

HOUSE BILL NO. HB0219

Revisor's bill.

Sponsored by: Management Council

A BILL

for

1 AN ACT relating to a revision of inadvertent errors;
2 correcting statutory references and language resulting from
3 inadvertent errors and omissions in previously adopted
4 legislation; specifying applicability; and providing for an
5 effective date.

6

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

8

9 **Section 1.** W.S. 9-2-2005(a), 9-2-2006(a),
10 9-2-2007(a), 9-2-2008(a), 9-2-2010(a), 9-2-2011(a),
11 9-2-2012(a), 9-2-2013(a), 14-8-103(a)(intro),
12 15-7-101(a)(ix)(intro), 16-3-103(a)(ii)(intro),
13 18-3-107(f), 21-13-101(a)(intro), 21-13-309(o),
14 25-3-101(b), 31-18-209(b)(intro), 35-22-405(a), 35-22-415,
15 36-8-403, 37-2-206, 37-2-219, 37-13-105(b)(i),
16 37-13-109(a)(intro) and (v), 37-13-111(c), 37-13-120(b)

1 through (e), 37-13-121, 39-11-105(a)(xxix) and by creating
2 a new subsection (b) are amended to read:

3
4 **9-2-2005. Department of health created; director**
5 **appointed; structure.**

6
7 (a) As part of the reorganization of Wyoming state
8 government, there is created the Wyoming department of
9 health consisting of the agencies, programs and functions
10 specified in this section. The provisions of the Wyoming
11 Government Reorganization Act of 1989, W.S. 9-2-1701
12 through ~~9-2-1708~~ 9-2-1707, apply to this section.

13
14 **9-2-2006. Department of family services created;**
15 **director appointed; structure.**

16
17 (a) As part of the reorganization of Wyoming state
18 government, there is created the Wyoming department of
19 family services consisting of the agencies, programs and
20 functions specified in this section. The provisions of the
21 Wyoming Government Reorganization Act of 1989, W.S.
22 9-2-1701 through ~~9-2-1708~~ 9-2-1707, apply to this section.

1 **9-2-2007. Department of revenue created; director**
2 **appointed; structure.**

3
4 (a) As part of the reorganization of Wyoming state
5 government, there is created the Wyoming department of
6 revenue consisting of the agencies, programs and functions
7 specified in this section. The provisions of the Wyoming
8 Government Reorganization Act of 1989, W.S. 9-2-1701
9 through ~~9-2-1708~~ 9-2-1707, apply to this section.

10
11 **9-2-2008. Department of administration and**
12 **information created; director appointed; structure.**

13
14 (a) As part of the reorganization of Wyoming state
15 government, there is created the Wyoming department of
16 administration and information consisting of the agencies,
17 programs and functions specified in this section. The
18 provisions of the Wyoming Government Reorganization Act of
19 1989, W.S. 9-2-1701 through ~~9-2-1708~~ 9-2-1707, apply to
20 this section.

21
22 **9-2-2010. Game and fish department created; director**
23 **appointed.**

1 (a) As part of the reorganization of Wyoming state
2 government, there is created the Wyoming game and fish
3 department consisting of the existing Wyoming game and fish
4 commission and department, and all programs and functions
5 specified in title 23 and otherwise under law. Except for
6 W.S. 9-2-1703(a)(v), (viii) and (ix) and 9-2-1705 through
7 9-2-1707, the provisions of the Wyoming Government
8 Reorganization Act of 1989, W.S. 9-2-1701 through ~~9-2-1708~~
9 9-2-1707, apply to this section.

10
11 **9-2-2011. Department of the state engineer created;**
12 **director appointed.**

13
14 (a) As part of the reorganization of Wyoming state
15 government, there is created the Wyoming department of the
16 state engineer consisting of the existing Wyoming office of
17 the state engineer and board of control, and all programs
18 and functions specified in title 41 and otherwise under law
19 relating to the state engineer and board of control. Except
20 for W.S. 9-2-1703(a)(v), (viii) and (ix) and 9-2-1705
21 through 9-2-1708, the provisions of the Wyoming Government
22 Reorganization Act of 1989, W.S. 9-2-1701 through ~~9-2-1708~~
23 9-2-1707, apply to this section.

