

SENATE FILE NO. SF0115

Judicial review of agency actions-limitations.

Sponsored by: Senator(s) Nethercott, Boner and Landen and  
Representative(s) Andrew, Byron and Erickson

A BILL

for

1 AN ACT relating to administrative procedure; specifying  
2 limitations on the judicial review of agency actions;  
3 specifying applicability; and providing for an effective  
4 date.

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

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8 **Section 1.** W.S. 16-3-114(a) is amended to read:

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10 **16-3-114. Judicial review of agency actions; district**  
11 **courts.**

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13 (a) ~~Subject to the requirement that administrative~~  
14 ~~remedies be exhausted and in the absence of any statutory~~  
15 ~~or common-law provision precluding or limiting judicial~~

1 ~~review,~~ Any person aggrieved or adversely affected in fact  
2 by a final decision of an agency in a contested case, ~~or~~ by  
3 other agency action or inaction, ~~or any person affected in~~  
4 ~~fact~~ by a rule adopted by an agency, is entitled to  
5 judicial review, subject to all of the following:

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7 (i) Judicial review shall be in the district  
8 court for the county in which the injury or harm for which  
9 relief is sought occurred, in the district court for the  
10 county in which the administrative action or inaction was  
11 taken, or in which any real property affected by the  
12 administrative action or inaction is located, or if no real  
13 property is involved, in the district court for the county  
14 in which the party aggrieved or adversely affected by the  
15 administrative action or inaction resides or has its  
16 principal place of business ;

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18 (ii) The procedure to be followed in the  
19 proceeding before the district court shall be in accordance  
20 with rules heretofore or hereinafter adopted by the Wyoming  
21 supreme court ;

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