

**DRAFT ONLY  
NOT APPROVED FOR  
INTRODUCTION**

HOUSE BILL NO. \_\_\_\_\_

Highway fund-assignment of fine and penalty revenues.

Sponsored by: Joint Transportation, Highways and Military  
Affairs Interim Committee

A BILL

for

1 AN ACT relating to highway funding; assigning penalty and  
2 fine revenues to the highway fund as specified; and  
3 providing for an effective date.

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

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**\*\*\*STAFF COMMENT\*\*\***

8 **This bill is a companion bill to 12LSO42. 12LSO42**  
9 **proposes a constitutional amendment which would**  
10 **require fines/penalties to be dedicated to the**  
11 **highway fund.**

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13 **Section 1.** W.S. 24-1-119 is amended to read:

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15 **24-1-119. State highway fund created; income and**  
16 **expenditure.**

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There is created a fund known as the state highway fund, to the credit of which the state treasurer, who is designated as the state official to receive all amounts paid by the United States under the act of congress approved July 11, 1916, shall place all monies previously received for the fund, all money subsequently received from the United States, under cooperative agreements as authorized, all money derived from taxes levied for such purpose or appropriated for the fund, all monies received from the sale of state bonds for highway construction or improvement, all money received from the counties under cooperative agreements as hereinbefore authorized, and all other monies received from donations or bequests, which may be accepted by the commission on behalf of the state of Wyoming, or from any source designated by law for that purpose. All monies in the fund shall be available for the purpose of this act without further appropriation and no warrant shall be drawn on the fund excepting on a voucher approved by the director of the department of transportation or an assistant authorized by the director and approved by the transportation commission. In addition to any other accounts established within the highway fund,

1 all fine and penalty monies collected pursuant to Article  
2 7, Section 5 of the Wyoming Constitution shall be deposited  
3 into a special account within the highway fund, in the  
4 state of Wyoming's Online Financial System, and shall be  
5 applied only for the construction, improvement or  
6 maintenance of Wyoming's highways. It is provided that  
7 seventy-five percent (75%) of the amount of any bond issue  
8 subsequently issued by the state of Wyoming for the  
9 construction or improvement of state highways, after the  
10 payment of overhead expense, shall be apportioned to and  
11 spent in each county in the proportion which the assessed  
12 valuation of each county by the last general assessment  
13 bears to the total assessment of the state.

14 **\*\*\*STAFF COMMENT\*\*\***

15 **If the Committee votes to sponsor this**  
16 **legislation, LSO will insert additional**  
17 **conforming statutory amendments. Approximately 24**  
18 **statutes which establish fines/penalties**  
19 **expressly require that the fines/penalties be**  
20 **deposited into a "public school fund." These**  
21 **references will need to be amended to require**  
22 **deposit into the highway fund.**  
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24 **Section 2.** This act shall be effective only upon the  
25 Wyoming Legislature's passage of House/Senate Joint  
26 Resolution No. XX and ratification by a majority of  
27 electors in Wyoming of the constitutional amendment to

1 Article 7, Section 5 of the Wyoming Constitution proposed  
2 in House/Senate Joint Resolution NO. XX.

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(END)