

**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

HOUSE BILL NO. _____

Wyoming infrastructure authority.

Sponsored by: Joint Minerals, Business and Economic
Development Interim Committee

A BILL

for

1 AN ACT relating to the Wyoming infrastructure authority;
2 providing for legislative appropriation to the Wyoming
3 infrastructure authority; and providing for an effective
4 date.

5

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

7

8 **Section 1.** W.S. 37-5-301 by creating a new subsection
9 (d) is amended to read:

10

11 **37-5-301. Wyoming infrastructure authority.**

12

1 (d) The authority shall be funded by direct
2 legislative appropriation.

3
4 **STAFF NOTE: THIS BILL DRAFT HAS POTENTIAL CONSTITUTIONAL**
5 **ISSUES AND OTHER ISSUES INCLUDING:**

- 6
7 1) **Article 3, Section 36. Prohibited appropriations.**
8 *No appropriation shall be made for charitable,*
9 *industrial, educational or benevolent purposes to any*
10 *person, corporation or community not under the absolute*
11 *control of the state, nor to any denominational or*
12 *sectarian institution or association.*
13
14 2) **Article 16, Section 6. Loan of credit; donations**
15 **prohibited; works of internal improvement.**
16 *. . . The state shall not engage in any work of*
17 *internal improvement unless authorized by a two-thirds*
18 *(2/3) vote of the people.*
19
20 3) **Reconciliation between the change intended under this**
21 **bill and the start up and administrative costs allowed**
22 **under the Wyoming Supreme Court decision in**
23 **Witzenburger v. State, 575 P.2d 1100, 1978.**
24
25 4) **The potential effect of this bill on the purchase of**
26 **authority bonds by the Wyoming Treasurer.**
27

28 **Section 2.** This act is effective July 1, 2011.
29

30 (END)