

HB0236H2009

Page 1-line 5 After "revenues;" insert "prohibiting specified expenditures of funds by school districts;".

Page 2-line 4 After "9-4-719(f)," insert "21-3-111(a)(i), (iv) and by creating a new subsection (d),".

Page 6-After line 4 Insert:

**"21-3-111. Powers of boards of trustees.**

(a) The board of trustees in each school district within the state may:

(i) Except as prohibited by subsection (d) of this section, sue and be sued in the name by which the district is designated;

(iv) Except as prohibited by subsection (d) of this section, employ legal counsel and bear the cost of litigation;

(d) Notwithstanding paragraphs (a)(i) and (iv) of this section, W.S. 1-37-101 through 1-37-115 or any other provision of law, a school district board of trustees shall not directly or indirectly expend any funds of the school district for legal fees or other expenses in an action maintained by the district or by any other person against the state, political subdivision of the state or elected state official which challenges or questions the constitutionality or administration of the state's public school finance system, except in support of the state."

WINTERS