

HOUSE BILL NO. HB0037

Revisor's bill.

Sponsored by: Management Council

A BILL

for

1 AN ACT relating to revision of inadvertent errors;
2 correcting statutory references and language resulting from
3 inadvertent errors and omissions in previously adopted
4 legislation; correcting obsolete references; specifying
5 applicability; and providing for an effective date.

6

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

8

9 **Section 1.** W.S. 1-37-101, 9-17-111(b) (intro),
10 21-3-110(a) (x) (B), 27-1-102, 27-1-103, 28-8-105(b) (iii),
11 35-7-1036(b) (intro), 40-14-213(a) (iii), 40-14-311(a) (iv)
12 and 41-10-101(b) are amended to read:

13

14 **1-37-101. Short title.**

15

16 "This act" means W.S. 1-37-101 through ~~1-37-114~~ 1-37-115
17 and may be cited as the Uniform Declaratory Judgments Act.

1

2 **9-17-111. Disposition of lottery proceeds.**

3

4 (b) On or before the fifteenth day of each quarter,
5 the corporation shall transfer to the treasurer's office,
6 for credit to the lottery account which is hereby created,
7 the amount of all net proceeds minus prizes and amounts
8 earned pursuant to subsection (a) of this section during
9 the preceding quarter. Upon their deposit into the
10 account, any monies representing a deposit of net proceeds
11 shall then become the unencumbered property of the state of
12 Wyoming and the corporation shall have no power to agree or
13 undertake otherwise. Until June 30, 2019, the first six
14 million dollars (\$6,000,000.00) in each fiscal year of
15 these monies shall be paid by the treasurer as they accrue
16 to the treasurers of the counties, cities and towns for
17 payment into their respective general funds. The percentage
18 of the balance that will be distributed to each county and
19 its cities and towns will be determined by computing the
20 percentage that net sales taxes collected attributable to
21 ~~vendors~~retailers in each county including its cities and
22 towns bear to total net sales taxes collected of ~~vendors~~
23 retailers in all counties including their cities and towns.

1 This percentage of the monies shall be distributed within
2 each county as follows:

3

4 **21-3-110. Duties of boards of trustees.**

5

6 (a) The board of trustees in each school district
7 shall:

8

9 (x) Subject to review by the school facilities
10 department under W.S. 21-15-115 for any project involving
11 state capital construction assistance, fix the site of each
12 school building and facility considering the needs of the
13 people of each portion of the district. If the district
14 enters into an agreement to lease buildings and facilities
15 owned by the district and the buildings and facilities are
16 included within the statewide database maintained by the
17 school facilities department under W.S. 21-15-123(f)(iv),
18 the district shall, except as provided under W.S.
19 21-15-109(c)(i)(A)(II) and (III) and (B), ensure the lease
20 agreement requires sufficient payment from the lessee to
21 cover expenses necessary to adequately maintain the
22 facility or building in accordance with statewide adequacy
23 standards prescribed by the commission. If the district
24 enters into an agreement to lease buildings and facilities

1 under which the district is the lessee and the building is
2 to be used for the provision of the required educational
3 program within the district, the lease agreement shall
4 require the lessor to adequately maintain the buildings and
5 facilities in accordance with standards prescribed by the
6 commission. The district shall be reimbursed for the lease
7 payment if the square footage of the leased facility is not
8 included within the district's total square footage for
9 purposes of major maintenance computations under W.S.
10 21-15-109, subject to the following:

11

12 (B) If the lease payment is for facilities
13 leased to the district by a state institution which meets
14 state adequacy standards prescribed by rule and regulation
15 of the commission, the amount of the lease reimbursement
16 paid by the school facilities department shall not include
17 the amount received by the institution from the state for
18 major building and facility repair and replacement costs
19 attributable to the facility, as computed by the
20 construction management ~~section~~program within the general
21 services division of the department of administration and
22 information.

23

1 **27-1-102. Doors at public places to open outward;**
2 **handrails on stairs; enforcement.**

3

4 All doors leading into or to any manufacturing
5 establishment, mills, workshops, offices, bakeries,
6 laundries, stores, hotels, theaters, halls, or other
7 buildings in which people are employed, shall be so
8 constructed as to open outward, when practicable, and shall
9 not be locked, bolted or fastened so as to prevent free
10 egress during working hours. Proper and substantial
11 handrails shall be provided on all stairways in
12 manufacturing establishments, mills, workshops, offices,
13 bakeries, laundries, stores, hotels, theaters, halls, and
14 other buildings where people are employed or rooms are
15 rented to the public. ~~And he~~ The department of workforce
16 services shall have authority to enforce by due process of
17 law, the provisions of this section, and other laws
18 relating to fire escapes.

