

ENROLLED ACT NO. 63, SENATE

SIXTY-SEVENTH LEGISLATURE OF THE STATE OF WYOMING
2024 BUDGET SESSION

AN ACT relating to the revision of statutes and other legislative enactments; correcting statutory references and language resulting from inadvertent errors and omissions in previously adopted legislation; amending obsolete references; repealing an obsolete provision; specifying applicability; and providing for an effective date.

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

Section 1. W.S. 7-4-204, 9-4-719(b)(i), 15-1-119(a), 19-7-301(a), 28-11-701(b)(ii), 31-2-231(b)(intro), 34-24-102(a)(xii), 35-11-316(c) and 36-6-301(a)(i) are amended to read:

7-4-204. Oath of witness; recording of testimony; compensation of reporter.

An oath shall be administered to each witness as follows: "You do solemnly swear (or affirm) that the testimony which you shall give to this inquest concerning the death of the person about whom this inquest is being held, shall be the truth, the whole truth and nothing but the truth, so help you God." The coroner shall ~~insure~~ensure that all testimony in an inquest shall be recorded. The compensation of the court reporter or of the person transcribing the audio tape shall be as prescribed by the board of county commissioners. Unless specifically requested by the coroner or prosecuting attorney, audio tapes need not be transcribed.

9-4-719. Investment earnings spending policy permanent funds.

(b) There is created the permanent Wyoming mineral trust fund reserve account. All funds within the account

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shall be invested by the state treasurer as authorized under W.S. 9-4-715(a), (d), (e) and (r) and all investment earnings from the account shall be credited to the account. Except for funds specified by the legislature that guarantee the obligations of permanent Wyoming mineral trust fund investment earnings and funds to be transferred into the permanent Wyoming mineral trust fund, funds deposited into the reserve account created by this subsection are intended to be inviolate and constitute a permanent or perpetual trust fund. Beginning July 1, 2021 for fiscal year 2022 and each fiscal year thereafter, to the extent funds are available, the state treasurer shall transfer unobligated funds from this account to the general fund on a quarterly, pro-rata basis as necessary to ensure that an amount equal to two and one-half percent (2.5%) of the previous five (5) year average market value of the permanent Wyoming mineral trust fund, calculated on the first day of the fiscal year, is available for expenditure during each fiscal year. As soon as possible after the end of each of the fiscal years beginning on and after July 1, 2017, after making any transfer required pursuant to paragraphs (i) and (ii) of this subsection, revenues in this account in excess of two hundred forty-five percent (245%) of the spending policy amount in subsection (d) of this section shall be credited to the permanent Wyoming mineral trust fund. For fiscal year 2020 and for each fiscal year thereafter:

(i) As soon as practicable after the end of the fiscal year, after making any other transfers provided by law from the permanent Wyoming mineral trust fund reserve account, but prior to calculating the balance of the account under this subsection, the state treasurer shall transfer from the account an amount equal to the difference between the maximum amount which may be credited to the

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strategic investments and ~~project~~projects account pursuant to subsection (q) of this section and the amount actually credited to that account in the applicable fiscal year;

15-1-119. Adoption of state traffic laws and other provisions by reference authorized; procedure; effect.

(a) Any city or town may adopt by reference all or part of The Uniform Act Regulating Traffic on Highways (W.S. 31-5-101 through ~~31-5-1214~~31-5-1701) and any national fire prevention, building, plumbing and electrical codes, and the Wyoming public works standard specifications published by the Wyoming public works council.

19-7-301. Jurisdiction of United States over certain military reservations.

(a) Exclusive jurisdiction is ceded to the United States over all the territory owned by the United States within the limits of the United States military ~~reservations~~reservation known as Fort Francis E. Warren, ~~Fort Washakie, Camp Sheridan, Camp Pilot Butte, and the United States powder depot at Cheyenne,~~ together with such other lands in the state as are now or hereafter acquired or held by the United States for military purposes, either as additions to the ~~posts~~post above named or as new military posts or reservations, established for the common defense.

28-11-701. Appointment of members; powers and duties; executive branch liaisons.

(b) The select committee shall:

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(ii) Develop and introduce legislation as necessary to promote blockchain, financial technology and digital innovation in Wyoming unless the legislation relates to Title 13 of the Wyoming ~~statues~~statutes, in which case the legislation shall be recommended to the joint minerals, business and economic development interim committee for consideration.

31-2-231. Wildlife conservation license plates; wildlife conservation account; authority to receive and expend monies.

(b) The fees collected under subsection (a) of this section shall be payable to the department and shall be accounted for separately. Except as otherwise provided by law, the fees collected under subsection (a) of this section and funds collected under W.S. 23-2-101(p), 23-2-201(h), 23-2-306(d), 24-1-131(b), 31-2-225(a)(vi), 31-2-404(f)(ii), 31-2-409(h)(ii), 31-2-703(e)(ii), 31-3-101(j), ~~31-7-111(b)(xiv)~~31-7-111(b)(xiv) and 36-4-121(t) shall be distributed to the wildlife conservation account within the state highway fund, which is hereby created. The wildlife conservation account shall be administered in accordance with the following:

34-24-102. Definitions.

(a) As used in this act:

(xii) "Mineral" means oil, gas, uranium, ~~sulphur~~sulfur, lignite, coal and any other substance that is ordinarily and naturally considered a mineral, regardless of the depth at which the oil, gas, uranium, ~~sulphur~~sulfur, lignite, coal or other substance is found;

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35-11-316. Unitization of geologic sequestration sites; hearings on application, order; modifications.

