

WORKING DRAFT

HOUSE BILL NO. _____

Counties-alternative forms of government.

Sponsored by: Joint Corporations, Elections and Political Subdivisions Committee

A BILL

for

1 AN ACT relating to county governments; providing for
2 alternative forms of county government; providing election
3 procedures; providing for plans of government; and
4 providing for an effective date.

5

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

7

8 **Section 1.** W.S. 18-2-201 through 18-2-501 are created
9 to read:

10

11 ARTICLE 2 - ALTERNATIVE FORMS OF COUNTY GOVERNMENT

12

GENERALLY

13

14 **18-2-201. Alternative forms of county government.**

1 (a) Each county in the state may adopt one (1) of the
2 alternative forms of government as follows:

3

4 (i) The commission-executive form; or

5

6 (ii) The commission-manager form.

7

8 (b) If a county does not adopt an alternative form of
9 government pursuant to subsection (a) of this section, the
10 form of government shall be the commission-chairman form
11 provided in W.S. 18-3-501 through 18-3-524.

12

13 **18-2-202. Effect of change in government.**

14

15 (a) All resolutions in effect at the time a new form
16 of county government or alteration of an existing plan of
17 county government becomes effective shall continue in
18 effect until repealed or amended in the manner provided by
19 law.

20

1 (b) The adoption of a new form of county government or
2 alteration of an existing plan of county government shall
3 not affect the validity of any bond, debt, contract,
4 obligation or cause of action accrued or established under
5 the prior form of government.

6

7 **18-2-203. Adoption of alternative forms of county**
8 **government.**

9

10 (a) The question of adopting an alternative form of
11 county government may be proposed by a petition of the
12 electors. The petition shall contain the information
13 required in W.S. 18-2-205, and unless in conflict with a
14 specific provision of this article the election shall be
15 conducted in the same manner as an election involving a
16 county-wide ballot proposition as provided in the Wyoming
17 election code.

18

19 (b) A petition to adopt an alternative form of county
20 government shall be submitted to a vote of the qualified
21 electors of the county and shall be adopted if a majority
22 of those casting their ballots vote in favor of the

1 proposition. Additional offices created by the adoption of
2 an alternative form of county government shall be filled at
3 the general election next following the election at which
4 the proposition was approved.

5

6 (c) The proposition to adopt an alternative form of
7 county government shall be at the expense of the county and
8 be submitted to the electors of the county upon receipt by
9 the county clerk of a petition requesting the election
10 signed by at least ten percent (10%) of the qualified
11 electors of the county. To be counted the electors shall
12 be registered voters when the completed petition is
13 submitted for verification. The number of electors
14 required shall be determined by the number of votes cast at
15 the last general election. The election shall be at the
16 direction and under the supervision of the county clerk.

17

18 (d) The proposition may be submitted at any general
19 election or at an election date authorized under W.S. 22-
20 21-103.

21

1 (e) At the election the ballots shall contain the
2 words:

3

4 "Vote for one (1):

5 [] For the adoption of the alternative form of
6 government proposed for _____ County.

7 [] For the existing form of government.".

8

9 (f) Any county which has previously adopted an
10 alternative form of county government may adopt the
11 standard commission-chairman form of government in the same
12 manner as an adoption of an alternative form of county
13 government under this section.

14

15 **18-2-204. Permissible propositions.**

16

17 (a) A petition proposing to alter an existing form of
18 county government may:

19

1 (i) Propose amendments to the existing plan of
2 government if the existing plan is a commission-executive
3 or commission-manager form of government; or

4

5 (ii) Propose any form of government authorized by
6 this article.

