

## University of Wyoming 2017/2018 Summary of Legislative Budget Items | 2016 Budget Session

### Original Senate File 1, Senate Enrolled Act 19 | General Government Appropriations Bill (2017/2018 Budget Bill)

Detailed Summary of the University of Wyoming, Section 067, Funded Exception Requests				
Issue/Page #	UW Request	Gov. Rec.	SEA 19	Explanation
<b>“Penny Plan” cut</b>	N/A	N/A	1.5% cut in FY2017 and FY2018	SEA19 reduces GF appropriation by 1.5% in the 2017/2018 Biennium resulting in a \$5.79M cut to UW block grant. Other UW units with GF were also reduced.
<b>5M budget cut</b> SEA19, Section 067 pg. 24 FN1 and 2.	N/A	\$5M cut to GF appropriation/ block grant	Reinstated \$5M cut to block grant recommended by governor	JAC reinstated \$5M cut recommended by the governor for use, this biennium, for the purchase/operation of the management and fiscal system. See FN2. \$5M reinstated by JAC included in \$10M for Management and Fiscal System.
<b>Management and Fiscal System</b> Pg. 24 FN 1 and 2 to Section 067	\$1M recurring \$5M one-time	\$1M recurring \$5M systems cost	\$10M see explanation	<p>\$10M (\$5M from reinstatement of governor’s recommended cut to block grant, \$5M one-time) for purchase and operation of system.</p> <p>Arising from Management Audit Committee findings, Trustee goals, and UW administration, there is a need to establish a new fiscal management system to allow the university to shift from a decentralized business management strategy to a centralized approach.</p> <p>Management and Fiscal System estimated to cost \$22M in the 2017/2018 biennium (with the remaining expense occurring in the 2019/2020 biennium). The Legislature appropriated \$5M in new appropriation. Thus, in the 2017/2018 biennium, UW must direct 17M to this priority.</p>
<b>Operations and Maintenance and EHS</b>	\$2M recurring	\$1M recurring	\$1M recurring adopted gov’s rec	Additional staffing and operations and maintenance support at recent state directed facilities (including Energy Innovation Center, Enzi STEM facility).

<b>Science Initiative Programmatic</b>	\$4M recurring	\$2.3M recurring	\$2.3M recurring adopted gov's rec	The University's programmatic request emphasized the two most student-focused elements of the Science Initiative. First, implementing active learning in the core sciences to fundamentally transform science education in Wyoming. Second, significantly enhancing undergraduate research opportunities by pairing students with faculty research mentors and research support from the students' earliest days on campus. Current biennial budget planning includes the following: LAMP (Learning Actively Mentoring Program) at \$620K, the Wyoming Undergraduate Research Scholars Program at \$525K, the Competitive Research Innovation Program at \$340K, the Apache Point Observatory Consortium (with initial enrollment and a lesser annual investment) at \$615K, and support services at \$200K. PhD Fellows program will be put on hold.
<b>Athletic Competitiveness</b> SEA19, pg. 24 FN 5	\$10M recurring	\$8M recurring	\$8M recurring	<p>\$8M for purpose of providing state match for funds received by UW from athletic booster or individuals for athletic programs. FN5: Appropriation retained by treasurer for distribution in accordance with footnote. (a) May only be expended for: (i) authorized recruitment of student athletes and expenses associated with participation in intercollegiate athletics including summer school attendance, nutrition, tutoring, team travel and costs directly related to participation in competition; (ii) Athletic training equipment; (b) funds may NOT be used for salaries or capital construction projects; (c) to the extent funds are available from this appropriation, on a quarterly basis the state treasurer shall match each cash or cash equivalent contribution received by the University for the purposes specified in footnote for biennium; (d) appropriation shall not be transferred or expended for any other purpose, unexpended, unobligated funds remaining shall revert June 30, 2018.</p> <p>Allows UW to respond to recent changes in permitted spending on NCAA athletics programs. Requires UW to raise an equal amount.</p>
<b>Matching Funds</b> SEA19 FN 7 and 8 to Section 067, Pgs. 23 and 25	\$23M matching	\$11.5M matching	\$10.35M matching for endowment challenge fund	FN7: \$10.35M for the endowment challenge fund program (W.S. 21-16-901 through W.S. 21-16-904) and only for matching funds for entrepreneurship, water management for the future, and school of energy

			\$1.15M matching for university initiatives costing less than \$200k	resources or college of engineering and applied science initiatives. One-time funding.  FN8: \$1.15M deposited into an account held by state treasurer for distribution to UW for any university initiative with a total cost of less than \$200k. Treasurer to match reported donations on a quarterly basis. Unexpended funds may be added to the funds restricted by FN 7. One-time funds.
<b>Petroleum Engineering chair</b> SEA19, Section 321, pg. 66.	Requested an amendment to 2014 budget language directing appropriation to be spent on one chair	Amend prior footnote requirement to use \$5M for one Dept. of Petroleum Engineering Chair	Amended language to allow appropriation to support three positions	Section 321. The five million dollars (\$5,000,000.00) in general fund monies appropriated in 2014 Wyoming Session Laws, Chapter 26, Section 2, Section 067, footnote 11 shall only be expended for the endowment challenge fund program as provided in W.S. 21-16-901 through 21-16-904 and only to support up to three (3) positions within the department of petroleum engineering.
<b>Master's Degree program in counselor education, UW-Casper</b> SEA19, pg. 23 and 25 FN 9 to Section 067	\$387,312 recurring	Gov's rec was to deny	\$387,312 recurring	\$387,312 appropriated within GF block grant to be expended to reestablish the counseling master's program at UW-Casper
<b>Research Aircraft</b> SEA19, Section 067, FN3 and 4 pg. 24	\$14.923M one time	Gov's rec was to deny and pursue financing arrangement with state	Approval of a loan from the SLIB to UW at an interest rate not to exceed 3%.	FN3 : Upon application by the UW BOT, the SLIB may loan funds to UW for acquiring a replacement research aircraft. The loan interest rate shall not exceed 3% and otherwise be in accordance with W.S. 16-1-109. Aircraft shall be treated as a facility for purposes of the loan.  University shall develop a financial plan for repayment of the loan to cover the cost of servicing the loan over the expected life of the aircraft and to cover the cost of distributions to the reserve fund in FN 4.