1 **9-2-2012. Department of corrections created; director**
2 **appointed; structure.**

3

4 (a) As part of the reorganization of Wyoming state
5 government, there is created the Wyoming department of
6 corrections consisting of the agencies, programs and
7 functions specified in this section. The provisions of the
8 Wyoming Government Reorganization Act of 1989, W.S.
9 9-2-1701 through ~~9-2-1708~~ 9-2-1707, apply to this section.

10

11 **9-2-2013. Department of environmental quality**
12 **created; director appointed; structure.**

13

14 (a) As part of the reorganization of Wyoming state
15 government, there is created the department of
16 environmental quality consisting of the existing state
17 department of environmental quality, the state office of
18 industrial siting administration and the industrial siting
19 council. Except for the existing environmental quality
20 council, which shall not be within the department of
21 environmental quality but shall be a separate operating
22 agency, and those programs or functions specified by law to
23 be performed by another entity all programs and functions
24 specified in chapters 11 and 12 of title 35 shall be with

1 the department of environmental quality. Except for W.S.
2 9-2-1703(a)(v) and (ix), the limitation of number of
3 principal departments contained in W.S. 9-2-1703(a)(iii),
4 9-2-1704(a) and (b), 9-2-1706(c)(i)(D) and 9-2-1707(a)(iii)
5 and (iv), the provisions of the Wyoming Government
6 Reorganization Act of 1989, W.S. 9-2-1701 through ~~9-2-1708~~
7 9-2-1707, apply to this section.

8
9 **14-8-103. Definitions.**

10
11 (a) As used in this ~~chapter~~ article:

12
13 **15-7-101. Purposes.**

14
15 (a) In addition to all other powers provided by law,
16 any city or town may make public improvements as follows
17 for which bonds may be issued to the contractor or be sold
18 as provided in this chapter to:

19
20 (ix) Contract for, purchase and hold lands and
21 water rights and erect thereon amusement halls and
22 buildings to be used for public parks and grounds for the
23 use, benefit and enjoyment of the public, ~~+~~ and ~~:~~

1 **16-3-103. Adoption, amendment and repeal of rules;**
2 **notice; hearing; emergency rules; proceedings to contest;**
3 **review and approval by governor.**

4
5 (a) Prior to an agency's adoption, amendment or
6 repeal of all rules other than interpretative rules or
7 statements of general policy, the agency shall:

8
9 (ii) Afford all interested persons reasonable
10 opportunity to submit data, views or arguments, orally or
11 in writing, provided this period shall consist of at least
12 forty-five (45) days from the ~~latter~~later of the dates
13 specified under subparagraph (A) of this paragraph, and
14 provided:

15
16 **18-3-107. Annual salaries of certain officers;**
17 **additional compensation prohibited; exception as to**
18 **traveling and other expenses; compensation of county**
19 **commissioner; appointment and salaries of deputies, clerks,**
20 **stenographers and other assistants.**

21
22 (f) The state will pay twenty thousand dollars
23 (\$20,000.00) or fifty percent (50%) of the salary of the
24 full-time county and prosecuting attorney, whichever is

1 less, per year, to each qualifying county. In counties with
2 a population greater than nine thousand (9,000) the state
3 will pay fifteen thousand dollars (\$15,000.00) or fifty
4 percent (50%) of the salary of a full-time assistant to the
5 county and prosecuting attorney, whichever is less, per
6 year, for each assistant per ten thousand (10,000)
7 population over nine thousand (9,000). The state shall also
8 pay three thousand dollars (\$3,000.00) for expenses of the
9 office of county and prosecuting attorney for each full-
10 time county and prosecuting attorney and each full-time
11 assistant authorized by this act. Payments under this
12 section shall be made annually on or before June 30.