7

8 **18-2-205. Requirements for petition.**

9

10 (a) A petition to adopt an alternative form of county
11 government shall contain:

12

13 (i) A certificate containing the "plan of
14 government" of the existing form of government;

15

16 (ii) A certificate containing the "plan of
17 government" of the proposed new form of government or
18 amendments to the existing plan; and

19

1 (iii) A comparison of the existing plan and
2 proposed plan of government, including a statement of the
3 strengths and weaknesses of the existing and proposed plans
4 of government, information that supports the adoption of
5 the proposed plan and information that supports retention
6 of the present plan.

7

8 (b) The filings required by this section shall be
9 made concurrently with submission of the petition.

10

11 **18-2-206. Availability of petitions; publication of**
12 **summary.**

13

14 (a) Sufficient copies of a petition proposing
15 alterations to an existing form of government shall be made
16 available to the public for inspection at convenient
17 locations and at reasonable hours to provide all interested
18 persons an opportunity to review the proposed alterations
19 and documents. The copies shall be available no later than
20 sixty (60) days prior to any election on the proposition.
21 The county clerk may distribute copies of a petition to the

1 electors or residents of the county.

2

3 (b) In addition to any other notice required by law, a
4 summary of the proposals contained in a petition proposing
5 alteration of an existing form of government shall be
6 published at least twice in a newspaper of general
7 circulation in the county. Whenever an election on the
8 petition is to be held, publication shall be made during
9 the two (2) weeks preceding the election.

10

11 (c) The summary shall contain a description of the
12 proposed form of government, a comparison of the existing
13 and proposed forms of government, and a list of locations
14 where the full proposal may be reviewed or obtained.

15

16 (d) The cost of preparing the copies and publication
17 needed to meet the requirements of this section shall be
18 borne by the county government.

19

20 **18-2-207. Filing of approved plan.**

1

2 (a) A copy of the existing or proposed plan of
3 government ratified by the voters shall be certified by the
4 county clerk and filed with the secretary of state.

5

6 (b) The approved plan filed with the secretary of
7 state is the official plan and is a public record open to
8 inspection by the public and judicially noticeable by all
9 courts.

10

11 **18-2-208. Effective date of alternative plan or**
12 **amendment.**

13

14 (a) An alternative plan of government approved by the
15 electors takes effect when the new officers take office.

16

17 (b) Provisions creating offices and establishing
18 qualifications for office under any plan become effective
19 immediately for the purpose of electing officials.

20

1 (c) An amendment to an existing plan of government
2 becomes effective at the beginning of the county
3 government's fiscal year commencing after the election
4 results are officially declared.

5

6 **18-2-209. General transition provisions.**

7

8 (a) The governing body of a county which adopts an
9 alternative form of government shall prepare an advisory
10 plan for orderly transition to a new plan of government.
11 The transition plan may propose necessary resolutions,
12 plans for consolidation of services and functions, and a
13 plan for reorganizing boards, departments and agencies.

14

15 (b) The governing body of a county may enact and
16 enforce resolutions to bring about an orderly transition to
17 the new plan of government, including transfer of powers,
18 records, documents, properties, assets, funds, liabilities
19 or personnel. These resolutions shall be consistent with
20 the approved plan and necessary or convenient to place it
21 into full effect. Whenever a question arises concerning

1 transition which is not provided for, the governing body
2 may provide for the transition by resolution not
3 inconsistent with law.

4

5 **18-2-210. Transition provisions affecting personnel.**

6

7 (a) The members of the county commission holding
8 office on the date the new plan of government is adopted by
9 the electors of the county continue in office and in the
10 performance of their duties until the governing body
11 authorized by the plan has been elected and qualified,
12 whereupon the prior county commission is abolished.

13

14 (b) All other employees holding appointive offices or
15 positions under the direct supervision of the county
16 commission continue in the performance of the duties of
17 their respective offices and positions until provisions are
18 made for the performance or discontinuance of the duties or
19 the discontinuance of the offices or positions.

20

21 (c) A petition proposing an alternative form of county

1 government may provide that existing county commissioners
2 shall continue in office until the end of the term for
3 which they were elected or may provide that existing county
4 commissioners shall be retained as government employees
5 until the end of the term for which they were elected, and
6 their salaries may not be reduced.

