

**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

HOUSE BILL NO.

Public funds lobbying.

Sponsored by: Joint Corporations, Elections & Political
Subdivisions Interim Committee

A BILL

for

1 AN ACT relating to public funds; prohibiting the use of tax
2 revenue for lobbying; specifying that portions of the
3 ethics and disclosure act apply to any person who receives
4 tax revenue; specifying applicability; and providing for an
5 effective date.

6

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

8

9 **Section 1.** W.S. 39-11-112 is created to read:

10

11 **39-11-112. Limitations on expenditure of tax**
12 **revenues.**

1

2 (a) Except as otherwise provided in this section, no
3 revenue collected from a tax imposed under this title shall
4 be expended to lobby or finance any lobbying. The state of
5 Wyoming and any agency, instrumentality or political
6 subdivision thereof receiving or distributing revenue
7 collected from a tax imposed under this title shall only
8 lobby or finance lobbying using accounts that are separate
9 and independent from any account that receives revenues
10 collected from a tax imposed under this title.

11

12 (b) As used in this section, "lobby" or "lobbying"
13 means to attempt to influence legislation or to campaign to
14 support or oppose a candidate for office, an initiative or
15 referendum or a ballot proposition. "Lobby" or "lobbying"
16 does not include:

17

18 (i) Testifying before a governmental committee;

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20 (ii) Providing data, education, proposed
21 language or information on proposed legislation,
22 initiatives, referenda or ballot propositions;

23

1 (iii) Activity by a public official or public
2 employee that is conducted in furtherance of the official's
3 or employee's job duties or that informs the public
4 regarding proposed measures that may significantly impact
5 the official's or employee's government operations or
6 programs.

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8 **Section 2.** W.S. 9-13-105(b)(intro) and (ii) is
9 amended to read:

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11 **9-13-105. Misuse of office.**

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13 (b) A public official, public member, ~~or~~ public
14 employee or person who receives revenue from a tax imposed
15 under title 39 of the Wyoming statutes shall not use public
16 funds, time, personnel, facilities or equipment for
17 political or campaign activity unless the use is:

18

19 *****
20 *****

21

STAFF COMMENT

22 It may be advisable to clarify that a person who receives
23 revenue as payment for services would not be subject to
24 this section. For example, a road construction contractor
25 who receives payment for construction services from fuel
26 tax revenue.

27

1 One option may be to specify that for purposes of this
2 section "public funds" does not include any amount paid to
3 any person for goods provided or services rendered, as long
4 as the services do not include lobbying services on behalf
5 of the person and the payment is otherwise not prohibited
6 by law.

7 *****
8 *****
9

10 (ii) Properly incidental to another activity
11 required or authorized by law and the public official,
12 public employee, ~~or~~ public member or other person who
13 receives revenue from a tax imposed under title 39 of the
14 Wyoming statutes allocates and reimburses the governmental
15 entity for any additional costs incurred for that portion
16 of the activity not required or authorized by law.

17
18 **Section 3.** This act applies to revenue collected on
19 and after July 1, 2026.

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21 **Section 4.** This act is effective July 1, 2026.

22
23 (END)