



# CITY OF GILLETTE

Administration  
P.O. Box 3003 • Gillette, Wyoming 82717-3003  
Phone (307) 686-5203  
www.gillettewy.gov

## MEMORANDUM

**TO:** Mayor and Members of the City Council  
**FROM:** J. Carter Napier, City Administrator JCN  
**RE:** General Information  
**DATE:** August 21, 2015

The following meetings are scheduled for the week of **August 24 - August 29:**

### Tuesday, August 25

- **6:00 p.m. Special Meeting**, agenda attached
  - **Action Item:** Council of Community Services Funding Request
  - **Action Item:** Council Consideration of a Pre-Construction Services Agreement with Hladky Construction, Inc., to be the Construction Manager At Risk (CMAR) for the Campbell County Fire Station No. 3 Project in the Amount of \$10,850.00.
  - Boys & Girls Club Construction Project Update
  - Energy Capital Sports Complex Project Update
  - Website Preview
  - Executive Session
  - City Hall - 3<sup>rd</sup> Floor Conference Room
  - Dinner served at 5:45 p.m.
- 1. Attached please find a **letter of resignation** from **Jim Howard** regarding his seat on the **Planning Commission Board** provided by **Development Services Hamilton**.
- 2. Attached please find **information** regarding a **Community Wide Clean-up Effort** on **September 26, 2015** provided by **Public Works Director Wilde**.
- 3. Attached please find **information** dated **August 19, 2015** regarding **Governor Mead's statement** that **Wyoming is entering a 'difficult period'**.
- 4. Attached please find an **email** dated **August 7, 2015** from **Nicole Andersen** regarding **Chickens within City Limits**.
- 5. Attached please find a **news article** published on **Monday, August 17, 2015** titled, "**Congressional Staffers get an up-close look at Northeast Wyoming**" in the **Gillette News Record** provided by **Community & Gov't Relations Manager Davidsmeier**.
- 6. Attached please find **position papers** from the **Wyoming Economic Development Association** dated **August 10, 2015** and **WAM** dated **August 2015** regarding the **Wyoming Business Council's** proposed changes to the **Business Ready Communities Program** from **WAM's Executive Director Shelley Simonton**.
- 7. Attached please find a **letter** and **news release** dated **August 7, 2015** from the **Government Finance Officers Association** regarding the **Certificate of Achievement for Excellence in Financial Reporting** awarded to the **City of Gillette** provided by **Finance Director Pitlick**.
- 8. Attached please find the **Water Conservation Report** for **July 2015**, and **August 9<sup>th</sup> - 15<sup>th</sup>** provided by **Administrative Services Director Boger**.

9. Attached please find an **update** from **WAM** dated **August 21, 2015** on **local, state and national issues**.
10. Attached please find a **flyer** regarding **Mark Paxton's retirement party** on **Friday, August 28<sup>th</sup>** beginning at **2:00 p.m.**, **City West Breakroom**.
11. Attached please find an **invitation** for an **Annual Appreciation BBQ & Fish Fry** on **August 27<sup>th</sup>** from **5:00 p.m. to 7:00 p.m.** at **Dalbey Park, Pat Mueller Shelter** from **Pam Rucki, Executive Director of CASA**.
12. Attached please find an **invitation** to a **Breakfast with the Boss** on **August 26, 2015** from **7:00 a.m. to 9:00 a.m.** at the **George Amos Memorial Building** from **Gina Monk, Wyoming Committee for Employer Support of the Guard and Reserve**.
13. Attached please find an **invitation** for **Dancing with the Gillette Stars "Hollywood Wyoming"** on **October 10, 2015** at the **Cam-Plex Wyoming Center** beginning at **6:00 p.m.**
14. Attached please find an **invitation** for the **Girls Cottage Grand Opening** on **Tuesday, August 25, 2015** from **3:00 p.m. to 5:30 p.m.** at the **Y.E.S. House Girls Cottage**.
15. Attached please find a **thank you** from **Bobbie Ann White** dated **August 17, 2015** commending the **Police Dept.** for their **excellent service**.
16. Attached please find **thank you notes** for **Council's support** from **Jessica Seders, Gillette Main Street** and the **Council of Community Services**.
17. Attached please find a **sample** of a **petition** for **Wyoming Registered Voters** regarding **The Peggy A. Kelley Wyoming Cannabis Act of 2016**.

