

ENROLLED ACT NO. 34, HOUSE OF REPRESENTATIVES

FIFTY-SEVENTH LEGISLATURE OF THE STATE OF WYOMING  
2004 BUDGET SESSION

AN ACT relating to public lands; providing for industrial, commercial and recreational public land leases as specified; increasing the term of the lease; providing for administration; amending related provisions; and providing for an effective date.

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

**Section 1.** W.S. 36-5-114 through 36-5-116 are amended to read:

**36-5-114. Leasing for industrial, commercial and recreational purposes; authority; rental fees; rules and regulations.**

(a) The board of land commissioners may lease for a term of not more than ~~twenty-five (25)~~ seventy-five (75) years, ~~with a preferential right to renew for successive like periods,~~ state lands for industrial, commercial and recreational purposes.

(b) The board may lease state lands for purposes which shall bring about the ~~multiple~~ compatible use of the surface area and shall inure to the greatest long term benefit of the state land trust. Provided, however, that nothing herein contained shall result in the substantive impairment of existing leases or the preferential right to the renewal thereof.

(c) The board shall fix a rental value ~~on the basis of a definite amount per acre~~ based upon not less than the fair market value of each use of the land. If the land to be leased under this subsection was originally acquired by the state for the benefit of the common school permanent land fund, and is to be used by a Wyoming school district

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for the construction and maintenance of school buildings and facilities, the board may assess an annual rental fee of one hundred dollars (\$100.00) per acre or not less than fair market value, whichever is less.

(d) The board shall promulgate rules and regulations implementing policies, procedures and standards for the long-term leasing of state lands for industrial, commercial and recreational purposes under the provisions of W.S. 36-5-114 through 36-5-117, including provisions requiring compliance with all applicable land use planning and zoning laws and permitting the board to terminate a lease for good cause shown.

**36-5-115. Leasing for industrial, commercial and recreational purposes; "recreational purposes" defined.**

As used in ~~this act~~ W.S. 36-5-114 through 36-5-117 the term "recreational purposes" means land used for cabin sites, public camp sites, public parks and recreation areas, golf courses and any associated residential development, youth groups and ski or winter sports areas.

**36-5-116. Leasing for industrial, commercial and recreational purposes; assignment or transfer.**

Leases issued under the provisions of ~~this act~~ W.S. 36-5-114 through 36-5-117 shall not be assignable or transferable except with written consent of the board of land commissioners.

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**Section 2.** This act is effective July 1, 2004.

(END)

\_\_\_\_\_  
Speaker of the House

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Governor

TIME APPROVED: \_\_\_\_\_

DATE APPROVED: \_\_\_\_\_

I hereby certify that this act originated in the House.

\_\_\_\_\_  
Chief Clerk