

**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

HOUSE BILL NO. _____

Special districts-public records.

Sponsored by: Joint Corporations, Elections and Political
Subdivisions Interim Committee

A BILL

for

1 AN ACT relating to special districts; providing for filing
2 of public records with county clerks; providing for notice
3 and location of public meetings of special districts; and
4 providing for an effective date.

5

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

7

8 **Section 1.** W.S. 16-12-101 through 16-12-104 are
9 created to read:

10

11 **16-12-101. Short title.**

12

1 This chapter may be cited as the "Special District Public
2 Records and Meetings Act."

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4 **16-12-102. Definitions.**

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6 (a) As used in this act:

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8 (i) "Director" or "district director" means a
9 voting member of the governing body of a special district,
10 regardless of what title is used in the principal act;

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12 (ii) "Principal act" means the statutes under
13 which a special district listed under W.S. 16-12-103(a) can
14 be formed or is operating;

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16 (iii) "This act" means W.S. 16-12-101 through 16-
17 12-104.

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19 **16-12-103. Applicability to special districts; general**
20 **provisions.**

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22 (a) This act applies to the following districts as
23 specified in subsection (b) of this section:

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- (i) Special cemetery districts;
- (ii) Conservation districts;
- (iii) Fire protection districts;
- (iv) Flood control districts;
- (v) Hospital districts;
- (vi) Improvement and service districts;
- (vii) Special museum districts;
- (viii) Rural health care districts;
- (ix) Sanitary and improvement districts;
- (x) Water and sewer districts;
- (xi) Watershed improvement districts;

1 (xii) Resort districts;

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3 (xiii) Other districts as specified by law.

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5 (b) This act specifies requirements pertaining to
6 public records and meetings of the districts listed in
7 subsection (a) of this section where the principal act is
8 silent or unclear. The specific provisions of a principal
9 act or the Wyoming Administrative Procedure Act are
10 effective and controlling to the extent they conflict with
11 this act.

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13 (c) If a proposed district crosses county boundaries,
14 then any required filing with a county clerk shall be filed
15 with or certified to the county clerks of the counties
16 affected. Any consultation required of the county assessor
17 or county treasurer shall be made jointly by the county
18 assessor or county treasurer of each of the affected
19 counties.

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21 (d) If a district is authorized to promulgate rules
22 and regulations or adopt ordinances or bylaws, the district
23 shall file any rules and regulations it promulgates,

1 ordinances or bylaws it adopts and any amendments thereto
2 with the county clerk for each county in which it is
3 located. No rule, regulation, ordinance or bylaw shall be
4 effective unless filed in accordance with this subsection.

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6 **16-12-103. Filing of public records.**

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8 (a) All special districts with annual gross revenues,
9 including tax collections, exceeding one hundred thousand
10 dollars (\$100,000.00) shall file a copy of all public
11 records, including annual financial statements, with the
12 county clerk in the county or counties within which the
13 entity is located as follows:

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15 (i) For meeting minutes, within ten (10) days
16 after the date of any meeting; and

17

18 (ii) For all other documents, annually, by July
19 30 of each year.

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21 **16-12-104. Public meetings.**

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1 (a) In addition to the requirements of W.S. 16-4-401
2 through 16-4-408, all public meetings of special districts
3 shall be held in a location accessible to the general
4 public or made accessible to the public for purposes of the
5 meeting.

6

7 (b) Notice of any meeting of a special district shall
8 be made in compliance with W.S. 16-4-404.

9

10 **Section 2.** This act is effective July 1, 2010.

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12

(END)