JCN/kka

	<b>Special Meeting</b> <b>Tuesday, August 25, 2015</b> <b>Meeting: 6:00 p.m.</b> <b>3<sup>rd</sup> Floor Conference Room</b>

Dinner served at 5:45 p.m. in 3<sup>rd</sup> Floor Conference Room

**Agenda Topics:**

- **ACTION ITEM:** Council of Community Services Funding Request
- **ACTION ITEM:** Fire Station Construction Manager at Risk (CMAR) – Dustin Hamilton, Development Services Director
- Boys & Girls Club Construction Project Update – Dustin Hamilton, Development Services Director
- Energy Capital Sports Complex Project Update – Dustin Hamilton, Development Services Director
- Website Preview – Mike Porter, IT Manager, and Geno Palazzari, Communications Manager
- Review September 1st Council Agenda
- Executive Session

## Upcoming Work Session Topics:

### **September 8**

- Urban Chicken Discussion
- Aquatic Park Update
- Review September 15th Agenda
- Executive Session

### **September 22**

- Retail Liquor License Presentations

### **September 29**

- Retiree Trust Fund Discussion (Per Councilman McGrath)
- Budget Amendment Discussion
- Review October 6th Agenda
- Executive Session

### **October 13**

- Review October 20th Agenda
- Executive Session

### **October 27**

- Review November 2nd Agenda
- Executive Session

### **November 10**

- Review November 17th Agenda
- Executive Session

### **November 24**

- Review December 1st Agenda
- Executive Session

### **December 8**

- Review December 15th Agenda
- Executive Session

### **December 29**

- Review January 5<sup>th</sup> Agenda
- Executive Session

### Upcoming **City/County/Town of Wright** Luncheon Meeting – October 6th – 12:00 p.m. City Hall Second Floor Community Room

- Joint Powers Agreement – Public Land Board & Fire Board

### Upcoming **City/County/Town of Wright** Dinner Meeting – December 2nd – 5:30 p.m. (Town of Wright Town Hall)

## Upcoming Council Pre-Meeting Topics:

### **September 1**

- Cadillac Excise Tax
- Goldenrod Avenue Presentation
- Review September 1st Agenda
- Executive Session

### **September 15**

- Snow Option – Level of Service
- War on Coal - Kelly Mader
- Review September 15th Agenda
- Executive Session

### **October 6**

- CCJP Fire Board 3rd Quarter Update
- Cam-Plex 3rd Quarter Update
- Energy Capital Economic Development (ECED) 3rd Quarter Update
- Review October 6th Agenda
- Executive Session

### **October 20**

- Review October 20th Agenda
- Executive Session

### **November 2 - MONDAY**

- Review November 2nd Agenda
- Executive Session

### **November 17**

- Review November 17th Agenda
- Executive Session

### **December 1**

- Review December 1st Agenda
- Executive Session

### **December 15**

- Review December 15th Agenda
- Executive Session

## New Agenda Items for September 1, 2015

1. **TABLED ITEM:** An Ordinance to Amend the District Zoning Map of the City of Gillette, Wyoming, for a Portion of Tract 2C, Energy Park Third Addition, from M-H, Mobile Home District, to C-1, General Commercial District, Subject to all Planning Requirements.

(Ordinance Third Reading – General Agenda)

2. An Ordinance Approving and Authorizing the Final Plat for the Villas at Tenth Hole Estates Planned Unit Residential Development in the City of Gillette, Wyoming, by Overlaying a Planned Unit Development District (P.U.D.) Over the Existing R-4 Multi-Family Residential District. (Pending Approval of the Planning Commission on 8/25/15)

(Ordinance First Reading – General Agenda)

3. An Ordinance Providing for the Vacation of a 10 Foot Wide General Walking Easement on Lots 21 & 22, Block 3, RC Ranch Phase I, as Shown on the Exhibit Map "A" in the City of Gillette, Wyoming, Subject to all Planning Requirements. (Pending Approval of the Planning Commission on 8/25/15)

(Ordinance First Reading – General Agenda)

4. Council Consideration of a Street Closure on Ross Avenue in Front of Joe's Pet Depot, on September 5th from Noon until 6:00 p.m., for a Fundraiser Event Requested by Joe's Pet Depot.

