

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

AN ACT relating to the revision of statutes and other legislative enactments; correcting statutory references and language resulting from inadvertent errors and omissions in previously adopted legislation; amending obsolete references; repealing provisions; specifying applicability; and providing for effective dates.

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

Section 1. W.S. 9-1-701(a)(xii), 9-2-3006(a)(intro), 9-23-107(b), 18-3-402(a)(xvi)(A) through (D), (F), (G) and (J) through (W), 21-2-802(c), 23-2-101(j)(ii) through (xxxv), (xxxvii) through (xlii), (xliii)(A), (B) and (xliv) through (xlvi), 23-2-201(d)(i) through (iv) and (vi) through (ix), 23-2-301(c)(i) through (xiii), 24-3-205(a), 25-10-102, 25-10-114(a), 26-11-109(a), 29-7-101(b), 30-5-106, 31-18-401(a)(ii)(A) and (iii), 33-34-107(b), 33-40-111(b), 34-14-210(a)(intro) and (ii), 35-2-1203(a) and 37-18-102(e) are amended to read:

9-1-701. Definitions.

(a) As used in this act:

(xii) "This act" means W.S. 9-1-701 through ~~9-1-709~~ 9-1-711;

9-2-3006. Procurement for capital construction projects.

(a) Contracts for capital construction projects let by an agency or the University of Wyoming, excluding contracts for professional services under W.S. ~~9-2-1027~~ 9-23-101 through ~~9-2-1033~~ 9-23-107 and for capital construction projects delivered through alternate design

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

and construction delivery methods as defined in W.S. 16-6-701(a)(v), shall be let through the use of competitive negotiation, noncompetitive negotiation or competitive sealed bidding as follows:

9-23-107. Prohibited acts; civil penalty; initiation of action.

(b) Any person violating subsection (a) of this section or W.S. ~~9-2-1032(d)~~9-23-106 is liable for a penalty not to exceed five thousand dollars (\$5,000.00). The penalty may be recovered in a civil action and damages shall be assessed by the court.

18-3-402. Duties generally.

(a) The county clerk shall:

(xvi) Collect and remit to the county treasurer the following fees:

(A) Recording charges for any instrument-first page	\$12.00
Each additional page	\$ 3.00
(B) Abstract of personal property (per year)	\$ 1.00
(C) Acknowledgments	\$ 2.00
(D) Bond oath and notary public commission-first page	\$ 12.00
Each additional page	\$ 3.00

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

- (F) Marriage license\$30.00
- (G) Marriage license certified copy ..\$5.00
- (J) Certification\$5.00
- (K) State tax liens\$20.00
- (M) Additional recording charge for any instrument with more than five (5) grantors or grantees of a different surname or more than five (5) claim names-each additional name\$1.00
- (N) Additional recording charge for each section (including quarter and quarter-quarter, if applicable), block, lot or tract-description in excess of ten (10)\$1.00
- (O) Plats filed (including cemeteries and amended plats)\$75.00
- (P) Liens filed pursuant to Title 29-first page\$12.00
- Each additional page\$3.00
- (Q) Filing charge for each corner record or certificate\$5.00
- (R) Recording charge for any instrument containing more than two (2) real estate descriptions by book and page only-each additional description\$2.00

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

(S) Liens filed upon real property pursuant to W.S. 20-6-106(y)\$12.00

Each additional page\$3.00

Additional recording charge for each additional collateral description\$1.00

(T) For filing and indexing an original financing and termination statement\$20.00

For each additional certificate of title upon which the lien is note for perfection\$1.00

(U) For statements of amendment, continuation or assignment.....\$5.00

(W) For lien search and certification of filings of record and affixing the seal\$20.00

21-2-802. Powers and duties; teacher certification; suspension and revocation; certification fees; disposition of collected fees; required data submissions to department of education.

(c) The board may revoke, suspend, deny or refuse to renew certification for incompetency, conviction of a felony committed after July 1, 1996, immorality and other reprehensible conduct or gross neglect of duty or knowing misrepresentation of information on an application or resume, upon its own motion or upon the petition of any local board of trustees. Except as provided in subsection ~~(h)~~ (k) of this section, no certificate shall be revoked or suspended without a hearing conducted in accordance with

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

the Wyoming Administrative Procedure Act, unless the person holding the certification waives the right to a hearing.

