. Any unexpended, unobligated funds remaining from this appropriation on December 30, 2020 shall revert as provided by law.

(b) On or before September 15, 2020, the supreme court shall estimate the total amount of funds expended, obligated or necessary to address COVID-19 related expenses and expenditures of the judicial branch. Any funds in excess of the total amount estimated by the supreme court under this subsection may be transferred to the office of the governor and are hereby reappropriated for the purposes specified in section 2 of this act. Funds reappropriated under this subsection shall be subject to any limitation provided in section 2 of this act.

#### **Section 4.**

(a) Subject to subsection (b) of this section, there is appropriated five million dollars (\$5,000,000.00) from federal funds provided to the state through the Coronavirus Aid, Relief and Economic Security (CARES) Act, Public Law 116-136, to the legislative service office for any emergency COVID-19 related expenses of the legislative branch of government that are consistent with the terms of the federal gift, grant or appropriation. Except as provided in this section, this appropriation shall not be transferred or expended for any other purpose. Any unexpended, unobligated funds remaining from this appropriation on December 30, 2020 shall revert as provided by law.

(b) On or before September 15, 2020, the management council of the legislature shall estimate the total amount of funds expended, obligated or necessary to address COVID-19 related expenses and expenditures of the legislative branch. Any funds in excess of the total amount estimated by the management council of the legislature under this subsection may be transferred to the office of the governor and are hereby reappropriated for the purposes specified in section 2 of this act. Funds reappropriated under this subsection shall be subject to any limitation provided in section 2 of this act."

Page 14-line 15 Delete "3." and insert "5.". SCOTT

#### **SF1001S2005/FAILED**

Page 11-after line 13 Insert and renumber as necessary:

"(x) For expenses incurred in providing hazard pay in accordance with this paragraph. If the governor finds in his judgement that hazard pay is needed to retain the full availability of services essential to the state, the governor is authorized to contract with applicable entities as necessary to provide hazard pay to the employees of those entities, who through the nature of their employment, are at a heightened risk of being exposed to or contracting COVID-19. As used in this paragraph, "hazard pay" means additional pay for performing hazardous duty or work involving physical hardship, in each case that is related to COVID-19.". SCOTT

#### **SF1001S2006.01/FAILED**

**[DIVIDED AMENDMENT]  
(CORRECTED COPY)**

Page 5-line 21 Delete "four (4)" and insert "three (3)".

Page 6-lines 17 through 23 Delete entirely and renumber as necessary.

Page 7-line 2 Delete "(iv)" and insert "(iii)".

Page 7-line 11 Delete "four (4)" and insert "three (3)". HUTCHINGS

**SF1001S2006.02/FAILED [DIVIDED AMENDMENT]  
(CORRECTED COPY)**

Page 9-line 9 Delete ". As used in this" and insert ";".

Page 9-lines 10 through 14 Delete entirely. HUTCHINGS

**ROLL CALL**

**Ayes:** Senator(s) Biteman, Ellis, Hutchings, James

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

**Excused:** Senator Wasserburger

**Ayes 4 Nays 25 Excused 1 Absent 0 Conflicts 0**

**SF1001S2007/ADOPTED**

Page 5-after line 19 Insert and renumber as necessary:

"(x) Article 3, section 36 of the Wyoming Constitution limits the power of the legislature to make appropriations to persons, corporations or communities not under the absolute control of the state and article 16, section 6 of the Wyoming Constitution limits the authority of the state to loan or make donations to or in aid of any individual, association or corporation, except for the necessary support of the poor. The extraordinary circumstances of the COVID-19 public health emergency and resulting economic devastation justifies the distribution of CARES Act funds for the public purposes and expenses authorized by this act in accordance with these constitutional requirements. Nothing in this act shall be construed to authorize the distribution of federal funds through future legislation without regard to the limitations imposed by the Wyoming Constitution.". CASE

**SF1001S2008/ADOPTED**

Page 11-after line 13 Insert and renumber as necessary:

"(x) To provide grants for expenses incurred in responding to the public health emergency and the impacts caused by COVID-19 on the Wind River Reservation. Grants provided under this paragraph shall be subject to the approval of the state loan and investment board. The state loan and investment board may enter into cooperative agreements with the business councils of the Eastern Shoshone and Northern Arapaho Tribes to facilitate grants under this paragraph.". ELLIS, CASE

**ROLL CALL**

**Ayes:** Senator(s) Anselmi-Dalton, Baldwin, Bebout, Boner, Bouchard, Case, Coe, Dockstader, Driskill, Ellis, Gierau, Hutchings, James, Kost, Landen, Moniz, Nethercott, Pappas, Perkins, Rothfuss, Schuler, Scott, Von Flatern

**Nays:** Senator(s) Agar, Anderson, Biteman, Hicks, Kinskey, Steinmetz

**Excused:** Senator Wasserburger

**Ayes 23 Nays 6 Excused 1 Absent 0 Conflicts 0**

**SF1001S2009/ADOPTED**

Delete the Scott second reading amendment (SF1001S2002/A) entirely and further amend as follows:

Page 3-line 10 Before "Created" insert "Prompted the Wyoming state health officer to issue orders restricting economic activity which".

