

HOUSE BILL NO. HB0126

Child care is a residential use of property.

Sponsored by: Representative(s) Yin, Andrew, Byron, Heiner and Olsen and Senator(s) Ellis and Schuler

A BILL

for

1 AN ACT relating to property; providing that day care is a
2 residential use of property for the purposes of restrictive
3 covenants; specifying applicability; and providing for an
4 effective date.

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

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8 **Section 1.** W.S. 34-1-501 is created to read:

9

10 ARTICLE 5

11 COVENANTS

12

13 **34-1-501. Home based child care limitations.**

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1 For residential property subject to a covenant, providing
2 child care in a family day care home is a residential use
3 of property and is a residential purpose. For purposes of
4 this section "family day care home" means a private
5 residence or other structure in which day care is provided
6 to not more than fifteen (15) children on a regular basis.

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8 **Section 2.** This act applies to covenants on
9 residential property in existence before or adopted on or
10 after July 1, 2024 that do not clearly and expressly
11 address child care.

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13 **Section 3.** This act is effective July 1, 2024.

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15

(END)