

SENATE FILE NO. SF0101

Special districts-exclusion of property.

Sponsored by: Senator(s) Ross and Representative(s)
 Illoway, Lockhart and Lubnau

A BILL

for

1 AN ACT relating to special districts; providing for
 2 exclusion of property not benefited by the services of the
 3 district; repealing a sunset date; providing for continued
 4 levy of taxes for indebtedness; and providing for an
 5 effective date.

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

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9 **Section 1.** W.S. 22-29-307 is amended to read:

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11 **22-29-307. Change in boundaries of districts;**
 12 **exclusion of property from district.**

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14 Any owner of property that is subject to assessment and
 15 payment of tax by a special district, but who, ~~is precluded~~
 16 ~~by applicable state or federal law, rule or regulation from~~

1 ~~using~~ at the time of filing the petition, does not take,
2 use or benefit from the services provided by the district,
3 may file with the board of county commissioners a petition
4 praying that such lands be excluded from assessment by said
5 district. Petitions shall describe the property which the
6 petitioners desire to have excluded. Such petition must be
7 accompanied by a deposit of money sufficient to pay all
8 costs of the exclusion proceedings. The county
9 commissioners shall cause a notice of filing of such
10 petition to be published, which notice shall state the
11 filing of such petition, the name of petitioners,
12 description of the property mentioned in said petition, and
13 the prayer of said petitioners; and it shall notify all
14 persons interested to appear at the office of said board at
15 the time named in said notice, showing cause in writing, if
16 any they have, why said petition should not be granted.
17 The board at the time and place mentioned in the notice, or
18 at the times to which the hearing of said petition may be
19 adjourned, shall proceed to hear the petition and all
20 objections thereto, presented in writing by any person
21 showing cause why the prayer of the petition should not be
22 granted. The filing by such petition shall be deemed and
23 taken as an assent by each and all such petitioners to the
24 exclusion from the district of the property mentioned in

1 the petition or any part thereof. The exclusion shall be
2 allowed if an owner of assessed property ~~is precluded by~~
3 ~~applicable state or federal law, rule, or regulation from~~
4 ~~using~~ does not at the time of filing the petition take, use
5 or benefit from the services provided by the district.
6 ~~This section shall be applicable only to petitions filed in~~
7 ~~accordance with the provisions of this section on or before~~
8 ~~March 31, 1999.~~ Real property excluded from a district
9 pursuant to this section shall continue to be subject to
10 the levy of taxes for the payment of the property's
11 proportionate share of indebtedness of the district's
12 general obligation bonds outstanding at the time of the
13 exclusion.

14

15 **Section 2.** This act is effective immediately upon
16 completion of all acts necessary for a bill to become law
17 as provided by Article 4, Section 8 of the Wyoming
18 Constitution.

19

20

(END)