

## HOUSE BILL NO. HB0016

Special districts-elections.

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

A BILL

for

1 AN ACT relating to special districts; changing requirements  
2 to allow enlargement without election; limiting taxing  
3 authority when districts have not properly mapped  
4 boundaries; requiring mapping only if a governmental entity  
5 levies or requires the levy of taxes; and providing for an  
6 effective date.

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

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10 **Section 1.** W.S. 22-29-301(a)(intro) and (i),  
11 39-11-102(c)(xxiv) and 39-13-102(p) are amended to read:

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13 **22-29-301. Enlargement petitions.**

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15 (a) When ~~the~~any voters or landowners of an area wish  
16 to join a district, they may file an enlargement petition

1 with the county commissioners. ~~If there are no voters~~  
2 ~~within an area proposed to be included in a district, the~~  
3 ~~landowners of the area may file an enlargement petition~~  
4 ~~with the county commissioners.~~ Unless otherwise provided  
5 under this subsection, the petition for enlargement shall  
6 include provisions allowing the board of district directors  
7 to be enlarged by one (1) or more positions to be filled by  
8 voters residing or located in the new area, the number of  
9 positions to be determined by the petitioners and the  
10 district directors of the existing district. Before the  
11 petition is filed with the county commissioners, it shall  
12 be approved by the directors of the affected district and  
13 by any other agency also required by the principal act to  
14 approve the petition. The petition process shall be  
15 governed by W.S. 22-29-105 through 22-29-108. An election  
16 need not be held on an enlargement petition if the petition  
17 alleges and the county commissioners find:

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19 (i) All landowners and all voters within the new  
20 area and the board of directors of the district agree to  
21 the inclusion of the new area within the district. ~~and~~

22

23 **39-11-102. Administration; confidentiality;**  
24 **department of revenue.**

1

2 (c) In addition to the other powers and duties  
3 imposed by law, the department shall:

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5 (xxiv) Promulgate rules and regulations as  
6 provided by the Wyoming Administrative Procedure Act,  
7 necessary to map and keep record of the geographical  
8 boundaries for all special districts and governmental  
9 entities with the authority to levy or require the levy of  
10 property taxes. Notwithstanding any other provision of  
11 law, no special district or governmental entity with  
12 authority to levy or require the levy of property taxes  
13 shall levy any property taxes unless in compliance with the  
14 rules and regulations promulgated pursuant to this  
15 subsection.

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17 **39-13-102. Administration; confidentiality.**

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19 (p) Any governmental entity with authority to levy or  
20 require the levy of property taxes which is formed or  
21 organized or which changes its geographical boundaries  
22 shall cause one (1) copy of the legal description which is  
23 contained within the document authorizing formation or  
24 modification of boundaries and one (1) copy of an official

1 map designating the geographical boundaries as formed or  
2 changed to be filed with the department and with the county  
3 clerk and county assessor in the county or counties within  
4 which the entity is located within ten (10) days after the  
5 effective date of the formation, and annually, by a date  
6 determined by the department, if ~~a~~the governmental entity  
7 levies or requires the levy of taxes and has changes to its  
8 geographical boundaries by annexation, enlargement, merger,  
9 consolidation, exclusion or dissolution. Failure to file  
10 the required documents within the required time relieves  
11 the county assessor and the department from responsibility  
12 of modifying the assessment roll to reflect the property in  
13 the new entity or changed boundary area.

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15 **Section 2.** W.S. 22-29-301(a)(ii) is repealed.

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17 **Section 3.** This act is effective July 1, 2008.

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19 (END)