

SENATE FILE NO. SF0027

Dissolution of county boards-authority.

Sponsored by: Joint Judiciary Interim Committee

A BILL

for

1 AN ACT relating to counties; authorizing the board of
2 county commissioners to dissolve county-created boards as
3 specified; specifying requirements for dissolution;
4 amending the duties of county commissioners; making
5 conforming amendments; 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. 18-3-525 is created to read:

10

11 **18-3-525. Dissolution of boards; procedure.**

12

13 (a) Each board of county commissioners may dissolve
14 any board or district created under W.S. 18-10-103,
15 18-11-101 or chapter 9, article 1 of this title in
16 accordance with the following:

1

2 (i) Not later than one hundred twenty (120) days
3 before the proposed dissolution, the board of county
4 commissioners shall publish not less than two (2) times in
5 the newspaper designated under W.S. 18-3-517 a plan to
6 dissolve and terminate the board or district previously
7 created. The plan shall provide for, at a minimum:

8

9 (A) Payment of all bonded and other
10 indebtedness against the board or district;

11

12 (B) The disposition of assets in accordance
13 with the following:

14

15 (I) Any surplus funds remaining to the
16 credit of the board or district, after payment of the
17 indebtedness of the board or district, shall be transferred
18 to the county treasurer for disposition as provided in
19 subdivision (II) of this subparagraph. If the assets of the
20 board or district are insufficient, the board or district
21 shall levy taxes, within the limits of the board's or
22 district's authority, for the liquidation of the
23 indebtedness;

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

(II) Any surplus funds remaining shall be disposed of as provided under one (1) of the following procedures, as selected by the county assessor:

(1) The funds may be offset against the portion of the levies of taxing units levied against the property values of property within the board or district to be dissolved. If the funds are offset as provided under this subdivision, the funds shall be distributed to each taxing unit in the amount of that taxing unit's offset;

(2) The amount may be credited to each property appearing on the tax roll within the dissolved district or board on the basis of current assessed value. If the surplus funds are distributed under this subdivision, the surplus funds shall be deposited in the unsegregated tax collections account established and distributed in the same manner as other funds in that account.

1 (ii) Not later than thirty (30) days before the
2 proposed dissolution, the board of county commissioners
3 shall hold a public meeting and provide an opportunity for
4 public comment both at the meeting and in writing;

5

6 (iii) After public notice and an opportunity for
7 public comment has been completed, the board of county
8 commissioners may revise the plan for dissolution and shall
9 disapprove or approve by resolution the plan for
10 dissolution and termination of the created board or
11 district.

12

13 (b) Upon approval and passage of a resolution
14 dissolving the created board or district, the created board
15 or district shall take all actions necessary to effectuate
16 the plan for dissolution and termination and dissolve and
17 terminate the board or district.

18

19 (c) Not later than ninety (90) days after the passage
20 of a resolution dissolving the created board or district,
21 the board or district shall terminate its existence.

22

1 **Section 2.** W.S. 18-3-504(a) by creating a new
2 paragraph (viii) and by amending and renumbering (viii) as
3 (x), 18-9-101(a) by creating a new paragraph (v) and by
4 renumbering (v) as (vi), 18-10-103 by creating a new
5 subsection (c) and 18-11-101 by creating a new subsection
6 (c) are amended to read:

7

8 **18-3-504. Powers and duties generally.**

9

10 (a) Each board of county commissioners may:

11

12 (viii) Dissolve any board that the board of
13 county commissioners has created under this article, W.S.
14 18-10-103, 18-11-101 or under chapter 9, article 1 of this
15 title in accordance with W.S. 18-3-525;

16

17 ~~(viii)~~(x) Perform such other duties as
18 prescribed by law.†

19

20 **18-9-101. Authority of board of commissioners to**
21 **acquire property, appoint board of trustees; purposes and**
22 **uses; authority to levy taxes, issue bonds or incur**
23 **indebtedness; county fair fund.**

1

2 (a) Each board of county commissioners may:

3

4 (v) Dissolve any board of trustees appointed
5 under this subsection in accordance with W.S. 18-3-525;

6

7 ~~(v)~~(vi) Perform such other acts necessary to
8 carry out the provisions of this section.

9

10 **18-10-103. Board of trustees; appointment;**
11 **composition; qualifications of members; terms of office;**
12 **vacancies; removal; dissolution.**

13

14 (c) The board of county commissioners may dissolve
15 any board of trustees appointed under subsection (a) of
16 this section in accordance with W.S. 18-3-525.

17

18 **18-11-101. Solid waste disposal districts; creation.**

19

20 (c) The board of county commissioners may dissolve a
21 solid waste disposal district established under subsection
22 (a) of this section in accordance with W.S. 18-3-525.

23

1 **Section 3.** This act is effective July 1, 2022.

2

3

(END)