7

8 **18-2-211. Election of new officials.**

9

10 (a) Within twenty (20) days after an election at which
11 the new form of government is approved by the electors, the
12 governing body of the county shall meet and order a special
13 primary and special general election for the purpose of
14 electing the officials required by the new form of
15 government. The elections for officials may be held in
16 conjunction with any other election.

17

18 (b) The order shall specify:

19

20 (i) A date for the special primary election to be
21 held no later than the next regularly scheduled county

1 primary election; and

2

3 (ii) A date for the special general election to
4 be held no later than the next regularly scheduled county
5 general election following the primary election date
6 established under paragraph (i) of this subsection.

7

8 **18-2-212. Organization of new governing body.**

9

10 (a) The first meeting of a new governing body for a
11 new plan of government shall be held at 10 a.m., sixty (60)
12 days after the results are certified for the election of
13 the new officers. At that time, newly elected members
14 shall take the oath of office prior to assuming the duties
15 of office.

16

17 (b) If the terms of the commissioners are to be
18 overlapping, they shall draw lots to establish their
19 respective terms of office.

20

1

ARTICLE 3 - COMMISSION-EXECUTIVE GOVERNMENT

2

3

18-2-301. Commission-executive form.

4

5 The commission-executive form consists of an elected
6 commission and one (1) elected executive who is elected at
7 large. The commission shall have all the powers and duties
8 prescribed by law for a commission-chairman form of
9 government unless otherwise provided by law or in the plan
10 of government approved by the voters.

11

12

18-2-302. Duties of executive.

13

14

(a) The executive shall:

15

16

17

(i) Perform duties required of him by law or
resolution;

18

19

(ii) Administer the affairs of the county

1 commission;

2

3 (iii) Carry out policies established by the
4 commission;

5

6 (iv) Recommend measures to the commission;

7

8 (v) Report to the commission on the affairs and
9 financial condition of the county commission;

10

11 (vi) Execute bonds, notes, contracts and written
12 obligations of the commission, subject to the approval of
13 the commission;

14

15 (vii) Report to the commission as the commission
16 may require;

17

18 (viii) Attend commission meetings and may take
19 part in discussions;

1

2 (ix) Execute the budget adopted by the
3 commission;

4

5 (x) Appoint, with the consent of the commission,
6 all members of boards. The executive may appoint without
7 the consent of the commission temporary advisory committees
8 established by the executive.

9

10 **18-2-303. Structural suboptions.**

11

12 The plan of government submitted to the electors shall
13 further define the structural characteristics of the form
14 by including one (1) item from each of the alternatives
15 listed in W.S. 18-2-304 through 18-2-315.

16

17 **18-2-304. Administrative assistants.**

18

19 (a) The executive:

1

2 (i) Shall appoint one (1) or more administrative
3 assistants to assist him in the supervision and operation
4 of the county government, and such administrative
5 assistants shall be answerable solely to the executive; or

6

7 (ii) May appoint one (1) or more administrative
8 assistants to assist him in the supervision and operation
9 of the county government, and such administrative
10 assistants shall be answerable solely to the executive.

11

12 **18-2-305. Supervision of personnel.**

13

14 (a) The executive may:

15

16 (i) Appoint and remove all employees of the
17 county commission; or

18

19 (ii) Appoint and remove, with the consent of a
20 majority of the commission, all employees of the county

1 commission.

2

3 **18-2-306. Veto power.**

4

5 (a) The executive:

6

7 (i) May veto resolutions, subject to override by
8 a majority plus one (1) of the whole number of the
9 commission;

10

11 (ii) May veto resolutions, subject to override by
12 a two-thirds (2/3) vote of the commission; or

13

14 (iii) Shall sign all resolutions with no veto
15 power.

