

**DRAFT ONLY  
NOT APPROVED FOR  
INTRODUCTION**

SENATE FILE NO.

Wyoming business council-repeal.

Sponsored by: Senator(s) Laursen, D

A BILL

for

1 AN ACT relating to the administration of the government;  
2 repealing and terminating the Wyoming business council;  
3 repealing the Wyoming Economic Development Act and  
4 renumbering portions of the act; specifying requirements  
5 and conditions for the repeal and termination; transferring  
6 specified functions of the Wyoming business council to  
7 other state entities; making conforming amendments;  
8 repealing obsolete provisions; requiring reports;  
9 specifying applicability; authorizing positions; providing  
10 an appropriation; and providing for effective dates.

11

12 *Be It Enacted by the Legislature of the State of Wyoming:*

13

1           **Section 1.**

2

3           (a) On July 1, 2026, the Wyoming business council is  
4 repealed, terminated and shall cease to function, subject  
5 to the requirements of this act.

6

7           (b) On the effective date of this section, the Wyoming  
8 business council shall:

9

10           (i) Not accept any new applications for grants,  
11 loans, bonds or other funding for any programs operated by  
12 the Wyoming business council or for any programs for which  
13 the council has been delegated administration or operation;

14

15           (ii) Not process any pending applications for  
16 grants, loans, bonds or other funding for any programs  
17 operated by the Wyoming business council or for any  
18 programs for which the council has been delegated  
19 administration or operation;

20

21           (iii) Not approve any grants or disburse any  
22 grant funds for grants not approved or executed before the  
23 effective date of this section. For purposes of this

1 paragraph, the business council may disburse grant funds  
2 encumbered or obligated before the effective date of this  
3 section until July 1, 2026;

4

5 (iv) Not approve any loans or bonds or disburse  
6 any funds for loans or bonds not approved or executed  
7 before the effective date of this section;

8

9 (v) Take all actions necessary to transfer the  
10 functions and programs specified in section 2 of this act  
11 in accordance with section 2 of this act;

12

13 (vi) Take all actions necessary to effectuate  
14 this act and wind up all activities of the Wyoming business  
15 council not later than July 1, 2026.

16

17 (c) On the effective date of this section, no new  
18 capital construction project as defined in W.S. 9-2-  
19 3001(b)(ii) specified for or on behalf of the Wyoming  
20 business council shall commence or begin construction.  
21 Nothing in this subsection shall be construed to impair any  
22 project commenced or in progress as of the effective date  
23 of this section.

1

2 (d) Not later than April 30, 2026, the business  
3 council shall report to the joint appropriations committee,  
4 the joint minerals, business and economic development  
5 interim committee, the governor, the state budget  
6 department and the Wyoming energy authority on all of the  
7 following:

8

9 (i) The total amount of grant funds obligated for  
10 disbursement but not disbursed for grants approved and  
11 executed before the effective date of this section,  
12 itemized by program;

13

14 (ii) The number of loans executed by the business  
15 council before the effective date of this section that are  
16 still outstanding as of the date of the report required  
17 under this subsection. In reporting information under this  
18 paragraph, the business council shall itemize each loan by  
19 program and report the recipient of each outstanding loan,  
20 the terms and conditions of each outstanding loan, the  
21 repayment schedule for each loan and the amount remaining  
22 to be repaid for each outstanding loan;

23

1           (iii) The number of bonds executed by the  
2 business council before the effective date of this section  
3 that are still outstanding as of the date of the report  
4 required under this subsection. In reporting information  
5 under this paragraph, the business council shall report  
6 each outstanding bond, the terms and conditions of each  
7 outstanding bond and any amount remaining to be paid or  
8 repaid for each outstanding bond;

9

10           (iv) All real and personal property owned or held  
11 by the business council as of the date of the report  
12 required under this subsection. Information reported under  
13 this paragraph shall include the program or function for  
14 which the property is owned or held;

15

16           (v) Each program and function administered or  
17 operated by the business council specified in section 2(c)  
18 of this act;

19

20           (vi) Each set or group of funds received by the  
21 business council specified in section 2(c) of this act;

22

1           (vii) All actions taken by the business council  
2 to wind up the activities of the council and effectuate  
3 this act;

4

5           (viii) All actions taken by the business council  
6 to transfer the functions and programs specified with  
7 section 2 of this act in accordance with section 2 of this  
8 act;

9

10           (ix) Whether any further legislative changes are  
11 needed to effectuate this act and the purposes of this act.

12

13           (e) On July 1, 2026, the state budget department shall  
14 assume all duties, assets, liabilities, investments, equity  
15 positions, ownership interests and other interests of the  
16 Wyoming business council with respect to all existing  
17 loans, grants and other obligations of the Wyoming business  
18 council executed before the effective date of this section,  
19 subject to the transfers specified in section 2 of this  
20 act. The state budget department shall administer the  
21 grants and loans in accordance with the terms and  
22 conditions of those grants and loans and in accordance with

1 all applicable laws as those laws existed before their  
2 repeal on July 1, 2026.

3

4 (f) On July 1, 2026:

5

6 (i) All unexpended, unobligated funds held by the  
7 Wyoming business council or that are in accounts  
8 administered by the business council shall revert to the  
9 account or source from which the funds were appropriated to  
10 the Wyoming business council or the accounts administered  
11 by the business council, except as otherwise provided in  
12 this subsection;

13

14 (ii) All unexpended, unobligated funds in the  
15 economic development account created in W.S. 9-12-  
16 301(a)(iii), the economic development enterprise fund  
17 account created in W.S. 9-12-305 and the large project  
18 account created in W.S. 9-12-308(a) shall be transferred by  
19 the state auditor to the state budget department for  
20 administration in accordance with this act;

21

22 (iii) All unexpended, unobligated funds within  
23 the Wyoming workforce development-priority economic sector

1 partnership subaccount created in W.S. 9-12-1404(a)(iii),  
2 as repealed by this act, shall be transferred by the state  
3 auditor to the Wyoming workforce development-priority  
4 economic sector account created in W.S. 9-2-2611(p), as  
5 created by this act;

6  
7 (iv) All unexpended, unobligated funds within the  
8 broadband development subaccount created in W.S. 9-12-  
9 1404(a)(ii), as repealed by this act, shall be transferred  
10 by the state auditor to the broadband development account  
11 created in W.S. 9-1-225, as created by this act;

12  
13 (v) All funds appropriated to the Wyoming  
14 business council during the 2026 budget session shall  
15 revert to the account, fund or source from which the funds  
16 were appropriated;

17  
18 (vi) All real and personal property held by the  
19 business council shall pass to and be vested in the state,  
20 consistent with W.S. 9-12-103(c), as repealed by this act.  
21 For purposes of this paragraph, the state agencies and  
22 entities specified in this act shall administer the  
23 property transferred under this paragraph in accordance



1 with the requirements of this act. The Wyoming energy  
2 authority, the state budget department and the office of  
3 the governor shall take all actions necessary to effectuate  
4 the transfer of property specified in this paragraph.