				<p>University shall provide a report on this plan to JAC within 30 days after the loan is executed.</p> <p>FN 4: For use of the University aircraft, the university shall identify and distribute amounts to a reserve fund to cover the cost for routine and planned maintenance, engine replacement and propeller replacement. To the extent funds are available after servicing the loan provided for in FN 3, additional amounts to support funding of replacement of the research aircraft shall be included in any contract for use of the aircraft to the extent practicable. Amounts received to support replacement of the aircraft shall be held in the reserve fund. Proceeds from the sale of the research aircraft, engine or any related research instrumentation shall be credited to the reserve fund.</p>
<b>Wyoming Public Media Infrastructure</b>	\$1M one-time	500K one-time	Approved gov's rec, 500K one-time	Phased strategy for upgrades to tower equipment, this request continues the strategy.
<b>Wildlife livestock disease partnership</b>	\$200K recurring	\$200K recurring	Approved gov's rec, 200K recurring	Recurring funding for brucellosis vaccine research.
<b>Rodeo</b>	\$100K one-time	\$100K one-time	Approved gov's rec, \$100k one-time	Continuation of prior appropriation level, \$100k one-time
<b>SER-Carbon Engineering</b>	\$2M one-time	\$2M one-time	Approved gov's rec, \$2M one-time	\$2M one-time to SER for carbon engineering, including research to produce high-performance carbon-based products from coal.
<b>SER personnel funding transfer to EORC</b>	-589,500	-589,500 approve SER personnel funding transfer	Approved gov's rec. to transfer funding	No net GF change. Transfer of Director position (\$501,972) and 49% of business manager (\$87,528) salary and benefits to EORC.

## Detailed Summary of the University of Wyoming Medical Education, Section 167, Funded Exception Requests

Issue/Page #	UW Request	Gov. Rec.	SEA 19	Explanation
<b>“Penny Plan” cut</b>	N/A	N/A	1.5% cut in FY2017 and FY2018	SEA19 reduces GF appropriation by 1.5% in the 2017/2018 Biennium resulting in a cut of \$567,459.
<b>Travel and Professional Services cuts</b>	N/A	N/A	10% cut to travel and 5% cut to professional services fees	Travel and Professional Services cuts resulted in a reduction of \$122,944 in total for Medical Education.
<b>WWAMI tuition and fees increase</b>	\$664,284	\$664,284	Approved gov’s rec	\$664,284 recurring, 3% increase in tuition paid to the University of Washington School of Medicine and 4% increase in student fees.
<b>WYDENT tuition and fees increase</b>	\$296,376	\$296,376	Approved gov’s rec	\$296,376 recurring, covers an increase in tuition and fees at the University of Nebraska and Creighton dental schools.
<b>UW Family Medicine Residencies</b> SEA19, Section 167, FN2, pg.37.	\$2.053M and (329,564)	Denied GF appropriation, approved decrease, added 200K in clinic revenue for study	Approved gov’s rec, put limits on the use of funds for study	Gov changed funding request to utilize clinic revenue reserve account as a one-time fix to Cheyenne clinic’s projected shortfall, added \$200K in clinic revenue for study, denied position requests from Casper.  JAC approved gov’s recommendations, but put limits on the use of the 200K in clinic revenue for study. FN2. Of this other funds appropriation, up to two hundred thousand dollars (\$200,000.00)SR may be expended to contract for a comprehensive review of the state medical residency programs including the services provided; past, present and future revenue streams; alternative service delivery options; and alternative organizational structures. The University of Wyoming shall contract with a nonstate entity to conduct the review only in the event that the director of the department of health provides

				written notice to the university and the joint appropriations committee that the department cannot complete such a review without expenditure of these funds. The findings of the review shall be reported to the joint appropriations committee and the joint labor, health and social services interim committee by the department of health, or if review is conducted by a nonstate entity, by the University of Wyoming, not later than October 1, 2016.
<b>UW Family Medicine Residencies and WWAMI flex</b> SEA19, Section 167, FN 1, pg. 37.	Exception to restrictions on use of 100 series	Agency request	As requested	Continuation of flex authority from 2015 supplemental budget. UW requested and the bill provides this budget flexibility allowing the hiring of contract instructors, physicians and other health care providers with 100 series funds. The same exceptions which existed in the budget bill for the state Department of Health were made for UW medical education programs. The University is required to report the flex use to the JAC, just as the Department of Health is.
<b>WWAMI Loan Repayment Fund Shift</b> SEA 19, Section 167, FN3, pg. 37 repealed with the enactment of HB0085	\$1,310,180 SR to be diverted from the WWAMI endowment fund and directed to UW for support of WWAMI operations.	\$1.25M to be diverted	\$1,310,180 SR from tuition payments by WWAMI students to be diverted from endowment fund to WWAMI operations, unless HB85 is enacted.	FN3 to Section 167 was repealed with the enactment into law of HB85. HB 85 allows the tuition paid to the University of Wyoming by WWAMI students and WyDENT students to be spent on the on-campus operations of the programs rather than being deposited into endowment funds for the programs. The redirection of tuition will allow WWAMI to fund the increase in operational costs due to the curriculum changes at the University of Washington School of Medicine. HB85 allows both WWAMI and WyDENT to continue to use the investment income from the endowment accounts in addition to the use of the funds from tuition payments. However, HB85 does place additional limits on the use of the investment income from the endowment accounts (for example, direct assistance for relocation costs associated with practice in Wyoming, fees and materials for medical board examinations, rural training, dislocation, student development and scholarships to medical students.