23-2-101. Fees; restrictions; nonresident application fee; nonresident licenses; verification of residency required.

(j) Subject to W.S. 23-2-101(f), 23-1-705(e) and the applicable fee under W.S. 23-1-701, the following hunting licenses and tags may be purchased for the fee indicated and subject to the limitations provided:

(ii) Nonresident black bear license; one (1)
black bear.....\$371.00

(iii) Resident mountain lion license; one (1)
mountain lion.....\$30.00

(iv) Nonresident mountain lion license; one (1)
mountain lion.....\$371.00

(v) Resident daily game bird/small game license;
all game birds except wild turkey.....\$7.00

(vi) Nonresident daily game bird/small game
license; all game birds except wild turkey.....\$20.00

(vii) Resident lifetime game bird and small game
license; all game birds except wild turkey.....\$309.00

(viii) Resident lifetime game bird/small game
and fishing license; all game birds except wild turkey.
.....\$494.00

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

- (ix) Resident game bird/small game license; all game birds except wild turkey.....~~\$~~25.00
- (x) Nonresident game bird/small game license; all game birds except wild turkey.....~~\$~~72.00
- (xi) Nonresident youth game bird/small game license; all game birds except wild turkey.....~~\$~~40.00
- (xii) Resident archery license.....~~\$~~14.00
- (xiii) Nonresident archery license.....~~\$~~70.00
- (xiv) Resident deer license; one (1) deer.~~\$~~40.00
- (xv) Nonresident deer license; one (1) deer.....~~\$~~372.00
- (xvi) Resident youth deer license; one (1) deer.....~~\$~~15.00
- (xvii) Nonresident youth deer license; one (1) deer.....~~\$~~110.00
- (xviii) Resident elk license; one (1) elk.~~\$~~55.00
- (xix) Nonresident elk license; one (1) elk, fishing privileges.....~~\$~~690.00
- (xx) Resident youth elk license; one (1) elk.....~~\$~~25.00
- (xxi) Nonresident youth elk license; one (1) elk, fishing privileges.....~~\$~~275.00

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

(xxii) Resident bighorn sheep license; one (1)
bighorn sheep.....~~\$~~150.00

(xxiii) Nonresident bighorn sheep license; one
(1) bighorn sheep.....~~\$~~2,318.00

(xxiv) Resident mountain goat license; one (1)
mountain goat.....~~\$~~150.00

(xxv) Nonresident mountain goat license; one (1)
mountain goat.....~~\$~~2,160.00

(xxvi) Resident moose license; one (1)
moose.....~~\$~~150.00

(xxvii) Nonresident moose license; one (1)
moose.....~~\$~~1,980.00

(xxviii) Resident grizzly bear license; one (1)
grizzly bear.....~~\$~~600.00

(xxix) Nonresident grizzly bear license; one (1)
grizzly bear.....~~\$~~6,000.00

(xxx) Resident antelope license; one (1)
antelope.....~~\$~~35.00

(xxxi) Nonresident antelope license; one (1)
antelope.....~~\$~~324.00

(xxxii) Resident youth antelope license; one (1)
antelope.....~~\$~~15.00

(xxxiii) Nonresident youth antelope license; one
(1) antelope.....~~\$~~110.00

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

(xxxiv) Resident license to capture falcons for falconry purposes.....\$37.00

(xxxv) Nonresident license to capture falcons for falconry purposes.....\$247.00

(xxxvii) License to hunt with falcon; game birds, small game animals.....\$14.00

(xxxviii) Resident turkey license.....\$14.00

(xxxix) Nonresident turkey license.....\$72.00

(xl) Wyoming interstate game tag.....\$6.00

(xli) Resident game bird license; all game birds except turkey.....\$14.00

(xlii) Resident small game license.....\$14.00

(xliii) From and after the date gray wolves are removed from the list of experimental nonessential population, endangered species or threatened species in Wyoming as provided by W.S. 23-1-108:

