

SENATE FILE NO. SF0105

State control of certain land.

Sponsored by: Senator(s) Jennings and Representative(s)
Kroeker

A BILL

for

1 AN ACT relating to public lands; requiring a plan from the
2 office of state lands and investments for the transfer and
3 management of federal lands as specified; providing that
4 the United States Supreme Court shall have original
5 jurisdiction in all actions between the State of Wyoming
6 and the United States arising from an attempt to enforce
7 the provisions of chapter 12, title 36 of the Wyoming
8 statutes; amending definitions concerning which federal
9 lands are subject to the act; and providing for an
10 effective date.

11

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

13

14 **Section 1.** W.S. 36-12-102(b)(intro), 36-12-108(c) and
15 by creating a new subsection (d) and 36-12-109(a)(ii)
16 through (iv) are amended to read:

1

2 **36-12-102. Management.**

3

4 (b) The ~~board of land commissioners~~ office of state
5 lands and investments shall develop a plan for the transfer
6 and management of lands and minerals subject to this act.
7 This plan will be submitted to the governor and legislature
8 prior to January 1, ~~1993~~ 2012 and will be subject to their
9 approval. Such a management plan shall consider:

10

11 **36-12-108. Enforcement of provisions; civil actions;**
12 **penalties; court of jurisdiction.**

13

14 (c) Any person who attempts to exercise jurisdiction
15 over land secured under this act in a manner not permitted
16 by the laws of the state is guilty of a felony punishable
17 by imprisonment for not less than two (2) years nor more
18 than ten (10) years and a fine of not more than ten
19 thousand dollars (\$10,000.00).

20

21 (d) The United States Supreme Court shall have
22 original jurisdiction in all actions arising from an
23 attempt to enforce the provisions of this chapter between

1 the State of Wyoming and the United States, each being of
2 their own and unique sovereign authority.

3
4 **36-12-109. Definition.**

5
6 (a) As used in this act "land" means all land and
7 water within the exterior boundaries of the state of
8 Wyoming except land and water:

9
10 (ii) To which title was held by the state or a
11 municipality in the state before March 1, ~~1980~~2012;

12
13 (iii) Which is controlled by the United States
14 department of defense on March 1, ~~1980~~2012;

15
16 (iv) Which was a national park, national
17 monument, land held in trust for Indians, wildlife refuge
18 or wilderness area established prior to January 1, ~~1980~~
19 2012.

20
21 **Section 2.** This act is effective July 1, 2011.

22
23 (END)