13

14 **21-13-101. Definitions.**

15

16 (a) As used in this ~~article~~chapter:

17

18 **21-13-309. Determination of amount to be included in**
19 **foundation program for each district.**

20

21 (o) To the extent specifically provided within the
22 school foundation program budget as enacted by the
23 legislature, and between periods of model recalibration
24 required under subsection (t) of this section, the amount

1 computed for each district under subsection (m) of this
2 section excluding those amounts specified under
3 subparagraphs (m)(v)(E) and (F) of this section, shall be
4 adjusted to provide for the effects of inflation. The
5 adjustment under this subsection shall not be applied until
6 the expiration of the school year immediately following the
7 first school year of application of the recalibrated model,
8 and shall be ~~and~~ adjusted on a cumulative basis each school
9 year thereafter and until the first school year of
10 application of a subsequent model recalibration. The joint
11 appropriations committee shall submit a recommendation to
12 the legislature and the governor not later than November 1
13 of each applicable year on an external cost adjustment for
14 purposes of this subsection.

15

16 **25-3-101. Persons to be confined; notice;**
17 **transportation to school.**

18

19 (b) Any person may be sentenced or transferred to the
20 boys' school pursuant to W.S. 7-13-101. ~~and 7-13-102.~~

21

22 **31-18-209. Issuance of authority; matters to be**
23 **considered; deposit of insurance.**

24

1 (b) The replacement fee for a letter of authority
2 shall be ten dollars (\$10.00). Applications for authority
3 shall be made in writing and verified and shall contain the
4 following information:

5

6 **35-22-405. Optional form.**

7

8 (a) An advance health care directive may be
9 substantially in the following form, but in addition may
10 include other specific directions. The other sections of
11 this act govern the effect of this or any other writing
12 used to create an advance health care directive. If any of
13 the other specific directions are held to be invalid, the
14 invalidity shall not affect other directions of the
15 directive that can be given effect without the invalid
16 direction and to this end the directions in the directive
17 are severable:

18

19 ADVANCE HEALTH CARE DIRECTIVE

20 Explanation

21

22 You have the right to give instructions about your own
23 health care. You also have the right to name someone else
24 to make health care decisions for you. This form lets you

1 do either or both of these things. It also lets you express
2 your wishes regarding donation of organs and the
3 designation of your supervising health care provider. If
4 you use this form, you may complete or modify all or any
5 part of it. You are free to use a different form.

6

7 Part 1 of this form is a power of attorney for health care.
8 Part 1 lets you name another individual as agent to make
9 health care decisions for you if you become incapable of
10 making your own decisions or if you want someone else to
11 make those decisions for you now even though you are still
12 capable.

13

14 You may also name an alternate agent to act for you if your
15 first choice is not willing, able or reasonably available
16 to make decisions for you. Unless related to you, your
17 agent may not be an owner, operator or employee of a
18 residential or community care facility at which you are
19 receiving care.

20

21 Unless the form you sign limits the authority of your
22 agent, your agent may make all health care decisions for
23 you. This form has a place for you to limit the authority
24 of your agent. You need not limit the authority of your

1 agent if you wish to rely on your agent for all health care
2 decisions that may have to be made. If you choose not to
3 limit the authority of your agent, your agent will have the
4 right to:

5

6 (a) Consent or refuse consent to any care, treatment,
7 service or procedure to maintain, diagnose or otherwise
8 affect a physical or mental condition;

9

10 (b) Select or discharge health care providers and
11 institutions;

12

13 (c) Approve or disapprove diagnostic tests, surgical
14 procedures, programs of medication and orders not to
15 resuscitate; and

16

17 (d) Direct the provision, withholding or withdrawal
18 of artificial nutrition and hydration and all other forms
19 of health care.

