

HOUSE BILL NO. HB0032

Elections-vacancy appointment process.

Sponsored by: Representative(s) Coleman, Berger and Patton
and Senator(s) Schiffer

A BILL

for

1 AN ACT relating to elections; modifying provisions for
2 filling of vacancies in elected office by elected precinct
3 committeemen and committeewomen as specified; and providing
4 for an effective date.

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

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8 **Section 1.** W.S. 22-18-111(a)(iii)(A) is amended to
9 read:

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11 **22-18-111. Vacancies in other offices; temporary**
12 **appointments.**

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14 (a) Any vacancy in any other elective office in the
15 state except representative in congress or the board of
16 trustees of a school or community college district, shall

1 be filled by the governing body, or as otherwise provided
2 in this section, by appointment of a temporary successor.
3 The person appointed shall serve until a successor for the
4 remainder of the unexpired term is elected at the next
5 general election and takes office on the first Monday of
6 the following January. Provided, if a vacancy in a four
7 (4) year term of office occurs in the term's second or
8 subsequent years after the first day for filing an
9 application for nomination pursuant to W.S. 22-5-209, no
10 election to fill the vacancy shall be held and the
11 temporary successor appointed shall serve the remainder of
12 the unexpired term. The following apply:

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14 (iii) If a vacancy occurs in the office of a
15 member of the state legislature:

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17 (A) For vacancies other than resignations,
18 the board of county commissioners of the county or counties
19 in which the vacancy occurs shall immediately notify in
20 writing the chairman of the state central committee of the
21 political party which the former incumbent represented at
22 the time of his election under W.S. 22-6-120(a)(vii), or at
23 the time of his appointment if not elected to office. For
24 resignations, the governor shall notify the appropriate

1 state central committee or the appropriate board of county
2 commissioners in accordance with W.S. 28-1-106. For all
3 vacancies in which the incumbent represented a political
4 party at the time of his election or appointment to the
5 office, the state central committee of the political party
6 of the former incumbent shall notify the precinct
7 committeemen and committeewomen for that party for each
8 precinct within the legislative district which is vacant
9 and arrange a meeting of those precinct committeemen and
10 committeewomen at which they will select a list of three
11 (3) persons qualified to fill the vacancy. Only those
12 persons serving as committeemen and committeewomen at least
13 thirty (30) days prior to the vacancy, or if the vacancy
14 occurs within thirty (30) days after a primary election,
15 including precinct committeemen and committeewomen elected
16 at that primary, shall be authorized to vote under this
17 subparagraph. The meeting shall be held not later than
18 fifteen (15) days after the state central committee is
19 notified of the vacancy. The state central committee of
20 each political party shall establish procedures for
21 conducting the vote required under this subparagraph and
22 may delegate the authority to call the meeting required
23 under this subparagraph;

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