

SENATE FILE NO. SF0092

Public hospitals-out of county operations.

Sponsored by: Senator(s) Case and James and
Representative(s) Larsen and Laursen

A BILL

for

1 AN ACT relating to publicly funded hospitals; requiring
2 approval of county commissioners for hospital operation as
3 specified; requiring approval of county commissioners for
4 tax exempt status of hospitals as specified; specifying
5 applicability; and providing for an effective date.

6

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

8

9 **Section 1.** W.S. 18-8-110 and 35-2-122 are created to
10 read:

11

12 **18-8-110. Operation in other counties; tax exempt**
13 **status.**

14

1 (a) No county memorial hospital shall operate a
2 hospital outside of the county of its establishment unless
3 the county commissioners of the county in which the
4 hospital will operate approve by resolution the operation
5 of the hospital within the county. County commissioners
6 shall not rescind approval once granted. This subsection
7 shall only apply to hospitals that commence operations on
8 or after January 1, 2022.

9

10 (b) A county memorial hospital operated by a county
11 outside of its county boundaries shall be entitled to tax
12 exempt status under W.S. 39-11-105 only if the county
13 commissioners of the county in which the hospital operates
14 approve by resolution the tax exempt status of the hospital
15 operated by the other county. Approval shall continue
16 unless rescinded by the county commissioners.

17

18 **35-2-122. Operation in other districts; tax exempt**
19 **status.**

20

21 (a) No hospital district, rural health care district
22 or senior health care district shall operate a hospital
23 outside of its district boundaries unless the county

1 commissioners of the county in which the hospital will
2 operate approve by resolution the operation of the hospital
3 within the county. County commissioners shall not rescind
4 approval once granted. This subsection shall only apply to
5 hospitals that commence operations on or after January 1,
6 2022.

7

8 (b) A hospital operated by a hospital district, rural
9 health care district or senior health care district outside
10 of its district boundaries shall be entitled to tax exempt
11 status under W.S. 39-11-105 only if the county
12 commissioners of the county in which the hospital operates
13 approve by resolution the tax exempt status of the hospital
14 operated by the out of county district. Approval shall
15 continue unless rescinded by the county commissioners.

16

17 (c) As used in this section:

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19 (i) "Hospital" means as defined in W.S.
20 35-2-403(b)(i).

21

1 **Section** **2.** W.S. 18-8-101(a)(intro),
2 18-8-301(a)(intro) and 39-11-105(a)(xvi) and (xxv) are
3 amended to read:

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5 **18-8-101. Definitions.**

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7 (a) As used in W.S. 18-8-102 through ~~18-8-109~~
8 18-8-110 the words:

9

10 **18-8-301. Additional powers; requirements and**
11 **conditions; approval by governing body.**

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13 (a) Subject to the requirements of this section, W.S.
14 18-8-110 and 35-2-122, any county memorial hospital,
15 special hospital district established under W.S. 35-2-401
16 through 35-2-438, rural health care district established
17 under W.S. 35-2-701 through 35-2-709 and senior health care
18 district established under W.S. 35-2-1201 through 35-2-1203
19 may, either within the county of its establishment or
20 without, within this state or without:

21

22 **39-11-105. Exemptions.**

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1 (a) The following property is exempt from property
2 taxation:

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4 (xvi) Subject to W.S. 35-2-122(b), property of a
5 museum or hospital district;

6

7 (xxv) Subject to W.S. 18-8-110 and 35-2-122(b),
8 property used for schools, museums, orphan asylums or
9 hospitals to the extent they are not used for private
10 profit. As used in this paragraph, "museum" means as
11 defined in W.S. 34-23-101(a)(iv);

12

13 **Section 3.** This act is effective January 1, 2022.

14

15

(END)