20

21 Part 2 of this form lets you give specific instructions
22 about any aspect of your health care. Choices are provided
23 for you to express your wishes regarding the provision,
24 withholding or withdrawal of treatment to keep you alive,

1 including the provision of artificial nutrition and
2 hydration, as well as the provision of pain relief. Space
3 is also provided for you to add to the choices you have
4 made or for you to write out any additional wishes.

5

6 Part 3 of this form lets you express an intention to donate
7 your bodily organs and tissues following your death.

8 Part 4 of this form lets you designate a supervising health
9 care provider to have primary responsibility for your
10 health care.

11

12 After completing this form, sign and date the form at the
13 end. This form must either be signed before a notary public
14 or, in the alternative, be witnessed by two (2) witnesses.
15 Give a copy of the signed and completed form to your
16 physician, to any other health care providers you may have,
17 to any health care institution at which you are receiving
18 care, and to any health care agents you have named. You
19 should talk to the person you have named as agent to make
20 sure that he or she understands your wishes and is willing
21 to take the responsibility.

22

23 You have the right to revoke this advance health care
24 directive or replace this form at any time.

1

2

* * * * *

3

4

PART 1

5

POWER OF ATTORNEY FOR HEALTH CARE

6

7 (1) DESIGNATION OF AGENT: I designate the following
8 individual as my agent to make health care decisions for
9 me:

10

11

12 (name of individual you choose as agent)

13

14

15 (address) (city) (state) (zip code)

16

17

18 (home phone)

(work phone)

19

20 OPTIONAL: If I revoke my agent's authority or if my agent
21 is not willing, able or reasonably available to make a
22 health care decision for me, I designate as my first
23 alternate agent:

24

1 _____

2 (name of individual you choose as first alternate agent)

3

4 _____

5 (address) (city) (state) (zip code)

6

7 _____

8 (home phone) (work phone)

9

10 OPTIONAL: If I revoke the authority of my agent and first
11 alternate agent or if neither is willing, able or
12 reasonably available to make a health care decision for me,
13 I designate as my second alternate agent:

14

15 _____

16 (name of individual you choose as second alternate agent)

17

18 _____

19 (address) (city) (state) (zip code)

20

21 _____

22 (home phone) (work phone)

23

1 (2) AGENT'S AUTHORITY: My agent is authorized to make all
2 health care decisions for me, including decisions to
3 provide, withhold or withdraw artificial nutrition and
4 hydration and all other forms of health care to keep me
5 alive, except as I state here:

6 _____
7 _____
8 _____

9 (Add additional sheets if needed.)

10

11 (3) WHEN AGENT'S AUTHORITY BECOMES EFFECTIVE: My agent's
12 authority becomes effective when my supervising health care
13 provider determines that I lack the capacity to make my own
14 health care decisions unless I initial the following box.
15 If I initial this box [], my agent's authority to make
16 health care decisions for me takes effect immediately.

17

18 (4) AGENT'S OBLIGATION: My agent shall make health care
19 decisions for me in accordance with this power of attorney
20 for health care, any instructions I give in Part 2 of this
21 form, and my other wishes to the extent known to my agent.
22 To the extent my wishes are unknown, my agent shall make
23 health care decisions for me in accordance with what my
24 agent determines to be in my best interest. In determining

1 my best interest, my agent shall consider my personal
2 values to the extent known to my agent.

3

4 (5) NOMINATION OF GUARDIAN: If a guardian of my person
5 needs to be appointed for me by a court, (please initial
6 one):

7

8 [] I nominate the agent(s) whom I named in this form
9 in the order designated to act as guardian.

10

11 [] I nominate the following to be guardian in the
12 order designated:

13

14

15

16

17 [] I do not nominate anyone to be guardian.

