



HB0016

**State land leasing-improvements.**

Sponsored By: Joint Agriculture, State and Public Lands & Water  
Resources Interim Committee

AN ACT relating to state lands; increasing the monetary threshold for improvements to leased state lands that do not require permission of the director of the office of state lands; replacing the standard to determine payment for the use and benefit of improvements; and providing for an effective date.

12/5/2022 Bill Number Assigned  
1/6/2023 H Received for Introduction  
1/10/2023 H Introduced and Referred to H05 - Agriculture  
1/12/2023 H05 - Agriculture:Recommend Amend and Do Pass 9-0-0-0-0

**ROLL CALL**

**Ayes:** Representative(s) Allemand, Allred, Banks, Conrad, Crago, Davis, Eklund, Slagle, Winter

**Ayes** 9    **Nays** 0    **Excused** 0    **Absent** 0    **Conflicts** 0

1/12/2023 H Placed on General File

**HB0016HS001/ADOPTED**

Page 4-line 2 Delete "depreciated" and insert "current market".

Page 4-line 4 Delete "new lessee" and insert "applicant". EKLUND,  
CHAIRMAN

**HB0016HW001/ADOPTED**

Page 1-line 10 After "W.S. 36-5-110(a)" delete "and" and insert ",";  
after "36-5-111" insert "and 36-9-105".

Page 4-after line 15 Insert:

**"36-9-105. Purchaser to pay owner appraised value of improvements;  
receipt.**

If any state lands are sold upon which surface improvements, including irrigation works of any kind, have been made by a lessee, or for which water rights or proportionate interests in irrigation, reservoirs, canals, or systems, have been acquired, the improvements, irrigation works and water rights shall be appraised under the direction of the board. The purchaser of the lands, upon which improvements and irrigation works have been made, or for which water rights have been acquired as herein provided for, shall pay the owner of such improvements, irrigation works or water rights, as the case may be, the contributory-current market value of the improvements unless a different value is agreed to between the owner of the improvements and the applicant thereof, and take a receipt therefor, and shall deliver the receipt to the director before he shall receive a patent or certificate of purchase. All such receipts shall be filed and preserved in the office of state lands and investments. ~~For purposes of this section, "contributory value" means the increased value of the property after the lessee's improvements are considered.~~". EKLUND, CRAGO

1/13/2023 H COW:Passed

**HB0016H2001/WITHDRAWN**

1/16/2023 H 2nd Reading:Passed

**HB0016H3001/WITHDRAWN**

1/17/2023 H 3rd Reading:Passed 60-0-2-0-0

**ROLL CALL**

**Ayes:** Representative(s) Allemand, Allred, Andrew, Angelos, Banks, Bear, Berger, Brown, Burkhart, Jr, Byron, Chadwick, Chestek, Clouston, Conrad, Crago, Davis, Eklund, Haroldson, Harshman, Heiner, Henderson, Hornok, Jennings, Knapp, Larsen, Lloyd, Larson, Jt, Lawley, Locke, Neiman, Nicholas, Niemiec, Northrup, Oakley, Obermueller, O'hearn, Olsen, Ottman, Pendergraft, Penn, Provenza, Rodriguez-Williams, Sherwood, Singh, Slagle, Smith, Speaker Sommers, Stith, Storer, Strock, Styvar, Tarver, Trujillo, Walters, Ward, Washut, Western, Wylie, Yin, Zwonitzer, Dan, Zwonitzer, Dave

**Excused:** Representative(s) Newsome, Winter

**Ayes** 60      **Nays** 0      **Excused** 2      **Absent** 0      **Conflicts** 0

1/17/2023 S Received for Introduction  
1/31/2023 S Introduced and Referred to S05 - Agriculture  
2/8/2023 S05 - Agriculture:Recommend Do Pass 5-0-0-0-0

**ROLL CALL**

**Ayes:** Senator(s) French, Hicks, Ide, Kolb, Steinmetz

**Ayes** 5      **Nays** 0      **Excused** 0      **Absent** 0      **Conflicts** 0

2/8/2023 S Placed on General File  
2/8/2023 S COW:Passed  
2/9/2023 S 2nd Reading:Passed

**HB0016S3001/ADOPTED**

**(TO ENGROSSED COPY)**

Page 4-line 2 Delete "current" and insert "depreciated".

Page 4-line 13 Reinsert stricken "For purposes of this section,".

Page 4-line 15 After stricken "considered" insert "depreciated market value" means the replacement value of the lessee's improvement at the time of transition of the lease, after the useful life of the improvement is considered"; reinsert stricken ".".

Page 5-line 8 Delete "current" and insert "depreciated".

Page 5-line 15 Reinsert stricken "For purposes of this section,".

