

HOUSE BILL NO. HB0090

State lands-notice of lease sales.

Sponsored by: Representative(s) Roscoe, Burkhart, Crank,
Eyre, Hunt, Newsome, Paxton and Sommers and
Senator(s) Baldwin, Boner, Moniz and
Rothfuss

A BILL

for

1 AN ACT relating to mineral leases; requiring notice to
2 private surface owners and private subsurface owners and
3 mineral lessees of proposed lease sales involving state
4 lands; requiring notice to subsurface owners and mineral
5 lessees of proposed state land sales or trades; and
6 providing for an effective date.

7

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

9

10 **Section 1.** W.S. 36-1-117 and 36-6-101(b) are amended
11 to read:

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1 **36-1-117. Sale or trade of state lands; hearing upon**
2 **request of county commissioners; notice of proposed sale or**
3 **trade.**

4
5 (a) No sale or trade of any state land including
6 state land currently held by the state of Wyoming shall be
7 made without a public hearing in the county in which the
8 land is located if a hearing is requested by the county
9 commissioners.

10
11 (b) Notwithstanding subsection (a) of this section,
12 the board or the director as established by rule of the
13 board shall provide notice of any proposed sale or trade of
14 state lands to each subsurface owner or mineral lessee not
15 less than sixty (60) days before the sale or trade. As used
16 in this subsection:

17
18 (i) "Subsurface owner" means any private person
19 holding any recorded legal or equitable interest in the
20 title to the mineral rights underlying a land surface as
21 filed of record with the county clerk of the county in
22 which the land is located;

23

1 (ii) "Mineral lessee" means any private person
2 entitled under any type of mineral lease to extract or
3 otherwise remove the minerals on state lands under the
4 jurisdiction of the board.

5
6 **36-6-101. Terms of leases; extensions; rules and**
7 **regulations; notice; rent and royalties; assignment of**
8 **leases; grazing and agricultural leases; cooperation with**
9 **United States or its lessees, in cooperative or unit plans.**

10
11 (b) The board is further authorized to make and
12 establish rules and regulations governing the issuance of
13 oil and gas, coal and other mineral leases and covering the
14 conduct of development and mining operations. The rules and
15 regulations shall require the board or director to provide
16 notice of any proposed lease sale or renewal thereof to
17 each surface owner, subsurface owner or mineral lessee not
18 less than sixty (60) days before the sale or renewal. As
19 used in this subsection:

20
21 (i) "Surface owner" means any private person
22 holding any recorded legal or equitable interest in the
23 title to the land surface on which the minerals will be

1 leased, as filed of record with the county clerk of the
2 county in which the land is located;

3

4 (ii) "Subsurface owner" means any private person
5 holding any recorded legal or equitable interest in the
6 title to the mineral rights underlying a land surface as
7 filed of record with the county clerk of the county in
8 which the land is located;

9

10 (iii) "Mineral lessee" means any private person
11 entitled under any type of mineral lease to extract or
12 otherwise remove the minerals on state lands under the
13 jurisdiction of the board.

14

15 **Section 2.** This act is effective July 1, 2020.

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(END)