

HOUSE BILL NO. \_\_\_\_\_

Eminent domain.

Sponsored by: Joint Agriculture, Public Lands and Water Resources Interim Committee

A BILL

for

1 AN ACT relating to eminent domain; defining public use; and  
2 providing for an effective date.

3

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

5

6 **Section 1.** W.S. 1-26-502(a) by creating a new  
7 paragraph (vi) and by renumbering paragraph (vi) as (vii)  
8 and 1-26-504(a)(intro) are amended to read:

9

10 **1-26-502. Definitions.**

11

12 (a) As used in this act:

13

14 (vi) "Public use" means the possession,  
15 occupation and enjoyment of the land by the general public  
16 or by a public entity. Public use shall not include:

1

2

(A) Economic development;

3

4

(B) Industrial development;

5

6

(C) An increase to the tax base;

7

8

(D) An increase to tax revenues;

9

10

(E) An increase in employment;

11

12

(F) An increase in general economic health.

13

14

~~(vi)~~(vii) "This act" means W.S. 1-26-501 through

15 1-26-817.

16

17

**1-26-504. Requirements to exercise eminent domain.**

18

19

(a) Except as otherwise provided by law, the power of

20

eminent domain may be exercised to acquire property for a

21

~~proposed~~public use only if all of the following are

22

established:

23

1           **Section 2.** This act is effective immediately upon  
2 completion of all acts necessary for a bill to become law  
3 as provided by Article 4, Section 8 of the Wyoming  
4 Constitution.

5

6

(END)