18

19

PART 2

20

INSTRUCTIONS FOR HEALTH CARE

21

22 Please strike any wording that you do not want.

23

1 (6) END-OF-LIFE DECISIONS: I direct that my health care
2 providers and others involved in my care provide, withhold
3 or withdraw treatment in accordance with the choice I have
4 initialed below:

5

6 [] (a) Choice Not To Prolong Life

7

8 I do not want my life to be prolonged if (i) I have an
9 incurable and irreversible condition that will result in my
10 death within a relatively short time, (ii) I become
11 unconscious and, to a reasonable degree of medical
12 certainty, I will not regain consciousness, or (iii) the
13 likely risks and burdens of treatment would outweigh the
14 expected benefits, OR

15

16 [] (b) Choice To Prolong Life

17

18 I want my life to be prolonged as long as possible within
19 the limits of generally accepted health care standards.

20

21 (7) ARTIFICIAL NUTRITION AND HYDRATION: Artificial
22 nutrition and hydration must be provided, withheld or
23 withdrawn in accordance with the choice I have made in
24 paragraph (6) unless I initial the following box. If I

1 initial this box [], artificial nutrition must be provided
2 regardless of my condition and regardless of the choice I
3 have made in paragraph (6). If I initial this box [],
4 artificial hydration must be provided regardless of my
5 condition and regardless of the choice I have made in
6 paragraph (6).

7

8 (8) RELIEF FROM PAIN: Except as I state in the following
9 space, I direct that treatment for alleviation of pain or
10 discomfort be provided at all times:

11

12 _____

13 _____

14

15 (9) OTHER WISHES: (If you do not agree with any of the
16 optional choices above and wish to write your own, or if
17 you wish to add to the instructions you have given above,
18 you may do so here.) I direct that:

19

20 _____

21 _____

22 (Add additional sheets if needed.)

23

24

PART 3

1 DONATION OF ORGANS AT DEATH

2

3 (OPTIONAL)

4

5 (10) Upon my death (initial applicable box):

6

7 ☐ (a) I give my body, or

8

9 ☐ (b) I give any needed organs, tissues or parts,

10 or

11

12 ☐ (c) I give the following organs, tissues or
13 parts only

14

15 _____

16

17 (d) My gift is for the following purposes (strike any
18 of the following you do not want):

19

20 (i) Any purpose authorized by law;

21

22 (ii) Transplantation;

23

24 (iii) Therapy;

1

2 (iv) Research;

3

4 (v) Medical education.

5

6 PART 47 SUPERVISING HEALTH CARE PROVIDER

8

9 (11) I designate the following physician as my primary
10 physician:

11

12 _____

13 (name of physician)

14

15 _____

16 (address) (city) (state) (zip code)

17

18 _____

19 (phone)

20

21 If the physician I have designated above is not willing,
22 able or reasonably available to act as my primary
23 physician, I designate the following as my primary
24 physician:

1

2 _____

3 (name of physician)

4

5 _____

6 (address) (city) (state) (zip code)

7

8 _____

9 (phone)

10

11 * * * * *

12

13 (12) EFFECT OF COPY: A copy of this form has the same
14 effect as the original.

15

16 (13) SIGNATURES: Sign and date the form here:

17

18 _____ (date)

19 (sign your name)

20

21 _____ (address)

22 (print your name)

23

24 _____

1 (city) (state)

2

3 (Optional) SIGNATURES OF WITNESSES:

4

5 First witness

6

7 _____

8 (print name) (address)

9

10 _____

11 (signature of witness)

12

13 _____

14 (date)

15

16 Second witness

17

18 _____

19 (print name) (address)

20

21 _____

22 (signature of witness)

23

24 _____

1 (date)

2

3 _____

4 (Signature of notary public in lieu of witnesses)

5

6 _____

7 (date)

8

9 **35-22-415. Judicial relief.**

10

11 On petition of a patient, the patient's agent, guardian or
12 surrogate, a health care provider or institution involved
13 with the patient's care, or an individual described in W.S.
14 ~~35-22-105(b) or (c)~~ 35-22-406(b) or (c) the district court
15 may enjoin or direct a health care decision or order other
16 equitable relief. A proceeding under this section is
17 governed by the Wyoming Rules of Civil Procedure.

