

HOUSE BILL NO. HB0089

Improvement and service districts-financial enforcement.

Sponsored by: Representative(s) Stith, Eyre and Jennings

A BILL

for

1 AN ACT relating to improvement and service districts;
2 providing a limitation on the imposition of fees, charges,
3 mill levies, taxes and other assessments; providing
4 exceptions; 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. 18-12-142 is created to read:

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10 **18-12-142. Limitation on fees, charges, mill levies,**
11 **taxes and other assessments; exceptions.**

12

13 (a) Except as otherwise provided in this section, a
14 district shall not impose any fee, charge, mill levy, tax
15 or other assessment, or adopt a budget that results in
16 imposition of the same, that when aggregated would create a

1 payment burden on landowners within the district that
2 exceeds any limit stated in the district's original
3 petition for formation on the maximum fee, charge, mill
4 levy, tax or other assessment that may be imposed by the
5 district. A fee, charge, mill levy, tax or other
6 assessment that results in a payment obligation of a
7 landowner shall be calculated as a dollar amount and added
8 with all fees, charges, mill levies, taxes and other
9 assessments, however designated, to determine the total
10 payment burden of the landowner.

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12 (b) Any limitation stated in a district's original
13 petition for formation on the maximum fee, charge, mill
14 levy, tax or other assessment that may be imposed by the
15 district:

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17 (i) Shall be calculated as a dollar amount
18 determined at the time of the imposition for purposes of
19 subsection (a) of this section;

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21 (ii) Shall apply to any local improvement
22 district created under W.S. 18-12-140;

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1 (iii) Shall be enforceable by a landowner within
2 the district;

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4 (iv) May be eliminated, reduced or increased if
5 approved by a majority of the qualified voters of the
6 district in the same manner as provided in W.S. 18-12-141.

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8 (c) The prohibition in subsection (a) of this section
9 shall not apply to an assessment imposed for the payment of
10 any bond issued pursuant to this act.

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12 **Section 2.** W.S. 18-12-102(a)(xi) is amended to read:

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14 **18-12-102. Definitions.**

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16 (a) As used in this act:

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18 (xi) "This act" means W.S. 18-12-101 through
19 ~~18-12-141~~ 18-12-142;

20

21 **Section 3.** This act is effective July 1, 2020.

22

23

(END)