19

20 **27-1-103. Safety devices on elevators and machinery.**

21

22 The openings of all hoistways, hatchways, elevators, well
23 holes and stairways in manufacturing establishments, mills,
24 workshops, bakeries, laundries, stores, hotels, theaters,

1 halls, or any other kind of establishment where labor is
2 employed, or machinery used, shall be protected by
3 trapdoors, hatches, fences, automatic gates or other
4 safeguards, and all due diligence shall be used to keep all
5 such means of protection closed, except when it is
6 necessary to have the same open for use when practicable.
7 All machinery, in use in any mercantile, manufacturing, or
8 any other establishment whatsoever where labor is employed,
9 shall be equipped, with proper shifters for throwing on or
10 off pulleys, loose pulleys and other such safeguards as may
11 be deemed necessary by the ~~commissioner of labor~~ department
12 of workforce services for the proper safeguard of life and
13 limb.

14

15 **28-8-105. Duties of director and staff; prefiling**
16 **bills; fiscal notes.**

17

18 (b) Bills or files, resolutions or memorials may be
19 prefiled by any person who will be a member of the next
20 session of the legislature after the general election and
21 prior to the convening of a regular session of the
22 legislature. They shall be submitted to the director in
23 such form as is in accordance with the most recent rules
24 and practices. Each submittal shall bear the signature of

1 the authorized person submitting it and shall be approved
2 as to form by the director. A bill, file, resolution, or
3 memorial is prefiled when written approval by the sponsor
4 is received by the legislative service office. Promptly
5 upon receipt of the draft of the bill or file, resolution
6 or memorial to be prefiled, the office shall:

7

8 (iii) Forward to each requesting legislator and
9 legislator-elect of the pending legislative session ~~and to~~
10 ~~each county clerk~~ printed copies of each item of prefiled
11 legislation, resolution and memorial so prefiled.

12

13 **35-7-1036. Distribution to person under 18; drug free**
14 **school zones.**

15

16 (b) Any person who is convicted of any of the
17 following listed offenses with regard to a controlled
18 substance listed in Schedules I through IV shall have the
19 penalties specified in this subsection imposed as part of
20 the sentence and in addition to any other penalties
21 authorized by law, if that offense was committed within any
22 school bus as defined in W.S. ~~31-7-102(a)(xix)~~
23 31-7-102(a)(xl) or within the boundaries of or within five
24 hundred (500) feet of the boundaries of real property used

1 by a school district primarily for the education of any
2 student in any grade from kindergarten through twelfth
3 grade:

4

5 **40-14-213. Additional charges.**

6

7 (a) In addition to the credit service charge
8 permitted by this part, a seller may contract for and
9 receive the following additional charges in connection with
10 a consumer credit sale:

11

12 (iii) Charges excluded from the credit service
13 charge by the federal Consumer Credit Protection Act or by
14 rule adopted by the administrator.

15

16 **40-14-311. Additional charges.**

17

18 (a) In addition to the loan finance charge permitted
19 by this article, a lender may contract for and receive the
20 following additional charges in connection with a consumer
21 loan:

22

23 (iv) Charges excluded from the loan finance
24 charge by the federal Consumer Credit Protection Act or by
25 rule adopted by the administrator.

1

2 **41-10-101. Definitions.**

3

4 (b) For purposes of this act and application of the
5 Special District Elections Act of 1994 to this act, the
6 term "electors" or "voters" include qualified electors as
7 defined in W.S. ~~22-29-104(a)(iv)~~ 22-29-104(a)(v) and
8 landowners as defined in W.S. 22-29-104(a)(ii).

9

10 **Section 2.** Any other act adopted by the Wyoming
11 legislature during the same session in which this act is
12 adopted shall be given precedence and shall prevail over
13 the amendments in this act to the extent that such acts are
14 in conflict with this act.

15

16 **Section 3.** This act is effective immediately upon
17 completion of all acts necessary for a bill to become law
18 as provided by Article 4, Section 8 of the Wyoming
19 Constitution.

20

21

(END)