(c) No order of the Wyoming oil and gas conservation commission authorizing the commencement of unit operations shall become effective until the plan of unitization has been signed or in writing ratified or approved by those persons who own at least eighty percent (80%) of the pore space storage capacity within the unit area. If such consent has not been obtained at the time the ~~commissioner's~~ commission's order is made, the commission shall, upon application, hold supplemental hearings and make findings as may be required to determine when and if the consent will be obtained. The commission shall require the applicant to give notice of a supplemental hearing by regular mail at least thirty (30) days prior to the hearing to each person owning interests in the pore space in the proposed unit area whose name and address was required by W.S. 35-11-315(a) to be listed in the application for the unit operations. If the required percentages of consent have not been obtained within a period of six (6) months from and after the date on which the order of approval is made, the order shall be ineffective and revoked by the commission, unless, for good cause shown, the commission extends that time. Any interested person may file an application with the Wyoming oil and gas conservation commission requesting an order applicable only to the proposed unit area described in the application which shall provide for the percentage of approval or ratification to be reduced from eighty percent (80%) to seventy-five percent (75%). The application shall contain the information required by W.S. 35-11-315(a) and any order of the commission entered pursuant to the application shall comply with subsection (b) of this section. Notice of the

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hearing on the application shall be given in the same manner and to the same persons as required by subsection (a) of this section. If the commission finds that negotiations were being conducted since July 1, 2009, or have been conducted for a period of at least nine (9) months prior to the filing of the application, that the applicant has participated in the negotiations diligently and in good faith, and that the percentage of approval or ratification required by this subsection cannot be obtained, the commission may reduce any percentage of approval or ratification required by this section from eighty percent (80%) to seventy-five percent (75%). The order shall affect only the unit area described in the application and shall operate only to approve the proposed plan of unitization and proposed operating plan and to reduce the required percentage of approval or ratification thereof and shall not change any other requirement contained in this section.

36-6-301. Definitions.

(a) As used in this article:

(i) "Associated natural resource" means any substance, element or compound, either gaseous, liquid or solid, associated with the production, refining or processing of oil or gas. The term includes, but is not limited to, propane, butanes, ethane, methane, carbon dioxide, ~~sulphur~~sulfur, helium, nitrogen and natural gas liquids;

Section 2. W.S. 31-5-102(a)(lix) is repealed.

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Section 3. W.S. 9-3-412(a) and 9-3-413, as amended by 2024 House Bill 0083 and 2024 Senate File 0067, are amended to read:

9-3-412. Members' contributions; payroll deductions; employer authorized to pay employee's share.

(a) Except as otherwise provided in this section and W.S. 9-3-431 and 9-3-432, every member covered under this article shall pay into the account nine and one-quarter percent (9.25%) of his salary for the period from July 1, 2021 through June 30, 2024, nine and one-half percent (9.50%) of his salary for the period from July 1, 2024 through June 30, 2025, ~~and thereafter~~ nine and three quarters percent (9.75%) of his salary for the period from July 1, ~~2021-2025~~ through June 30, 2026 and thereafter a percentage of the member's salary determined in accordance with W.S. 9-3-413.1. Every firefighter member covered under this article shall pay into the account seven percent (7%) of his salary. Payments shall be deducted each pay period from each member's salary by the chief fiscal officer of each participating employer. Employee contributions shall be transferred to the account in accordance with subsection (c) of this section.

9-3-413. Employer's contributions; payable monthly; transfer to account; interest imposed upon delinquent contributions; recovery.

Except as provided by W.S. 9-2-3207(a)(xi)(F)(III) or (IV), 9-3-431 and 9-3-432, each employer excluding employers of firefighter members, shall, on a monthly basis, pay into the account a contribution equal to nine and thirty-seven hundredths percent (9.37%) of the salary paid for the period from July 1, 2021 through June 30, 2024, nine and

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sixty-two hundredths percent (9.62%) of the salary paid for the period from July 1, 2024 through June 30, 2025, ~~and thereafter~~ nine and eighty-seven hundredths percent (9.87%) of the salary paid to each of its members covered under this article for the period from July 1, ~~2021-2025~~ through June 30, 2026 and thereafter a percentage of the salary paid as determined in accordance with W.S. 9-3-413.1. Employers of firefighter members shall pay into the account a contribution equal to seven and twelve hundredths percent (7.12%) of the salary paid. Employer contributions for any month, together with the members' contributions for that month, if any, shall be transferred to the board not later than the twelfth day of the following month. These contributions shall be credited to the account in a manner as directed by the board. Any employer failing to transfer contributions under this section in sufficient time for the board to receive the contributions by the twenty-fifth day of the month due shall be assessed interest at the assumed rate of return as determined by the board, compounded annually. Interest imposed under this section shall be payable not later than the twelfth day of the next succeeding month. If the contributions and any interest imposed under this section are not transferred to the board when due, they may be recovered, together with court costs, in an action brought for that purpose in the first judicial district court in Laramie County, Wyoming.

Section 4. Section 3 of this act shall only be effective if both 2024 Senate File 0067 and 2024 House Bill 0083 are enacted into law during the 2024 budget session.

ORIGINAL SENATE
FILE NO. SF0083

ENGROSSED

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Section 5. This act is effective July 1, 2024.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the Senate.

Chief Clerk