(A) Resident gray wolf license.....\$19.00

(B) Nonresident gray wolf license...\$185.00

(xliv) Resident youth archery license.....\$6.00

(xlv) Nonresident youth archery license...\$12.00

(xlvi) Resident lifetime archery license.\$206.00

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

**23-2-201. Fees; restrictions; verification of
residency required.**

(d) The following fishing licenses may be purchased for the fee indicated in addition to the applicable fee under W.S. 23-1-701 and subject to the limitations provided:

- (i) Resident fishing license.....\$25.00
- (ii) Nonresident fishing license.....\$100.00
- (iii) Nonresident youth fishing license...\$15.00
- (iv) Resident youth fishing license (between their 14th and 18th birthdays).....\$3.00
- (vi) Nonresident daily fishing license....\$12.00
- (vii) Resident daily fishing license.....\$4.00
- (viii) Resident lifetime fishing license.\$309.00
- (ix) Nonresident five (5) consecutive day fishing license.....\$54.00

**23-2-301. Miscellaneous fees; verification of
residency required.**

(c) The following licenses and tags may be purchased for the fee indicated in addition to the applicable fee under W.S. 23-1-701 and subject to other requirements of this article:

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

- (i) Resident trapping license-furbearing...\$43.00
- (ii) License to capture furbearing animals for domestication.....\$19.00
- (iii) Resident fur dealer's license.....\$52.00
- (iv) Nonresident fur dealer's license....\$283.00
- (v) Taxidermist's license.....\$67.00
- (vi) Nonresident taxidermist's license...\$721.00
- (vii) Game bird farm license.....\$134.00
- (viii) Fishing preserve license.....\$134.00
- (ix) Commercial fish hatchery license....\$185.00
- (x) License to seine or trap fish.....\$19.00
- (xi) License to deal in live bait.....\$67.00
- (xii) Nonresident trapping license-Furbearing...
.....\$247.00
- (xiii) Resident youth trapping license
(residents under the age of seventeen (17) years of age)...
.....\$6.00

24-3-205. Objections and claims for damages; when filed; when barred; procedure for considering.

(a) If the board initiates identification of county roads under this act, the board shall establish a date not

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

less than thirty (30) days after the ~~fourth~~second notice is published, by which all objections to and claims for damages by reason of the identification shall be filed with the county clerk.

25-10-102. Admittees subject to rules and regulations of department.

All persons admitted to the state hospital shall be subject to the rules and regulations of the ~~state hospital~~department.

25-10-114. Transfer of inmates of penal institutions to state hospital; notice.

(a) The department of corrections may transfer an inmate of a state penal institution who is mentally ill to the state hospital, subject to the rules of admission of the ~~state hospital~~department, if adequate treatment cannot be provided at a state penal institution.

26-11-109. Required information on surplus lines contracts; duty to notify insured.

(a) Every new or renewed insurance contract, certificate, cover note or other confirmation of insurance that is procured and delivered as a surplus lines coverage pursuant to this chapter shall have stamped or printed upon it, in at least ten (10) point bold type font, the name and address of the surplus lines broker who procured the coverage, and the following disclosure: "This insurance contract is issued pursuant to the Wyoming Nonadmitted Insurance Laws by an insurer neither licensed by nor under the jurisdiction of the Wyoming Insurance Department. In the event of insolvency of the surplus lines insurer,

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

losses will not be paid by the Wyoming Insurance Guaranty Association or the Wyoming Life and Health Guarantee Insurance Guaranty Association."

29-7-101. Persons entitled to lien; exception.

(b) W.S. 29-7-101 through 29-7-106 shall not apply where a lien is provided by W.S. ~~34.1-7-209 and~~ 29-7-301 and 34.1-7-209. A person engaging in self-storage operations whereby members of the public rent space from the person to store goods and chattels and retain control over access to the goods and chattels is not a warehouseman under W.S. ~~34.1-7-102(a)(viii)~~ 34.1-7-102(a)(xiii) and is entitled to a lien under this section.

30-5-106. When hearings held before commission.

