

## HOUSE BILL NO. HB0210

Collection agency board-members.

Sponsored by: Representative(s) Burkhardt, Furphy and Loucks  
and Senator(s) Driskill

A BILL

for

1 AN ACT relating to the collection agency board; amending the  
2 number of members of the collection agency board as specified;  
3 specifying composition of board members; making conforming  
4 amendments; specifying applicability; requiring appointments  
5 as specified; and providing for effective dates.

6

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

8

9       **Section 1.** W.S. 33-11-103(a) and (b) and 33-11-105(a)  
10 are amended to read:

11

12       **33-11-103. Collection agency board created;**  
13 **membership; appointment; term; qualifications; chairman.**

14

1           (a) The collection agency board is created. The board  
2 shall consist of ~~three (3)~~ five (5) members appointed by the  
3 governor. One (1) member shall be an attorney-at-law who is  
4 actively engaged in collection work. ~~One (1)~~ Two (2) members  
5 shall be ~~an officer, partner, owner or resident manager~~  
6 officers, partners, owners or resident managers of a licensed  
7 collection agencies but not from the same or affiliated  
8 collection agency, and who ~~is~~ are not ~~an attorney-at-law~~  
9 attorneys-at-law. One (1) member shall be a member of the  
10 public at large who is neither an attorney-at-law nor  
11 affiliated with a collection agency, but who is or has been  
12 a user of credit or collection services. ~~Commencing in 1993,~~  
13 One (1) member shall be a grantor of credit operating in the  
14 state that engages or has engaged the services of a Wyoming  
15 licensed collection agency. Members of the board shall be  
16 appointed for a term of four (4) years. ~~Members of the board~~  
17 and shall serve until their successors are duly appointed and  
18 qualified.

19

20           (b) No person shall be appointed as a member of the  
21 board who has not been a bona fide resident of the state of  
22 Wyoming for at least five (5) years immediately prior to his  
23 appointment. The attorney and the ~~officer, partner, owner or~~

1 ~~resident manager~~ officers, partners, owners or resident  
2 managers of ~~a the~~ collection ~~agency~~ agencies shall have been  
3 engaged in the collection business within the state of Wyoming  
4 for a period of five (5) years immediately prior to  
5 appointment. The member of the public at large shall have at  
6 least five (5) years experience as a user of credit or  
7 collection services.

8

9 **33-11-105. Powers and duties of collection agency**  
10 **board.**

11

12 (a) The board ~~shall assist and advise the chairman, who~~  
13 shall have charge of the administration of this act. All  
14 applications for licenses under this act shall be referred ~~by~~  
15 ~~the chairman~~ to the board for consideration. The board shall  
16 investigate the qualifications of the applicant. If the board  
17 finds the applicant fails to meet the required  
18 qualifications, the board shall reject the application;  
19 otherwise the application shall be approved and a license  
20 ~~issued~~ granted on payment of license fees and filing of a  
21 bond as required by this act.

22

1           **Section 2.** Appointed members currently serving on the  
2 collection agency board may continue to serve on the board,  
3 as modified by this act, until the expiration of their terms  
4 under W.S. 33-11-103(a).

5

6           **Section 3.** The governor shall appoint the two (2)  
7 additional members to the collection agency board as provided  
8 in W.S. 33-11-103(a) as amended by section 1 of this act not  
9 later than July 1, 2019.

10

11           **Section 4.**

12

13           (a) Except as provided in subsection (b) of this section,  
14 this act is effective July 1, 2019.

15

16           (b) Sections 3 and 4 are effective immediately upon  
17 completion of all acts necessary for a bill to become law as  
18 provided by Article 4, Section 8 of the Wyoming Constitution.

19

20

(END)