

HOUSE BILL NO. HB0022

Recall of elected municipal officers.

Sponsored by: Representative(s) Heiner, Allemand, Bear,
Campbell, K and Neiman and Senator(s)
Laursen, D and Pearson

A BILL

for

1 AN ACT relating to cities and towns; establishing recall
2 provisions for municipal elected officers as specified;
3 repealing a duplicative provision; and providing for an
4 effective date.

5

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

7

8 **Section 1.** W.S. 15-11-107 is created to read:

9

10 **15-11-107. Recall of officers.**

11

12 (a) Any municipal officer elected under this article
13 may be removed at any time by the qualified electors
14 through petition in the following manner:

15

1 (i) The petition shall be signed by at least
2 twenty-five percent (25%) of all the registered electors
3 and demanding an election of a successor of the person
4 sought to be removed shall be filed with the city clerk;

5

6 (ii) The petition shall contain a general
7 statement of the grounds for removal;

8

9 (iii) The signatures to the petition need not
10 all be appended to one (1) paper, but each signer shall add
11 to his signature his place of residence, giving the street
12 and number;

13

14 (iv) One (1) of the signers of each paper shall
15 make oath before a competent officer that the statements
16 therein made are believed to be true, and that each
17 signature is the genuine signature of the person whose name
18 it purports to be;

19

20 (v) Within ten (10) days from the date of filing
21 the petition the clerk shall determine whether or not the
22 petition is signed by the requisite number of qualified

1 electors. If necessary, the governing body shall provide
2 the clerk additional assistance for that purpose;

3

4 (vi) The clerk shall attach to the petition his
5 certificate, showing the result of his examination;

6

7 (vii) If the petition is insufficient, it shall
8 be returned to the person who filed it, without prejudice
9 to the filing of a new petition to the same effect;

10

11 (viii) If the petition is sufficient, the clerk
12 shall submit it to the governing body without delay. The
13 governing body shall then fix a date for holding the
14 election, not less than thirty (30) days and not more than
15 forty (40) days from the date of the clerk's certificate of
16 sufficiency;

17

18 (ix) The governing body shall publish notice and
19 arrange for holding the election, which shall be conducted
20 in the same manner as other city elections.

21

22 (b) Any person sought to be removed may be a
23 candidate to succeed himself, and unless he requests

1 otherwise in writing at least ten (10) days prior to the
2 date of the special primary election, the clerk shall place
3 his name on the official ballot without nomination. On the
4 second Tuesday preceding the date fixed for the special
5 election, a special primary election for the selection of
6 candidates shall be held. The special primary election and
7 nomination are governed by the provisions of this article.
8 If the person sought to be removed is a candidate, one (1)
9 opposing candidate shall be selected at the special primary
10 election. The special primary election shall be held if
11 there are more than two (2) nominees. If there are no
12 candidates nominated against the officer sought to be
13 removed, no special election will be held and the incumbent
14 shall continue in office.

15

16 (c) In any removal special election the candidate
17 receiving the highest number of votes is elected. The
18 incumbent shall be removed from office upon the
19 qualification of his successor, who shall hold office
20 during the unexpired portion of the term for which his
21 predecessor was elected. If the person who receives the
22 highest number of votes fails to qualify within ten (10)
23 days after receiving notification of election the office is

1 vacant. This method of removal is in addition to any other
2 methods provided by law.

3

4 **Section 2.** W.S. 15-4-110 is repealed.

5

6 **Section 3.** This act is effective July 1, 2026.

7

8

(END)