

SENATE FILE NO. SF0043

Aeronautics commission-transfer.

Sponsored by: Management Audit Committee

A BILL

for

1 AN ACT relating to the aeronautic commission; abolishing
 2 the aeronautics commission; transferring the aeronautics
 3 commission's authority and powers to the transportation
 4 commission; and providing for an effective date.

5

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

7

8 **Section 1.** W.S. 9-2-2004(f), 10-1-101(a)(iv),
 9 10-3-210(b), 11-6-105 and 37-11-102 are amended to read:

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11 **9-2-2004. Department of transportation created;**
 12 **director appointed; structure.**

13

14 (f) Notwithstanding W.S. 9-2-1707(a)(iv), the highway
 15 commission ~~and aeronautics commission~~ shall continue to
 16 exercise full authority under current law until

1 specifically altered by a plan for reorganization of the
2 department of transportation approved by the legislature.

3

4 **10-1-101. Definitions.**

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6 (a) As used in this act:

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8 (iv) "Commission" means the Wyoming ~~aeronautics~~
9 transportation commission created by W.S. 24-2-101;

10

11 **10-3-201. Powers and duties generally.**

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13 (b) The ~~aeronautics~~—commission may designate the
14 airports to be built and maintained with the assistance of
15 state or federal funds and is the sole authority to
16 determine the disbursement of funds for the state's
17 airports. The ~~aeronautics~~—commission through the department
18 shall be the authority in the state to apply for, or
19 directly accept, receive, receipt for or disburse any funds
20 granted by the United States government for airport
21 construction or maintenance. A county, city, town or other
22 political subdivision may enter into an agreement with the
23 division describing the terms and conditions of the agency
24 in accordance with federal laws, rules and regulations and

1 applicable laws of this state. The division may enforce the
2 proper maintenance of these airports by the counties,
3 cities and towns as agreed in the contracts existing
4 between the sponsors of the airports and the federal
5 government. All construction and maintenance of these
6 airports shall be under the direction of the department.

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8 **11-6-105. Issuance of aerial hunting permits**
9 **authorized.**

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11 The department may issue permits for the aerial hunting of
12 rodents and predators to any person for the protection of
13 livestock, domesticated animals or human life, upon a
14 showing that the person or their designated pilot, along
15 with the aircraft to be utilized in the aerial hunting,
16 have been licensed and qualified in accordance with the
17 requirements of the Wyoming ~~aeronautics~~ transportation
18 commission. The department shall furnish to the game and
19 fish department a list of the names and addresses of the
20 persons to whom they have issued aerial permits. The
21 department may predicate the issuance or retention of such
22 permits upon the recipients' full and prompt disclosure of
23 information as the department may request for submission to
24 the authorities designated in accordance with section 13 of

1 the Fish and Wildlife Act of 1956 or its successor. The
2 department shall collect a fee from each person who has any
3 aircraft permitted under this section on or before April 1
4 of each year in the amount authorized by W.S. 11-1-104.

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6 **37-11-102. Conditions precedent to issuance of**
7 **certificate.**

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9 No certificate of public convenience and necessity shall be
10 issued by the department of transportation to any person
11 authorizing operation, as a common carrier by aircraft in
12 Wyoming intrastate commerce, unless and until the applicant
13 shall have submitted to the department a certificate,
14 signed by the ~~director~~chairman of the Wyoming ~~aeronautics~~
15 transportation commission, to the effect that the applicant
16 has complied with the laws of the United States, the laws
17 of the state of Wyoming, and the lawful rules, regulations
18 and orders, respecting safety of operations; and the
19 provisions of the "Uniform State Law for Aeronautics", with
20 respect to the right to use airports, airlines and aircraft
21 as necessary in order to properly conduct the proposed
22 operations and observe proper standards of safety in the
23 operation or navigation of aircraft. The Wyoming
24 ~~aeronautics~~transportation commission shall require all

1 applicants for a certificate of public convenience and
2 necessity to furnish to it such evidence as it may require
3 showing that they have complied in all respects with the
4 laws, rules, regulations and orders.

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6 **Section 2.** W.S. 9-2-2004(c)(i), 10-1-101(a)(vi),
7 10-3-101(a) through (d), (f) and (g), 10-3-201(c)(iv),
8 10-3-204 and 37-11-103 are repealed.

9

10 **Section 3.** All authority, functions, powers and
11 duties of the aeronautics commission is transferred to the
12 transportation commission under this act. The validity of
13 rules, regulations, contracts, agreements or other
14 obligations of the aeronautics commission is not affected
15 by this act. Rules and regulations of the aeronautics
16 commission shall remain in effect as rules and regulations
17 of the transportation commission until repealed or amended
18 by the transportation commission.

19

20 **Section 4.** This act is effective July 1, 2003.

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22

(END)