

HOUSE BILL NO. HB0052

Revisor's bill.

Sponsored by: Management Council

A BILL

for

1 AN ACT relating to the revision of statutes and other
 2 legislative enactments; correcting statutory references and
 3 language resulting from inadvertent errors and omissions in
 4 previously adopted legislation; amending obsolete
 5 references; repealing obsolete provisions; and providing
 6 for an effective date.

7

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

9

10 **Section 1.** W.S. 9-4-108(a)(iii), 11-25-104(k),
 11 14-2-308(a)(ii)(B), 14-3-415(a), 14-4-102(b)(vii),
 12 16-1-301(a)(i), 16-6-801(a)(viii), 17-16-1630(e),
 13 17-29-407(b)(ii)(A), 20-2-205(f)(iv), 21-3-307(d),
 14 21-13-713, 21-15-121(a)(iii) and (v), 26-35-101,
 15 31-2-217(a), 31-5-102(a)(lix), 31-18-403(j), 33-15-108(g),
 16 33-30-204(m)(xii), 34-19-101(a)(v), 39-11-101(a)(xviii),

1 39-13-109(c)(vi)(intro) and 39-15-105(b)(intro) are amended
2 to read:

3

4 **9-4-108. Crediting of investment returns.**

5

6 (a) Earnings on state funds invested by the state
7 treasurer shall be credited to accounts or funds as
8 provided by law and as follows:

9

10 (iii) Any debit against the account or fund
11 which exists as a result of realized investment losses from
12 a prior ~~years'~~year's investments of the fund or account
13 shall be paid before distributions under paragraph (ii) of
14 this subsection;

15

16 **11-25-104. Gaming commission; officers; director;
17 meetings; quorum; records; licenses generally; effect of
18 financial interest in events.**

19

20 (k) The commission shall access criminal history
21 record information for all operators and vendors under
22 article 3 of this chapter ~~3 of this article~~ and all
23 licensees, permittees and employees of the commission under

1 W.S. 9-1-627(d) for the purposes of this act. Every
2 applicant for a permit or license under this act shall
3 provide the commission fingerprints and other information
4 necessary for a criminal history record background check as
5 provided under W.S. 7-19-201.

6

7 **14-2-308. Definitions.**

8

9 (a) As used in this act:

10

11 (ii) "Authorized agency" means:

12

13 (B) A private child welfare agency
14 certified by the state for such purposes pursuant to W.S.
15 ~~14-6-201 through 14-6-243, 14-4-101 through 14-4-116,~~
16 1-22-101 through 1-22-114, 14-4-101 through 14-4-117 or
17 14-6-201 through 14-6-243;

18

19 **14-3-415. Presence of parent, custodian or guardian**
20 **at hearing; failure to appear; avoidance of service;**
21 **issuance of bench warrant.**

22

1 (a) The court shall ~~insure~~ensure the presence at any
2 hearing of the parents, guardian or custodian of any child
3 subject to the proceedings under this act.

4

5 **14-4-102. Certification required; exceptions.**

6

7 (b) W.S. 14-4-101 through 14-4-111 do not apply to:

8

9 (vii) Ranches or farms not offering services to
10 children who are homeless, delinquent or have an
11 intellectual disability;~~and~~

12

13 **16-1-301. Definitions.**

14

15 (a) As used in this article:

16

17 (i) "Account" means the state drinking water
18 revolving loan account created by W.S. 16-1-302;

19

20 **16-6-801. Definitions.**

21

22 (a) As used in this article:

23

1 (viii) "Works of art" means any ~~frescoe~~fresco,
2 mosaic, sculpture, drawing, painting, photograph,
3 calligraphy, graphic art, stained glass, wall hanging,
4 tapestry, fountain, ornamental gateway, monument, display,
5 architectural embellishment, craft, architectural landscape
6 or any work of mixed media by an artist.

7

8 **17-16-1630. Filing of reports and payment of tax**
9 **required; amount of tax; exemptions; records.**

10

11 (e) Every corporation registered or authorized to do
12 business in the state of Wyoming shall preserve for three
13 (3) years at its principal place of business, suitable
14 records and books as may be necessary to determine the
15 amount of tax for which it is liable ~~for~~under this act.
16 All records and books shall be available for examination by
17 the secretary of state or his designee during regular
18 business hours except as arranged by mutual consent.

