

HOUSE BILL NO. HB0052

Revisor's bill.

Sponsored by: Management Council

A BILL

for

1 AN ACT relating to the revision of statutes and other
 2 legislative enactments; correcting statutory references and
 3 language resulting from inadvertent errors and omissions in
 4 previously adopted legislation; amending obsolete
 5 references; repealing obsolete provisions; and providing
 6 for an effective date.

7

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

9

10 **Section 1.** W.S. 9-2-1014(e)(ii), 9-4-108(a)(iii),
 11 11-25-104(k), 14-2-308(a)(ii)(B), 14-3-415(a),
 12 14-4-102(b)(vii), 16-1-301(a)(i), 16-6-801(a)(viii),
 13 17-16-1630(e), 17-29-407(b)(ii)(A), 20-2-205(f)(iv),
 14 21-3-307(d), 21-13-713, 21-15-121(a)(iii) and (v),
 15 26-35-101, 31-2-217(a), 31-5-102(a)(lix), 31-18-403(j),
 16 33-15-108(g), 33-30-204(m)(xii), 34-19-101(a)(v),

1 39-11-101(a)(xviii), 39-13-109(c)(vi)(intro) and
2 39-15-105(b)(intro) are amended to read:

3

4 **9-2-1014. Report required with budget request; format**
5 **and contents of report; compilation of compendium of agency**
6 **reports; distribution of copies.**

7

8 (e) In making its recommendations, the committee
9 shall consider:

10

11 (ii) The amount of funds available within the
12 legislative stabilization reserve account and other
13 expendable funds, and limitations on recommended contingent
14 appropriations from the legislative stabilization reserve
15 account under this section and W.S. 9-2-1013(d)(v);

16

17 **9-4-108. Crediting of investment returns.**

18

19 (a) Earnings on state funds invested by the state
20 treasurer shall be credited to accounts or funds as
21 provided by law and as follows:

22

1 (iii) Any debit against the account or fund
2 which exists as a result of realized investment losses from
3 a prior ~~years'~~year's investments of the fund or account
4 shall be paid before distributions under paragraph (ii) of
5 this subsection;

6

7 **11-25-104. Gaming commission; officers; director;**
8 **meetings; quorum; records; licenses generally; effect of**
9 **financial interest in events.**

10

11 (k) The commission shall access criminal history
12 record information for all operators and vendors under
13 article 3 of this chapter ~~3 of this article~~ and all
14 licensees, permittees and employees of the commission under
15 W.S. 9-1-627(d) for the purposes of this act. Every
16 applicant for a permit or license under this act shall
17 provide the commission fingerprints and other information
18 necessary for a criminal history record background check as
19 provided under W.S. 7-19-201.

20

21 **14-2-308. Definitions.**

22

23 (a) As used in this act:

1

2 (ii) "Authorized agency" means:

3

4 (B) A private child welfare agency

5 certified by the state for such purposes pursuant to W.S.

6 ~~14-6-201 through 14-6-243, 14-4-101 through 14-4-116,~~7 1-22-101 through 1-22-114, 14-4-101 through 14-4-117 or8 14-6-201 through 14-6-243;

9

10 **14-3-415. Presence of parent, custodian or guardian**11 **at hearing; failure to appear; avoidance of service;**12 **issuance of bench warrant.**

13

14 (a) The court shall ~~insure~~ensure the presence at any

15 hearing of the parents, guardian or custodian of any child

16 subject to the proceedings under this act.

17

18 **14-4-102. Certification required; exceptions.**

19

20 (b) W.S. 14-4-101 through 14-4-111 do not apply to:

21

1 (vii) Ranches or farms not offering services to
2 children who are homeless, delinquent or have an
3 intellectual disability; ~~and~~

4
5 **16-1-301. Definitions.**

6
7 (a) As used in this article:

8
9 (i) "Account" means the state drinking water
10 revolving loan account created by W.S. 16-1-302;

11
12 **16-6-801. Definitions.**

13
14 (a) As used in this article:

15
16 (viii) "Works of art" means any ~~frescoe~~ fresco,
17 mosaic, sculpture, drawing, painting, photograph,
18 calligraphy, graphic art, stained glass, wall hanging,
19 tapestry, fountain, ornamental gateway, monument, display,
20 architectural embellishment, craft, architectural landscape
21 or any work of mixed media by an artist.