5  
6 (g) On July 1, 2026, the authorization for any full-  
7 time positions, part-time positions and at-will employment  
8 contract positions authorized for or allocated to the  
9 Wyoming business council, including any positions  
10 authorized during the 2026 budget session, shall cease and  
11 be terminated.

12  
13 **Section 2.**

14  
15 (a) The Wyoming energy conservation improvement  
16 program created in W.S. 9-12-1201 through 9-12-1203 is  
17 hereby transferred to the Wyoming energy authority on July  
18 1, 2026. All property, equipment, obligations and  
19 unexpended funds of the Wyoming energy conservation  
20 improvement program shall be transferred from the Wyoming  
21 business council to the Wyoming energy authority on July 1,  
22 2026, except as provided in this section.

1           (b) The Wyoming minerals to value added products  
2 program created in W.S. 9-20-101 through 9-20-104 is hereby  
3 transferred to the Wyoming energy authority on July 1,  
4 2026. All property, equipment, obligations and unexpended  
5 funds of the Wyoming minerals to value added products  
6 program are transferred from the Wyoming business council  
7 to the Wyoming energy authority on July 1, 2026, except as  
8 provided in this section.

9  
10           (c) Unless otherwise provided by this act, on July 1,  
11 2026, the following functions and programs, and all  
12 property, equipment, obligations and unexpended funds of  
13 the following functions and programs, are hereby  
14 transferred to the state budget department:

15  
16           (i) Any funds held or invested by or for the  
17 Wyoming business council for any programs for which the  
18 business council has statutory authority or other delegated  
19 authority to operate and administer, and the associated  
20 programs and functions connected to or funded by those  
21 funds;

1           (ii) Any funds received by the business council  
2 from any nonstate source for disbursement or expenditure  
3 for any purpose, program or function for which the business  
4 council has statutory authority or other delegated  
5 authority to operate and administer, and the associated  
6 programs and functions connected to or funded by those  
7 funds;

8  
9           (iii) The administration of any funds or accounts  
10 held or administered by the Wyoming business council  
11 containing funds or created within the revolving investment  
12 fund created under article 16, section 12 of the Wyoming  
13 constitution;

14  
15           (iv) Any other program, function or group of  
16 funds assigned to the business council by law not otherwise  
17 transferred or repealed in this act;

18  
19           (v) Any other program, function or group of funds  
20 delegated by another state agency or entity to the business  
21 council, or for which the business council has assumed  
22 authority, administration or oversight, not otherwise  
23 transferred or repealed in this act.

1

2 (d) The following shall apply to the reorganization  
3 specified in subsections (a) through (c) of this section:

4

5 (i) No plan of reorganization under W.S. 9-2-  
6 1707(a)(iii) for the transfer of the programs and functions  
7 specified in this section shall be required;

8

9 (ii) Upon the transfer of the programs and  
10 functions specified in this section, the agencies specified  
11 in this section to assume those programs and functions  
12 shall assume all duties and authorities granted under  
13 Wyoming law related to the programs and functions assumed.

14

15 **Section 3.**

16

17 (a) Nothing in this act shall be construed to impair  
18 any existing contracts, agreements or other obligations of  
19 the Wyoming business council executed before the effective  
20 date of this section.

21

22 (b) Beginning July 1, 2026, the state budget  
23 department shall, to the greatest extent authorized by law,

1 fulfill existing agreements, contracts and other  
2 obligations of the Wyoming business council in accordance  
3 with the requirements of this act. To the extent that the  
4 Wyoming business council has outstanding contracts,  
5 agreements or other obligations that cannot be assumed  
6 lawfully by the state budget department as provided in this  
7 act, the office of the governor shall assume those  
8 contracts, agreements or other obligations.

9  
10 **Section 4.** W.S. 9-1-225 is created to read:

11  
12 **9-1-225. Broadband development account.**

13  
14 (a) The broadband development subaccount created in  
15 W.S. 9-12-1404(a)(ii) is hereby continued as the broadband  
16 development account. Funds within this account may be  
17 expended by the governor or the governor's designee to:

18  
19 (i) Provide funding for agreements for the  
20 provision of broadband services in Wyoming;

21  
22 (ii) Provide the state's share of any matching  
23 funds required for the state to receive federal funds under

1 any federal broadband program including, but not limited  
2 to, the broadband equity, access and deployment program  
3 established by the federal Infrastructure Investment and  
4 Jobs Act, P.L. 117-58; 135 Stat. 429.

5  
6 **Section 5.** W.S. 9-1-202(a), 9-2-1004 by creating new  
7 subsections (d) and (e), 9-2-2601(d), 9-2-2604(c), 9-2-  
8 2610(a)(xii) and (xvi), 9-2-2611(a), (c), (m), (o)(ii) and  
9 by creating a new subsection (p), 9-2-2906(b)(xii), 9-2-  
10 3001(b)(i), 9-4-715(n)(intro), 9-12-1002(a)(intro), 9-23-  
11 102(a)(i), 9-23-105(f)(intro), (i)(intro) and (ii) and (h),  
12 9-23-106(g), 10-3-601(c), 10-7-103(c)(ii), 11-10-  
13 115(a)(vi), 15-1-709, 17-11-104(a)(iv), 17-11-110(a), 21-  
14 16-1905(b), 21-18-104, 27-13-102(a)(intro), 37-5-503(j) and  
15 by creating a new subsection (k), 37-5-504(a)(xiii), 39-15-  
16 105(a)(viii)(S)(III)(4), 39-16-105(a)(viii)(H)(III)(4) and  
17 40-11-102(b), (c) and by creating a new subsection (d) are  
18 amended to read:

19  
20 **9-1-202. Removal of appointive officers and**  
21 **commissioners; reason for removal to be filed.**

1 (a) Notwithstanding any other provision of law and  
2 except as otherwise provided in this section, any person  
3 may be removed by the governor, at the governor's pleasure,  
4 if appointed by the governor to serve as head of a state  
5 agency, department or division, or as a member of a state  
6 board or commission. ~~The governor may only remove a member~~  
7 ~~of the Wyoming business council as provided in W.S. 9-12-~~  
8 ~~103.~~

9  
10 **9-2-1004. Duties of the department; receipt of**  
11 **monthly statements of income, revenues and expenditures of**  
12 **state agencies and offices; authority to contract;**  
13 **purposes; administration of funds.**

14  
15 (d) Beginning July 1, 2026, the department shall  
16 administer funds within the revolving investment fund  
17 created under article 16, section 12 of the Wyoming  
18 constitution previously administered by the Wyoming  
19 business council. Funds within the revolving investment  
20 fund and specified within this subsection shall not be  
21 expended except upon legislative appropriation.