<b>Detailed Summary of the WICHE, Section 69, Funded Exception Requests</b>				
<b>Issue/Page #</b>	<b>WICHE Request</b>	<b>Gov. Rec.</b>	<b>SEA 19</b>	<b>Explanation</b>
<b>“Penny Plan” cut</b>	N/A	N/A	1.5% cut in FY2017 and FY2018	SEA19 reduces GF appropriation by 1.5% in the 2017/2018 Biennium resulting in a cut of \$77,939.
<b>Travel and Professional Services cuts</b>	N/A	N/A	10% cut to travel and 5% cut to professional services fees	WICHE budget was reduced in the amount of \$169 for travel.
<b>Support Fees</b>	\$374,205	\$374,205	\$374,205	\$374,205 recurring. Funding increase needed to continue to support students as support fees (tuition and fees relief for students) increase over time.
<b>Dues</b> SEA19, Section 69, FN1, pg. 26.	\$18,982	\$18,982	\$18,982 one-time	\$18,982 one-time. Dues are projected to increase at 3% per year. One-time funding.
<b>Administrative Costs</b> SEA19, Section 69, FN1, pg. 26.	\$43,790	\$43,790	\$43,790 one-time	Advertising/promotion of WICHE professional student exchange program, and additional part-time accounting position (42K) to handle increased workload due to student tracking requirement. One-time funding.

<b>Other Agency Budgets that impact the University of Wyoming</b>			
<b>Issue/Page #</b>	<b>Agency</b>	<b>SEA 19</b>	<b>Explanation</b>
<b>Wyoming Investment in Nursing</b> Section 57, pg. 21	Community College Commission (Agency 57)	Added 700K back in to this budget	Budget for the Wyoming Investment in Nursing was initially cut by the JAC by over \$1.03M. A budget amendment was passed in the Senate to add back \$700K to the budget. Ultimately, the budget conference committee agreed to compromise by adding \$437K back in to the budget.

<b>UW's Wyoming Conservation Corps</b> Section 24, pg. 11	State Parks and Cultural Resources (Agency 24)	Line item for \$100K	Budget amendment added 100K for UW's Wyoming Conservation Corps to the State Parks and Cultural Resources budget. This budget item was initially cut by the JAC.
<b>Enhanced Oil Recovery Commission budget reductions</b> Section 70, pg. 26	Enhanced Oil Recovery Commission (Agency 70)	Accepted 3% cut offered by agency, in addition, cut agency by 5%	Budget reductions equaling 8% were imposed on the Enhanced Oil Recovery Commission for FY2017/2018.

<b>University of Wyoming, Section 067 Exception Requests NOT FUNDED</b>				
<b>Issue</b>	<b>UW Request</b>	<b>Gov. Rec.</b>	<b>SEA 19/SEA 29</b>	<b>Explanation</b>
<b>Compensation (salary and benefits)</b>		Denied / No salary increases		Request for same treatment as other state agencies. Compensation distribution to be guided for faculty based on comparators developed in response to Management Audit; staff based on comparison with state A&I salary classifications and other comparators. 1% increase would equal ≈ 2M/year or \$6M/biennium if compounded. <b>DENIED</b>
<b>Key employee recruitment and retention</b>	\$2M recurring	Denied		Request mirrored 2015 request for recruitment and retention funding for top faculty and staff. <b>DENIED</b>
<b>Information Technology</b>	\$2.88M one-time	Denied		\$730K to replace/renew essential bulk storage back up system; \$750K to replace/renew unified computing system; \$1.4M to replace primary data storage system. <b>DENIED</b>
<b>Residence Halls Level II planning funds</b>	\$3M cap con	Denied		Level II study to design renovation plans for new residence halls. <b>DENIED</b>



<b>Statewide BS degree in Nursing</b>	\$1.74M recurring	Denied		To place UW faculty at community colleges to establish bachelors of science in nursing at community colleges. The new faculty positions, which are focused on teaching, advising and recruiting, are critical as the new curriculum is implemented. <b>DENIED</b>
<b>Classroom adaptation/renovation</b>	\$4M cap con	Denied		Funding for the next phase of renovation/adaptation of classrooms; UW received \$4M in 2014 session. <b>DENIED</b>

<b>University of Wyoming, Medical Education Section 167, Exception Requests NOT FUNDED</b>				
<b>Issue/Page #</b>	<b>UW Request</b>	<b>Gov. Rec.</b>	<b>SEA 19/SEA29</b>	<b>Explanation</b>
<b>Compensation (salary and benefits)</b>		Denied/ No salary increases		Request for same treatment as other state agencies. <b>DENIED</b>
<b>WWAMI Space-Construction set aside</b>	\$5M one-time set aside	Denied		A change in curriculum at the University of Washington School of Medicine requires that students spend their first two years at their host school. This will require the University of Wyoming to host 40 students, up from 20 students. The current WWAMI space is inadequate for this number of students. University of Wyoming currently has an agreement with University of Washington to delay the start of hosting the second year. <b>DENIED</b> (however, space study funded)
<b>UW Residencies – Level II planning</b>	\$1M one-time for study	Denied		The Cheyenne clinic has not been renovated since its inception in the early 80's. <b>DENIED</b>
<b>Advanced nursing repayment program</b>	\$540K	Denied		Re-request of denied 2015 legislative request; this was given up by UW as a sustainable budget cut in previous years. <b>DENIED</b>
<b>Brand additional slot</b>	\$25K	Denied		Request to restore \$25K for a slot for the BRAND program. This slot was cut in 2010 budget reduction. <b>DENIED</b>