Page 3-line 15 Before "closure" insert "forced". BITEMAN

**SF1001S2010/ADOPTED**

Page 10-line 5 After "infrastructure" insert ", including major renovations or capital construction of facilities". BONER, BITEMAN, DOCKSTADER, DRISKILL, HICKS, KINSKEY, STEINMETZ

**SF1001S2011/ADOPTED**

Page 11-line 4 After "governor" insert ". Expenses authorized under this paragraph shall include but are not limited to expenses incurred by businesses, cooperatives and political subdivisions of the state to produce and process food". STEINMETZ, BONER, DOCKSTADER, DRISKILL, HICKS, HUTCHINGS, KINSKEY

**SF1001S2012/ADOPTED (CORRECTED COPY)**

Page 11-after line 13 Insert and renumber as necessary:

"(x) For capital constructions expenses to improve the state's emergency health care capacity in response to the public health emergency caused by COVID-19. Capital construction expenses under this paragraph shall be requested by the office of homeland security and subject to the approval of the state building commission.". BONER, BITEMAN, DOCKSTADER, DRISKILL, HICKS, KINSKEY, STEINMETZ

**SF1001S2013/ADOPTED**

Page 10-line 13 After "at" insert "any hospital or other health care facility that is operated by a governmental entity, including".

Page 10-line 14 After "hospital" insert ", ". ANSELM-DALTON

**SF1001S2014/ADOPTED**

Page 9-line 8 Delete "2020 Special".

Page 9-line 9 Delete line through "0002" and insert "2020 House Bill 1002 or 2020 Senate File 1002, if enacted into law, including expenditures made to adequately fund the worker's compensation account to pay for necessary and permissive liabilities created by 2020 House Bill 1002 or 2020 Senate File 1002, if enacted into law". BEBOUT

**SF1001S2015/WITHDRAWN**

**SF1001S2016/ADOPTED**

Page 9-line 14 After "colleges" insert ". Programs and services provided by a state entity or operated on behalf of a

state entity by a third party shall be considered "state entities" for purposes of this paragraph". GIERAU

5/15/2020 S 2nd Reading:Passed

**SF1001S3001/WITHDRAWN**

**SF1001S3002/FAILED**

Page 1-line 3 After "programs" insert "and impact payments".  
Page 1-line 4 Delete "an appropriation" and insert "appropriations".  
Page 1-line 5 Delete "appropriation" and insert "appropriations".  
Page 6-line 12 After "payments to" insert " Wyoming residents and".  
Page 7-after line 21 Insert and renumber as necessary:

**"Section 2.**

(a) Subject to the limitations provided in subsections (b) through (e) of this section, up to one billion two hundred million dollars (\$1,200,000,000.00) of federal funds provided to the state for COVID-19 related purposes including from the Coronavirus Aid, Relief and Economic Security (CARES) Act, Public Law 116-136, or other similarly purposed federal act that do not accrue to any agency under W.S. 9-2-1006(a) are appropriated to the department of revenue for distribution to individuals and families who have been economically impacted by the public health crisis, consistent with the terms of the federal gift, grant or appropriation and as specified in this section. Upon application and certification on a form created by the department of revenue that an individual was a resident of Wyoming on March 1, 2020, continues to be a Wyoming resident and has been impacted financially by the COVID-19 public health crisis, the department shall distribute a direct impact payment of two thousand dollars (\$2,000.00) to the applicant.

(b) All distributions authorized in subsection (a) of this section shall be distributed not later than August 15, 2020.

(c) The department of revenue shall promulgate emergency rules and shall create the application necessary to carry out the distributions authorized in subsection (a) of this section in a timely and efficient manner for all Wyoming residents. The application and distributions authorized under subsection (a) of this section may include use of electronic application and distribution systems.

(d) The attorney general shall review the department of revenue's emergency rules and application form to ensure the legality of the plans for the distributions authorized under subsection (a) of this section.

(e) In authorizing the distributions in subsection (a) of this section, the legislature finds that due to the extraordinary economic devastation caused by COVID-19, these payments constitute targeted fiscal and monetary policy that will return adequate consideration to the state through stimulus to the Wyoming economy, provide necessary support of the poor in an efficient manner and help fulfill the state's moral obligation to all residents who are impacted by business closures."

Page 7-line 23 Delete "**Section 2.**" and insert "**Section 3.**".

Page 8-line 14 Before "any" insert "not less than fifty million dollars (\$50,000,000.00) of".

Page 11-line 20 Delete "four hundred fifty million dollars (\$450,000,000.00)" and insert "fifty million dollars (\$50,000,000.00)".

Page 12-line 2 Delete entirely.

Page 12-line 3 Delete "(\$400,000,000.00)" and insert "August 15, 2020 any funds remaining after distributing funds under section 2 of this act".