1       (e) Beginning July 1, 2026, the department shall  
2 administer any outstanding grants, loans, bonds and other  
3 obligations assumed or entered into by the Wyoming business  
4 council before the repeal of the Wyoming business council.  
5 Not later than November 1, 2026 and each November 1  
6 thereafter, the department shall report to the joint  
7 appropriations committee and the joint minerals, business  
8 and economic development interim committee on the status of  
9 outstanding grant funds to be disbursed, outstanding loans,  
10 outstanding bonds and other obligations assumed by the  
11 board under this subsection. The report shall specify each  
12 grant, loan, bond and other obligation still outstanding  
13 and the amount, terms and conditions of each grant, loan,  
14 bond and other obligation.

15  
16       **9-2-2601. Department of workforce services; duties**  
17 **and responsibilities; agreements with other agencies**  
18 **authorized; definition; merger with department of**  
19 **employment.**

20  
21       (d) The department shall administer expenditures from  
22 the workforce development training fund as provided in W.S.  
23 9-2-2604. The department shall administer expenditures from



1 the Wyoming workforce development-priority economic sector  
2 partnership ~~subaccount within the economic diversification~~  
3 account as provided in W.S. 9-2-2609 through 9-2-2611. ~~and~~  
4 ~~9-12-1404.~~

5  
6 **9-2-2604. Workforce development training fund**  
7 **established.**

8  
9 (c) Expenditures from the workforce development  
10 training fund for purposes authorized in subsection (b) of  
11 this section shall be approved by the director of the  
12 department of workforce services based on procedures,  
13 criteria and performance measures established by  
14 regulations. ~~Notification of expenditures approved under~~  
15 ~~paragraphs (b) (iii) and (iv) of this section and a copy of~~  
16 ~~the training fund application shall be provided to the~~  
17 ~~Wyoming business council.~~ The director of the department of  
18 workforce services shall report annually to the governor  
19 and the legislature on the expenditures made from the  
20 training fund in the preceding fiscal year and the results  
21 of the activities funded by the training fund.

22  
23 **9-2-2610. Definitions.**

1

2 (a) As used in this act:

3

4 (xii) "Priority economic sector business" means  
5 an employer engaged in establishing or expanding operations  
6 within a priority economic sector identified in the twenty  
7 (20) year comprehensive economic diversification strategy  
8 approved by the governor ~~pursuant to W.S. 9-12-1402~~ in  
9 Wyoming that through the employment of knowledge or labor  
10 add value to a product, process or export service that  
11 results in the creation of new wealth;

12

13 (xvi) "Wyoming workforce development-priority  
14 economic sector partnership ~~subaccount~~ account" or  
15 ~~"subaccount"~~ "account" means the ~~subaccount~~ account created  
16 in W.S. ~~9-12-1404(a)(iii)~~ 9-2-2611(p);

17

18 **9-2-2611. Priority economic sector business workforce**  
19 **training programs; eligibility.**

20

21 (a) The department, in consultation with the  
22 coordinator of economic diversification shall administer  
23 the Wyoming workforce development-priority economic sector

1 partnership program. Using available monies within the  
2 Wyoming workforce development-priority economic sector  
3 partnership ~~subaccount~~account, the department may contract  
4 to provide training funds for education or skills based  
5 training for employees for priority economic sector  
6 businesses in new jobs. The funds shall be provided to  
7 eligible training providers in accordance with contracts  
8 between the department, priority economic sector business  
9 employers and eligible training providers, for the purpose  
10 of providing employees with education and training required  
11 for jobs in new or expanding priority economic sector  
12 businesses in the state.

13

14 (c) An applicant shall provide a match of at least  
15 one dollar (\$1.00) for every one dollar (\$1.00) requested  
16 from the ~~subaccount~~account. The match may include new  
17 loans and investments and expenditures for direct project  
18 related costs such as new equipment and buildings. The  
19 department may consider recent purchases of fixed assets  
20 directly related to the proposal on a case-by-case basis. A  
21 purchase of fixed assets directly related to the proposed  
22 training activities that have been made within ninety (90)

1 days after submission of the application may be considered  
2 eligible by the department.

3  
4 (m) ~~The Wyoming business council shall assist the~~  
5 ~~department with review of information provided under~~  
6 ~~paragraphs (h) (i) and (ii) of this section, as requested by~~  
7 ~~the department.~~ If the department determines that an  
8 applicant meets the criteria established in this section  
9 and has complied with the applicable procedures and review  
10 processes established by the department, the department may  
11 recommend funding for a priority economic sector business  
12 workforce development program and the disbursement of funds  
13 under contract to the eligible training provider. The  
14 recipient eligible training provider shall use funds  
15 received under the program in accordance with the  
16 provisions of the contract. No funding shall be provided  
17 for any program without the written opinion of the attorney  
18 general certifying the legality of the transaction and all  
19 documents connected therein. Upon recommendation of the  
20 department, certification by the attorney general, and  
21 approval by the governor or his designee, funding from the  
22 Wyoming workforce development-priority economic sector

1 partnership ~~subaccount~~account may be distributed to the  
2 eligible training provider.

3  
4 (o) The department shall:

5  
6 (ii) Report annually to the joint appropriations  
7 committee on the expenditures made from the Wyoming  
8 workforce development-priority economic sector partnership  
9 ~~subaccount~~account in the preceding fiscal year and the  
10 results of each partnership project's activities.

11  
12 (p) The Wyoming workforce development-priority  
13 economic sector partnership subaccount created in W.S. 9-  
14 12-1404(a)(iii) is hereby continued as the Wyoming  
15 workforce development-priority economic sector partnership  
16 account. Funds within this account may be expended:

17  
18 (i) As approved by director of the department of  
19 workforce services for administrative costs incurred by the  
20 department of workforce services associated with  
21 administration of the Wyoming workforce development-  
22 priority economic sector partnership program under W.S. 9-  
23 2-2609 through 9-2-2611; and

1

2 (ii) As approved by the governor or the  
3 governor's designee to provide funding for agreements  
4 entered into pursuant to W.S. 9-2-2609 through 9-2-2611.

