

HOUSE JOINT RESOLUTION NO. HJ0005

Distribution of excess funds-2.

Sponsored by: Representative(s) Childers, Hammons and
Hinckley and Senator(s) Coe and Jennings

A BILL

for

1 A JOINT RESOLUTION proposing to amend the Wyoming
2 Constitution to authorize the legislature under specified
3 conditions to distribute to the citizens and business
4 entities of this state surplus tax monies determined to be
5 in excess of the amounts necessary for the support of
6 current operations of government or required by law to be
7 held in trust.

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9 *BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF WYOMING,*
10 *two-thirds (2/3) of all the members of the two (2) houses,*
11 *voting separately, concurring therein:*

12

13 **Section 1.** The following proposal to amend Wyoming
14 Constitution, Article 16, Section 6 is proposed for
15 submission to the electors of the State of Wyoming at the
16 next general election for approval or rejection to become

1 valid as a part of the Constitution if ratified by a
2 majority of the electors at the election:

3

4 **Article 16, Section 6. Loan of credit; donations**
5 **prohibited; works of internal improvement; distribution to**
6 **citizens.**

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8 Neither the state nor any county, city, township, town,
9 school district, or any other political subdivision, shall
10 loan or give its credit or make donations to or in aid of
11 any individual, association or corporation, except for
12 necessary support of the poor or as otherwise provided in
13 this section, nor subscribe to or become the owner of the
14 capital stock of any association or corporation, except
15 that funds of public employee retirement systems and the
16 permanent funds of the state of Wyoming may be invested in
17 such stock under conditions the legislature prescribes. The
18 state shall not engage in any work of internal improvement
19 unless authorized by a two-thirds (2/3) vote of the people.
20 If at least three (3) of the governor, secretary of state,
21 state treasurer, state auditor and state superintendent
22 concurrently find that an emergency exists, the
23 legislature, in its current term by a two-thirds (2/3) vote
24 of all the members of each of the two (2) houses voting

1 separately, may distribute to the citizens and business
2 entities of this state, for the purpose of mitigating the
3 consequences of the emergency, tax monies in excess of the
4 amount necessary to support the current operations of
5 government or required by law to be held in trust by the
6 state.

7
8 **Section 2.** The following statement shall be endorsed
9 on the foregoing proposed amendment by the Secretary of
10 State:

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12 The adoption of this proposed amendment will authorize the
13 legislature, after a majority of the elected state
14 officials find that an emergency exists, and upon a two-
15 thirds (2/3) vote of the legislature, to distribute surplus
16 tax monies to the citizens and business entities of this
17 state.

18

19 (END)