19

20 **17-29-407. Management of limited liability company.**

21

1 (b) In a member-managed limited liability company,
2 unless the articles of organization or the operating
3 agreement provide otherwise, the following rules apply:

4

5 (ii) Each member has equal rights in the
6 management and conduct of the company's activities except:

7

8 (A) ~~That~~When a member's interest is
9 otherwise defined in W.S. ~~17-29-102(a)(xxiv)~~
10 17-29-102(a)(xxv);

11

12 **20-2-205. Temporary military duty; definitions;**
13 **modification of orders; visitation assignment; electronic**
14 **evidence.**

15

16 (f) As used in this section:

17

18 (iv) "Service member" means a uniformed member
19 of the United States army, navy, air force, marine corps,
20 coast guard, United States public health service
21 commissioned corps, national oceanic and atmospheric
22 administration commissioned ~~corp~~corps, national guard or
23 any reserve or auxiliary component thereof;

1

2 **21-3-307. Charter application; contents; phased-in**
3 **application process.**

4

5 (d) The state superintendent shall through rule and
6 regulation prescribe a uniform charter school application
7 and renewal application form to be used by each authorizer
8 and charter school applicant for purposes of this article,
9 and shall establish charter school application review
10 procedures, including timelines for application components
11 specified under subsection (a) of this section. The phased
12 application process prescribed by state superintendent rule
13 and regulation may provide a process for mediation of
14 disputes concerning completeness of an application between
15 the applicant and authorizer, which would be subject to
16 W.S. 1-43-101 through 1-43-104, would allow either party to
17 initiate mediation and would impose costs of mediation
18 equally upon both parties. Any mediation process
19 prescribed by rule shall specify professional requirements
20 for the impartial third party facilitating mediation. If
21 either party refuses to mediate, the dispute may be
22 appealed to the state board. ~~as provided in W.S. 21-3-310.~~

23

1 **21-13-713. Tax levy.**

2

3 ~~Subject to W.S. 21-15-105,~~ The board of county
4 commissioners shall cause to be levied annually upon all
5 taxable property of the school district, in addition to
6 other authorized taxes, a sufficient sum to pay the
7 principal and interest on school district bonds as the
8 payments thereon become due. All taxes for the repayment
9 of bonded indebtedness shall be levied, assessed, and
10 collected in the same manner as other taxes for school
11 purposes. The taxes shall be levied in the manner
12 prescribed above until the principal and interest of the
13 bonds are fully paid.

14

15 **21-15-121. Annual school building status report to**
16 **select committee on school facilities.**

17

18 (a) Not later than September 1 of each year, the
19 commission shall submit a report to the select committee on
20 school facilities on progress being made under the school
21 capital facilities system established under this act. The
22 report shall be incorporated into the proposed budget

1 submitted to the select committee under W.S. 21-15-119 and
2 shall include:

3

4 (iii) Use of major building and facility repair
5 and replacement funds which have addressed buildings and
6 facilities identified under W.S. 21-15-117(a), including
7 the impact of expenditures of these funds, as quantified
8 pursuant to any needs assessment under W.S. 21-15-117(a),
9 on building condition as reported under paragraph (i) of
10 this subsection and on the capacity,~~—educational~~
11 ~~suitability and technology readiness~~ of these buildings and
12 facilities;

13

14 (v) The impact of expenditures on the building
15 and facility scores for condition,~~—educational suitability~~
16 and ~~technology readiness, —including~~ computed building
17 capacity;

18

19 **26-35-101. Manner of providing notice.**

20

21 Notices required by this chapter shall be personally
22 delivered to the insured and the agent or shall be mailed
23 to the insured and the agent at their addresses last of

1 record with the ~~insured~~insurer. If mailed, notice shall
2 be deemed given when deposited in the United States mail,
3 postage prepaid. Proof of mailing shall be sufficient
4 proof of notice.