Page 5-line 17 After stricken "considered" insert "depreciated market value" means the replacement value of the lessee's improvement at the time of transition of the lease, after the useful life of the improvement is considered"; reinsert stricken ".". STEINMETZ

2/13/2023 S 3rd Reading:Passed 29-0-0-0-2

**ROLL CALL**

**Ayes:** Senator(s) Anderson, Baldwin, Barlow, Biteman, Boner, Bouchard, Brennan, Case, Cooper, Dockstader, Ellis, French, Furphy, Gierau, Hicks, Hutchings, Ide,

Jones, Kinskey, Kolb, Landen, Laursen, Mckeown, Nethercott, Pappas, Rothfuss, Salazar, Schuler, Steinmetz

**Conflicts:** Senator(s) President Driskill, Scott

**Ayes** 29     **Nays** 0     **Excused** 0     **Absent** 0     **Conflicts** 2

2/13/2023     H Received for Concurrence

2/14/2023     H Concur:Failed 0-61-1-0-0

#### ROLL CALL

**Nays:** Representative(s) Allemand, Allred, Andrew, Angelos, Banks, Bear, Berger, Brown, Burkhart, Jr, Byron, Chadwick, Chestek, Clouston, Conrad, Crago, Davis, Eklund, Haroldson, Harshman, Heiner, Henderson, Hornok, Jennings, Knapp, Larsen, Lloyd, Larson, Jt, Lawley, Locke, Neiman, Newsome, Nicholas, Niemiec, Northrup, Oakley, Obermueller, O'hearn, Olsen, Ottman, Pendergraft, Penn, Provenza, Rodriguez-Williams, Sherwood, Singh, Slagle, Smith, Speaker Sommers, Stith, Storer, Strock, Styvar, Tarver, Trujillo, Walters, Ward, Washut, Western, Winter, Wylie, Yin, Zwonitzer, Dan, Zwonitzer, Dave

**Excused:** Representative Harshman

**Ayes** 0     **Nays** 61     **Excused** 1     **Absent** 0     **Conflicts** 0

2/14/2023     H Appointed JCC01 Members

Representative(s) Crago, Eklund, Tarver

2/15/2023     S Appointed JCC01 Members

Senator(s) Hicks, Barlow, Steinmetz

2/22/2023     H Adopted HB0016JC001: 61-1-0-0-0

#### HB0016JC001/HADOPTEDSADOPTED (TO ENGROSSED COPY)

Delete the following Senate amendments:

HB0016S3001/A

Further amend the ENGROSSED COPY as follows:

Page 4-line 13                    Reinsert stricken "For purposes of this section,".

Page 4-line 15                    After stricken "considered" insert "current market value" means the replacement value of the lessee's improvement at the time of transition of the lease, after the remaining useful life of the improvement is considered"; reinsert stricken ".".

Page 5-line 15                    Reinsert stricken "For purposes of this section,".

Page 5-line 17                    After stricken "considered" insert "current market value" means the replacement value of the lessee's improvement at the time of transition of the lease, after the remaining useful life of the improvement is considered"; reinsert stricken ".". CRAGO, EKLUND, TARVER, HICKS, BARLOW, STEINMETZ

#### ROLL CALL

**Ayes:** Representative(s) Allemand, Allred, Andrew, Angelos, Banks, Bear, Berger, Brown, Burkhart, Jr, Byron, Chadwick, Chestek, Clouston, Conrad, Crago, Davis, Eklund, Haroldson, Harshman, Heiner, Henderson, Hornok, Knapp, Larsen, Lloyd, Larson, Jt, Lawley, Locke, Neiman, Newsome, Nicholas, Niemiec, Northrup, Oakley, Obermueller, O'hearn, Olsen, Ottman, Pendergraft, Penn, Provenza, Rodriguez-Williams, Sherwood, Singh, Slagle, Smith, Speaker Sommers, Stith,

Storer, Strock, Styvar, Tarver, Trujillo, Walters, Ward, Washut, Western, Winter, Wylie, Yin, Zwonitzer, Dan, Zwonitzer, Dave

**Nays:** Representative Jennings

**Ayes** 61      **Nays** 1      **Excused** 0      **Absent** 0      **Conflicts** 0

2/22/2023      S Adopted HB0016JC001: 27-2-0-0-2

**HB0016JC001/HADOPTEDSADOPTED (TO ENGROSSED COPY)**

Delete the following Senate amendments:

HB0016S3001/A

Further amend the ENGROSSED COPY as follows:

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**ROLL CALL**

**Ayes:** Senator(s) Anderson, Baldwin, Barlow, Biteman, Boner, Bouchard, Brennan, Case, Cooper, Dockstader, French, Furphy, Gierau, Hicks, Hutchings, Ide, Jones, Kinskey, Kolb, Landen, Laursen, Mckeown, Pappas, Rothfuss, Salazar, Schuler, Steinmetz

**Nays:** Senator(s) Ellis, Nethercott

**Conflicts:** Senator(s) President Driskill, Scott

**Ayes** 27      **Nays** 2      **Excused** 0      **Absent** 0      **Conflicts** 2

2/22/2023      Assigned Number HEA No. 0059

2/22/2023      H Speaker Signed HEA No. 0059

2/23/2023      S President Signed HEA No. 0059

2/27/2023      Governor Signed HEA No. 0059

2/27/2023      Assigned Chapter Number 120

Chapter No. 120      Session Laws of Wyoming 2023