(a) Notwithstanding any provision of this act, or any rule of the commission adopted pursuant to the powers granted to it by this act, the hearing on any matter or proceeding shall be held before the commission if:

(i) ~~(a) if~~ The commission in its discretion desires to hear the matter i, or

(ii) ~~(b) if~~ The application or motion so requests i, or

(iii) ~~(c) if~~ The matter is initiated on the motion of the commission for enforcement of any rule, regulation, order, or statutory provision i, or

(iv) ~~(d) if~~ Any party who may be affected by the matter or proceeding files with the commission more than three (3) days prior to the date set for the hearing on the

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

matter or proceeding a written objection to such matter or proceeding being heard before an examiner~~i~~r or

~~(e) if~~ (v) The matter or proceeding is for the purpose of amending, removing or adding a statewide rule or administrative fee.

31-18-401. Registration fees.

(a) Except as otherwise provided, the following fees shall accompany each application for the registration of a commercial vehicle:

(ii) A state registration fee computed as follows:

(A) Commercial vehicles except passenger cars, school buses, house trailers and motorcycles for which the fees shall be computed as provided by W.S. 31-3-101(a)(ii) based on gross vehicle weight pursuant to the following table:

GROSS VEHICLE OR GROSS COMBINATION VEHICLE WEIGHT IN POUNDS	FEE
26,000-or less	\$198.00
26,001-28,000	\$ 214.50
28,001-30,000	\$ 231.00
30,001-32,000	\$ 247.50
32,001-34,000	\$ 275.00

ORIGINAL HOUSE
BILL NO. HB0092

ENGROSSED

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

34,001-36,000	\$302.50
36,001-38,000	\$330.00
38,001-40,000	\$357.50
40,001-42,000	\$385.00
42,001-44,000	\$412.50
44,001-46,000	\$440.00
46,001-48,000	\$467.50
48,001-50,000	\$495.00
50,001-52,000	\$522.50
52,001-54,000	\$550.00
54,001-55,000	\$563.75
55,001-56,000	\$577.50
56,001-58,000	\$605.00
58,001-60,000	\$632.50
60,001-62,000	\$660.00
62,001-64,000	\$687.50
64,001-66,000	\$715.00

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

66,001-68,000	\$742.50
68,001-70,000	\$770.00
70,001-72,000	\$797.50
72,001-74,000	\$825.00
74,001-76,000	\$852.50
76,001-78,000	\$880.00
78,001-80,000	\$907.50

For weights over eighty thousand (80,000) pounds, the fee shall be nine hundred forty-eight dollars and seventy-five cents (\$948.75) plus twenty-five dollars (\$25.00) for each additional two thousand (2,000) pounds or fraction thereof.

(iii) Except as otherwise provided in W.S. 31-18-201(d)(iii), an equalized highway use tax collected by the department in lieu of the county registration fee imposed by paragraph (a)(i) of this section for commercial vehicles or fleets proportionally registered under W.S. 31-18-201(b)(i) and described in W.S. 31-18-201(d)(ii) pursuant to the following table:

VEHICLE OR COMBINATION	
GROSS VEHICLE WEIGHT	EQUALIZED HIGHWAY
IN POUNDS	USE TAX
26,000-or less	\$88.00

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES
SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

26,001-28,000	\$110.00
28,001-30,000	\$165.00
30,001-32,000	\$220.00
32,001-34,000	\$275.00
34,001-36,000	\$330.00
36,001-38,000	\$385.00
38,001-40,000	\$440.00
40,001-42,000	\$495.00
42,001-44,000	\$550.00
44,001-46,000	\$605.00
46,001-48,000	\$660.00
48,001-50,000	\$715.00
50,001-52,000	\$770.00
52,001-54,000	\$825.00
54,001-56,000	\$880.00
56,001-58,000	\$935.00
58,001-60,000	\$990.00
60,001-62,000	\$1,045.00

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

62,001-64,000	\$1,100.00
64,001-66,000	\$1,155.00
66,001-68,000	\$1,210.00
68,001-70,000	\$1,265.00
70,001-72,000	\$1,320.00
72,001-74,000	\$1,375.00
74,001-76,000	\$1,430.00
76,001-78,000	\$1,485.00
78,001-80,000	\$1,540.00

For weights over eighty thousand (80,000) pounds, the tax under this paragraph shall be one thousand six hundred ten dollars (\$1,610.00) plus fifty dollars (\$50.00) for each additional two thousand (2,000) pounds or fraction thereof.

33-34-107. Acceptance, collection, identification and examination of specimens.

