

SENATE FILE NO. SF0045

Improvement and service district directors.

Sponsored by: Senator(s) Cooper and Martin and
Representative(s) Craft and Davison

A BILL

for

1 AN ACT relating to improvement and service districts;
2 providing for three or five directors; providing for
3 staggered initial terms; providing for expansion and
4 contraction of number of directors; providing for four year
5 subsequent terms; and providing for an effective date.

6

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

8

9 **Section 1.** W.S. 18-12-113(a) and by creating a new
10 subsection (d) is amended to read:

11

12 **18-12-113. District board of directors.**

13

14 (a) The district shall be managed and controlled by a
15 board of directors consisting of three (3) or five (5)
16 members. The initial board shall consist of three (3) or

1 five (5) members elected at the organizational election.
2 ~~One (1)~~ A simple majority of members shall serve ~~for three~~
3 ~~(3)~~ an initial term of two (2) years, ~~one (1) for~~ and the
4 remaining members shall serve an initial term of four (4)
5 years ~~and one (1) for five (5) years~~ after formation of the
6 district and until their successors are elected and
7 qualified at the regular scheduled subsequent director
8 election as provided in W.S. 22-29-112. ~~Each year,~~
9 ~~commencing with the third anniversary of the first director~~
10 ~~election an election shall be held to elect a director to~~
11 ~~fill the vacancy resulting from expiration of the term of~~
12 ~~the director whose term expires at that time~~ Thereafter,
13 members shall be elected for terms of four (4) years. A
14 vacancy occurring on the board during the term of an
15 original director or his successor shall be filled as
16 provided in the Special District Elections Act of 1994.

17
18 (d) Notwithstanding subsection (a) of this section,
19 any district may increase or decrease the membership of its
20 board from three (3) to five (5) members if a proposition
21 for the increase is submitted to a vote of the qualified
22 electors of the district and a majority of those casting
23 their ballots vote in favor of the increase or decrease.
24 Additional offices created under this subsection in odd-

1 numbered years shall be filled at the general election next
2 following the election at which the increase was approved.
3 Additional offices created under this subsection in even-
4 numbered years shall be filled at the general election to
5 be held in two (2) years and not at the current year
6 general election. At the general election, not more than
7 one (1) member shall be elected for a term of two (2)
8 years, and the election ballots shall so state. Each term
9 shall otherwise be four (4) years. A vote to decrease
10 membership shall be in the general election preceding the
11 election of three (3) members.

12

13 **Section 2.** This act is effective July 1, 2009.

14

15 (END)