

- 1 Page 1-line 3 After "provision;" insert "authorizing
- 2 rulemaking;".
- 3
- 4 Page 1-line 12 After "elected" insert "or appointed to an
- 5 office having a term of four (4) years".
- 6
- 7 Page 2-line 1 Delete "at least".
- 8
- 9 Page 2-line 2 Delete "forty percent (40%)" and insert "the
- 10 applicable percentage specified in this
- 11 paragraph".
- 12
- 13 Page 2-line 4 Delete "officer's most recent election" and
- 14 insert "time the petition is filed".
- 15
- 16 Page 2-line 6 After "clerk." insert "The number of
- 17 signatures required under this paragraph shall
- 18 be as follows:
- 19
- 20 (A) For two thousand five hundred (2,500) or fewer
- 21 registered electors entitled to vote for the officer, forty percent
- 22 (40%) of the registered electors entitled to vote for the officer
- 23 sought to be removed;
- 24
- 25 (B) For two thousand five hundred (2,500) to not
- 26 more than ten thousand (10,000) registered electors entitled to
- 27 vote for the officer, twenty-five percent (25%) of the registered
- 28 electors entitled to vote for the officer sought to be removed;
- 29
- 30 (C) For more than ten thousand (10,000) registered
- 31 electors entitled to vote for the officer, fifteen percent (15%)
- 32 of the registered electors entitled to vote for that officer.
- 33
- 34 (ii) The petition demanding the removal of the officer
- 35 sought to be removed shall be filed with the clerk responsible for
- 36 conducting the election for that office;".
- 37
- 38 Page 2-line 6 Before "Each" insert "(iii)" and renumber as
- 39 necessary.
- 40
- 41 Page 2-line 9 Delete "(ii)" and insert "(iv)"
- 42
- 43 Page 2-after line 10 Insert:
- 44

1 (v) The form of the petition shall be prescribed by the
2 secretary of state. The petition shall include a warning statement
3 substantially conforming to the statement of warnings specified in
4 W.S. 22-24-311;".

5
6 Page 2-line 12 Delete "(iii)" and insert "(vi)".

7
8 Page 2-line 14 After "signature" insert ", his printed name
9 and".

10
11 Page 2-line 15 After "number" insert ", and the date of the
12 signature. A person who has signed the
13 petition may withdraw his name only by giving
14 written notice of his printed name, residence
15 and contact information to the clerk before
16 the time that the petition is filed".

17
18 Page 2-lines 17 through 21 Delete entirely and insert:

19
20 (vii) The circulator of each packet shall make an oath
21 before a competent officer that he personally circulated the
22 petition, that the signatures on the petition were made in his
23 presence and that, to the best of his knowledge, the signatures
24 are those of the persons whose names they purport to be;".

25
26 Page 3-line 1 Delete "(v)" and insert "(viii)".

27
28 Page 3-after line 2 Insert:

29
30 (ix) All signatures on the petition shall be collected
31 within one hundred eighty (180) days of the date the first
32 signature is affixed. Any signature collected outside of this
33 period shall not be counted toward the requisite number of
34 qualified electors. The date the first signature is affixed shall
35 be attested to by the signer of the oath required under paragraph
36 (vii) of this subsection;".

37
38 Page 3-lines 4 through 12 Delete entirely and insert:

39
40 (x) Not more than sixty (60) days from the date of
41 filing the petition, the county clerk shall determine whether the
42 petition is signed by the requisite number of qualified electors.
43 In determining the sufficiency of the petition, the county clerk
44 shall not count signatures on petitions not properly verified and
45 shall apply the verification standards provided in W.S. 22-24-
46 314(b) and any rules promulgated by the secretary of state under
47 subsection (c) of this section. The governing body shall reimburse

1 the county clerk for the costs of verifying signatures under this
2 paragraph;".

3
4 Page 3-line 14 Delete "(vii)" and insert "(xi)"; before
5 "clerk" insert "county".
6

7 Page 3-line 15 After "examination" insert ", and shall
8 communicate the same to the city clerk and the
9 petitioner".

10
11 Page 3-lines 17 through 19 Delete entirely and insert:
12

13 "(xii) If the petition is insufficient and sufficient
14 time exists, the person who filed it shall be informed of the
15 deficiency and, without prejudice, shall be allowed to collect
16 additional signatures;".
17

18 Page 3-lines 21 through 23 Delete entirely.
19

20 Page 4-lines 1 through 7 Delete entirely and insert:
21

22 "(xiii) If the petition is sufficient, the clerk charged
23 with conducting the election shall submit it to the electors, as
24 follows:
25

26 (A) If a regular election scheduled under W.S. 22-
27 2-104(a), (b) or (c) occurs not less than ninety (90) days and not
28 more than one hundred twenty (120) days after the date of the
29 county clerk's certificate of sufficiency, the recall question
30 shall be placed on the ballot at that election. For a recall
31 election held under this subparagraph, the clerk charged with
32 conducting the election shall publish notice of the election in
33 accordance with W.S. 22-21-104;
34

35 (B) If no regular election is scheduled under W.S.
36 22-2-104(a), (b) or (c) will occur within one hundred twenty (120)
37 days after the date of the county clerk's certificate of
38 sufficiency, the governing body shall call a special election on
39 the recall question to be held not sooner than ninety (90) days
40 and not later than one hundred twenty (120) days after the date of
41 the county clerk's certificate of sufficiency. Not later than
42 seventy-five (75) days before the date of the special election,
43 the clerk charged with conducting the election shall publish notice
44 at least once as prescribed for other elections and post in the
45 clerk's office and at the place where the municipality regularly
46 holds its council meetings a proclamation setting forth the date
47 of the election, the office subject to recall, the name of the

1 officer whose recall is sought and the question to be presented to
2 the electors. The special election shall be conducted by the clerk
3 charged with conducting the election in accordance with the Wyoming
4 Election Code of 1973, as amended, except as otherwise provided in
5 this section. The costs of a special election held under this
6 subparagraph shall be borne by the governing body of the political
7 subdivision.

8
9 (xiv) For elections held under paragraph (xiii) of this
10 subsection, the ballot shall present the question of whether the
11 officer should be removed from office. The recall election shall
12 be conducted by the clerk charged with conducting the election in
13 accordance with the Wyoming Election Code of 1973, as amended;".

14
15 Page 4-line 9 Delete "(x)" and insert "(xv)"; delete "filed"
16 and insert "approved".

17
18 Page 4-line 11 After "elected" insert "or appointed".

19
20 Page 4-line 12 Delete "next election" and insert "end of that
21 officer's current term".

22
23 Page 4-line 14 Delete "(xi)" and insert "(xvi)".

24
25 Page 4-line 22 After "office." insert "The recalled officer
26 shall not be eligible to fill the vacancy
27 created by the recall.".

28
29 Page 4-after line 23 Insert:

30
31 "(c) The secretary of state shall promulgate rules necessary
32 to implement this section, including rules for the form of the
33 recall petition, procedures for signature verification and the
34 administration of recall elections under this section.".

35
36 To the extent required by this amendment, renumber as necessary.

37 CASE, CHAIRMAN

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