## Original Senate File 1, SEA 19 | University of Wyoming Required Reports, Sections 067, 69 and 167

### **Matching funds: report to treasurer quarterly. (Include: Athletics competitiveness, matching funds, Higher Education Endowment Funds)**

**SEA19, Section 067 FN 3, pg. 24. (Aircraft Financial Plan report)** Upon application of the university board of trustees, the state loan and investment board may loan funds to the University of Wyoming for the purpose of acquiring a replacement research aircraft for the department of atmospheric science within the college of engineering and applied science. The loan interest rate shall not exceed three percent (3%) and the loan shall otherwise be in accordance with the provisions of W.S. 16-1-109. The aircraft shall be treated as a "facility" for purposes of the loan. The university shall develop a financial plan for repayment of the loan to cover the cost of servicing the loan over the expected life of the aircraft and to cover the cost of distributions to the reserve fund as specified in footnote 4 of this section. The university shall provide a report on this plan to the joint appropriations committee within thirty (30) days after the loan is executed.

**SEA19, Section 067 FN 6, pg. 25. (Advanced Powder River Basic Coal Viability report)** Not later than November 1, 2016, the University of Wyoming school of energy resources shall report to the joint appropriations committee and the joint minerals, business and economic development interim committee on the research efforts and funding expended to advance powder river basin coal viability in consideration of federal regulations aimed at reducing carbon emissions. The report shall identify research and potential technologies which may maintain or increase revenues to the state from the production of coal.

**SEA19, Section 167, FN 1, pg. 37. (Medical Education 100 Series Flex Authority Quarterly reports)** Funds appropriated for 100 series personal services for section 167 may be transferred and expended for contract services for instructors, physicians and other health care providers for the University of Wyoming family practice residency and WWAMI medical education programs. The University of Wyoming shall report any transfers and expenditures pursuant to this footnote in accordance with section 308 of this act. Also See, SEA 19, Section 308(b), pg. 60. The department of health and the University of Wyoming shall report quarterly to the joint appropriations committee and the joint labor, health and social services interim committee regarding the department's and the university's respective exercise of authority under subsection (a) of this section and shall include in the reports the specific uses and dollar amounts for each exception.

**SEA 19, Section 308, pg. 60.** Section 308(b) The department of health and the University of Wyoming shall report quarterly to the joint appropriations committee and the joint labor, health and social services interim committee regarding the department's and the university's respective exercise of authority under subsection (a) of this section and shall include in the reports the specific uses and dollar amounts for each exception.

**SEA19, Section 167, FN 2, pg. 37. (UW Family Medicine Residency Report, conducted by WDH)** Of this other funds appropriation, up to two hundred thousand dollars (\$200,000.00)SR may be expended to contract for a comprehensive review of the state medical residency programs including the services provided; past, present and future revenue streams; alternative service delivery options; and alternative organizational structures. The University of Wyoming shall contract with a nonstate entity to conduct the review only in the event that the

director of the department of health provides written notice to the university and the joint appropriations committee that the department cannot complete such a review without expenditure of these funds. The findings of the review shall be reported to the joint appropriations committee and the joint labor, health and social services interim committee by the department of health, or if review is conducted by a nonstate entity, by the University of Wyoming, not later than October 1, 2016.

**SEA 19, Section 312, pg. 63 (Operations and Maintenance report)** Section 312(c) Not later than October 31, 2017, the general services division of the department of administration and information, the University of Wyoming and the community college commission shall report to the state building commission and the joint appropriations committee on the expenditures and commitments made from the appropriations under subsection (a) of this section.

**SEA 19, Section 317, pg. 64. (Higher Education Endowments Matching Funds quarterly reports)** For purposes of higher education endowments matching funds from any appropriation shall only be available for expenditure to the extent cash or cash equivalent contributions are actually received by the University of Wyoming or a Wyoming community college for the purposes authorized. The university and community colleges shall provide quarterly reports of contributions received as required by the treasurer. The treasurer, on a quarterly basis, shall match reported donations by distributing to the university or community college an amount equal to the amount of qualifying contributions for the quarter.

**SEA 19, Section 330, pg. 71. [BUDGET REDUCTION PLANNING]**

(a) Each agency receiving a general fund appropriation under this act shall, in coordination with the budget division of the department of administration and information, submit to the governor a plan for a total five percent (5%) reduction of the agency's general fund standard budget. The reduction shall be calculated using the 2017-2018 general fund standard budget as submitted by the governor as the base amount, except as provided in subsection (b) of this section. Subject to subsection (b), the reductions shall be planned to be phased in through the 2019-2020 fiscal biennium, such that the reduction for the fiscal year commencing July 1, 2018 is not less than three and one-half percent (3.5%) of the 2017-2018 general fund standard budget as submitted by the governor divided by two (2), and the reduction for the fiscal year commencing July 1, 2019 is not less than five percent (5%) of the 2017-2018 general fund standard budget as submitted by the governor divided by two (2). The planned reductions shall include a prioritization by the agency should general fund appropriations be reduced in the amount and over the period specified in this subsection. (b) Funds appropriated to an agency by an enactment in the 2016 budget session, which were in addition to the agency's 2017-2018 general fund standard budget, shall be included in determining the base amount and shall be subject to the full five percent (5%) reduction. If an agency received general funds as a result of the governor's exercise of authority under section 323 of this act, that amount of funds shall be added to the agency's 2017-2018 general fund standard budget for purposes of calculating the reduction. (c) Each agency's plan and prioritization shall be forwarded to the legislature with the governor's supplemental budget request for consideration in the 2017 general and the 2018 budget sessions. The agency plans submitted for consideration in the 2017 general session shall include budget reductions commensurate with the most recent state revenue forecast released by the consensus revenue estimating group.