18

19 **36-8-403. Sale of lands and improvements; authority.**

20

21 Notwithstanding any contrary provisions contained in W.S.
22 36-8-401, 36-8-402, ~~36-8-406 and 36-8-407,~~ or in any other
23 provision of law, the sale of the lands and improvements
24 known as and included in the Saratoga Hot Springs Reserve

1 to any person, association of persons, firm or corporation,
2 without restriction as to use or occupancy, is hereby
3 authorized.

4
5 **37-2-206. Powers of commission; court to compel**
6 **obedience to lawful orders.**

7
8 The commission, commissioner or commission employee acting
9 in the capacity of a hearing officer for the purpose
10 mentioned in W.S. ~~37-1 through 37-64~~ 37-1-101 through
11 37-3-114, and ~~37-260 through 37-272~~ 37-12-201 through
12 37-12-213, may administer oaths, certify to official acts,
13 issue subpoenas, compel the attendance of witnesses and the
14 production of papers, books, accounts, documents and
15 testimony. If any person fails to comply with any lawful
16 order of the commission, commissioner or commission
17 employee acting in the capacity of a hearing officer, or
18 any subpoena, or if any witness refuses to testify to any
19 matter regarding which he may be interrogated lawfully, the
20 district court of any county on application of the
21 commission, a commissioner or commission employee acting in
22 the capacity of a hearing officer, shall compel obedience
23 by attachment proceedings for contempt as in the case of

1 disobedience of the requirements of a subpoena issued from
2 the court or a refusal to testify therein.

3
4 **37-2-219. Who may appeal commission decision or**
5 **action; manner and extent of appeal.**

6
7 Any party in interest or any person or party authorized
8 under ~~section 37-17, Wyoming Statutes 1957~~ W.S. 37-2-118,
9 to file an original complaint before the commission, may
10 appeal from a final decision or other commission action or
11 inaction, in the same manner, and to the same extent, as
12 provided by the Wyoming Administrative Procedure Act.

13
14 **37-13-105. Basis of assessments.**

15
16 (b) The cost and expenses to be assessed shall
17 include:

18
19 (i) The conversion costs as determined by
20 ~~section 37-301 of the statutes~~ W.S. 37-13-129 or as
21 estimated by the public utility, whichever is less;

22
23 **37-13-109. Notice of public hearing on proposed**
24 **improvement; contents.**

1

2 (a) The governing body shall cause notice of a public
3 hearing on the proposed improvement to be given in the
4 manner provided in ~~section 37-282 of the statutes~~ W.S.
5 37-13-110. Such notice shall:

6

7 (v) State that it is proposed to assess the real
8 property in the district to pay as provided in ~~section~~
9 ~~37-301 of the statutes~~ W.S. 37-13-129 the cost of the
10 improvement according to the proportionate square footage,
11 front footage, or other equitable basis, as specified,
12 based upon the benefits to be derived by each tract, lot or
13 parcel of land within the district;

14

15 **37-13-111. Public hearing; changes in proposed**
16 **improvements or in area of improvement district.**

17

18 (c) After the hearing has been concluded and after
19 all protests and objections have been considered, the
20 governing body may make changes in the proposed
21 improvements or in the area to be included in the district
22 as it may consider necessary or desirable, provided the
23 changes are not substantial. Notice and an opportunity to
24 protest shall be given if substantial changes are desired

1 by the governing body. The governing body shall either
2 abandon the district and project or adopt a resolution
3 establishing the district and authorizing the project,
4 either as described in the notice or with changes made as
5 above authorized. The resolution shall be published in the
6 manner provided in ~~section 37-282 of the statutes~~ W.S.
7 37-13-110 but need not be mailed.

8
9 **37-13-120. Failure to pay installments; sale of**
10 **property; return of sale; certificate of sale.**

11
12 (b) The governing body shall cause notice of sales
13 for delinquent assessments and make the sales thereof in
14 the same manner as is provided for sales of property by a
15 treasurer of a city or town for delinquent assessments as
16 provided in ~~section 15.1 354 of the statutes~~ W.S. 15-6-410.