(b) The results of a test shall only be reported to or as directed by the person who requested it. The reports shall include the name of the laboratory director and the name and address of the clinical laboratory in which the test was actually performed.

33-40-111. Foreign trained applicants; applicants from other states and territories.

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

(b) The board shall, to the extent necessary, waive examination, education, and continuing education requirements and grant a license to any applicant who presents proof of current licensure or regulation as an occupational therapist or occupational therapy assistant in another state, the District of Columbia, or territory of the United States whose standards for licensure or regulation include passage of the examination required for licensure under this act and who ~~have~~has not been disciplined in the other jurisdiction for unprofessional conduct or a similar offense. The board may grant licensure to an applicant who has been disciplined for unprofessional conduct if in the board's judgment the unprofessional conduct was sufficiently minor, has been rectified or is sufficiently in the past so as not to present a risk to the welfare or safety of Wyoming patients.

34-14-210. Extinguishment of claim for relief.

(a) A claim for relief with respect to a fraudulent transfer or obligation under this act is extinguished unless an action is brought:

(ii) Under W.S. ~~31-14-205(a)(ii)~~
34-14-205(a)(ii) or 34-14-206(a), within four (4) years after the transfer was made or the obligation was incurred; or

35-2-1203. Administration of finances; assessment and levy of taxes.

(a) The board of trustees of a senior health care district shall administer the finances of the district

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

according to the provisions of the Uniform Municipal Fiscal Procedures Act, except that an annual audit in accordance with W.S. 16-4-121 is not required. Each senior health care ~~special~~ district shall comply with the provisions of W.S. 9-1-507(a)(iii).

37-18-102. Energy generation portfolio standards; reporting requirements; rate recovery and limitations.

(e) Beginning in 2023, and occurring every second year thereafter, the commission shall report to the legislature regarding ~~whether~~ implementation of the electricity portfolio standards ~~is meeting the legislative declaration and findings~~ and recommend whether it should be continued, modified or repealed. To the extent the electricity portfolio standards ~~is~~ are modified or discontinued, nothing shall impair the ability of a public utility that has incurred costs to comply with the electricity portfolio ~~standard~~ standards to recover its prudently incurred costs as authorized by the commission.

Section 2. 2009 Wyoming Session Laws, Chapter 161, Section 2 is amended to read:

Section 2. The department of employment, unemployment insurance division, shall maintain records regarding the number of individuals claiming and awarded benefits and the amount of benefits awarded to individuals under W.S. ~~27-3-306(a)(i)(D)~~ 27-3-311(a)(i)(D), created by section 1 of this act. Not later than December 31, 2010 and not later than each December 31 of each year thereafter that benefits are provided under W.S. ~~27-3-306(a)(i)(D)~~ 27-3-311(a)(i)(D), the department shall submit a report to the joint

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

labor, health and social services interim committee, detailing the number of claimants and amounts awarded pursuant to W.S. ~~27-3-306(a)(i)(D)~~ 27-3-311(a)(i)(D).

Section 3. W.S. 26-43-207, 35-1-901 and 35-1-903 are repealed.

Section 4. Section 3 of 2021 House Joint Resolution 11, as enacted by the legislature during the 2021 General Session, is amended to read:

Section 3. That the current Executive Department Administration should respect the critical role that federal lands play in Wyoming's culture, recreation, wildlife, livestock production, mineral development and tourism, and the current Administration and Congress work with the state of Wyoming to develop federal ~~policies~~ land use policies in a manner which recognizes their impacts on Wyoming citizens and implements those policies in a manner consistent with the state's and tribes' cultures.

Section 5.

(a) Except as otherwise provided in subsection (b) of this section, any other act adopted by the Wyoming legislature during the same session in which this act is adopted shall be given precedence and shall prevail over the amendments in this act to the extent that such acts are in conflict with this act.

(b) Section 4 of this act shall be given precedence and shall prevail over Section 3 of 2021 House Joint

ENROLLED ACT NO. 95, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

Resolution 11 enacted by the Wyoming legislature during the 2021 general session.

Section 6.

(a) Except as otherwise provided in this section, this act is effective July 1, 2021.

(b) Sections 4, 5 and 6 of this act are effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the House.

Chief Clerk