## Original Senate File 1, SEA 19 | University of Wyoming other items

### **SEA 19, Section 310, pg.61** Section 310 [BUDGET REDUCTION AUTHORITY - REVENUE SHORTFALL]

(a) The governor shall periodically review agency budgets and expenditures. If the governor determines during the review that the probable receipts from taxes or other sources of revenue for any fund or account will be less than were anticipated, and if the governor determines that these receipts plus existing revenues in the fund or account, which are available will be less than the amount appropriated, the governor, after reviewing the budget, shall give notice to the state agencies concerned and reduce the amount appropriated to prevent a deficit. This section shall apply to all appropriations in this act regardless of whether the appropriation is for a specified project or purpose, including but not limited to capital construction projects. This section shall apply whether the appropriation is to be expended directly by an agency or is made to an agency for distribution to another entity. As used in this section "agency" includes an authority, board, commission, council, department, institution, instrumentality, office and other separate operating agency or unit of the executive and judicial department of state government and includes the University of Wyoming and each community college. Any reductions made pursuant to this section shall be reported through the B-11 process as authorized by W.S. 9-2-1005(b)(ii) and reported pursuant to W.S. 9-2-1013(b).

**(b) If 2016 Senate File 0068 is enacted into law, this section is repealed. (Note, SF68 was enacted into law).**

### **SEA 19, Section 312, pg. 62 and 63** Section 312 [MAJOR MAINTENANCE FUNDING FOR STATE FACILITIES, UNIVERSITY AND COMMUNITY COLLEGES]

(a) For the biennium beginning July 1, 2016, there is appropriated from the general fund for major building and facility repair and replacement to the entities and in the amounts specified as provided in this subsection: (i) There is appropriated from the general fund sixty-five million one hundred sixty-one thousand eight hundred twenty-nine dollars (\$65,161,829.00); (ii) The appropriation in paragraph (i) of this subsection shall be distributed as follows: ... (B) Thirty-five and thirty-two hundredths percent (35.32%) - To the University of Wyoming for university facilities, excluding student housing, the student union and auxiliary services areas, the latter being those areas funded by university self-sustaining revenues;

(b) Notwithstanding W.S. 9-2-1008, 9-2-1012(e) and 9-4-207(a) appropriations made under subsection (a) of this section shall be separately accounted for by the recipient and shall not revert. Expenditures from these appropriations shall be restricted to expenses incurred for major building and facility repair and replacement as defined in W.S. 9-5-107(h) and as prescribed by rule and regulation of the state building commission.

(c) Not later than October 31, 2017, the general services division of the department of administration and information, the University of Wyoming and the community college commission shall report to the state building commission and the joint appropriations committee on the expenditures and commitments made from the appropriations under subsection (a) of this section.

(d) Not later than September 1, 2017, the general services division of the department of administration and information shall submit to the state building commission a recommendation for funding for the biennium beginning July 1, 2018, for major building and facility repair and replacement for state institutions, for University of Wyoming facilities and for community college facilities. This recommendation for all facilities shall be based on a formula adopted by the state building commission pursuant to W.S. 9-5-107(g), except that the formula shall

incorporate the gross square footage of buildings and facilities for each category of buildings for state facilities, university facilities, and community college facilities, not to exceed seven (7) building categories for each entity, excluding student housing, the student union and auxiliary services areas funded exclusively through university or community college generated revenues unless otherwise specified.

**SEA19, Section 317, pg. 64** Section 317 [HIGHER EDUCATION MATCHING FUNDS]

Section 317. For purposes of higher education endowments matching funds from any appropriation shall only be available for expenditure to the extent cash or cash equivalent contributions are actually received by the University of Wyoming or a Wyoming community college for the purposes authorized. The university and community colleges shall provide quarterly reports of contributions received as required by the treasurer. The treasurer, on a quarterly basis, shall match reported donations by distributing to the university or community college an amount equal to the amount of qualifying contributions for the quarter.

**SEA 19, Section 321, pg. 66** Section 321 [UW DEPARTMENT OF PETROLEUM ENGINEERING]

Section 321. The five million dollars (\$5,000,000.00) in general fund monies appropriated in 2014 Wyoming Session Laws, Chapter 26, Section 2, Section 067, footnote 11 shall only be expended for the endowment challenge fund program as provided in W.S. 21-16-901 through 21-16-904 and only to support up to three (3) positions within the department of petroleum engineering.

**SEA 19, Section 330, pg. 71** Section 330 [BUDGET REDUCTION PLANNING]

(a) Each agency receiving a general fund appropriation under this act shall, in coordination with the budget division of the department of administration and information, submit to the governor a plan for a total five percent (5%) reduction of the agency's general fund standard budget. The reduction shall be calculated using the 2017-2018 general fund standard budget as submitted by the governor as the base amount, except as provided in subsection (b) of this section. Subject to subsection (b), the reductions shall be planned to be phased in through the 2019-2020 fiscal biennium, such that the reduction for the fiscal year commencing July 1, 2018 is not less than three and one-half percent (3.5%) of the 2017-2018 general fund standard budget as submitted by the governor divided by two (2), and the reduction for the fiscal year commencing July 1, 2019 is not less than five percent (5%) of the 2017-2018 general fund standard budget as submitted by the governor divided by two (2). The planned reductions shall include a prioritization by the agency should general fund appropriations be reduced in the amount and over the period specified in this subsection. (b) Funds appropriated to an agency by an enactment in the 2016 budget session, which were in addition to the agency's 2017-2018 general fund standard budget, shall be included in determining the base amount and shall be subject to the full five percent (5%) reduction. If an agency received general funds as a result of the governor's exercise of authority under section 323 of this act, that amount of funds shall be added to the agency's 2017-2018 general fund standard budget for purposes of calculating the reduction. (c) Each agency's plan and prioritization shall be forwarded to the legislature with the governor's supplemental budget request for consideration in the 2017 general and the 2018 budget sessions. The agency plans submitted for consideration in the 2017 general session shall include budget reductions commensurate with the most recent state revenue forecast released by the consensus revenue estimating group.