5

6 **9-2-2906. Office of the state chief information**  
7 **officer and director; authority; duties of department.**

8

9 (b) The department shall carry out the following  
10 coordination and management functions:

11

12 (xii) Enhance statewide broadband adoption and  
13 coordination among all governmental users; ~~in coordination~~  
14 ~~with the Wyoming business council and its broadband~~  
15 ~~advisory council;~~

16

17 **9-2-3001. State construction department created;**  
18 **definitions.**

19

20 (b) As used in this article:

21

22 (i) "Agency" means any school district, state  
23 office, department, board, council, commission, separate

1 operating agency, institution or other instrumentality or  
2 operating unit of the state excluding the University of  
3 Wyoming, ~~the Wyoming business council~~ and the Wyoming  
4 department of transportation. "Agency" shall include a  
5 Wyoming community college if the community college is  
6 conducting a capital construction project using state funds  
7 that requires approval by the community college commission  
8 or authorization by the legislature under W.S. 21-18-  
9 205(g);

10  
11 **9-4-715. Permissible investments.**

12  
13 (n) The state treasurer shall not invest state funds  
14 for a specific public purpose authorized or directed by the  
15 legislature in excess of a total of one billion dollars  
16 (\$1,000,000,000.00), excluding investments made pursuant to  
17 W.S. 37-5-406 or 37-5-605. By November 1 of each calendar  
18 year, the state treasurer, in consultation with the board,  
19 the Wyoming water development office, ~~the Wyoming business~~  
20 ~~council~~ and the office of state lands and investments,  
21 shall provide a report to the select committee on capital  
22 financing and investments and the investment funds  
23 committee on all state funds invested for a specific public

1 purpose authorized or directed by the legislature. The  
2 report shall include:

3  
4 **9-12-1002. General powers and duties of the board;**  
5 **rulemaking authority.**  
6

7 (a) The board shall be responsible for implementing  
8 the tourism program, ~~and functions assigned to the Wyoming~~  
9 ~~business council under the Wyoming Economic Development~~  
10 ~~Act,~~ including the expenditure of all funds appropriated  
11 for the tourism program and shall:  
12

13 **9-23-102. Definitions.**  
14

15 (a) As used in this act:

16  
17 (i) "Agency" means any school district, state  
18 office, department, board, council, commission, separate  
19 operating agency, institution or other instrumentality or  
20 operating unit of the state excluding the University of  
21 Wyoming, community college districts, ~~the Wyoming business~~  
22 ~~council~~ and the Wyoming department of transportation;  
23



1           **9-23-105. Selection procedures; emergency waiver.**

2

3           (f) Every agency, the University of Wyoming, each  
4 community college district, ~~the Wyoming business council~~  
5 and the Wyoming department of transportation shall base  
6 selection of a firm for professional services in accordance  
7 with the following:

8

9           (i) Except as provided in paragraph (ii) of this  
10 subsection and subsection (g) of this section, the agency,  
11 the University of Wyoming, each community college district, ~~the Wyoming business council~~  
12 ~~the Wyoming business council~~ and the Wyoming department of  
13 transportation shall select firms that are resident firms  
14 as defined by this act. Consideration between firms shall  
15 be based upon:

16

17           (ii) Nonresident firms may be selected if no  
18 firms on file, together with any applications submitted for  
19 the project, are resident firms as defined by this act or  
20 if the resident firms are determined not qualified by the  
21 agency, the University of Wyoming, each community college  
22 district, ~~the Wyoming business council~~ or the Wyoming  
23 department of transportation. Consideration of qualified

1 nonresident firms shall be based upon the considerations  
2 listed in subparagraphs (i)(A) through (G) of this  
3 subsection.

4

5 (h) Whenever an emergency arises requiring  
6 professional services, the principal representative of an  
7 agency, the University of Wyoming, the community college  
8 district, ~~the Wyoming business council~~ and the Wyoming  
9 department of transportation may waive any applicable  
10 requirement of W.S. 9-23-104 and this section if the  
11 requirement endangers the health, welfare or safety of the  
12 public.

13

14 **9-23-106. Contract procedure.**

15

16 (g) If selection of a resident firm is required under  
17 this act, the contract for professional services entered  
18 into by an agency, the University of Wyoming, each  
19 community college district, ~~the Wyoming business council~~ or  
20 the Wyoming department of transportation shall contain a  
21 certification by the resident firm providing professional  
22 services that the firm will comply with W.S. 9-23-  
23 102(a)(vi)(B). This subsection shall not be construed to

1 require a firm to comply with W.S. 9-23-102(a)(vi)(B) if  
2 the proposed project is exempt from residence firm  
3 selection by W.S. 9-23-105(g) or if selection of a resident  
4 firm is waived in accordance with W.S. 9-23-105(h).

5  
6 **10-3-601. Wyoming air services enhancement;**  
7 **legislative findings; Wyoming aeronautics commission**  
8 **authority to contract for services; requirements.**

9  
10 (c) The commission has primary responsibility and may  
11 consult with or delegate to the aeronautics division of the  
12 Wyoming department of transportation, ~~Wyoming business~~  
13 ~~council~~ or other entities as necessary, to develop criteria  
14 and contracts for financial aid under this section.

15  
16 **11-10-115. State fair board; membership; terms;**  
17 **compensation.**

18  
19 (a) There is created the state fair board consisting  
20 of the following members:

1           (vi) One (1) voting member appointed by the  
2 governor ~~from the Wyoming business council~~ who is a  
3 representative of Wyoming business interests;  
4

5           **15-1-709. Advice and information.**  
6

7 The ~~executive director of the Wyoming business council and~~  
8 ~~the~~ University of Wyoming shall furnish advice and  
9 information in connection with a project when requested to  
10 do so by a county or municipality.  
11

12           **17-11-104. Powers of corporation generally.**  
13

14           (a) In furtherance of its purposes the corporation  
15 shall, subject to the restrictions and limitations herein  
16 contained, have the following powers:  
17

18           (iv) To cooperate with and avail itself of the  
19 facilities of the United States department of commerce, ~~the~~  
20 ~~Wyoming business council created by W.S. 9-12-103~~ and any  
21 other similar state or federal governmental agencies; and  
22 to cooperate with and assist, and otherwise encourage  
23 organizations in the various communities of the state in

1 the promotion, assistance, and development of the business  
2 prosperity and economic welfare of such communities or of  
3 this state or of any part thereof;

4  
5 **17-11-110. Board of directors.**  
6

7 (a) The business and affairs of the corporation shall  
8 be managed and conducted by a board of directors, which  
9 shall consist of not less than five (5) nor more than seven  
10 (7) members. ~~One (1) member of the board shall be the chief~~  
11 ~~executive officer of the Wyoming business council or other~~  
12 ~~person designated by the council.~~ The board of directors  
13 may exercise all the powers of the corporation except such  
14 as are conferred by law or by the articles of incorporation  
15 or the bylaws of the corporation upon the shareholders or  
16 members.

17  
18 **21-16-1905. Administration; rules and regulations.**  
19

20 (b) The commission shall promulgate rules necessary  
21 to implement this article in consultation with the  
22 University of Wyoming, the department of workforce  
23 services, ~~the Wyoming business council~~ and other

1 stakeholders, including industry representatives. The rules  
2 shall provide for a preference to award scholarships which  
3 considers workforce shortages and economic development  
4 needs of the communities, regions and the state. First  
5 preference shall be given to students who received a  
6 scholarship under this article in the immediately preceding  
7 academic term and remain eligible to receive a scholarship  
8 under W.S. 21-16-1904(c). Second preference shall be given  
9 to students who have secured an industry sponsorship.  
10 Preference may be given to students based on the length of  
11 their Wyoming residency. Preference may be given to  
12 students without a degree.