(New Business – General Agenda)

5. Council Consideration of a Request from LOF Gillette, LLC, to Relocate Their Dispensing Room and Change the Dispensing Room Description from a 22' X 36' Room, North Center of the Building, Known as Dillengeer's Room, to a 23' X 29' Room in the Southwest Corner of the Building.

(New Business – General Agenda)

6. Council Consideration of a Request by Bricks for Vets, VFW, and American Legion to Shoot off Fireworks for the November 11, 2015 Veterans' Day Ceremony at 11:30 A.M.

(New Business – General Agenda)

7. Council Consideration of the Lodging Tax Capital Construction Fund Memorandum of Understanding.

(New Business – General Agenda)

8. Council Consideration of a Bid Award for the Downtown Tree Planting Project to \_\_\_\_\_ in the Amount of \$\_\_\_\_\_.

(New Business – General Agenda)

9. Council Consideration of a Professional Services Agreement for the Construction Management Associated with the Potter Avenue Quiet Zone Improvements, with KLJ, in the Amount of \$43,146.00 (1% and WYDOT Grant Project).  
  
(New Business – General Agenda)
10. Council Consideration of a Bid Award for the Potter Avenue Quiet Zone Improvements to S&S Builders, Inc., in the Amount of \$227,328.00 (1% and WYDOT Grant Project).  
  
(New Business – General Agenda)
11. Council Consideration of a Resolution Approving and Authorizing the Final Plat for Doud Ranch Addition Phase IV, to the City of Gillette, Wyoming, Subject to all Planning Requirements. (Pending Approval of the Planning Commission on 8/25/15)  
  
(New Business – General Agenda)
12. **TABLED ITEM:** Appointment of Energy Capital Economic Development (ECED) Board Member.  
  
(Appointments)
13. Appointment to the Northeast Wyoming Economic Development Cooperation.  
  
(Appointments)
14. A Public Hearing for the Zoning Map Amendment for Lot 1, Rockpile Museum Addition Subdivision From C-1, General Commercial District to C-O Office and Institution District. (Pending Approval of the Planning Commission on 8/25/15)  
  
(Special Orders of the Day)
15. An Ordinance to Amend the District Zoning Map of the City of Gillette, Wyoming, Legally Described as a Portion of Lot 1 Rockpile Museum Addition Subdivision From C-1, General Commercial District to C-O Office and Institution District, Subject to all Planning Requirements. (Pending Approval of the Planning Commission on 8/25/15)  
  
(Special Orders of the Day)
16. A Public Hearing for the Zoning Map Amendment for a Portion of Tract D, Ash Meadows Subdivision, Phase II, from M-H, Mobile Home District, to I-1, Light Industrial District. (Pending Approval of the Planning Commission on 8/25/15)  
  
(Special Orders of the Day)
17. An Ordinance to Amend the District Zoning Map of the City of Gillette, Wyoming, for a Portion of Tract D, Ash Meadows Subdivision, Phase II, from M-H, Mobile Home District, to I-1, Light Industrial District, Subject to all Planning Requirements. (Pending Approval of the Planning Commission on 8/25/15)  
  
(Special Orders of the Day)



Patti Davidsmeier <patti@gillettewy.gov>

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**Re: Letter of resignation:**

1 message

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**Karlene Abelseth** <karlene@gillettewy.gov>  
To: Dustin Hamilton <dustinh@gillettewy.gov>  
Cc: Patti Davidsmeier <Patti@gillettewy.gov>

Thu, Aug 13, 2015 at 10:21 AM

Do you want this in GI?

**Karlene Abelseth**  
City Clerk  
307-686-5210  
[karlene@gillettewy.gov](mailto:karlene@gillettewy.gov)

On Thu, Aug 13, 2015 at 9:25 AM, Dustin Hamilton <[dustinh@gillettewy.gov](mailto:dustinh@gillettewy.gov)> wrote:  
We'll have to advertise for another Planning Commissioner, as Mr. Howard is moving out of town.

Dustin

----- Forwarded message -----

From: **Jim Howard** <[jimbethhoward@gmail.com](mailto:jimbethhoward@gmail.com)>

Date: Thu, Aug 13, 2015 at 9:19 AM

Subject: Letter of resignation:

To: Larry Manning <[larrym@gillettewy.gov](mailto:larrym@gillettewy.gov)>, [dustinh@gillettewy.gov](mailto:dustinh@gillettewy.gov), [maggies@gillettewy.gov](mailto:maggies@gillettewy.gov)

Dear Mr. Hamilton and Mr. Manning:

I took advantage of a late summer career opportunity and have accepted a superintendent position in the Missoula area.

