

## HOUSE BILL NO. HB0006

County officials-administrative and fiscal duties.

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

A BILL

for

1 AN ACT relating to county officials; providing for delayed  
2 preparation of annual statements; providing for timing of  
3 payment of taxes, fines and fees collected by county  
4 officers; providing for appointment of a secretary for  
5 boards of county commissioners; modifying certain  
6 publication requirements; repealing requirement of county  
7 clerks to compile jury list information; and providing for  
8 an effective date.

9

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

11

12 **Section 1.** W.S. 1-11-106(a), 1-11-128, 1-11-129,  
13 18-3-515, 18-3-814 and 18-5-202(a) are amended to read:

14

15 **1-11-106. Jury list; preparation of ballots for jury**  
16 **box; drawing jury panel; certificate and summons.**

1

2 (a) The list of persons qualified to serve as trial  
3 jurors, ~~certified and delivered to the clerk of the~~  
4 ~~district court in accordance with W.S. 18-3-402 or a list~~  
5 ~~of persons~~ compiled ~~under an alternate procedure~~ pursuant  
6 to W.S. 1-11-129, is the base jury list for the district  
7 court and the circuit court from April 1 of the year in  
8 which the list is certified and delivered through March 31  
9 of the following year. By order of the district judge or  
10 circuit judge, for their respective courts, the base jury  
11 list may be expanded by including some other source or  
12 sources of names in addition to voter lists. After the list  
13 is delivered and supplemented when applicable, suitable  
14 ballots shall be prepared and deposited in a box known as  
15 and plainly marked "jury box number one". Upon order of the  
16 court, the clerk of the district court, sheriff and county  
17 treasurer shall draw from jury box number one a panel of  
18 trial jurors, which shall contain such number of names as  
19 specified by the court.

20

21 **1-11-128. Preparation of jury lists in new counties.**

22

23 In new counties organized under the laws of Wyoming where  
24 no official register of voters for the new county exists,

1 the board of county commissioners of the new county may  
2 demand from the county clerk of any county from which the  
3 new county was wholly or partially organized, a certified  
4 list of the names and addresses of the registered voters  
5 residing in that portion of the preexisting county which is  
6 included in the new county. The county clerk of the new  
7 county shall as soon as practicable compile and deliver to  
8 the clerk of court of the new county a list of qualified  
9 jurors ~~., and shall thereafter update the jury list, all as~~  
10 ~~provided in W.S. 18-3-402.~~

11

12 **1-11-129. Procedure for maintaining jury lists,**  
13 **ballots and jury boxes.**

14

15 The procedures for compiling and maintaining of jury lists,  
16 jury ballots and jury boxes, and for drawing jurors, may be  
17 ~~modified~~ set by the court to permit the compilation and  
18 maintenance of jury lists and ballots and for the drawing  
19 of jurors by any manual, mechanical, electronic or other  
20 means calculated to insure the integrity of the system and  
21 a random selection process.

22

23 **18-3-515. Preparation and publication of annual**  
24 **statements.**

1

2 Each board of county commissioners at their regular July  
3 meeting shall ~~have prepared~~ request a statement of the  
4 receipts and expenditures of the county during the  
5 preceding twelve (12) months setting forth the source and  
6 amount of all receipts and the purpose and the amount of  
7 all expenditures to be prepared upon reconciliation of all  
8 accounts by the county treasurer and county clerk, not  
9 later than September 30. The statement shall be signed by  
10 the chairman and clerk of the board and shall be published  
11 at least ~~two (2) times~~ one (1) time in a newspaper printed  
12 in the county, or if there is none, by posting the  
13 statement in three (3) public places in the county.

14

15 **18-3-814. Officers to pay over monies and prepare**  
16 **statement for commissioners monthly; forfeiture.**

17

18 Every ~~district attorney and~~ elected or appointed county ~~or~~  
19 ~~precinct~~ officer required or permitted to receive and pay  
20 to the county treasurer any taxes, fines, fees or other  
21 monies shall no later than the twenty-fifth day of each  
22 month following the month of collection pay the same to the  
23 county treasurer and take his official receipt therefor.  
24 If the money has not been deposited by the twenty-fifth day

1 of the month following the month of collection, the  
2 ~~district, county or precinct officer shall forfeit to the~~  
3 ~~county twenty five dollars (\$25.00) a day for each day~~  
4 ~~after the twenty fifth day of the month during which no~~  
5 ~~deposits are made~~ elected or appointed county officer shall  
6 be reported by the county treasurer to the board of county  
7 commissioners at their next meeting. Each ~~district,~~  
8 elected or appointed county ~~or precinct~~ officer shall  
9 prepare a monthly statement showing the source of all  
10 monies received by him and file it with the county clerk  
11 for presentation to the board of county commissioners.

12

13 **18-5-202. Planning and zoning commission;**  
14 **composition; residency requirements, terms and removal of**  
15 **members; vacancies; rules; record; meetings to be public;**  
16 **secretary; preparation and amendments; purpose;**  
17 **certifications and hearing; amendments.**

18

19 (a) Each board of county commissioners may by  
20 resolution create and establish a planning and zoning  
21 commission. The commission shall be composed of five (5)  
22 members appointed by the board at least three (3) of whom  
23 shall reside in the unincorporated area of the county,  
24 provided that this provision shall not affect the

1 membership composition of any existing commission. The  
2 terms of the members appointed to the first planning and  
3 zoning commission shall be of such length and so arranged  
4 that the terms of one (1) member will expire each year, and  
5 thereafter each member shall be appointed for a term of  
6 three (3) years. Any member of the commission may be  
7 removed for cause other than politics or religion and after  
8 public hearing by the board of county commissioners. If a  
9 vacancy occurs in the commission the board of county  
10 commissioners shall fill the vacancy by appointment for the  
11 unexpired term. The planning and zoning commission shall  
12 organize within thirty (30) days after its establishment,  
13 shall adopt rules for the transaction of its business and  
14 keep a record of its actions and determinations. Three (3)  
15 members shall constitute a quorum for the transaction of  
16 business. All meetings, records and accounts of the  
17 commission shall be public. ~~The county clerk shall serve as~~  
18 ~~secretary to the commission.~~ The board of county  
19 commissioners shall designate the county clerk, another  
20 county employee or a member of the planning and zoning  
21 commission to serve as secretary to the commission. The  
22 secretary shall keep the record of commission actions in  
23 accordance with statute.

24

1       **Section 3.** W.S. 18-3-402(a)(xix) is repealed.

2

3       **Section 4.** This act is effective July 1, 2010.

4

5

(END)