13

14 **21-18-104. Small business development centers.**

15

16 The small business development centers shall be operated by  
17 the University of Wyoming. The university shall specify the  
18 organizational structure of the network of centers. ~~in~~  
19 ~~consultation with the Wyoming business council created by~~  
20 ~~W.S. 9-12-103. The university shall integrate the~~  
21 ~~operations of the centers with the Wyoming business council~~  
22 ~~to the fullest extent permitted by federal law.~~

23

1           **27-13-102. Powers and duties; rules and regulations.**

2

3           (a) The division shall, in conjunction with the  
4 department of education, ~~the business council,~~ the  
5 department of workforce services, the workforce development  
6 council, the University of Wyoming and the community  
7 college commission, establish and maintain a plan to  
8 implement the occupational transfer and retraining programs  
9 and services for displaced workers created under this act.

10 The plan shall designate:

11

12           **37-5-503. Purposes; report; duties.**

13

14           (j) Before any appropriation is made to the  
15 authority, the authority shall submit its budget for review  
16 as provided by W.S. 9-2-1010 through 9-2-1014. Any  
17 appropriation to the authority shall be expended only for  
18 administrative purposes, which shall include planning and  
19 research, and for purposes of operating the programs  
20 specified in W.S. 37-5-701 through 37-5-703 and 37-5-801  
21 through 37-5-804.

22

23           (k) The authority shall operate and administer:

1

2           (i) The Wyoming energy contracting program,  
3 pursuant to W.S. 37-5-701 through 37-5-703;

4

5           (ii) The Wyoming minerals to value added products  
6 program, pursuant to W.S. 37-5-801 through 37-5-804.

7

8           **37-5-504. Powers of the authority.**

9

10           (a) The authority may:

11

12                   (xiii) Work in consultation and coordination  
13 with entities ~~including the Wyoming business council~~ to  
14 develop, promote and identify markets for natural resources  
15 associated with energy and facilitate supply for those  
16 markets;

17

18           **39-15-105. Exemptions.**

19

20           (a) The following sales or leases are exempt from the  
21 excise tax imposed by this article:

22



1 (viii) For the purpose of exempting sales of  
2 services and tangible personal property as an economic  
3 incentive, the following are exempt:

4  
5 (S) Subject to meeting the applicable  
6 provisions of this subparagraph, the following purchases by  
7 a data processing services center as defined in W.S. 39-15-  
8 101(a)(xliv):

9  
10 (III) For the purpose of claiming the  
11 exemptions in subdivisions (I) and (II) of this  
12 subparagraph, the purchaser shall demonstrate to the  
13 department that he:

14  
15 (4) Has ~~received certification~~  
16 ~~from the Wyoming business council~~ provided sufficient  
17 documentation to the department for the department to  
18 determine that the purchaser has created or will create a  
19 number of jobs in Wyoming that is appropriate to the size  
20 and stage of development of the data processing services  
21 center; ~~as determined by the Wyoming business council;~~

22  
23 **39-16-105. Exemptions.**

1

2 (a) The following purchases or leases are exempt from  
3 the excise tax imposed by this article:

4

5 (viii) For the purpose of exempting sales of  
6 services and tangible personal property as an economic  
7 incentive, the following are exempt:

8

9 (H) Subject to meeting the applicable  
10 provisions of this subparagraph, the following purchases by  
11 a data processing services center as defined in W.S. 39-15-  
12 101(a)(xliv):

13

14 (III) For the purpose of claiming the  
15 exemptions in subdivisions (I) and (II) of this  
16 subparagraph, the purchaser shall demonstrate to the  
17 department that he:

18

19 (4) Has ~~received certification~~  
20 ~~from the Wyoming business council~~ provided sufficient  
21 documentation to the department for the department to  
22 determine that the purchaser has created or will create a  
23 number of jobs in Wyoming that is appropriate to the size

1 and stage of development of the data processing services  
2 center; ~~as determined by the Wyoming business council;~~

3  
4 **40-11-102. Application by public corporation to**  
5 **establish and operate zone; designation of agency to apply**  
6 **on behalf of state.**

7  
8 (b) The ~~Wyoming business council~~ governor is ~~the~~  
9 ~~public entity~~ hereby designated and authorized to apply, on  
10 behalf of the state of Wyoming, for foreign trade zone  
11 authority, sub-zone authority or port of entry pursuant to  
12 the act of congress and regulations issued pursuant to the  
13 act.

14  
15 (c) The designation of the ~~Wyoming business council~~  
16 governor to apply on behalf of the state of Wyoming for  
17 foreign trade zone or sub-zone authority shall not prohibit  
18 other public corporations from applying for foreign trade  
19 zone authority pursuant to the act of congress.

20  
21 (d) Nothing in this section shall be construed to  
22 alter or abrogate any foreign trade zone authority, sub-

1 zone authority or port of entry applied for by the Wyoming  
2 business council before July 1, 2026.

3  
4       **Section 6.** W.S. 9-12-1201 through 9-12-1203 are  
5 amended and renumbered as 37-5-701 through 37-5-703 and 9-  
6 20-101 through 9-20-104 are amended and renumbered as 37-5-  
7 801 through 37-5-804 to read:

8  
9                                   ARTICLE 7

10                           WYOMING ENERGY PERFORMANCE PROGRAM

11  
12       ~~9-12-1201~~ 37-5-701. **Definitions.**

13  
14       (a) As used in this article:

15  
16               (i) "Agency" means a branch, agency, department,  
17 board, instrumentality or institution of the state of  
18 Wyoming, a county, a municipal corporation, a school  
19 district, a community college district, the University of  
20 Wyoming, the cooperative tribal governing body, the Eastern  
21 Shoshone Tribe, the Northern Arapaho Tribe, a joint powers  
22 board formed pursuant to this act or a special district

1 specifically involved in providing facilities or functions  
2 enumerated in W.S. 16-1-104(c);

3  
4 (ii) "Energy conservation measure" means an  
5 energy study, audit, improvement or equipment that is  
6 designed to provide energy, water and operational cost  
7 savings at least equivalent to the amount expended by a  
8 facility owner for such energy study, audit, improvement or  
9 equipment over a period of not more than twenty (20) years  
10 after the date such improvement or equipment is installed  
11 or becomes operational;

12  
13 (iii) "Energy performance contract" means the  
14 contract that allows a facility owner to accomplish energy  
15 or water efficiency projects without upfront capital costs  
16 or capital appropriations. An energy performance contract  
17 shall not be considered to be a contract for public  
18 improvement pursuant to W.S. 15-1-113;

19  
20 (iv) "Energy services company" means the  
21 contractor not organized under the auspices of a utility  
22 regulated by the public service commission with  
23 demonstrated technical, operational, financial and

1 managerial capabilities to design and implement energy  
2 conservation measures and the ability to secure necessary  
3 financial measures to ensure related guarantees for  
4 operational cost savings and who is responsible for the  
5 audit, design, implementation, measurement, verification  
6 and guarantee of savings for individual projects;

7  
8 (v) "Facility owner" means an agency or group of  
9 agencies, a public hospital or other public entity  
10 responsible for an individual facility or group of  
11 facilities;

12  
13 (vi) "Investment grade energy audit" means the  
14 detailed engineering investigation and report of a  
15 facility's current energy and water consuming equipment  
16 inventory, condition, operation, maintenance and  
17 performance, energy baseline, potential energy and water  
18 efficiency upgrades, life cycle costs and risks for future  
19 performance that provides the justification for the energy  
20 performance contract project;

21  
22 (vii) "Wyoming energy conservation improvement  
23 program" means the ~~Wyoming business council~~ state energy

1 office program within the Wyoming energy authority designed  
2 to enable and support development and implementation of  
3 energy performance contract projects.