22

1 **17-16-1630. Filing of reports and payment of tax**
2 **required; amount of tax; exemptions; records.**

3

4 (e) Every corporation registered or authorized to do
5 business in the state of Wyoming shall preserve for three
6 (3) years at its principal place of business, suitable
7 records and books as may be necessary to determine the
8 amount of tax for which it is liable ~~for~~ under this act.
9 All records and books shall be available for examination by
10 the secretary of state or his designee during regular
11 business hours except as arranged by mutual consent.

12

13 **17-29-407. Management of limited liability company.**

14

15 (b) In a member-managed limited liability company,
16 unless the articles of organization or the operating
17 agreement provide otherwise, the following rules apply:

18

19 (ii) Each member has equal rights in the
20 management and conduct of the company's activities except:

21

1 (A) ~~That~~When a member's interest is
2 otherwise defined in W.S. ~~17-29-102(a)(xxiv)~~
3 17-29-102(a)(xxv);
4

5 **20-2-205. Temporary military duty; definitions;**
6 **modification of orders; visitation assignment; electronic**
7 **evidence.**

8
9 (f) As used in this section:

10
11 (iv) "Service member" means a uniformed member
12 of the United States army, navy, air force, marine corps,
13 coast guard, United States public health service
14 commissioned corps, national oceanic and atmospheric
15 administration commissioned ~~corp~~corps, national guard or
16 any reserve or auxiliary component thereof;

17
18 **21-3-307. Charter application; contents; phased-in**
19 **application process.**

20
21 (d) The state superintendent shall through rule and
22 regulation prescribe a uniform charter school application
23 and renewal application form to be used by each authorizer

1 and charter school applicant for purposes of this article,
2 and shall establish charter school application review
3 procedures, including timelines for application components
4 specified under subsection (a) of this section. The phased
5 application process prescribed by state superintendent rule
6 and regulation may provide a process for mediation of
7 disputes concerning completeness of an application between
8 the applicant and authorizer, which would be subject to
9 W.S. 1-43-101 through 1-43-104, would allow either party to
10 initiate mediation and would impose costs of mediation
11 equally upon both parties. Any mediation process
12 prescribed by rule shall specify professional requirements
13 for the impartial third party facilitating mediation. If
14 either party refuses to mediate, the dispute may be
15 appealed to the state board, ~~as provided in W.S. 21-3-310.~~

16

17 **21-13-713. Tax levy.**

18

19 ~~Subject to W.S. 21-15-105,~~ The board of county
20 commissioners shall cause to be levied annually upon all
21 taxable property of the school district, in addition to
22 other authorized taxes, a sufficient sum to pay the
23 principal and interest on school district bonds as the

1 payments thereon become due. All taxes for the repayment
2 of bonded indebtedness shall be levied, assessed, and
3 collected in the same manner as other taxes for school
4 purposes. The taxes shall be levied in the manner
5 prescribed above until the principal and interest of the
6 bonds are fully paid.

7

8 **21-15-121. Annual school building status report to**
9 **select committee on school facilities.**

10

11 (a) Not later than September 1 of each year, the
12 commission shall submit a report to the select committee on
13 school facilities on progress being made under the school
14 capital facilities system established under this act. The
15 report shall be incorporated into the proposed budget
16 submitted to the select committee under W.S. 21-15-119 and
17 shall include:

18

19 (iii) Use of major building and facility repair
20 and replacement funds which have addressed buildings and
21 facilities identified under W.S. 21-15-117(a), including
22 the impact of expenditures of these funds, as quantified
23 pursuant to any needs assessment under W.S. 21-15-117(a),

1 on building condition as reported under paragraph (i) of
2 this subsection and on the capacity,~~—educational~~
3 ~~suitability and technology readiness~~ of these buildings and
4 facilities;

5

6 (v) The impact of expenditures on the building
7 and facility scores for condition,~~—educational suitability~~
8 and ~~technology readiness, including~~ computed building
9 capacity;

10

11 **26-35-101. Manner of providing notice.**

12

13 Notices required by this chapter shall be personally
14 delivered to the insured and the agent or shall be mailed
15 to the insured and the agent at their addresses last of
16 record with the ~~insured~~ insurer. If mailed, notice shall
17 be deemed given when deposited in the United States mail,
18 postage prepaid. Proof of mailing shall be sufficient
19 proof of notice.