Page 12-lines 7 through 9 Delete entirely and renumber as necessary.

Page 12-line 11 Delete "(iv)" and insert "(iii)".

Page 12-line 16 Delete "(v)" and insert "(iv)".

Page 13-line 1 Delete "(vi)" and insert "(v)".

Page 13-line 5 Delete "(vii)" and insert "(vi)".

Page 14-line 15 Delete "**Section 3.**" and insert "**Section 4.**". BITEMAN

**ROLL CALL**

**Ayes:** Senator(s) Biteman, Boner, Bouchard, Case, Dockstader, Hicks, James, Steinmetz

**Nays:** Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Bebout, Coe, Driskill, Ellis, Gierau, Hutchings, Kinskey, Kost, Landen, Moniz, Nethercott, Pappas, Perkins, Rothfuss, Schuler, Scott, Von Flatern

**Excused:** Senator Wasserburger

**Ayes** 8    **Nays** 21    **Excused** 1    **Absent** 0    **Conflicts** 0

**SF1001S3003/ADOPTED**

Page 10-line 2 After "providers" insert ", rural health care districts, hospital districts". KINSKEY

**SF1001S3004/WITHDRAWN**

5/15/2020 S 3rd Reading:Passed 27-2-1-0-0

**ROLL CALL**

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

**Nays:** Senator(s) Case, Scott

**Excused:** Senator Wasserburger

**Ayes** 27    **Nays** 2    **Excused** 1    **Absent** 0    **Conflicts** 0

5/16/2020 H Received for Introduction

5/16/2020 House:Pursuant to JR 23-1 (h) referred directly to 3rd Reading

5/16/2020 H Appointed JCC01 Members  
Representative(s) Nicholas, Lindholm, Zwonitzer

5/16/2020 S Appointed JCC01 Members

5/16/2020 Senator(s) Dockstader, Gierau, Wasserburger  
S Adopted SF1001JC001: 27-2-1-0-0

**SF1001JC001/SADOPTEDHADOPTED**

Adopt the following Senate amendments:

SF1001S2001/A  
SF1001S2008/A  
SF1001S2013/A  
SF1001S2014/A  
SF1001S3003/A

Adopt the following House amendments:

HB1001H2002/A  
HB1001H2005.01/AC  
HB1001H3001/A  
HB1001H3003/A  
HB1001H3007/AC

Delete the following Senate amendments:

SF1001S2007/A  
SF1001S2009/A  
SF1001S2010/A  
SF1001S2011/A  
SF1001S2012/AC  
SF1001S2016/A

Delete the following House amendments:

HB1001H2001/AC  
HB1001H2006/A  
HB1001H2008/A  
HB1001H3006/A

Further amend as follows:

Page 3-line 10 Delete "Created" and insert "Resulted in the".

Page 11-after line 13 Insert and renumber as necessary:

"(x) For capital construction expenses to improve the state's emergency health care capacity in response to the public health emergency caused by COVID-19."

NICHOLAS, ZWONITZER, DOCKSTADER, GIERAU, WASSERBURGER

**ROLL CALL**

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

**Nays:** Senator(s) Case, Scott

**Excused:** Senator Agar

**Ayes** 27    **Nays** 2    **Excused** 1    **Absent** 0    **Conflicts** 0

5/16/2020 H Adopted SF1001JC001: 53-6-1-0-0

**SF1001JC001/SADOPTEDHADOPTED**

Adopt the following Senate amendments:

SF1001S2001/A  
SF1001S2008/A  
SF1001S2013/A  
SF1001S2014/A  
SF1001S3003/A

Adopt the following House amendments:

HB1001H2002/A  
HB1001H2005.01/AC  
HB1001H3001/A  
HB1001H3003/A  
HB1001H3007/AC

Delete the following Senate amendments:

SF1001S2007/A  
SF1001S2009/A  
SF1001S2010/A  
SF1001S2011/A  
SF1001S2012/AC  
SF1001S2016/A

Delete the following House amendments:

HB1001H2001/AC  
HB1001H2006/A  
HB1001H2008/A  
HB1001H3006/A

Further amend as follows:

Page 3-line 10 Delete "Created" and insert "Resulted in the".

Page 11-after line 13 Insert and renumber as necessary:

"(x) For capital construction expenses to improve the state's emergency health care capacity in response to the public health emergency caused by COVID-19.".

NICHOLAS, ZWONITZER, DOCKSTADER, GIERAU, WASSERBURGER

#### ROLL CALL

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

**Nays:** Representative(s) Clem, Edwards, Hallinan, Jennings, Laursen Dan, Styvar

**Excused:** Representative Flitner

**Ayes** 53      **Nays** 6      **Excused** 1      **Absent** 0      **Conflicts** 0

5/16/2020 Assigned Number SEA No. 0001  
5/16/2020 S President Signed SEA No. 0001  
5/16/2020 H Speaker Signed SEA No. 0001