



HB0158

Local land use planning and zoning.

Sponsored By: Representative(s) Harshman, Burkhart, Clausen,
Duncan, Greear, Nicholas and Walters and Senator(s)
Boner, Driskill, Hicks and Nethercott

AN ACT relating to land use planning; prohibiting zoning resolutions, ordinances and plans from requiring compliance with local land use plans as specified; modifying the definition of local land use plans; specifying requirements for, restrictions on and implementation of local land use plans; making conforming amendments; and providing for an effective date.

2/26/2021 Bill Number Assigned
3/1/2021 H Received for Introduction
3/5/2021 H Introduced and Referred to H02 - Appropriations
3/10/2021 H02 - Appropriations:Recommend Amend and Do Pass 7-0-0-0-0

ROLL CALL

Ayes: Representative(s) Kinner, Larsen, Nicholas, Schwartz, Simpson, Stith, Walters

Ayes 7 Nays 0 Excused 0 Absent 0 Conflicts 0

3/10/2021 H Placed on General File

HB0158HS001/ADOPTED

Page 3-line 12 After "plan" insert "as authority".
NICHOLAS, CHAIRMAN

3/19/2021 H COW:Passed
3/22/2021 H 2nd Reading:Passed
3/23/2021 H 3rd Reading:Passed 35-24-1-0-0

ROLL CALL

Ayes: Representative(s) Andrew, Baker, Barlow, Bear, Blackburn, Brown, Burkhart, Eklund, Flitner, Gray, Greear, Haroldson, Harshman, Henderson, Hunt, Kinner, Knapp, Larsen, L, Martinez, Nicholas, Oakley, Obermueller, Olsen, Ottman, Paxton, Schwartz, Simpson, Stith, Styvar, Walters, Washut, Western, Wharff, Williams, Wilson

Nays: Representative(s) Banks, Burt, Clausen, Clifford, Connolly, Duncan, Eyre, Fortner, Hallinan, Heiner, Jennings, Laursen, D, Macguire, Neiman, Newsome, O'hearn, Provenza, Roscoe, Sherwood, Sommers, Sweeney, Winter, Yin, Zwonitzer

Excused: Representative Crago
Ayes 35 Nays 24 Excused 1 Absent 0 Conflicts 0

3/23/2021 S Received for Introduction
3/24/2021 S Introduced and Referred to S07 - Corporations
3/30/2021 :Refer to S05 - Agriculture
3/31/2021 S05 - Agriculture:Recommend Do Pass 5-0-0-0-0

ROLL CALL

Ayes: Senator(s) Boner, Bouchard, French, Kost, Wasserburger
Ayes 5 Nays 0 Excused 0 Absent 0 Conflicts 0

3/31/2021 S Placed on General File

HB0158SW001/ADOPTED

(TO ENGROSSED COPY)

Page 3-lines 5 through 9

Delete entirely and insert:

"(ii) No local government shall require that a land use or physical development be consistent with a local land use plan unless the applicable provisions of the local land use plan have been incorporated into the local zoning regulations.".

Page 3-line 23

After "changed." delete balance of line.

Page 4-lines 1 through 5

Delete entirely and insert "No governing body shall require that a land use or physical development be consistent with a local land use plan unless the applicable provisions of the local land use plan have been incorporated into the local zoning regulations.".

Page 4-line 23

Delete "No zoning resolution or".

Page 5-lines 1 through 4

Delete entirely and insert "No board of county commissioners shall require that a land use or physical development be consistent with a local land use plan unless the applicable provisions of the local land use plan have been incorporated into the local zoning regulations.". BONER

4/1/2021

S COW:Passed

HB0158S2001/ADOPTED

(TO ENGROSSED COPY)

Page 3-lines 13 through 15

Delete entirely and insert "deny or restrict a permissible land use or physical development under valid zoning regulations.". PERKINS

4/2/2021

S 2nd Reading:Passed

4/2/2021

S 3rd Reading:Passed 22-6-2-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Biteman, Bouchard, Cooper, Driskill, Ellis, Furphy, Gierau, Hicks, Hutchings, James, Kinskey, Kolb, Kost, Landen, Mckeown, Nethercott, Pappas, Perkins, Salazar, Steinmetz, Wasserburger