5

6 **31-2-217. Special plates; Pearl Harbor survivors;**
7 **national guard members; armed forces veterans; purple heart**
8 **recipients.**

9

10 (a) The county treasurer shall issue one (1) set of
11 special license plates to each applicant for either a
12 passenger car, truck, motorcycle, handicapped motorcycle or
13 motor home owned or leased by a survivor of Pearl Harbor, a
14 member of the Wyoming army or air national guard, a purple
15 heart recipient or honorably discharged veteran of the
16 United States armed forces in accordance with this section
17 for the year 1990 and thereafter. For the year 1993 and
18 thereafter, the county treasurer shall issue one (1) set of
19 special license plates to each applicant for either a
20 passenger car, truck, motorcycle, handicapped motorcycle or
21 motor home owned by a purple heart recipient. These
22 license plates shall be displayed upon the vehicle for
23 which they are issued.

1

2 **31-5-102. Definitions.**

3

4 (a) Except as otherwise provided, as used in this
5 act:

6

7 (lix) "This act" means W.S. 31-5-101 through
8 ~~31-5-1601~~ 31-5-1701;

9

10 **31-18-403. Single trip permits; temporary permits for**
11 **motion picture industry vehicles, tour buses and mobile**
12 **drilling rigs.**

13

14 (j) An operator of a mobile drilling rig operated
15 interstate and used in the production of gas, crude
16 petroleum or oil which is constructed as a machine
17 consisting in general of a mast, an engine for power and
18 propulsion, a draw works and a chassis permanently
19 constructed or assembled for the vehicle may obtain a
20 single trip permit from the department in accordance with
21 ~~subsection (a) of this section and~~ W.S. 31-18-201(s).

22 Vehicles making an intrastate move shall be registered in
23 Wyoming. Vehicles already registered in Wyoming need only

1 notify the highway patrol when the vehicle is to be moved
2 on a highway. Compliance with this section exempts the
3 operator from all fees and inspections otherwise required
4 by the commission [department] or its agents.

5

6 **33-15-108. Licensing; qualifications; examinations;**
7 **fees.**

8

9 (g) The board shall make and prescribe all reasonable
10 rules for its ~~government~~governance and for the conduct of
11 its business.

12

13 **33-30-204. Board of veterinary medicine.**

14

15 (m) The board is empowered to:

16

17 (xii) Adopt, amend, or repeal all rules
18 necessary for its ~~government~~governance and all regulations
19 necessary to carry into effect the provision of this act
20 including the establishment and publication of standards of
21 professional conduct for the practice of veterinary
22 medicine;

23

1 **34-19-101. Definitions.**

2

3 (a) As used in this act:

4

5 (v) "This act" means W.S. 34-19-101 through

6 ~~34-19-106~~ 34-19-107.

7

8 **39-11-101. Definitions.**

9

10 (a) As used in this act unless otherwise specifically
11 provided:

12

13 (xviii) "This act" means W.S. 39-11-101 through

14 ~~39-22-111~~ 39-23-111.

15

16 **39-13-109. Taxpayer remedies.**

17

18 (c) Refunds. The following shall apply:

19

20 (vi) Each county shall have the option to
21 implement a county-optional property tax refund program

22 ~~which,~~ that is in addition to the program established under

23 paragraph (v) of this subsection, upon adoption of rules as

1 required by subparagraph (H) of this paragraph. The
2 following shall apply to a county-optional property tax
3 refund program implemented under this paragraph:

4

5 **39-15-105. Exemptions.**

6

7 (b) The Wyoming business council, the department of
8 workforce services and the department of revenue shall
9 jointly report to the joint revenue interim committee on or
10 before December 1 of each year that the exemption provided
11 by subparagraph (a)(viii)(O), ~~(Q)~~, (R), (S) or (U) of this
12 section is in effect. If requested by the department of
13 revenue, any person utilizing the exemption under
14 subparagraph (a)(viii)(O) of this section shall report to
15 the department the amount of sales tax exempted, and the
16 number of jobs created or impacted by the utilization of
17 the exemption. The report shall evaluate the cumulative
18 effects of each exemption that is in effect from initiation
19 of the exemption and shall include:

20

21 **Section 2.** W.S. 21-16-1307(c) is repealed.

22

1 **Section 3.** This act is effective July 1, 2023.

2

3

(END)