I have thoroughly enjoyed working with the City Planning team and the rest of the commission members, and regret to say that I must tender my resignation from my role on the Planning Commission. It has been a pleasure serving with you all:

Sincerely:

Jim Howard

--

Dustin Hamilton, P.E.  
Development Services Director  
City of Gillette, Wyoming

Phone: 307-686-5265

My email has changed to [dustinh@gillettewy.gov](mailto:dustinh@gillettewy.gov)



# CITY OF GILLETTE

Public Works  
P.O. Box 3003 • Gillette, Wyoming 82717-3003  
Phone (307) 686-5320  
[www.gillettewy.gov](http://www.gillettewy.gov)

**TO:** J. Carter Napier, City Administrator  
**FROM:** Sawley Wilde, Public Works Director   
**DATE:** August 18, 2015  
**RE:** Community Wide Cleanup Effort – September 26<sup>th</sup>, 2015

On September 26<sup>th</sup>, 2015, we are having 3 events in an effort to promote a community-wide cleanup effort.

The first event is a roadside littler cleanup that will be held from 8:00 a.m. to 3:00 p.m. This event is hosted by Keep Gillette Beautiful.

The second event is an opportunity for citizens to bring their unwanted trash items to City West. The event will be held from 8:00 a.m. to 3:00 p.m. and will be staffed by Public Works employees.

The third event is for citizens to drop off their unwanted electronics, pharmaceuticals, and have sensitive documents destroyed. This event will be held at Campbell County Public Health on 4-J road, from 10:00 a.m. to 2:00 p.m. This event will be staffed by City employees.

We will be advertising this fall cleanup effort and wanted the City Council and County Commissioners to be aware of our continued community wide efforts, and to encourage volunteer engagement. Please contact Michael Foote if you would like to be involved.

Please let me know if you would like further information on these events.

SW/kk

MEAD

## Gov. Matt Mead says state entering a 'difficult period'



AUGUST 19, 2015 11:30 AM • BENJAMIN STORROW AND LAURA HANCOCK 307-335-5344, BENJAMIN.STORROW@TRIB.COM

Gov. Matt Mead warned Wyomingites to brace for leaner times Wednesday, saying the state is entering a "difficult period" following a dramatic downturn in energy markets.

Those comments came in a wide-ranging news conference in Cheyenne, where the governor touched on the Obama administration's carbon-cutting plan, endangered species reform and Medicaid expansion.

But it was Mead's comments on the budget that underscored the emerging challenge of his second term. Mead has, until this year, governed in boom times, with strong commodity prices bolstering Wyoming's coffers and sparking robust job growth.

Yet a dramatic downturn in the oil sector, coupled with depressed natural gas and coal prices, have seen state revenues dwindle, threatening spending projects proposed in better times.

On Tuesday, Mead said revenue projections show the state should have enough money to fund the standard budget, but warned there is little money for additional funding requests.

"We're headed for lean times," the governor said. "We also have to make sure that we don't fund things that aren't really needed and aren't really needed now. Some of those requests will be dead on arrival."

Mead signaled an openness to tapping the state's \$1.8 billion rainy day fund to help offset the decline in tax collections. The governor noted that cities and counties are facing a 40 percent to 50 percent drop in tax revenues. And he argued rainy day funds could help the state ride out the downturn, funding education and other vital government services without needing to ask for new taxes or fees.

"I think that is an appropriate discussion now, because certainly at the county and local level they believe it is raining," Mead said.

The governor also used the bleak budgetary picture as an opportunity to tout Medicaid expansion. The Legislature has rejected bills that would have extended Medicaid to 17,000 low-income residents.

"Had we expanded Medicaid last year, that would have been about a \$70-plus million in benefit to the state," he said.

Mead said he would ask the Department of Health to reexamine the issue in advance of the next Legislative session.

"Beside the health benefits to our citizens in regard to Medicaid expansion, we're now in a budgetary situation where I think it is appropriate to look at it as we're looking for revenue for exception requests that are critical for the function of the state," Mead said.

Exception requests are funding proposals outside of the standard budget.