4  
5 ~~9-12-1202~~ 37-5-702. **Energy performance contracting.**

6  
7 The ~~council~~ Wyoming energy authority shall establish a  
8 Wyoming energy conservation improvement program ~~which~~ that  
9 provides support development and implementation of energy  
10 performance contract projects to facility owners  
11 voluntarily participating in the program. In order to  
12 participate in the program, facility owners and energy  
13 services companies shall be subject to the provisions of  
14 this article and rules adopted pursuant to this article.

15  
16 ~~9-12-1203~~ 37-5-703. **Energy performance contracting.**

17  
18 (a) Upon receipt of a request from a facility owner,  
19 the Wyoming ~~business council~~ energy authority shall provide  
20 the facility owner with a list of energy service companies  
21 interested in providing services to the facility owner and  
22 qualified by the Wyoming ~~business council~~ energy authority

1 to participate in the Wyoming energy conservation  
2 improvement program.

3

4 (b) The energy services company participating in the  
5 Wyoming energy conservation improvement program shall  
6 provide an investment grade audit showing the estimated  
7 energy and operational cost savings that would result from  
8 the proposed energy conservation measures. Before  
9 executing any contract or lease purchase agreement under  
10 subsection (c) of this section, the energy services company  
11 shall provide the facility owner with plans for the  
12 proposed energy conservation measures prepared by an  
13 engineer licensed to practice in Wyoming.

14

15 (c) Notwithstanding W.S. 15-1-113 and subject to the  
16 provisions of subsection (e) of this section, a facility  
17 owner may enter into an installment payment contract or  
18 lease purchase agreement for an energy or water  
19 conservation measure which meets the criteria of this  
20 section. Any documents related to negotiations entered  
21 into pursuant to this section with individual energy  
22 services companies by an agency or facility owner shall be  
23 considered trade secrets pursuant to the provisions of the



1 Wyoming Public Records Act, W.S. 16-4-201 through 16-4-205.  
2 After a contract has been executed by an agency, the  
3 contract and all proposals from energy service companies  
4 shall be open records available for public inspection in  
5 accordance with the Wyoming Public Records Act.

6  
7 (d) Energy performance contracts entered into  
8 pursuant to the Wyoming energy conservation improvement  
9 program shall require the energy services company to  
10 provide to the facility owner an annual reconciliation of  
11 the guaranteed energy savings. If the reconciliation  
12 reveals a shortfall in annual energy savings, the energy  
13 services company shall be liable for compensation to the  
14 facility owner for such shortfall under the provisions of  
15 the energy performance contract. If the reconciliation  
16 reveals an excess in annual energy savings, the excess  
17 savings shall be retained by the facility owner and shall  
18 not be used to cover potential energy savings shortages in  
19 subsequent contract years.

20  
21 (e) An energy performance contract entered into  
22 pursuant to the Wyoming energy conservation improvement  
23 program may provide for financing, including tax exempt

1 financing, by a third party. The contract for third party  
2 financing may be separate from the energy performance  
3 contract. A separate contract for third party financing  
4 shall include a provision that the third party financier  
5 shall not be granted rights or privileges that exceed the  
6 rights and privileges available to the energy services  
7 company.

8  
9 (f) The Wyoming ~~business council~~energy authority may  
10 provide support under the Wyoming energy conservation  
11 improvement program as requested by facility owners for  
12 purposes of this section. The ~~Wyoming business council~~  
13 ~~state energy office~~authority may fix, charge and collect  
14 reasonable fees for any administrative support and  
15 resources or other services provided by the ~~Wyoming~~  
16 ~~business council~~authority pursuant to this subsection.

17  
18 (g) If the facility owner fails to appropriate or  
19 receive an appropriation of money for a periodic payment  
20 due for improvements made through an energy performance  
21 contract, any security interest in any property created  
22 pursuant to the energy performance contract, may be

1 enforced by the holder of such a security interest against  
2 the property.

3  
4 (h) The term of an energy performance contract shall  
5 not exceed twenty (20) years after the date on which the  
6 work required by the energy performance contract to  
7 implement all energy conservation measures is completed.

8  
9 (j) The Wyoming ~~business council~~energy authority  
10 shall submit to the joint minerals, business and economic  
11 development interim committee by October 1, an annual  
12 report on the energy performance contracting performed  
13 under the Wyoming energy conservation improvement program.  
14 The report shall include the number of applications  
15 submitted, the number of facility owners, the number of  
16 energy performance contracts, the results of the investment  
17 grade energy audits and the results of the energy  
18 performance contracts.

19  
20 ARTICLE 8

21 WYOMING MINERALS TO VALUE ADDED PRODUCTS PROGRAM

22  
23 ~~9-20-101~~37-5-801. **Definitions.**

1

2 (a) As used in this ~~article~~act:

3

4 (i) "Account" means the minerals to value added  
5 product program account created pursuant to W.S. ~~9-20-~~  
6 ~~104(a)~~37-5-804 (a);

7

8 (ii) "Minerals to value added products facility"  
9 includes a commercial scale mineral to liquid fuels or  
10 other value added products facilities but shall not include  
11 any facility which will derive fifty percent (50%) or more  
12 of its anticipated revenues from the generation of  
13 electricity;

14

15 (iii) "Program" means the minerals to value  
16 added products program created pursuant to W.S. ~~9-20-102(a)~~  
17 37-5-802 (a);

18

19 (iv) "Tolling fee" means a negotiated fee for  
20 the conversion of a feedstock mineral provided by the state  
21 of Wyoming under a contract with the operator of a value  
22 added facility;

23

1 (v) "This act" means W.S. ~~9-20-101~~37-5-801  
2 through ~~9-20-104~~37-5-804.

3

4 ~~9-20-102~~37-5-802. Wyoming mineral to value added  
5 product program; rulemaking authority.

6

7 (a) There is created the Wyoming minerals to value  
8 added products program. The program is intended to aid  
9 economic development of the state by providing mineral  
10 product input guarantees to enable the recruitment and  
11 operation of commercial scale minerals to value added  
12 products facilities, which have demonstrated proof of  
13 performance.