17
18 (c) The governing body shall make a return of sale in
19 the same manner as is provided in ~~section 15.1 355 of the~~
20 ~~statutes~~ W.S. 15-6-411.

21
22 (d) The governing body shall make out such a
23 certificate and deliver the same as provided in ~~section~~
24 ~~15.1 356 of the statutes~~ W.S. 15-6-412 and said certificate

1 and the lien thereof shall have the same validity and
2 effect as provided therein.

3
4 (e) The governing body shall be custodian of such
5 certificates, may sell and transfer any such certificate
6 and generally may act with the same powers and authority as
7 provided in ~~section 15.1 356(b) of the statutes~~ W.S.
8 15-6-412(b).

9
10 **37-13-121. Redemption of property sold for**
11 **assessment; deed.**

12
13 Any property sold for an assessment as ~~hereinabove~~ provided
14 in W.S. 37-13-120 shall be subject to redemption from the
15 governing body and a redemption deed shall be executed
16 after two (2) years from the date of the sale in the same
17 manner as is provided for redemption in ~~section 15.1 362 of~~
18 ~~the statutes~~ W.S. 15-6-418.

19
20 **39-11-105. Exemptions.**

21
22 (a) The following property is exempt from property
23 taxation:

1 (xxix) Intangible personal property as provided
2 by ~~W.S. 39-13-105(j)~~ subsection (b) of this section, and
3 except as specified in W.S. 39-13-103(b)(xi);

4
5 (b) The following shall be exempt from property
6 taxation:

7
8 (i) Goodwill if established and separately
9 identified on a company's books and records, or affirmed by
10 generally accepted accounting, or appraisal, principles;

11
12 (ii) Any of the following intangible items:

13
14 (A) Workforce in place including its
15 composition and terms and condition, contractual or
16 otherwise, of its employment;

17
18 (B) Business books and records, operating
19 systems or any other information base including lists or
20 other information with respect to current or prospective
21 customers;

1 (C) Any patent, copyright, formula,
2 process, design, pattern, know-how, format, proprietary
3 computer software or other similar items;

4
5 (D) Any customer-based intangible. As used
6 in this subparagraph, "customer-based intangible" means
7 composition of market, market share and any other value
8 resulting from future provision of goods or services
9 pursuant to relationships, contractual or otherwise, in the
10 ordinary course of business with customers. In the case of
11 a financial institution, "customer-based intangible"
12 includes deposit base and similar items;

13
14 (E) Any supplier-based intangible. As used
15 in this subparagraph, "supplier-based intangible" means any
16 value resulting from future acquisitions of goods or
17 services pursuant to relationships, contractual or
18 otherwise, in the ordinary course of business with
19 suppliers of goods or services to be used or sold by the
20 taxpayer.

21
22 (iii) Any license, permit or other right granted
23 by a person, or by a governmental unit or an agency or
24 instrumentality thereof;

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(iv) Any covenant not to compete, or other arrangement to the extent such arrangement has substantially the same effect as a covenant not to compete, entered into in connection with an acquisition directly or indirectly of an interest in a trade or business or substantial portion thereof;

(v) Any franchise, trademark or trade name;

(vi) Any of the following intangible items:

(A) Money and cash on hand including currency, gold, silver and other coin, bank drafts, certified checks and cashier's checks;

(B) Money on deposit;

(C) Accounts receivable and other credits;

(D) Bonds, promissory notes, debentures and other evidences of debt;

(E) Shares of stock or other written
evidence of ownership;

(F) Judgments for the payment of money;

(G) Annuities and annuity contracts.

Section 2. W.S. 31-18-209(b)(xi) and 39-13-105(j) are repealed.

Section 3. Any other act adopted by the Wyoming legislature during the same session in which this act is adopted shall be given precedence and shall prevail over the amendments in this act to the extent that such acts are in conflict with this act.

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

(END)