16

17 **18-2-307. Preparation of budget.**

18

19 (a) The executive may:

1

2 (i) Prepare the budget and present it to the
3 commission for adoption; or

4

5 (ii) Prepare the budget in consultation with the
6 commission, other elected officials and department heads.

7

8 **18-2-308. Administrative supervision and control.**

9

10 (a) The executive may:

11

12 (i) Exercise control and supervision of the
13 administration of all departments and boards employed by
14 the commission; or

15

16 (ii) Exercise control and supervision of all
17 departments and boards employed by the commission to the
18 degree authorized by resolution of the commission.

19

1 **18-2-309. Selection of commission members.**

2

3 (a) The commission shall be:

4

5 (i) Elected at large;

6

7 (ii) Elected by districts in which candidates
8 must reside and which are apportioned by population;

9

10 (iii) Elected at large and nominated by a plan of
11 nomination that may not preclude the possibility of the
12 majority of the electors nominating candidates for the
13 majority of the seats on the commission from persons
14 residing in the district or districts where the majority of
15 the electors reside; or

16

17 (iv) Elected by any combination of districts, in
18 which candidates must reside and which are apportioned by
19 population, and at large.

20

1 **18-2-310. Type of election.**

2

3 (a) County commissioner and executive elections shall
4 be conducted on a:

5

6 (i) Partisan basis; or

7

8 (ii) Nonpartisan basis.

9

10 **18-2-311. Chairman of commission.**

11

12 (a) The commission shall have a chairman who shall
13 be:

14

15 (i) Elected by the members of the commission from
16 their own number for a term established by resolution; or

17

18 (ii) Selected as provided by resolution.

1

2

18-2-312. Presiding officer of commission.

3

4

(a) The presiding officer of the commission shall be:

5

6

7

(i) The chairman of the commission, who may vote as other members of the commission;

8

9

(ii) The executive, who may vote as the commissioners; or

10

**** This option could cause problems with ties. ***

11

12

13

14

15

(iii) The executive, who shall not vote. The chairman of the commission shall preside if the executive is absent.

16

17

18-2-313. Terms of commission members.

18

19

(a) Commission members shall be elected for:

1

2

(i) Concurrent terms of office; or

3

4

(ii) Overlapping terms of office.

5

6

18-2-314. Size of commission.

7

8

(a) The size of the commission, which shall be an odd number not less than three (3), shall be established when the form is adopted by the voters.

11

12

18-2-315. Terms of elected officials.

13

The term of office of commissioners and the executive shall not exceed four (4) years and shall be established when the form is adopted by the voters.

17

18

ARTICLE 4 - COMMISSION-MANAGER GOVERNMENT

19

1 **18-2-401. Commission-manager form.**

2

3 The commission-manager form consists of an elected
4 commission and a manager appointed by the commission, who
5 shall be the chief administrative officer of the county
6 government. The commission shall have all the powers and
7 duties proscribed by law for a commission-chairman form of
8 government unless otherwise provided by law or in the plan
9 of government approved by the voters. The manager shall be
10 responsible to the commission for the administration of all
11 government affairs placed in his charge by law or
12 resolution.

13

14 **18-2-402. Appointment of manager.**

15

16 The manager shall be appointed by the commission for an
17 indefinite term on the basis of merit only and removed only
18 by a majority vote of the whole number of the commission.

19

20 **18-2-403. Duties of manager.**

1

2 (a) The manager shall:

3

4 (i) Perform the duties required of him by law or
5 resolution;

6

7 (ii) Administer the affairs of the county
8 commission;

9

10 (iii) Direct, supervise, and administer all
11 departments, agencies and offices of the county commission
12 except as otherwise provided by law or resolution;

13

14 (iv) Carry out policies established by the
15 commission;

16

17 (v) Prepare the commission agenda;

18

19 (vi) Recommend measures to the commission;

1

2 (vii) Report to the commission on the affairs and
3 financial condition of the county commission;

