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SENATE FILE 2

AN ACT to create W.S. 15.1-20.1 and 18-229.1; and to amend W.S. 15.1-443 and 18-311 relating to removal of persons appointed to boards and commissions by county commissioners or mayors and city councils; providing grounds for removal; and providing for an effective date.

SENATE FILE 2

Sponsored by: Dick Sadler

[illegible]

CONTINUED ON BACK

1977

STATE OF WYOMING

77LSO-059.01

SENATE FILE NO. 2

City and county appointed officers.

Sponsored by: Senator SADLER



A BILL

for

1 AN ACT to create W.S. 15.1-20.1 and 18-229.1; and to amend
2 W.S. 15.1-443 and 18-311 relating to removal of persons
3 appointed to boards and commissions by county commis-
4 sioners or mayors and city councils; providing grounds for
5 removal; and providing for an effective date.

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

7 Section 1. W.S. 15.1-20.1 and 18-229.1 are created
8 to read:

9 15.1-20.1. Removal of appointive officers, etc., by
10 the mayor. Notwithstanding any other provision of law any
11 person, other than a full-time city employee, holding an
12 office, commission or position by virtue of an appointment
13 thereto by the mayor or the city council may be removed
14 from the office, commission or position by the mayor with
15 the consent of a majority of the members of the city coun-
16 cil for any cause deemed sufficient by the mayor to jus-

1 tify and warrant the removal. Reasons for any removal
2 shall be filed in the office of the city clerk in writing,
3 subject to inspection by any member of the public.

4 18-229.1. Removal of appointive officers, etc., by
5 the board of county commissioners. Notwithstanding any
6 other provision of law any person, other than a full-time
7 county employee, holding an office, commission or position
8 by virtue of an appointment thereto by a board of county
9 commissioners may be removed from the office, commission
10 or position by the board of county commissioners for any
11 cause deemed sufficient by the board of county commis-
12 sioners to justify and warrant the removal. Reasons for
13 any removal shall be filed in the office of the county
14 clerk in writing, subject to inspection by any member of
15 the public.

16 Section 2. W.S. 15.1-443 and 18-311 are amended to
17 read:

18 15.1-443. Appointment, number, terms and removal of
19 members; vacancies. The board of public utilities shall
20 consist of five (5) members, to be appointed by the mayor
21 with the advice and consent of the governing body. One (1)
22 member of the board shall be appointed for a term of two
23 (2) years, two (2) for a term of four (4) years, and two

1 (2) for a term of six (6) years. Thereafter each member
2 shall be appointed for a term of six (6) years. Any member
3 of the board may be removed ~~for-cause-other-than-politics~~
4 ~~or-religion-after-public-hearing, by the mayor,--the--gov-~~
5 ~~erning--body-concurring~~ AS PROVIDED BY W.S. 15.1-20.1. If
6 there is a vacancy in the board, the mayor shall fill it
7 by appointment for the unexpired term only.

8 18-311. Library fund under control of board of
9 directors; appointment, powers, duties, terms of direc-
10 tors; manner of filling vacancies on board. The control,
11 user and disposition of the county library fund shall be
12 entrusted by the county commissioners to the county
13 library board of directors which shall budget and expend
14 such fund for the maintenance and operation of the county
15 library and county library system. The county library
16 board of directors shall be appointed by the county
17 commissioners and shall be composed of not less than three
18 (3) and not more than five (5) competent and responsible
19 residents who shall be representative of the entire county
20 who shall serve without compensation. Before entering
21 upon his duties, the treasurer of the board shall execute
22 and deposit with the county commissioners a good and suf-
23 ficient bond for the faithful performance of his duties,
24 in an amount required by the county commissioners, said

1 bond to be made payable to the people of the state of
2 Wyoming, and to be approved by the county commissioners.
3 One (1) director shall be appointed for one (1) year, one
4 (1) director (or two (2), if the board consists of four
5 (4) or five (5) members) shall be appointed for two (2)
6 years, and one (1) director (or two (2), if the board con-
7 sists of five (5) directors) shall be appointed for three
8 (3) years, each term to commence on ~~the-first-day-of~~ July
9 1 following the appointment. Thereafter, the county
10 commissioners shall, before ~~the-first-day--of~~ July 1 of
11 each year, appoint a director or directors to replace the
12 retiring director or directors for a term of three (3)
13 years and until a successor is appointed. A director may
14 be appointed for two (2) consecutive terms, and thereafter
15 shall not be eligible for reappointment until two (2)
16 years after the expiration of his second term. The county
17 commissioners may remove any director ~~for-misconduct-or~~
18 ~~neglect-of-duty~~ AS PROVIDED BY W.S. 18-229.1. Vacancies
19 on the board of directors shall be filled by the county
20 commissioners for the balance of the unexpired term
21 created by such vacancy.

22 Section 3. This act is effective May 27, 1977.

23 (END)

Fiscal Note No. 20
 Requester Rep. Sadler

L.S.O. 059 Draft 21
 Bill No. Jt. Res. No.

Part I. Fiscal Data:

SHORT TITLE OF BILL: City & County appointed officers

STATUTORY REFERENCE
 Nos. W.S. 15.1-20.1,
18-229.1, 15.1-443,
18-311

NAME OF FUND

None

AGENCY TITLE:

SOURCE OF APPROPRIATION/REVENUE

None

New Program ()
 Change in Existing Program ()
 Local Government Impact ()

If more than one appropriation is involved, show overall effect below, but show breakdown by appropriation and fiscal year on a separate page. Round to nearest hundred dollars.

EFFECT OF PROPOSAL	FISCAL PERIODS		
	BIENNIAL INCREASE OR (-) DECREASE		
	First Biennial	Second Biennial	Third Biennial
Salaries	\$		
Supporting Expenses			
Permanent Property			
Aids to Localities			
Other			
ESTIMATED TOTAL COST	\$		
GENERAL FUND			
FEDERAL FUND			
OTHER			
ESTIMATED TOTAL REVENUE	\$		

Part II. Explain in a clear and concise manner what effect this measure will have on the costs and revenues of state government. Specify the source of funds for appropriations. Include effect on the current biennium and also the long-range fiscal effect, if any. Show how you arrived at the estimate. Use attached sheet and any additional sheets which you may need.

No fiscal impact

Date

9/27/66

Agency

Atty. Gen.

Authorized Representative

Date

Legislative Auditor Clearance

SF-2