Rep. Steve Harshman, chairman of the Joint Appropriations Committee, said regular programs, not just one-time exception requests, will be closely examined.

"I agree with the governor that exceptions will get a lot of scrutiny," said Harshman, R-Casper. "There will be some program issues that will take more scrutiny in the standard budget."

Harshman said it might not be a rainy day, but a rainy season -- depending on how long energy prices and productions remain low.

Mary Throne, the Democratic leader in the House, said she will also keep an eye on revenue projections. The next projection report is due in October.

The rainy day fund "should be used to stabilize our revenues when we have these downturns in commodity prices," said Throne, of Cheyenne. "We don't know yet whether we're looking at a short-term or a long-term issue. I think we should use it to stabilize and continue to invest in keeping our schools strong and building our infrastructure and those things we need to survive and thrive."

The governor opened his remarks by addressing the Clean Power Plan, President Barack Obama's strategy to reduce carbon dioxide emissions from coal-fired power plants by 32 percent in the next 15 years.

In a slight shift, Mead noted state officials have started exploring options for how to comply with the strategy. State officials had said they would not comply before the final plan was released.

The change in stance reflected a revision to the federal strategy. Under the final rule, states that do not comply with the regulation would be subject to a federal implementation plan.

"Everyone needs to recognize we're in this situation where if we just say no to all of it, and we are not successful in the courts, then we would be subject to a federal implementation plan," Mead said. "That's one risk."

Still, the governor pledged to fight "any way we can" to see the plan overturned in the courts. Mead noted Wyoming was one of 16 states to seek an administrative stay of the ruling. The coal industry cannot wait, the governor said, for the rule to work its way through the court system.

He pointed to recent U.S. Environmental Protection Agency regulation on mercury as an example. In that instance, utilities shuttered scores of old coal plants across the United States to comply with the rule. The U.S. Supreme Court later ruled that the EPA had not adequately considered the cost of complying with the regulation.



Patti Davidsmeier <patti@gillettewy.gov>

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## Fwd: Chickens within City Limits

1 message

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**ADMN ADMN** <admn@gillettewy.gov>

Mon, Aug 10, 2015 at 9:16 AM

To: Patti Davidsmeier <Patti@gillettewy.gov>, Carter Napier <CarterN@gillettewy.gov>

----- Forwarded message -----

From: **Nicole Andersen** <Nicole.Andersen@us.qbe.com>

Date: Fri, Aug 7, 2015 at 8:28 AM

Subject: Chickens within City Limits

To: "admn@gillettewy.gov" <admn@gillettewy.gov>

Hello City Council,

I am not against chickens within city limits as long as the city is prepared. I have experience with chickens in a large coop with over 30 chickens. I also have experience with chickens in small coops (6 or less chickens).

I believe that fresh eggs taste better and I like knowing where my eggs come from and what feed went into them. However, I have had no issues getting farm fresh eggs in Gillette when I've wanted them. I don't really see a supply/demand issue at the moment.

Chickens don't smell, but their coops do. Chickens poop A LOT. They are messy. As long as the owners clean the coop regularly and change out the bedding it shouldn't be an issue. However, there will be those that don't take care of it; just as there are dog owners that don't pick up after their pet.

Chicken coops attract rodents. Be ready for increased pest issues with mice and rats.

Will the city require chickens to be vaccinated?

If the city allows chickens I think you need to revamp some current ordinances regarding pets. I think leash laws need to be put in place for dogs and cats. Both dogs and cats will chase and eat people's chickens. We have A LOT of wandering dogs and cats in Gillette. With a dog park going in, chickens possibly being allowed, I think it's the right time to hold owners accountable for keeping their pets contained in their yards and on a leash at all times while walking them through our city. Same goes with chickens...they need to stay contained in the owners yard.

Also, is the Animal Shelter prepared to take in chickens when owners decide they no longer want them or abandon them? Maybe these chickens can be butchered if not adopted and meat donated to food bank? I am not certain how other cities handle this. Hopefully it won't be an issue, but we do seem to have a lot abandoned pets around here.