4

5 (viii) Execute bonds, notes, contracts and
6 written obligations of the commission, subject to the
7 approval of the commission;

8

9 (ix) Report to the commission as the commission
10 may require;

11

12 (x) Attend commission meetings and may take part
13 in the discussion, but he may not vote;

14

15 (xi) Prepare and present the budget to the
16 commission for its approval and execute the budget adopted
17 by the commission;

18

19 (xii) Appoint, suspend and remove all employees
20 of the county commission except as otherwise provided by

1 law or resolution;

2

3 (xiii) Appoint members of temporary advisory
4 committees established by the manager.

5

6 **18-2-404. Employees of commission-manager government.**

7

8 (a) Employees appointed by the manager and his
9 subordinates shall be administratively responsible to the
10 manager.

11

12 (b) Neither the commission nor any of its members
13 shall dictate the appointment or removal of any employee
14 whom the manager or any of his subordinates are empowered
15 to appoint.

16

17 (c) Except for the purpose of inquiry or
18 investigation, the commission or its members shall deal
19 with the county employees who are subject to the direction
20 and supervision of the manager solely through the manager,

1 and neither the commission nor its members shall give
2 orders to any such employee, either publicly or privately.

3

4 **18-2-405. Structural suboptions.**

5

6 The plan of government submitted to the electors shall
7 further define the structural characteristics of the form
8 by including one (1) item from each of the alternatives
9 listed in W.S. 18-2-406 through 18-2-412.

10

11 **18-2-406. Appointment to boards.**

12

13 (a) All members of boards, other than temporary
14 advisory committees established by the manager, shall be
15 appointed by:

16

17 (i) The chairman with the consent of the
18 commission;

19

1 (ii) The manager with the consent of the
2 commission; or

3

4 (iii) The commission.

5

6 **18-2-407. Selection of commission members.**

7

8 (a) The commission shall be:

9

10 (i) Elected at large;

11

12 (ii) Elected by districts in which candidates
13 shall reside and which are apportioned by population;

14

15 (iii) Elected at large and nominated by a plan of
16 nomination that shall not preclude the possibility of the
17 majority of the electors nominating candidates for the
18 majority of the seats on the commission from persons
19 residing in the district or districts where the majority of

1 the electors reside; or

2

3 (iv) Elected by any combination of districts, in
4 which candidates shall reside and which are apportioned by
5 population, and at large.

6

7 **18-2-408. Type of election.**

8

9 (a) County commissioner elections shall be conducted
10 on a:

11

12 (i) Partisan basis; or

13

14 (ii) Nonpartisan basis.

15

16 **18-2-409. Chairman of commission.**

17

18 (a) The chairman of the commission shall be:

1

2 (i) Elected by the members of the commission from
3 their own number for a term established by resolution;

4

5 (ii) Elected by the electors for a term of
6 office; or

7

8 (iii) Selected as provided by resolution.

9

10 **18-2-410. Terms of commission members.**

11

12 (a) Commission members shall be elected for:

13

14 (i) Concurrent terms of office; or

15

16 (ii) Overlapping terms of office.

17

18 **18-2-411. Size of commission.**

1

2 (a) The size of the commission, which shall be
3 an odd number not less than three (3), shall be established
4 when the form is adopted by the voters.

5

6 **18-2-412. Terms of commissioners.**

7

8 The term of office of commissioners shall not exceed four
9 (4) years and shall be established when the form is adopted
10 by the voters.

11

12 **ARTICLE 5 - COMMISSION-CHAIRMAN GOVERNMENT**

13

14 **18-2-501. Commission-chairman form.**

15

16 The commission-chairman form consists of an elected
17 commission with the powers and duties as provided in W.S.
18 18-3-501 through 18-3-524, and any other powers and duties
19 specifically provided to county commissioners by law.

