

ENROLLED ACT NO. 24, SENATE

SIXTY-SEVENTH LEGISLATURE OF THE STATE OF WYOMING
2023 GENERAL SESSION

AN ACT relating to counties; authorizing two (2) or more existing solid waste disposal districts to consolidate; specifying procedures, terms and conditions for the consolidation of solid waste disposal districts; making conforming amendments; and providing for an effective date.

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

Section 1. W.S. 18-11-106 is created to read:

18-11-106. Consolidation of solid waste disposal districts; procedures.

(a) Two (2) or more solid waste disposal districts may consolidate into one (1) solid waste disposal district. Subject to subsection (b) of this section, the following shall apply to any consolidation of two (2) or more solid waste disposal districts:

(i) Consolidation of solid waste disposal districts may be initiated:

(A) In accordance with W.S. 22-29-304(a);
or

(B) By resolution of the board of county commissioners in the county or counties where the districts are located, provided that each solid waste disposal board involved in the proposed consolidation first approve the consolidation and no election shall be required to consolidate solid waste disposal districts located in the same county upon entry of a resolution by the board of county commissioners.

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(ii) Any consolidation under this section shall not enlarge or otherwise alter the existing boundaries of the solid waste disposal districts to be consolidated under this section;

(iii) Solid waste disposal districts located in different counties may be consolidated, provided that:

(A) Each solid waste disposal board involved in the proposed consolidation shall first approve the consolidation before the consolidation is submitted to each board of county commissioners. Each board of county commissioners in the counties where the solid waste disposal districts are located first approve the proposed consolidation before the consolidation is submitted to the voters of each county for approval;

(B) The number of directors of the consolidated district shall not exceed nine (9) residents of the district. Directors shall be appointed in accordance with W.S. 18-11-102(a). The number of directors appointed from each county shall be in the proportion that the population of the district's residents from each county bears to the total population of the consolidated district.

(iv) No taxes in excess of the limit specified in W.S. 18-11-103(a) shall be levied in the consolidated solid waste disposal district.

(b) Unless in conflict with a provision of this section, the provisions of the Special District Elections Act of 1994 providing for the consolidation of special districts shall apply to the consolidation of solid waste disposal districts under this section.

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Section 2. W.S. 18-11-101(a) and (c) and 18-11-105 are amended to read:

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

(a) Each board of county commissioners may establish by resolution one (1) or more solid waste disposal districts composed of any portion of the county. Solid waste disposal districts consolidated under W.S. 18-11-106 may be composed of any portion of two (2) or more counties in accordance with W.S. 18-11-106. Areas may be added to or subtracted from an existing district in the same manner.

(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. For solid waste disposal districts consolidated under W.S. 18-11-106 that consist of two (2) or more counties, each board of county commissioners in the counties where the consolidated solid waste disposal district is located shall complete the steps required in W.S. 18-3-525 before the solid waste disposal district may be dissolved under this subsection.

18-11-105. Procedures.

The Wyoming Administrative Procedure Act is applicable to all proceedings under W.S. 18-11-101 through ~~18-11-105~~ 18-11-106 except establishing or changing the boundaries of a solid waste disposal district.

ORIGINAL SENATE
FILE NO. SF0176

ENGROSSED

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Section 3. This act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(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