## Capital Construction Funding Bill, SF 41, SEA29 | 2016

<b>Simple Summary of 2017/2018 University of Wyoming Capital Construction Funding</b>		
<b>Item</b>	<b>Request</b>	<b>Funded by SEA 29</b>
<b>University of Wyoming Science Initiative Facility</b>	\$70M one-time	\$100M (\$51.2 released when the state receives certain AML funds, plus an additional \$24.4M from 2017 SIPA and \$24.4M from 2018 SIPA).
<b>Engineering Building</b>	\$4.57M one-time for backfill to Engineering Building account	\$14.5M (11.5M released when the state receives certain AML funds, plus an additional \$3M available immediately).
<b>West Campus Energy Plan</b>	\$1M one-time for study	\$1M released when the state receives certain AML funds.
<b>Property Purchases</b>	\$3M one-time	\$3M released when the state receives certain AML funds.
<b>WWAMI Level II Study</b>	\$300K one-time	\$300K released when the state receives certain AML funds.

### Original Senate File 41, Senate Enrolled Act 29 | State Funded Capital Construction (2017/2018)

### Original Senate File 41, Senate Enrolled Act 29 | State Funded Capital Construction (2017/2018)

<b>Detailed Summary of the 2017/2018 University of Wyoming Capital Construction Funding</b>				
<b>Issue/Page #</b>	<b>UW Request</b>	<b>Gov. Rec.</b>	<b>SEA 29</b>	<b>Explanation</b>
<b>UW Science Initiative account</b> SEA29, Sect. 1, Pg. 1, creating W.S. 9-4-222				The UW science initiative account created by 2015 Wyoming Session Laws (Chpt. 142, Section 317(c) is continued. Funds within the account shall only be expended upon legislative appropriations. Funds within account shall be invested by treasurer, earnings to go to the GF.
<b>Capital Construction Appropriations for UW projects, Section 3(ii), beginning on pg. 5</b>				

**Capital Construction: Section 3(b)(i)** general funds appropriated in this section shall only be released for purposes of expenditure when a like amount of unappropriated, unobligated and unrestricted federal funds have been received by the state of Wyoming in the fiscal biennium commencing July 1, 2016 as certified by the governor and determined by the state auditor. Upon certification and determination of the receipt and deposit of such federal funds, general funds appropriated in section 3 of this act shall be made available for expenditure in the following order:

<b>Item</b>	<b>UW Request</b>	<b>Gov. Rec.</b>	<b>SEA 29</b>	<b>Explanation</b>
<b>(A) Engineering Building I</b>	\$4.57M one-time for Engineering construction account backfill	\$4.5 for Engineering backfill	\$11.5M	\$11.5M for the Engineering Building I.
<b>(B) West Campus Energy Plan</b>	\$1M one-time appropriation for a study	\$1M one-time appropriation for a study	\$1M	\$1M for the West Campus Energy Plant.
<b>(J) Science Initiative Facility</b>	\$70M one-time	\$30M one-time	\$51.2M GF	State treasurer to deposit this amount into the UW science initiative account.
<b>(K) Property Purchases</b>	\$3M one-time	\$3M one-time	\$3M	\$3M for property purchases
<b>(M) WWAMI Level II study</b>	\$300k one-time	\$300k one-time	\$300K	\$300K for UW Med Ed – WWAMI Level II study.

**Pursuant to Section 3(b)(iii), Federal funds certified by the governor and determined by the state auditor to have met the requirements of Section 3(b)(i), shall be deposited to the GF unless otherwise directed by law.**

**Pursuant to Section 3(b)(ii), Section 3(b)(i) restrictions shall not apply to:**

<b>(B) Engineering Building</b>			\$3M GF one-time	\$3M GF appropriated to the Engineering Building II. This appropriation is not restricted/conditioned by the receipt of federal funds in the same amount. Appropriation effective immediately.
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**Wyoming State Veterinary Biosafety Level III Lab, Section 5.** In addition to the authority provided under W.S. 9-1-417, and upon approval of the governor, the state treasurer and the state auditor shall direct a no interest loan from the state's risk management pool to the department of administration and information construction management program within the general services division as they determine necessary for repairs to

the Wyoming state veterinary biosafety level III laboratory. The division may expend the funds as necessary to fully commission the laboratory space. Proceeds collected from insurers and third parties for the repairs shall be used to repay the loan. The attorney general, department of administration and information and the University of Wyoming shall coordinate efforts to recover damages to the Wyoming state veterinary biosafety level III laboratory.