14

15 (b) The Wyoming ~~business council~~energy authority  
16 shall establish and administer the program under this act.  
17 Any commercial scale minerals to value added products  
18 facility shall submit a proposal to the governor. The  
19 governor may provide recommendations for the size and  
20 parameters of the proposed contract. An application to  
21 participate in the program shall then be submitted to and  
22 reviewed by the Wyoming ~~business council under the process~~  
23 ~~set forth in W.S. 9-12-601 through 9-12-603~~energy

1 authority board. The application shall be submitted on  
2 forms prescribed by, and subject to rules promulgated by,  
3 the Wyoming ~~business council~~ energy authority. In  
4 determining whether to recommend a contract for approval,  
5 the ~~Wyoming business council~~ authority shall consider if  
6 the applicant has demonstrated a business plan, balance  
7 sheet, sufficient cash flow, commitments to sell the  
8 finished product and other indices necessary to demonstrate  
9 the applicant's ability to perform under the contract as  
10 determined by rule ~~and regulation~~ of the ~~Wyoming business~~  
11 ~~council~~ authority.

12

13 (c) The Wyoming ~~business council~~ energy authority  
14 shall provide recommendations for terms and conditions  
15 contained in a proposed contract. The ~~Wyoming business~~  
16 ~~council's~~ authority's recommendations shall be forwarded to  
17 the state loan and investment board for final consideration  
18 of the application.

19

20 (d) After an application to participate in the  
21 program is approved by the state loan and investment board,  
22 the Wyoming ~~business council~~ authority may complete  
23 negotiations to contract to supply not more than twenty

1 percent (20%) of the expected mineral supply to the  
2 facility for the duration of the contract. Total contract  
3 amounts for any one (1) facility shall be set by rule of  
4 the state loan and investment board based on the provisions  
5 of this act and the expected return to the state of  
6 Wyoming, but in no event shall a contract exceed fifty  
7 million dollars (\$50,000,000.00).

8  
9 (e) All complete applications to participate in the  
10 minerals to value added products program established under  
11 this act which conform to the criteria established by this  
12 act and rules and regulations promulgated hereunder, shall  
13 be considered. The Wyoming ~~business council~~ energy  
14 authority shall review the application and may communicate  
15 directly with the applicant. A determination by the state  
16 loan and investment board to approve or disapprove an  
17 application under this act is not appealable.

18  
19 (f) If the Wyoming ~~business council~~ energy authority  
20 receives multiple applications to enter a contract under  
21 the program, consideration shall be given to whether the  
22 applicant has demonstrated a past record of producing jobs

1 in Wyoming and whether the applicant has and is likely to  
2 maintain a nexus to the state of Wyoming.

3  
4 ~~9-20-103~~ 37-5-803. Criteria and procedures for  
5 contracts.

6  
7 (a) In determining whether to recommend or approve a  
8 contract under this act, the Wyoming ~~business council~~  
9 energy authority and state loan and investment board shall  
10 consider if:

11  
12 (i) There are sufficient funds in the account to  
13 fully fund the contract and all other outstanding  
14 commitments to the account;

15  
16 (ii) The contract establishes the terms and  
17 conditions of the contract as required by this act,  
18 including, but not necessarily limited to:

19  
20 (A) The duration of the contract to provide  
21 feedstock minerals, including the end date for the  
22 contract;

23



1 (B) Criteria to determine proof of  
2 performance on the part of the minerals to value added  
3 products facility prior to expenditure of funds by the  
4 state of Wyoming under the contract;

5

6 (C) Tolling fees for the conversion of the  
7 state's feedstock to a value added product;

8

9 (D) Procedures and mechanisms for the sale  
10 of the finished product produced under the contract and the  
11 deposit of the proceeds of those sales to the account as  
12 provided in W.S. ~~9-20-104~~ 37-5-804.

13

14 (b) Contracts considered under this act shall be  
15 subject to the following procedures:

16

17 (i) The proposed contract shall be submitted to  
18 the Wyoming ~~business council~~ energy authority for review  
19 and determination; ~~under the process set forth in W.S. 9-~~  
20 ~~12-601 through 9-12-603;~~

21

22 (ii) The Wyoming ~~business council's~~ energy  
23 authority's recommendations shall be forwarded to the state

1 loan and investment board for final consideration of the  
2 contract.

3

4 (c) The Wyoming ~~business council~~ energy authority  
5 shall only recommend, and the state loan and investment  
6 board shall only approve, entering into contracts under  
7 this act for minerals to value added products facility  
8 projects ~~which~~ that meet the following minimum  
9 requirements:

10

11 (i) Are anticipated to have a beneficial  
12 economic impact to the state of Wyoming and provide the  
13 following minimum public benefits:

14

15 (A) The creation of a substantial expansion  
16 of permanent jobs in the county or counties in which the  
17 project will be located;

18

19 (B) A substantial increase in the assessed  
20 valuation of the county or counties in which the projects  
21 will be located;

22

1                   (C) A substantial increase in the sales,  
2 property or other tax revenues to the county or counties  
3 where the project will be located;

4

5                   (D) Promotion of a stable, balanced and  
6 diversified economy; and

7

8                   (E) Private investment in the county or  
9 counties in buildings, equipment and direct project  
10 infrastructure of not less than three (3) times the amount  
11 of any contract.

12

13                   (ii) Provide adequate consideration for the  
14 state of Wyoming to enter the contract;

15

16                   (iii) The feedstock materials supplied under the  
17 contract shall have been produced substantially in Wyoming;

18

19                   (iv) The contract shall not create debt of the  
20 state of Wyoming beyond the current year's taxes;

21

22                   (v) The facility to which the feedstock  
23 materials is to be supplied has not previously been

1 supplied with feedstock materials from a contract entered  
2 into under the program; and  
3

4 (vi) The terms of the contract are such that the  
5 state of Wyoming is likely to realize a positive return on  
6 its investment under the contract.  
7

8 (d) No contract shall be entered into under this act  
9 without the written opinion of the attorney general  
10 certifying the legality of the transaction and all  
11 documents connected therewith.  
12

13 (e) The governor, Wyoming ~~business council~~ energy  
14 authority or state loan and investment board is authorized  
15 to employ such experts as necessary to fully evaluate an  
16 application and negotiate the terms and conditions of a  
17 contract under this act. If experts are retained, the cost  
18 for the experts shall be paid by the applicant.  
19

20 (f) The Wyoming ~~business council~~ energy authority may  
21 contract with such experts as necessary to assist in the  
22 performance of its obligations under any contract entered

1 into, including assistance with feed stock purchases and  
2 the sale of value added products.

3  
4 ~~9-20-104~~ 37-5-804. Wyoming mineral to value added  
5 product program account; purpose; creation; rulemaking.

6  
7 (a) There is created a minerals to value added  
8 products program account. Funds in the account shall be  
9 used exclusively to promote minerals to value added  
10 products facilities as provided in this act.