20

21 **31-2-217. Special plates; Pearl Harbor survivors;**
22 **national guard members; armed forces veterans; purple heart**
23 **recipients.**

1

2 (a) The county treasurer shall issue one (1) set of
3 special license plates to each applicant for either a
4 passenger car, truck, motorcycle, handicapped motorcycle or
5 motor home owned or leased by a survivor of Pearl Harbor, a
6 member of the Wyoming army or air national guard, a purple
7 heart recipient or honorably discharged veteran of the
8 United States armed forces in accordance with this section
9 for the year 1990 and thereafter. For the year 1993 and
10 thereafter, the county treasurer shall issue one (1) set of
11 special license plates to each applicant for either a
12 passenger car, truck, motorcycle, handicapped motorcycle or
13 motor home owned by a purple heart recipient. These
14 license plates shall be displayed upon the vehicle for
15 which they are issued.

16

17 **31-5-102. Definitions.**

18

19 (a) Except as otherwise provided, as used in this
20 act:

21

22 (lix) "This act" means W.S. 31-5-101 through

23 ~~31-5-1601~~ 31-5-1701;

1

2 **31-18-403. Single trip permits; temporary permits for**
3 **motion picture industry vehicles, tour buses and mobile**
4 **drilling rigs.**

5

6 (j) An operator of a mobile drilling rig operated
7 interstate and used in the production of gas, crude
8 petroleum or oil which is constructed as a machine
9 consisting in general of a mast, an engine for power and
10 propulsion, a draw works and a chassis permanently
11 constructed or assembled for the vehicle may obtain a
12 single trip permit from the department in accordance with
13 ~~subsection (a) of this section and~~ W.S. 31-18-201(s).
14 Vehicles making an intrastate move shall be registered in
15 Wyoming. Vehicles already registered in Wyoming need only
16 notify the highway patrol when the vehicle is to be moved
17 on a highway. Compliance with this section exempts the
18 operator from all fees and inspections otherwise required
19 by the commission [department] or its agents.

20

21 **33-15-108. Licensing; qualifications; examinations;**
22 **fees.**

23

1 (g) The board shall make and prescribe all reasonable
2 rules for its ~~government~~governance and for the conduct of
3 its business.

4

5 **33-30-204. Board of veterinary medicine.**

6

7 (m) The board is empowered to:

8

9 (xii) Adopt, amend, or repeal all rules
10 necessary for its ~~government~~governance and all regulations
11 necessary to carry into effect the provision of this act
12 including the establishment and publication of standards of
13 professional conduct for the practice of veterinary
14 medicine;

15

16 **34-19-101. Definitions.**

17

18 (a) As used in this act:

19

20 (v) "This act" means W.S. 34-19-101 through
21 ~~34-19-106~~34-19-107.

22

23 **39-11-101. Definitions.**

1

2 (a) As used in this act unless otherwise specifically
3 provided:

4

5 (xviii) "This act" means W.S. 39-11-101 through
6 ~~39-22-111~~ 39-23-111.

7

8 **39-13-109. Taxpayer remedies.**

9

10 (c) Refunds. The following shall apply:

11

12 (vi) Each county shall have the option to
13 implement a county-optional property tax refund program
14 ~~which,~~ that is in addition to the program established under
15 paragraph (v) of this subsection, upon adoption of rules as
16 required by subparagraph (H) of this paragraph. The
17 following shall apply to a county-optional property tax
18 refund program implemented under this paragraph:

19

20 **39-15-105. Exemptions.**

21

22 (b) The Wyoming business council, the department of
23 workforce services and the department of revenue shall

1 jointly report to the joint revenue interim committee on or
2 before December 1 of each year that the exemption provided
3 by subparagraph (a)(viii)(O), ~~(Q)~~, (R), (S) or (U) of this
4 section is in effect. If requested by the department of
5 revenue, any person utilizing the exemption under
6 subparagraph (a)(viii)(O) of this section shall report to
7 the department the amount of sales tax exempted, and the
8 number of jobs created or impacted by the utilization of
9 the exemption. The report shall evaluate the cumulative
10 effects of each exemption that is in effect from initiation
11 of the exemption and shall include:

12

13 **Section 2.** W.S. 21-16-1307(c) is repealed.

14

15 **Section 3.** This act is effective July 1, 2023.

16

17

(END)