Thanks for all you do,

Nicole Andersen

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Patti Davidsmeier <patti@gillettewy.gov>

## Re: NR Congressional Tour Article

1 message

Geno Palazzari <genop@gillettewy.gov>  
To: Patti Davidsmeier <patti@gillettewy.gov>

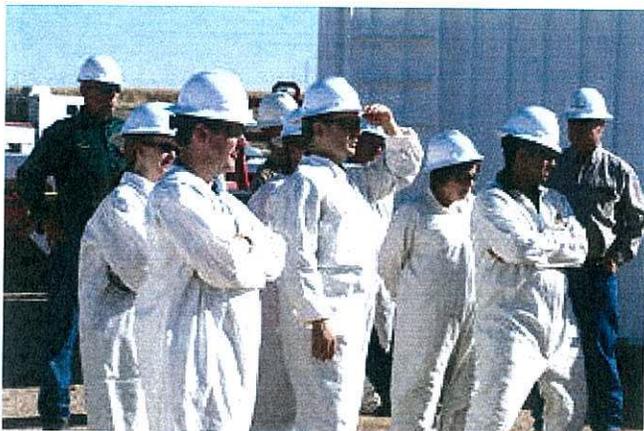
Tue, Aug 18, 2015 at 12:59 PM

# Congressional staffers get an up-close look at Northeast Wyoming

[Story](#) [Comments](#) [Image \(2\)](#)

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SUBMITTED PHOTO

Fifteen congressional staffers get a tour Tuesday of the Chesapeake oil drilling rig in Douglas as part of the 2015 Congressional Fact Finding Tour.



POSTED: MONDAY, AUGUST 17, 2015 12:00 PM

BY MYKAYLA HILGART NEWS RECORD WRITERMHILGART@GILLETTENEWSRECORD.NET | 0 COMMENTS



Posted on Aug 17, 2015  
by **MyKayla Hilgart**

Ever since 2011, the Northeast Wyoming Municipal Leaders group has brought members of congressional staffs to the region once a year to get a firsthand look at the energy industry and tour some historic attractions.

Fifteen staffers, some of whom work on various natural resource-focused committees, arrived in Gillette on Wednesday night — just in time to catch one of the Pyrotechnics Guild International’s public displays.

Gillette was the last stop in the 2015 Congressional Fact Finding Tour, which was Aug. 10-14.

# Sakura

## Japanese Steakhouse Sushi Bar

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The next day, they talked tourism with Campbell County Convention and Visitors Bureau Executive Director Mary Silvernell, toured the Dry Fork Station power plant, Cordero Rojo mine and the Durham Buffalo Ranch.

But the main goal of the tours is to educate staffers on the ins and outs of the energy industry, city spokesman Geno Palazzari said. Tours are limited to 15 people to allow for a one-on-one experience.

“It allows us to show people working in D.C. firsthand how the mineral extraction and energy-producing industries work responsibly with our natural resources,”

he said. “It gives us the opportunity to work on their preconceived notions of ‘dirty coal.’ They see the amazing beauty of the area as well as the positive impact industry has on the area.”

With the Clean Power Plan in the news, he said it is more important than ever to show the importance coal has in fulfilling the nation’s energy needs, and that it can be done in a clean, safe and environmentally friendly way.

Through presentations and tours, staffers were able to see how massive equipment works to get valuable resources out of the ground and ask any questions they had about land reclamation, expenses, or any other process involved in the energy business.

“When you think of people in the energy industry from back in D.C., you think of people who are very focused on profits,” said Daniel Gaytan, legislative assistant for the office of U.S. Rep. Juan Vargas, D-California. “And here (northeast Wyoming), they are really concerned about the environment. That’s Wyoming in general, but Gillette is no exception.”

“It’s amazing how much this area contributes to the nation in coal and rare minerals — and with so few people,” he said. “This rich land is useful for the entire country.”

He said having this up-close look will help him make judgments when certain issues come up in the future.

“Seeing things like this really makes you appreciate what goes into turning on the light switch,” he said.

Another staffer agreed.

“Wyoming is truly a hidden treasure, and what is found here should be capitalized on,” said Shashrina Thomas, chief of staff for the office of U.S. Rep. Terri Sewell, D-Alabama. “I was very surprised coming here. I never would have expected how much goes on. I think the governor (Gov. Matt Mead) should host governors from across the country here.

“I’ve always thought of Houston as the energy capital of the nation, but then when you come here and see

what's going on in terms of production, labor and education, it really changes your mind," she said.

While in the region, the group also toured Mine Rite in Buffalo, the Chesapeake oil drilling rig in Douglas, Devils Tower and Crazy Woman Canyon, among other sites.

