

SENATE FILE NO. SF0005

County commissioners-removal of appointed board members.

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

A BILL

for

1 AN ACT relating to district boards; providing for removal
2 of board members from predator management boards, planning
3 commissions, airport boards, fair boards, public recreation
4 boards, museum boards, solid waste disposal district boards
5 and county health boards; providing a term for vacancies
6 filled; and providing for an effective date.

7

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

9

10 **Section 1.** W.S. 11-6-202 by creating a new subsection
11 (c), 18-5-103 by creating a new subsection (d), 18-9-102 by
12 creating a new subsection (h), 18-9-201 by creating a new
13 subsection (c), 18-10-103, 18-11-102 and 35-1-302 by
14 creating a new subsection (e) are amended to read:

15

1 11-6-202. Administration of districts by district
2 boards; number and qualifications of members; term; filling
3 of vacancies; removal.

4
5 (c) For directors appointed by a board of county
6 commissioners, the county commissioners may remove the
7 director for just cause without a public hearing unless the
8 director requests a public hearing.

9
10 18-5-103. Appointment of county planning commission;
11 composition; powers and duties generally; removal.

12
13 (d) The county commissioners may remove any member of
14 the county planning commission for just cause without a
15 public hearing unless the trustee requests a public
16 hearing. Vacancies on the county planning commission shall
17 be filled by the county commissioners for the balance of
18 the unexpired term created by the vacancy.

19
20 18-9-102. Board of trustees.

21
22 (h) The county commissioners may remove any member of
23 the board of trustees for just cause without a public
24 hearing unless the trustee requests a public hearing.

1 Vacancies on the board of trustees shall be filled by the
2 county commissioners for the balance of the unexpired term
3 created by the vacancy.

4
5 18-9-201. Recreational facilities and systems of
6 public recreation; authority to establish and maintain;
7 joint action by political subdivision; tax levies; removal.

8
9 (c) The governing body which appointed the member of
10 the board of trustees may remove that member of the board
11 of trustees for just cause without a public hearing unless
12 the trustee requests a public hearing. Vacancies on the
13 board of trustees shall be filled by the governing body for
14 the balance of the unexpired term created by the vacancy.

15
16 18-10-103. Board of trustees; appointment;
17 composition; qualifications of members; terms of office;
18 vacancies; removal.

19
20 (a) Each board of county commissioners of any county
21 owning, constructing or acquiring any museum or collection
22 of exhibits shall appoint a board of trustees for the
23 museum or collection composed of five (5) electors of the
24 county. The initial board of trustees shall be appointed as

1 follows: one (1) member for a one (1) year term, two (2)
2 for a two (2) year term and two (2) for a three (3) year
3 term, with each term commencing on July 1 of the year of
4 appointment. Thereafter the terms shall be three (3) years.
5 Vacancies shall be filled for unexpired terms.

6
7 (b) The county commissioners may remove any member of
8 the board of trustees for just cause without a public
9 hearing unless the trustee requests a public hearing.
10 Vacancies on the board of trustees shall be filled by the
11 county commissioners for the balance of the unexpired term
12 created by the vacancy.

13
14 **18-11-102. Powers; management; rates; penalty for**
15 **violation of rules; removal.**

16
17 (a) Following the creation of a solid waste disposal
18 district the board of county commissioners shall appoint
19 not less than three (3) nor more than nine (9) residents of
20 the district to constitute the governing board of the
21 district. Appointees shall serve a term of three (3) years
22 and may be reappointed for three (3) additional terms.
23 Terms of office shall be staggered. The governing board may
24 exercise all powers granted to cities and towns by W.S.

1 15-1-103(a)(xxi) and (xl) and shall adopt rules and
2 regulations in managing the disposal of solid wastes within
3 the district. Violation of a rule or regulation of the
4 governing board requiring disposal of solid wastes in
5 designated sites constitutes a misdemeanor punishable upon
6 conviction by a fine not to exceed seven hundred fifty
7 dollars (\$750.00) or imprisonment not exceeding six (6)
8 months or both. A governing board may also enforce its
9 rules and regulations by appropriate legal proceedings and
10 expend and generate revenue relative to the purpose of a
11 solid waste disposal district. The governing board may
12 permit persons or entities not included within the district
13 to utilize the facilities of the district. The governing
14 board may impose fees upon persons or entities included
15 within or outside of the district for the privilege of
16 utilizing the facilities of the district at rates
17 established by the governing board and any revenue
18 generated in this manner shall only be used to operate the
19 district.

20

21 (b) The county commissioners may remove any member of
22 the governing board for just cause without a public hearing
23 unless the member requests a public hearing. Vacancies on
24 the governing board shall be filled by the county

1 commissioners for the balance of the unexpired term created
2 by the vacancy.

3

4 35-1-302. Organization of units; membership of
5 boards; removal.

6

7 (e) The governing body which appointed the member of
8 the board may remove that member of the board for just
9 cause without a public hearing unless the member requests a
10 public hearing. Vacancies on the board shall be filled by
11 the governing body for the balance of the unexpired term
12 created by the vacancy.

13

14 **Section 2.** This act is effective July 1, 2012.

15

16

(END)