

**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

HOUSE BILL NO. _____

County commissioners-removal of appointed board members.

Sponsored by: Joint Corporations, Elections and Political
Subdivisions Interim Committee

A BILL

for

1 AN ACT relating to district boards; providing for removal
2 of board members from predator management boards, planning
3 commissions, airport boards, public recreation boards,
4 museum boards, solid waste disposal district boards and
5 county health boards; providing a term for vacancies
6 filled; and providing for an effective date.

7

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

9

10 **Section 1.** W.S. 11-6-202 by creating a new subsection
11 (c), 18-5-103 by creating a new subsection (d), 18-9-102 by
12 creating a new subsection (h), 18-9-201 by creating a new

1 subsection (c), 18-10-103, 18-11-102 and 35-1-302 by
2 creating a new subsection (e) are amended to read:

3

4 **11-6-202. Administration of districts by district**
5 **boards; number and qualifications of members; term; filling**
6 **of vacancies; removal.**

7

8 (c) For directors appointed by a board of county
9 commissioners, the county commissioners may remove the
10 director for just cause without a public hearing unless the
11 director requests a public hearing.

12

13 **18-5-103. Appointment of county planning commission;**
14 **composition; powers and duties generally; removal.**

15

16 (d) The county commissioners may remove any member of
17 the county planning commission for just cause without a
18 public hearing unless the trustee requests a public
19 hearing. Vacancies on the county planning commission shall
20 be filled by the county commissioners for the balance of
21 the unexpired term created by the vacancy.

22

23 **18-9-102. Board of trustees.**

1

2 (h) The county commissioners may remove any member of
 3 the board of trustees for just cause without a public
 4 hearing unless the trustee requests a public hearing.
 5 Vacancies on the board of trustees shall be filled by the
 6 county commissioners for the balance of the unexpired term
 7 created by the vacancy.

8

9 **18-9-201. Recreational facilities and systems of**
 10 **public recreation; authority to establish and maintain;**
 11 **joint action by political subdivision; tax levies; removal.**

12

13 (c) The governing body which appointed the member of
 14 the board of trustees may remove that member of the board
 15 of trustees for just cause without a public hearing unless
 16 the trustee requests a public hearing. Vacancies on the
 17 board of trustees shall be filled by the governing body for
 18 the balance of the unexpired term created by the vacancy.

19

20 **18-10-103. Board of trustees; appointment;**
 21 **composition; qualifications of members; terms of office;**
 22 **vacancies; removal.**

23

1 (a) Each board of county commissioners of any county
2 owning, constructing or acquiring any museum or collection
3 of exhibits shall appoint a board of trustees for the
4 museum or collection composed of five (5) electors of the
5 county. The initial board of trustees shall be appointed as
6 follows: one (1) member for a one (1) year term, two (2)
7 for a two (2) term and two (2) for a three (3) year term,
8 with each term commencing on July 1 of the year of
9 appointment. Thereafter the terms shall be three (3) years.
10 Vacancies shall be filled for unexpired terms.

11

12 (b) The county commissioners may remove any member of
13 the board of trustees for just cause without a public
14 hearing unless the trustee requests a public hearing.
15 Vacancies on the board of trustees shall be filled by the
16 county commissioners for the balance of the unexpired term
17 created by the vacancy.

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19 **18-11-102. Powers; management; rates; penalty for**
20 **violation of rules; removal.**

21

22 (a) Following the creation of a solid waste disposal
23 district the board of county commissioners shall appoint

1 not less than three (3) nor more than nine (9) residents of
2 the district to constitute the governing board of the
3 district. Appointees shall serve a term of three (3) years
4 and may be reappointed for three (3) additional terms.
5 Terms of office shall be staggered. The governing board may
6 exercise all powers granted to cities and towns by W.S.
7 15-1-103(a)(xxi) and (xl) and shall adopt rules and
8 regulations in managing the disposal of solid wastes within
9 the district. Violation of a rule or regulation of the
10 governing board requiring disposal of solid wastes in
11 designated sites constitutes a misdemeanor punishable upon
12 conviction by a fine not to exceed seven hundred fifty
13 dollars (\$750.00) or imprisonment not exceeding six (6)
14 months or both. A governing board may also enforce its
15 rules and regulations by appropriate legal proceedings and
16 expend and generate revenue relative to the purpose of a
17 solid waste disposal district. The governing board may
18 permit persons or entities not included within the district
19 to utilize the facilities of the district. The governing
20 board may impose fees upon persons or entities included
21 within or outside of the district for the privilege of
22 utilizing the facilities of the district at rates
23 established by the governing board and any revenue

1 generated in this manner shall only be used to operate the
2 district.

3

4 (b) The county commissioners may remove any member of
5 the governing board for just cause without a public hearing
6 unless the member requests a public hearing. Vacancies on
7 the governing board shall be filled by the county
8 commissioners for the balance of the unexpired term created
9 by the vacancy.

10

11 **35-1-302. Organization of units; membership of**
12 **boards; removal.**

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14 (d) The governing body which appointed the member of
15 the board may remove that member of the board for just
16 cause without a public hearing unless the member requests a
17 public hearing. Vacancies on the board shall be filled by
18 the governing body for the balance of the unexpired term
19 created by the vacancy.

20

21 **Section 2.** This act is effective July 1, 2012.

22

23

(END)