The tours are funded by the state as well as through contributions from cities, towns and counties that are part of NEWY. Industry partners sponsor some of the meals during the trip.

In the past, around \$77,000 in public money has been budgeted for the trip. Out of that, the city of Gillette contributed \$10,000 this year.

Another tour is planned for August 2016.

Geno Palazzari  
Communications Manager  
City of Gillette  
(O) 307-686-5393  
(C) 307-696-9088  
(F) 307-686-1593  
[facebook.com/CityofGillette](https://www.facebook.com/CityofGillette)  
[@CityofGillette](https://twitter.com/CityofGillette)

On Tue, Aug 18, 2015 at 12:51 PM, Patti Davidsmeier <[patti@gillettewy.gov](mailto:patti@gillettewy.gov)> wrote:  
Just a reminder about the article mentioned above. Thanks Patti

Sent from my iPhone



Karlene Abelseth &lt;karlene@gillettewy.gov&gt;

## Fwd: Wyoming Business Council Rules Change Comments

1 message

**Shelley Simonton** <ssimonton@wyomuni.org>

Wed, Aug 19, 2015 at 11:14 AM

To: Alex Foster - Clerk/Treasurer - Baggs <tbags@dteworld.com>, Allison Weber - Deaver Clerk/Treasurer <deavertownclerk@gmail.com>, Alyssa Collins - Diamondville - Clerk/Treasurer <tclerk@diamondvillewyo.com>, Barb Couture - Bear River Clerk/Treasurer <bearriver@nglconnection.net>, Barbara Craig - Wright C/T <barbara@wrightwyoming.com>, Brandee Forster - Dixon Clerk/Treasurer <dixonclerk@dteworld.com>, Brenda Hagen - Glendo Clerk/Treasurer <glendotownof@yahoo.com>, Carleen Graves Pine Bluffs Clerk <pbclerkcarl@rtconnect.net>, Carol Intlekofer - Cheyenne Clerk <CIntlekofer@cheyennecity.org>, Carol Pendley - Bar Nunn Clerk/Treasurer <townofbarnunn@townofbarnunn.com>, Charita Brunner - Newcastle Clerk/Treasurer <cityofnewcastle@rtconnect.net>, Cindy Aars - Edgerton Clerk/Treasurer <townofe@rtconnect.net>, Clerk - Glenrock <townhall@glenrock.org>, Danielle Chapman Basin Clerk/Treasurer <townofbasin@tctwest.net>, Dawn Mansir - Granger Clerk/Treasurer <togclerk1@hotmail.com>, Deidre Clendenen - Frannie Clerk/Treasurer <frannietown@tctwest.net>, Donna Booth - Byron Clerk/Treasurer <byronwy@tctwest.net>, Dorothy Taylor - Pine Haven Clerk <pinehav@collinscom.net>, Doug Wiggins - Wheatland Clerk/Treasurer <clerk@townofwheatlandwy.org>, Heather Warren - Afton Treasurer <hwarren@silverstar.com>, Jacquelyn Ernest - Kirby Clerk/Treasurer <kirbywy@rtconnect.net>, Jana Cook - Riverside Clerk/Treasurer <riverside@union-tel.com>, Jane Broadhead - Opal Clerk/Treasurer <townofopal@gmail.com>, Janelle Underwood - Evansville Clerk <townclerk@evansvillewyo.com>, Janet Riesland - Clearmont Clerk/Treasurer <townhall@rangeweb.net>, Jillian Kriz - Albin Clerk/Treasurer <albincomcenter@aol.com>, Jody Harmon - Cokeville Clerk/Treasurer <tocclerk@allwest.net>, Julie Silbernagel - Buffalo Clerk/Treasurer <jsilbernagel@cityofbuffalowyo.com>, Karen Heath - Medicine Bow Clerk/Treasurer <medbow@vistabeam.com>, Karen Rimmer - Douglas Clerk <krimmer@cityofdouglas.org>, Karlene Ableseth - Gillette Clerk <karlene@gillettewy.gov>, Kate Farmer - Guernsey Clerk/Treasurer <kfarmer@townofguernseywy.us>, Kathy Lenz - Sundance Clerk/Treasurer <klenz@rangeweb.net>, Kathy Montgomery - Guernsey Deputy CT <kathym@townofguernseywy.us>, Kathy Smith - Greybull Clerk/Treasurer <greyct00@tctwest.net>, Kay Guire - Moorcroft Clerk/Treasurer <clerktreas@townofmoorcroft.com>, "Kim Craft - Ft. 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Cc: Deborah Moore - WAM Office Manager <dmoore@wyomuni.org>, Earla Checchi - WAM Finance Manager <checchi@wyomuni.org>, Katie Waldner <kwaldner@wyomuni.org>

