

HOUSE BILL NO. HB0163

Federal congressional elections-residency.

Sponsored by: Representative(s) MacGuire, Barlow, Burkhart,
Crago, Gray, Harshman, Sommers, Sweeney,
Walters and Zwonitzer and Senator(s)
Anderson and Rothfuss

A BILL

for

1 AN ACT relating to elections; modifying the definition of
2 "residence" for purposes of elections of and candidates for
3 the offices of United States senator and member of
4 congress; modifying nomination application requirements and
5 affirmations accordingly; and providing for an effective
6 date.

7

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

9

10 **Section 1.** W.S. 22-1-102(a)(xxx) by creating a new
11 subparagraph (G), 22-5-204(b)(iii) and 22-5-301(a) are
12 amended to read:

13

14 **22-1-102. Definitions.**

1

2 (a) The definitions contained in this chapter apply
3 to words and phrases used in this Election Code and govern
4 the construction of those words and phrases unless they are
5 specifically modified by the context in which they appear.
6 As used in this Election Code:

7

8 (xxx) "Residence" is the place of a person's
9 actual habitation. The construction of this term shall be
10 governed by the following rules:

11

12 (G) Candidates seeking election to the
13 office of United States senator or representative in
14 congress shall not, at the time of knowingly seeking
15 nomination or election as provided by paragraph (liii) of
16 this subsection, receive, claim or currently be claiming
17 any residence or the benefits of residency from any other
18 state.

19

20 **22-5-204. Application for nomination or election;**
21 **party registration; form.**

22

1 (b) An eligible person seeking nomination or election
2 for a partisan office shall:

3

4 (iii) File an application in substantially the
5 following form:

6

7 APPLICATION FOR NOMINATION OR ELECTION BY PARTY

8

PRIMARY

9

10 State of Wyoming)

11

12) ss

13

14 County of)

15

16 I,, swear or affirm that I was born on,

17(year), that I have been a resident of the

18 state of Wyoming since, and that I am a

19 registered voter of Election District No.,

20 in Precinct No., residing at, in County

21 of, (if for the office of state senator or

22 representative) in Senate (House) District,

23 state of Wyoming, and registered as a member of

1 party, (if for the office of governor) and
 2 that I resided at the physical residential
 3 addresses listed below during the past five (5)
 4 years, and I hereby request that my name be
 5 printed upon the official party ballot at the
 6 next primary election as a candidate for the
 7 office of, and hereby declare that if
 8 nominated and elected, I will qualify for the
 9 office.

10

11 (If for the office of United States senator or
 12 representative in congress) I have not, at any
 13 time when knowingly seeking nomination or
 14 election to this office, received, claimed or
 15 been currently claiming any residence or the
 16 benefits of residency from any other state.

17

18 (If for the office of governor) I have resided at
 19 the following physical residential addresses
 20 during the past five (5) years:

21

22 (Residence)

(Date)

23

1 1.

2

3 2.

4

5 Dated the day of,(year).

6

7(Signature)

8

9 **22-5-301. Independent partisan candidates; form.**

10

11 (a) Independent candidates for partisan public
12 offices may be nominated by filing a signed petition in
13 substantially the following form:

14

15 PETITION FOR NOMINATION

16

17 I,, swear or affirm that I was born on,
18(year), that I have been a resident of the
19 State of Wyoming since, and that I am a
20 registered voter of Election District No.,
21 in Precinct No., County of, residing at
22, (if for the office of state senator or
23 representative, commissioner or other district

1 office) in Senate (House) (Commissioner or other)
2 District, State of Wyoming, (if for the
3 office of governor) and that I resided at the
4 physical residential addresses listed below
5 during the past five (5) years, and having
6 obtained the number of signatures required by law
7 for nomination by petition, I hereby request that
8 my name be printed on the official ballot at the
9 next general election as an independent candidate
10 for the office of and declare that if
11 nominated and elected, I will qualify for the
12 office.

13

14 (If for the office of United States senator or
15 representative in congress) I have not, at any
16 time when knowingly seeking nomination or
17 election to this office, received, claimed or
18 been currently claiming any residence or the
19 benefits of residency from any other state.

20

21 (If for the office of governor) I have resided at
22 the following physical residential addresses
23 during the past five (5) years:

1

2

(Residence)

(Date)

3

4

1.

5

6

2.

7

8

Dated the day of,(year).

9

10

..... (Signature)

11

12

The eligible, registered electors supporting my

13

nomination, and numbering not less than the

14

number required under W.S. 22-5-304, are as

15

follows:

16

17

(Signature) (Printed Name) (Residence) (Date)

18

19

1.

20

21

2.

22

23

VERIFICATION BY CIRCULATORS

1

2

I,, do hereby certify that I am a circulator

3

of this petition, and I solely and personally

4

circulated this petition, that all the signatures

5

appearing herein were made in my presence from

6

.... (month) (day),(year) through

7

(month) (day),(year), and to the best

8

of my knowledge and belief such signatures are

9

those of the persons whose names they purport to

10

be.

11

12

..... (Signature)

13

14

Section 2. This act is effective July 1, 2021.

15

16

(END)