11  
12 (b) Funds appropriated by the legislature for the  
13 program shall be deposited into the account. All funds in  
14 the account are continuously appropriated for contracts and  
15 other expenses authorized under this act. The total  
16 principal balance of outstanding contracts shall not exceed  
17 the amounts appropriated by the legislature plus revenues  
18 accrued and collected less any losses, currently available  
19 in the account.

20  
21 (c) Any unexpended balance in the account shall be  
22 invested by the state treasurer and the interest earned  
23 shall be credited to the account.

1

2 (d) Revenues generated from any contract entered into  
3 under this act shall be deposited into the account and  
4 continuously appropriated to the Wyoming ~~business council~~  
5 energy authority to be expended solely for the purpose of  
6 administering this act and contracts authorized hereunder,  
7 except as provided in subsection (e) of this section.

8

9 (e) The Wyoming ~~business council~~ energy authority  
10 shall report by November 1 of each year to the joint  
11 appropriations committee and the joint minerals, business  
12 and economic development interim committee on the status  
13 and condition of the program and the account. The report  
14 required under this subsection, and all its contents, shall  
15 be a public record. In addition to factors listed in this  
16 subsection, the Wyoming ~~business council's~~ energy  
17 authority's report shall include the account fund balance  
18 and anticipated potential expenditures, including  
19 contracts, under the program for the next three (3) fiscal  
20 years, respectively. The joint appropriations committee  
21 shall then determine whether to introduce legislation to  
22 appropriate a portion, or all, of the funds in the account

1 for purposes other than the program. The report shall  
2 further include:

3  
4 (i) A review of rules adopted by the Wyoming  
5 ~~business council~~ energy authority or state loan and  
6 investment board during the reporting period;

7  
8 (ii) The portfolio of contracts entered into  
9 under the program;

10  
11 (iii) A risk analysis of the portfolio;

12  
13 (iv) Any other relevant information as  
14 determined by the state loan and investment board or the  
15 Wyoming ~~business council~~ energy authority.

16  
17 **Section 7.** W.S. 9-2-2018(e)(iii), 9-2-2610(a)(iv), 9-  
18 12-101 through 9-12-106, 9-12-108 through 9-12-308, 9-12-  
19 601 through 9-12-603, 9-12-801 through 9-12-804, 9-12-901  
20 through 9-12-905, 9-12-1002(b), 9-12-1101 through 9-12-  
21 1105, 9-12-1301 through 9-12-1508, 9-12-1510, 26-4-103(m),  
22 35-12-110(b)(xvi), 37-5-502(c)(ii) and 41-2-  
23 117(a)(i)(J)(II) are repealed.

1

2 \*\*\*\*\*  
3 \*\*\*\*\*

## 4 STAFF COMMENT

5

6 For reference, the following statutes and programs are  
7 repealed in this bill draft. A very brief description of  
8 the statutes repealed follows:  
9

- 10 • W.S. 9-2-2018(e)(iii): a reference to certain
- 
- 11 considerations of the Wyoming Business Council during
- 
- 12 reorganization plans for the Department of Workforce
- 
- 13 Services (likely obsolete).
- 
- 14 • W.S. 9-2-2610(a)(iv): A definition of the ENDOW
- 
- 15 council, which is repealed in this act.
- 
- 16 • W.S. 9-12-101 through 9-12-114: General provisions
- 
- 17 related to the creation and function of the Wyoming
- 
- 18 Business Council; startup-Wyoming investments.
- 
- 19 • W.S. 9-12-201 and 9-12-202: The Wyoming Business
- 
- 20 Council's assumption of the Science, Energy, and
- 
- 21 Technology Authority and associated financial aid.
- 
- 22 • W.S. 9-12-301 through 9-12-308: Wyoming Partnership
- 
- 23 Challenge Loan Program; Large Project Loan Program.
- 
- 24 • W.S. 9-12-601 through 9-12-603: Business Ready
- 
- 25 Community Program.
- 
- 26 • W.S. 9-12-801 through 9-12-804: Wyoming Community
- 
- 27 Facilities Program.
- 
- 28 • W.S. 9-12-901 through 9-12-905: Community Workforce
- 
- 29 Housing Program.
- 
- 30 • W.S. 9-12-1002(b): A requirement for the Tourism Board
- 
- 31 to assign a member to attend all Wyoming Business
- 
- 32 Council meetings.
- 
- 33 • W.S. 9-12-1101 through 9-12-1105: Main Street Program.
- 
- 34 • W.S. 9-12-1301 through 9-12-1312: Wyoming Small
- 
- 35 Business Investment Credit Program.
- 
- 36 • W.S. 9-12-1401 through 9-12-1405: Economically Needed
- 
- 37 Diversity Options for Wyoming (ENDOW) Program.
- 
- 38 • W.S. 9-12-1501 through 9-12-1510: Broadband
- 
- 39 Development Program.
- 
- 40 • W.S. 26-4-103(m): a reference of tax credits through
- 
- 41 the Wyoming Small Business Investment Credit Program,
- 
- 42 which is repealed in this act.



- 1       • W.S. 35-12-110(b)(xvi): A requirement for the
- 2       Industrial Siting Council to solicit information from
- 3       the Wyoming Business Council on proposed industrial
- 4       siting facilities.
- 5       • W.S. 37-5-502(c)(ii): The Chief Executive Officer of
- 6       the Wyoming Business Council serves ex officio on the
- 7       Wyoming Energy Authority Board.
- 8       • W.S. 41-2-117(a)(i)(J)(II): The Chief Executive
- 9       Officer of the Wyoming Business Council (or a
- 10      designee) serves as a consultant without vote on the
- 11      Water Development Commission.

12  
13 \*\*\*\*\*  
14 \*\*\*\*\*  
15

16       **Section 8.**

17

18       (a) There is authorized two (2) full-time positions  
19      for the state budget department for purposes of  
20      implementing this act. These positions shall be effective  
21      for the period beginning July 1, 2026 and ending June 30,  
22      2028. It is the intent of the legislature that these full-  
23      time positions be included in the standard budget of the  
24      state budget department for the immediately succeeding  
25      fiscal biennium.

26

27       (b) There is appropriated [XXXX dollars (\$0.00)] from  
28      the general fund to the state budget department for  
29      purposes of funding the full-time positions authorized in

1 subsection (a) of this section. This appropriation shall be  
2 for the period beginning July 1, 2026 and ending June 30,  
3 2028. This appropriation shall not be transferred or  
4 expended for any other purpose and any unexpended,  
5 unobligated funds remaining from this appropriation shall  
6 revert as provided by law on June 30, 2028. It is the  
7 intent of the legislature that this appropriation be  
8 included in the standard budget of the state budget  
9 department for the immediately succeeding fiscal biennium.

10

11 **Section 9.**

12

13 (a) Except as provided in subsection (b) of this  
14 section, this act is effective July 1, 2026.

15

16 (b) Sections 1 through 3 and 9 of this act are  
17 effective immediately upon completion of all acts necessary  
18 for a bill to become law as provided by Article 4, Section  
19 8 of the Wyoming Constitution.

20

21 (END)