

HOUSE BILL NO. HB0080

Legislators-conflict of interest.

Sponsored by: Representative(s) Huckfeldt and Anderson, R.
and Senator(s) Case and Hanes

A BILL

for

1 AN ACT relating to conflicts of interest by legislators;
2 prohibiting a vote by a legislator on any bill from which
3 he may receive a benefit; and providing for an effective
4 date.

5

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

7

8 **Section 1.** W.S. 9-13-102(a) by creating a new
9 paragraph (xviii) and 9-13-106(a) are amended to read:

10

11 **9-13-102. Definitions.**

12

13 (a) As used in this article:

14

15 (xviii) "Political subdivision" includes any
16 county, city, town, school district, community college

1 district, hospital district, water conservancy district,
2 cemetery district, fire protection district, or any other
3 political subdivision of the state constituting a body
4 corporate, whether incorporated under general act, special
5 charter, or otherwise.

6
7 **9-13-106. Official decisions and votes.**

8
9 (a) A public official, public member or public
10 employee shall not make an official decision or vote on an
11 official decision if the public official, public member or
12 public employee has a personal or private interest in the
13 matter. In determining whether he has a personal or private
14 interest in a matter the public official shall recognize
15 the importance of his right to represent his constituency
16 and shall abstain from voting only in clear cases of a
17 personal or private interest as defined in this ~~subsection~~
18 section. A public official or public member shall not vote
19 to give money or any direct financial benefit to himself
20 except for tax reductions affecting the general public. For
21 the purposes of this section, a personal or private
22 interest:

23

1 (i) Is, with respect to the public official,
2 public employee or public member, an interest which is
3 direct and immediate as opposed to speculative and remote;
4 ~~and~~

5
6 (ii) Is an interest that provides the public
7 official, public employee or public member, a greater
8 benefit or a lesser detriment than it does for a large or
9 substantial group or class of persons who are similarly
10 situated; ~~and~~

11
12 (iii) For a legislator who is an employee of any
13 political subdivision, exists and is clear, notwithstanding
14 paragraphs (i) and (ii) of this subsection, if as an
15 employee of the political subdivision the legislator may
16 personally benefit from:

17
18 (A) Any salary or benefit increase
19 resulting from any bill; or

20
21 (B) Any new position or program created by
22 any bill.

23

1 **Section 2.** This act is effective July 1, 2002.

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3

(END)