

ENROLLED ACT NO. 29, SENATE

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2022 BUDGET SESSION

AN ACT relating to counties; authorizing the board of county commissioners to dissolve county-created boards as specified; specifying requirements for dissolution; amending the duties of county commissioners; making conforming amendments; and providing for an effective date.

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

Section 1. W.S. 18-3-525 is created to read:

18-3-525. Dissolution of boards; procedure.

(a) Each board of county commissioners may dissolve any board or district created under W.S. 18-10-103, 18-11-101 or chapter 9, article 1 of this title in accordance with the following:

(i) Before any dissolution authorized under this subsection, the board of county commissioners shall at a regular meeting disclose its intent to dissolve a specified board or district. Not later than thirty (30) days before the meeting required under this paragraph, the board of county commissioners shall provide written notice of the date, time and location of the meeting to the affected board or district, which notice shall include an explanation substantiating the reasons for the proposed dissolution. The affected board or district shall be provided sufficient opportunity at the meeting required under this paragraph to respond to the proposed dissolution;

(ii) Not later than one hundred twenty (120) days before the proposed dissolution, the board of county commissioners shall publish not less than two (2) times in the newspaper designated under W.S. 18-3-517 a plan to

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2022 BUDGET SESSION

dissolve and terminate the board or district previously created. The plan shall provide for, at a minimum:

(A) Payment of all bonded and other indebtedness against the board or district;

(B) The disposition of assets in accordance with the following:

(I) Any surplus funds remaining to the credit of the board or district, after payment of the indebtedness of the board or district, shall be transferred to the county treasurer for disposition as provided in subdivision (II) of this subparagraph. If the assets of the board or district are insufficient, the board or district shall levy taxes, within the limits of the board's or district's authority, for the liquidation of the indebtedness;

(II) Any surplus funds remaining shall be disposed of as provided under one (1) of the following procedures, as selected by the county assessor:

(1) The funds may be offset against the portion of the levies of taxing units levied against the property values of property within the board or district to be dissolved. If the funds are offset as provided under this subdivision, the funds shall be distributed to each taxing unit in the amount of that taxing unit's offset;

(2) The amount may be credited to each property appearing on the tax roll within the dissolved district or board on the basis of current assessed value. If the surplus funds are distributed under

ENROLLED ACT NO. 29, SENATE

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2022 BUDGET SESSION

this subdivision, the surplus funds shall be deposited in the unsegregated tax collections account established and distributed in the same manner as other funds in that account.

(C) Resolution or reassignment of all contracts, regulatory agreements and other obligations to which the board or district is a party.

(iii) Not later than thirty (30) days before the proposed dissolution, the board of county commissioners shall hold a public meeting and provide an opportunity for public comment both at the meeting and in writing;

(iv) After public notice and an opportunity for public comment has been completed, the board of county commissioners may revise the plan for dissolution and shall disapprove or approve by resolution the plan for dissolution and termination of the created board or district.

(b) Upon approval and passage of a resolution dissolving the created board or district, the created board or district shall take all actions necessary to effectuate the plan for dissolution and termination and dissolve and terminate the board or district.

(c) Not later than ninety (90) days after the passage of a resolution dissolving the created board or district, the board or district shall terminate its existence.

Section 2. W.S. 18-3-504(a) by creating a new paragraph (viii) and by amending and renumbering (viii) as (x), 18-9-101(a) by creating a new paragraph (v) and by

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2022 BUDGET SESSION

renumbering (v) as (vi) and 18-11-101 by creating a new subsection (c) are amended to read:

18-3-504. Powers and duties generally.

(a) Each board of county commissioners may:

(viii) Dissolve any board that the board of county commissioners has created under this article, W.S. 18-11-101 or under chapter 9, article 1 of this title in accordance with W.S. 18-3-525;

~~(viii)~~(x) Perform such other duties as prescribed by law.+

18-9-101. Authority of board of commissioners to acquire property, appoint board of trustees; purposes and uses; authority to levy taxes, issue bonds or incur indebtedness; county fair fund.

(a) Each board of county commissioners may:

(v) Dissolve any board of trustees appointed under this subsection in accordance with W.S. 18-3-525;

~~(v)~~(vi) Perform such other acts necessary to carry out the provisions of this section.

18-11-101. Solid waste disposal districts; creation.

(c) The board of county commissioners may dissolve a solid waste disposal district established under subsection (a) of this section in accordance with W.S. 18-3-525.

ORIGINAL SENATE
FILE NO. SF0027

ENGROSSED

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SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
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Section 3. This act is effective July 1, 2022.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the Senate.

Chief Clerk