**Conditional Appropriations from Investment Earnings Derived in FY2017, Section 7. (SEA 29, pg. 11)** The following sums of money are appropriated for the capital construction projects specified from revenues credited to the **strategic investments and projects account** under W.S. 9-4-719(q) attributable to earnings from the fiscal year beginning July 1, 2016 and ending June 30, 2017. Appropriations for these projects remain in effect until the project is completed. Any unexpended, unobligated appropriations remaining in a capital construction project budget upon completion of the project shall be deposited into the capitol building rehabilitation and restoration account created by W.S. 9-5-109(j). To the extent funds are available, the appropriations shall be made available as soon as practicable on or after June 30, 2017, but not later than ninety (90) days after the end of the 2017 fiscal year. ... In the event there are insufficient funds to accomplish the purposes of all appropriations in this section from earnings deposited to the strategic investment and projects account in fiscal year 2017 the state treasurer and the state auditor may utilize interfund loans from the legislative stabilization reserve account as authorized in section 9 of this act. If there are insufficient funds in the strategic investment and projects account and the legislative stabilization reserve account to accomplish the purposes of all appropriations in this section, appropriations shall be made in priority order, with the total appropriation funded for each priority before funding the next priority as specified:

<b>(III) UW Science Initiative</b>			\$24.4M 2017 SIPA	\$24.4M. The state treasurer shall deposit this appropriation in the University of Wyoming science initiative account.
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**Conditional Appropriations from Investment Earnings Derived in FY 2018, Section 8. (SEA 29, pg. 12)** The following sums of money are appropriated for the capital construction projects specified from revenues credited to the **strategic investments and projects account** under W.S. 9-4-719(q) attributable to earnings from the fiscal year beginning July 1, 2017 and ending June 30, 2018. Appropriations for these projects remain in effect until the project is completed. Any unexpended, unobligated appropriations remaining in a capital construction project budget upon completion of the project shall be deposited into the capitol building rehabilitation and restoration account created by W.S. 9-5-109(j). To the extent funds are available, the appropriations shall be made available as soon as practicable on or after June 30, 2018, but not later than ninety (90) days after the end of the 2018 fiscal year. ... In the event there are insufficient funds to accomplish the purposes of all appropriations in this section from earnings deposited to the strategic investment and projects account in fiscal year 2018 the state treasurer and the state auditor may utilize interfund loans from the legislative stabilization reserve account as authorized in section 9 of this act. If there are insufficient funds in the strategic investment and projects account and the legislative stabilization reserve account to accomplish the purposes of all appropriations in this section, appropriations shall be made in priority order, with the total appropriation funded for each priority before funding the next priority as specified:

<b>(II) UW Science Initiative</b>			\$24.4M 2018 SIPA	\$24.4M. The state treasurer shall deposit this appropriation in the University of Wyoming science initiative account
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**Interfund Loan, Section 9.** (SEA 29, Sect. 9, pg. 14) In addition to the authority provided under W.S. 9-1-417 the state treasurer and the state auditor may utilize up to one hundred fifty million dollars (\$150,000,000.00) in interfund loans from the unexpended, unobligated balance of the legislative stabilization reserve account for deposit to the strategic investments and projects account as necessary to meet appropriations from that account and contract obligations of the department of administration and information and University of Wyoming incurred for purposes of this act. The state treasurer and the state auditor shall not utilize interfund loans under this section to meet appropriations for Mineral impacted roads in section 7, priority VI and section 8, priority V, appropriations for the Ludden library in section 7, priority II or appropriations for the Capitol bldg. rehabilitation and restoration account in section 7, priority V and section 8, priority IV of this act. **(LSRA backstop for SIPA)**

**Deposit of Reversions to Capitol Building Rehabilitation and Restoration Account, Section 10.** (SEA 29, Sect. 10, pg. 14) Any unexpended, unobligated appropriations from the general fund or budget reserve account remaining in a capital construction project budget upon completion of the project shall be deposited into the capitol building rehabilitation and restoration account created by W.S. 9-5-109(j) and shall not be transferred or expended for any other purpose. Any reversion of unexpended, unobligated funds in any capital construction budget contained in any prior capital construction appropriation from the general fund or budget reserve account, which occurs prior to July 1, 2018, shall also be deposited into the capitol building rehabilitation and restoration account, unless the appropriation specified another use of the reverted funds.

**Section 12(a).** (SEA 29, Sect. 12(a), pg. 15) 2012 Wyoming Session Laws, Chapter 26, Section 3, Section 067, footnote 1 as amended by 2013 Wyoming Session Laws, Chapter 73, Section 3, Section 067, footnote 1 is further amended to read:

1. This general fund appropriation shall be deposited to an account which shall be held by the state treasurer for distribution to the University of Wyoming for construction costs of the engineering building as provided in this footnote. ~~Of this general fund appropriation, fourteen million two hundred thousand dollars (\$14,200,000.00) shall be available to be matched by qualifying contributions meeting the provisions of W.S. 21-16-1401 through 21-16-1403, including valuation of matching funds.~~ All funds appropriated with this footnote shall only be available for expenditure as specifically authorized by the legislature. **(Eliminates match requirement for engineering Building)**

**Section 12(b).** (SEA 29, Sect. 12(b), pg. 16) 2013 Wyoming Session Laws, Chapter 156, Section 3(b) is amended to read:

[ENGINEERING BUILDING]

(b) From funds within the abandoned mine land funds balancing account under W.S. 35-11-1210(e), there is appropriated, as available, fifteen million eight hundred thousand dollars (\$15,800,000.00) to an account for the purposes of construction of an engineering building at the University of Wyoming as provided in this section. ~~Eight hundred thousand dollars (\$800,000.00) of these funds shall be available to be matched by qualifying contributions meeting the provisions of W.S. 21-16-1401 through 21-16-1403, including valuation of matching funds.~~ **(Eliminates match requirement for engineering Building)**

**Mineral Impacted Road Account, Section 13.** (SEA 29, Sect. 13, pg. 17) (a) After calculating earnings from the mineral trust fund attributable to the 2016 fiscal year as required by 2015 Wyoming Session Laws, Chapter 142, section 346, the first thirty-seven million five hundred thousand dollars (\$37,500,00.00) shall be deposited as provided in that section. The next twenty-four million two hundred thousand dollars

(\$24,200,000.00) of such calculated earnings shall be deposited to a mineral impacted road account, which is hereby created. Any remaining earnings shall be available for appropriation as provided in section 346. ... Section effective immediately.