1

2 **Section 2.** W.S. 18-1-306(a)(iii), 18-1-318(a), 18-2-
3 101 by creating subsection (b), 18-3-102(a) by creating
4 paragraph (ix), 18-3-106, 18-3-107(c) and (e), 18-3-501(a)
5 and (b), 18-3-901(a)(intro) and 18-5-103(a) are amended to
6 read:

7

8

CHAPTER 1 - Generally

9

ARTICLE 3 - ORGANIZATION OF NEW COUNTIES

10

11 **18-1-306. Commissioners to appoint clerk; oath of**
12 **clerk; calling election.**

13

14 (a) The appointed commissioners shall:

15

16 (iii) Call for an election for the purpose of
17 having the qualified electors of the proposed new county
18 decide:

19

20 (A) If the proposed new county should be
21 organized; ~~and~~

22

23 (B) The location of the county seat of the
24 proposed new county; and

1

2

3

(C) The form of government as provided in W.S. 18-2-201.

4

5

18-1-318. Notice of hearing on report.

6

7

8

9

10

11

12

13

14

15

CHAPTER 2 - Corporate Powers and Duties

16

17

ARTICLE 1 - GENERALLY

18

19

18-2-101. General powers; definition.

20

21

22

23

24

(b) As used in this title, whenever the term "board of county commissioners" is used it includes the county executive or manager if an alternative form of government as provided by W.S. 18-2-301 through 18-2-412 is adopted by

1 the county and the plan of government gives the county
2 executive or manager the authority to act on behalf of the
3 board of county commissioners in the specified area.

4

5 **18-3-102. County officers required to execute bonds;**
6 **amount; sureties; penalty.**

7

8 (a) All county officers, except county attorneys,
9 before assuming the duties of their office and within
10 twenty (20) days after the commencement of the term for
11 which they were elected or appointed, shall take, subscribe
12 and file the oath of office, and execute and file their
13 official bonds to the state of Wyoming to insure the honest
14 and faithful performance of their duties, in the penal
15 amounts specified and according to the following
16 provisions:

17

18 (viii) County coroner: a bond as specified in
19 W.S. 7-4-101;

20

21 (ix) County executive or manager if an
22 alternative form of government as provided by W.S. 18-2-301
23 through 18-2-412 is adopted by the county, a bond approved

1 by the clerk of the district court of one thousand dollars
2 (\$1,000.00).

3

4 **18-3-106. Full-time officers enumerated.**

5

6 Each county clerk, county treasurer, clerk of the district
7 court, county assessor ~~and,~~ county sheriff and county
8 executive or manager if an alternative form of government
9 as provided by W.S. 18-2-301 through 18-2-412 is adopted by
10 the county, shall devote full time to the duties of their
11 respective offices during the term for which they were
12 elected or appointed. In counties which are not served by
13 a district attorney and in which the population exceeds
14 nine thousand (9,000) but is less than sixty thousand
15 (60,000), the county and prosecuting attorney shall devote
16 full-time to the duties of his office whenever a majority
17 of the county commissioners in that county resolve that a
18 full-time county and prosecuting attorney is necessary. In
19 counties which are not served by a district attorney and in
20 which the population does not exceed nine thousand (9,000),
21 as well as in counties which are served by a district
22 attorney, the county commissioners may designate the office
23 of county attorney and the office of county and prosecuting
24 attorney as a full-time office. The designations shall be

1 made by resolution at the time salaries are set under W.S.
2 18-3-107(a).

3

4 **18-3-107. Annual salaries of certain officers;**
5 **additional compensation prohibited; exception as to**
6 **traveling and other expenses; compensation of county**
7 **commissioner; appointment and salaries of deputies, clerks,**
8 **stenographers and other assistants.**

9

10 (c) Each county commissioner, and county executive or
11 manager if an alternative form of government as provided by
12 W.S. 18-2-301 through 18-2-412 is adopted by the county,
13 will be paid such compensation as the board of county
14 commissioners determines by resolution. No county
15 commissioner, or county executive or manager if an
16 alternative form of government as provided by W.S. 18-2-301
17 through 18-2-412 is adopted by the county, may receive more
18 than the lowest compensation paid any elected county
19 officer in the same county who serves full-time as
20 specified in W.S. 18-3-106.