Nays: Senator(s) Baldwin, Case, Dockstader, French, Rothfuss, Scott

Excused: Senator(s) Boner, Schuler

Ayes 22 **Nays** 6 **Excused** 2 **Absent** 0 **Conflicts** 0

4/6/2021

H Received for Concurrence

4/6/2021

H Concur:Failed 9-48-3-0-0

ROLL CALL

Ayes: Representative(s) Bear, Gray, Jennings, Laursen, D, Neiman, Ottman, Styvar, Washut, Winter

Nays: Representative(s) Andrew, Baker, Banks, Barlow, Blackburn, Brown, Burkhardt, Clausen, Clifford, Connolly, Crago, Duncan, Eklund, Eyre, Flitner, Fortner, Hallinan, Haroldson, Harshman, Heiner, Henderson, Hunt, Kinner, Knapp, Larsen, L, Macguire, Martinez, Newsome, Nicholas, Oakley, Obermueller, O'hearn,

Olsen, Paxton, Provenza, Roscoe, Schwartz, Sherwood, Simpson, Sommers, Stith, Sweeney, Walters, Western, Wharff, Wilson, Yin, Zwonitzer
Excused: Representative(s) Burt, Greear, Williams
Ayes 9 **Nays** 48 **Excused** 3 **Absent** 0 **Conflicts** 0

4/6/2021 H Appointed JCC01 Members
 Representative(s) Brown, Harshman, Zwonitzer
4/6/2021 S Appointed JCC01 Members
 Senator(s) Boner, Baldwin, Driskill
4/7/2021 H Adopted HB0158JC001: 47-9-4-0-0

HB0158JC001/HADOPTEDSADOPTED (TO ENGROSSED COPY)

Adopt the following Senate amendments:
HB0158SW001/AE

Delete the following Senate amendments:
HB0158S2001/AE

Further amend the ENGROSSED COPY as follows:

Page 3-lines 13 through 15 Delete entirely and insert "deny or restrict a permissible land use or physical development which is not restricted or prohibited under existing zoning regulations.". BROWN, HARSHMAN, ZWONITZER, BONER, BALDWIN, DRISKILL

ROLL CALL

Ayes: Representative(s) Andrew, Baker, Barlow, Bear, Blackburn, Brown, Burkhardt, Clausen, Clifford, Crago, Eklund, Eyre, Flitner, Gray, Hallinan, Haroldson, Harshman, Heiner, Henderson, Hunt, Jennings, Kinner, Knapp, Larsen, L, Laursen, D, Macguire, Martinez, Neiman, Newsome, Nicholas, Oakley, Obermueller, O'hearn, Olsen, Paxton, Roscoe, Schwartz, Simpson, Sommers, Stith, Styvar, Walters, Washut, Western, Wharff, Wilson, Zwonitzer
Nays: Representative(s) Banks, Connolly, Duncan, Fortner, Provenza, Sherwood, Sweeney, Winter, Yin
Excused: Representative(s) Burt, Greear, Ottman, Williams
Ayes 47 **Nays** 9 **Excused** 4 **Absent** 0 **Conflicts** 0

4/7/2021 S Adopted HB0158JC001: 29-1-0-0-0

HB0158JC001/HADOPTEDSADOPTED (TO ENGROSSED COPY)

Adopt the following Senate amendments:
HB0158SW001/AE

Delete the following Senate amendments:
HB0158S2001/AE

Further amend the ENGROSSED COPY as follows:

Page 3-lines 13 through 15 Delete entirely and insert "deny or restrict a permissible land use or physical development which is not restricted or prohibited under existing zoning regulations.". BROWN, HARSHMAN, ZWONITZER, BONER, BALDWIN, DRISKILL

ROLL CALL

Ayes: Senator(s) Anderson, Baldwin, Biteman, Boner, Bouchard, Cooper, Dockstader, Driskill, Ellis, French, Furphy, Gierau, Hicks, Hutchings, James, Kinskey, Kolb, Kost, Landen, Mckeown, Nethercott, Pappas, Perkins, Rothfuss, Salazar, Schuler, Scott, Steinmetz, Wasserburger

Nays: Senator Case

Ayes 29 **Nays** 1 **Excused** 0 **Absent** 0 **Conflicts** 0

4/7/2021 Assigned Number HEA No. 0092
4/7/2021 H Speaker Signed HEA No. 0092
4/7/2021 S President Signed HEA No. 0092
4/15/2021 Governor Signed HEA No. 0092
4/15/2021 Assigned Chapter Number 161

Chapter No. 161 Session Laws of Wyoming 2021