## AML Funding Bill, Original Senate File 40, SEA 62 | 2016

### **Future AML Funding, Section 1.** (SEA 62, Section 1, pg. 1-2)

(a) No application to the federal office of surface mining for grants from the state of Wyoming's share of abandoned mine land funds from the Surface Mining Control and Reclamation Act Amendments of 2006, Section 411(h)(1), pursuant to 2006 H.R. 6111, as amended by 2015 H.R. 22, Section 43001, shall be made except as expressly authorized by the legislature. Unless otherwise specified, grant funds received for the purposes authorized in this act shall be deposited into the state abandoned mine land funds reserve account pursuant to W.S. 35-11-1210. All funds received from the authorized grants which are deposited in the state abandoned mine land funds reserve account are appropriated to the department of environmental quality in the amounts specified in this section to be expended for the purposes set forth in this section.

(b) The legislature authorizes the department of environmental quality to submit grant applications to the federal office of surface mining for distribution of a portion of funds specified in subsection (a) of this section, including funds previously deposited in the reserve account created by W.S. 35-11-1210(a), for the period ending June 30, 2018 as follows:

(ii) One hundred sixty-two million three hundred thousand dollars (\$162,300,000.00) to the highway fund for highway projects, with priority given for addressing the impacts of mineral development; ...

**AML Funding – Reappropriation of Prior Authorizations, Section 2.** (SEA 62, Sect. 2(a), pg. 2) The legislature authorizes the DEQ to submit new grant applications or modify existing grant applications to the federal office of surface mining to reappropriate previously authorized funds as follows: (iii) One million five hundred thousand dollars (\$1,500,000.00), or as much thereof as remains available to, the department of administration and information from funds appropriated in 2011 Wyoming Session Laws, Chapter 88, Section 346(c)(iii) for the Michael B. Enzi science, technology, engineering and mathematics (STEM) undergraduate teaching laboratory to be located on the University of Wyoming campus in Laramie;

**AML Funding- Extension of University of Wyoming Reclamation and Restoration Challenge Account, Section 4.** (SEA 62, Sect. 4, pg. 4) Section 4. W.S. 21-16-1601(a)(ii) and 21-16-1602(b) are amended to read:

21-16-1601. Definitions.

(a) As used in this article: (ii) "Qualifying contribution" means a transfer of money or other property of a value of not less than one hundred thousand dollars (\$100,000.00) to the University of Wyoming foundation to be expended by the university exclusively for the Wyoming reclamation and restoration center. The commitment for a qualifying contribution or the contribution itself shall be made in the period beginning July 1, 2011 and ending June 30, ~~2016~~ 2018. The contribution shall be actually received by the University of Wyoming foundation on or before June 30, ~~2018~~ 2020.

21-16-1602. University reclamation and restoration challenge account.

(b) All investment earnings from in the account shall be credited to the account. Notwithstanding W.S. 9-2-1012(e) or 9-4-207, funds within the account shall not lapse or revert until June 30, ~~2020~~ 2022. Until reverted, funds within the account are continuously appropriated and shall remain available for distribution as provided in this article.

**AML Funding – Extension of Prior Authorizations, Section 5.** (SEA 62, Sect. 5(b), pg. 6) 2012 Wyoming Session Laws, Chapter 27, Section 2(b)(vii) and (c)(intro) and (v) are amended to read:

(b) The grant applications submitted by the department to the federal office of surface mining shall seek authority to redirect the funds for the following projects:

(vii) Two million dollars (\$2,000,000.00) to the ~~Wyoming pipeline authority~~ **office of the governor** to begin to develop and implement a permitting process to further a carbon dioxide pipeline network across federal lands in Wyoming. The Wyoming pipeline authority shall perform this work **under the direction of the governor's office and** in coordination with the University of Wyoming school of energy resources and the enhanced oil recovery institute;

(c) Except for funds specified in this subsection, funds appropriated under this section shall be for the period beginning with the effective date of this section and ending June 30, 2014. Notwithstanding W.S. 9-2-1008, 9-2-1012(e) and ~~9-4-207(a)~~ 9-4-207, any unexpended, unobligated funds subject to:

(v) Paragraph (b)(vii) of this section shall not revert until June 30, ~~2016~~ 2018; and

**AML Funding – Reversion of Prior Authorization, Section 6.** (SEA 62, Sect. 6, pg. 6-7) 2013 Wyoming Session Laws, Chapter 156, Section 2(c)(intro), (iii) and (v) is amended to read:

(c) Except for funds specified in this subsection, funds appropriated under this section shall be for the period beginning with the effective date of this section and ending June 30, 2014. Notwithstanding W.S. 9-2-1008, 9-2-1012(e) and ~~9-4-207(a)~~ 9-4-207, any unexpended, unobligated funds subject to:

(iii) Paragraph (b)(iii) of this section, **including any substitute general funds**, shall ~~not~~ revert ~~until June 30~~ **no later than March 15**, 2016;

**(Note, this is \$1M to DOT for a study of a compressed natural gas fueling station and conversion of UW vehicles to compressed natural gas, money reverts now on March 15, 2016) (Re-appropriated to UW cap con).**

(v) Subparagraph (b)(vi)(C) of this section, **including any substitute general funds**, shall ~~not~~ revert ~~until June 30~~ **no later than March 15**, 2016;

**(Note, this is \$9M to the governor's office to support the design/construction of a commercial scale facility which converts minerals to**

**value added products.) (Re-appropriated to UW cap con).**