21

22 (e) By and with the consent of the board of county
23 commissioners of the respective counties, the county
24 assessor, county clerk, clerk of the district court, county

1 and prosecuting attorney ~~and,~~ county treasurer and county
2 executive or manager if an alternative form of government
3 as provided by W.S. 18-2-301 through 18-2-412 is adopted by
4 the county and if approved in the plan of government, in
5 each county in the state may appoint one (1) or more
6 deputies for each of the above-named offices who shall
7 receive an annual salary of not less than twenty percent
8 (20%) of the above named officer's salary to be established
9 by the board of county commissioners and also appoint such
10 other clerks, stenographers and assistants as may be
11 necessary to properly administer the affairs of any county
12 office.

13

14 ARTICLE 5 - COUNTY COMMISSIONERS

15

16 **18-3-501. Composition; election for increasing the**
17 **number; term; quorum; election for districting; procedures.**

18

19 (a) Unless otherwise provided in an approved
20 alternative plan of government as provided in W.S. 18-2-301
21 through 18-2-412, each board of county commissioners shall
22 consist of three (3) qualified electors who shall be
23 elected in the following manner: at the general election
24 held in the year 1980 and every fourth year thereafter,

1 there shall be elected one (1) commissioner for a term of
2 four (4) years and at the general election held in the year
3 of 1978 and every fourth year thereafter there shall be
4 elected two (2) commissioners for a term of four (4) years
5 each. Any two (2) members of the board constitute a quorum
6 and are competent to act.

7
8 (b) Notwithstanding subsection (a) of this section
9 and unless otherwise provided in an approved alternative
10 plan of government as provided in W.S. 18-2-301 through 18-
11 2-412, any county may increase the membership of its board
12 of county commissioners from three (3) to five (5) members
13 if a proposition for the increase is submitted to a vote of
14 the qualified electors of the county and a majority of
15 those casting their ballots vote in favor of the increase.
16 Additional offices created under this subsection in odd-
17 numbered years shall be filled at the general election next
18 following the election at which the increase was approved.
19 Additional offices created under this subsection in even-
20 numbered years shall be filled at the general election to
21 be held in two (2) years and not at the current year
22 general election. At the general election, not more than
23 one (1) commissioner shall be elected for a term of two (2)

1 years, and the election ballots shall so state. Each term
2 shall otherwise be four (4) years.

3

4

ARTICLE 9 - REMOVAL FROM OFFICE

5

6 **18-3-901. Causes for removal from office enumerated;**
7 **procedure as to removal; filling vacancies; section**
8 **declared supplemental.**

9

10 (a) The board of county commissioners may declare
11 vacant the office of county assessor, clerk of the district
12 court, county clerk, county sheriff ~~or,~~ county treasurer or
13 county executive or manager if an alternative form of
14 government as provided by W.S. 18-2-301 through 18-2-412 is
15 adopted by the county, whenever:

16

17 **18-5-103. Appointment of county planning commission;**
18 **composition; powers and duties generally.**

19

20 (a) To avail itself of the powers conferred by W.S.
21 18-5-101 through 18-5-107 the board of county commissioners
22 shall appoint a county planning commission. The chairman of
23 the board of county commissioners, or the county executive
24 or manager if an alternative plan of government is adopted

1 pursuant to W. S. 18-2-301 through 18-2-412, shall be an ex
2 officio member of the commission. Other members of the
3 commission shall own real property situated therein. The
4 mayors of the incorporated communities within the county or
5 their designees shall be members of the commission.

6

7 **Section 3.** This act is effective July 1, 2006.

8

9

(END)