City Administrators, Clerks and Treasurers,

Please see the email that I just sent to all Wyoming Mayors. Your support and encouragement of their writing a letter to the Wyoming Business Council will be critical. Thank you so much in advance for your assistance in this matter.

Best regards,

**Shelley Simonton**, Executive Director  
Wyoming Association of Municipalities  
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Wyoming Association  
of Municipalities  
Building Strong Communities

----- Forwarded message -----

From: **Shelley Simonton** <[ssimonton@wyomuni.org](mailto:ssimonton@wyomuni.org)>

Date: Wed, Aug 19, 2015 at 11:09 AM

Subject: Wyoming Business Council Rules Change Comments

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Cc: Deborah Moore - WAM Office Manager <dmoore@wyomuni.org>, Earla Checchi - WAM Finance Manager <checchi@wyomuni.org>, Katie Waldner <kwaldner@wyomuni.org>, Scott Badley <sbadley@wyomuni.org>

Dear Wyoming Mayors,

The Wyoming Business Council is proposing new rules to the Business Ready Communities Program. The comment deadline is August 31st.

Attached is the WAM position paper which also indicates where to send your letters of comment. I am asking you each to consider drafting a letter of comment from your community, addressing your concerns and your specific examples of usage of the program. I hope we are able to get at least 20 municipalities to submit comment. The success of this program depends greatly on our feedback to the WBC.

I have also attached the WEDA (Wyoming Economic Development Association) position paper for your reference.

Pertinent documents may be found here: <http://www.wyomingbusiness.org/program/business-ready-community-program-rules-/3284>. This is a link to the following documents:

- Proposed BRC Rule Changes
- Strike and Underline Version
- Overview of Recommended BRC Rule Changes
- Statement of Principal Reasons

Thank you so much for your time and attention to this matter.

Best regards,

**Shelley Simonton**, Executive Director

Wyoming Association of Municipalities

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## 2 attachments

 **WAM position on BRC.docx**  
122K

 **WEDA\_position paper\_BRC rule changes.pdf**  
464K

## WYOMING ECONOMIC DEVELOPMENT ASSOCIATION POSITION PAPER, AUGUST 10, 2015

RE: BRC RULE CHANGES

“Economic Growth is Rooted in Local Communities”

### SUMMARY:

The Wyoming Business Council (WBC) has proposed rule changes to the Business Ready Community (BRC) Grant and Loan Program. These changes will affect certain aspects of the program significantly, particularly in regards to how much of the revenue generated by a project stays in the community (Revenue Recapture), and how BRC loans will be preferred to just straight grants.

The Wyoming Economic Development Association (WEDA) supports the Wyoming Business Council’s mission to “facilitate the economic growth of Wyoming.” We applaud the effort of the WBC to make the program more accessible, simpler to use, more sustainable and at the same time create better accountability to all stakeholders in the state.

However, the WEDA Board of Directors and the WEDA Legislative Committee are concerned with the impact that Revenue Recapture and loans may have on local economic development efforts and organizations and their ability not just to sustain, but grow their capacity. Since economic growth is rooted in local communities, it is critical that state economic development programs and efforts boost economic development efforts on the local level.

### Background:

Recently the Wyoming Legislature has been carefully examining the effectiveness of economic development in Wyoming and created a Joint Subcommittee on economic development to review the WBC and the BRC program. Issues that the Subcommittee examined include the sustainability of the program, the viability of local economic development organizations, ownership of BRC-funded assets, and more. Additionally, the Legislature passed Senate File 100: “The [Wyoming Business] Council shall promulgate rules and regulations to identify the type and maximum amount, as a percentage of the total grant, of the revenue that may be recaptured and credited to the account as a result of grants under this section.”

### PROPOSED RULE CHANGES BY WBC AND WEDA’S OPINION:

An overview of the [proposed rule changes from the WBC](#) and the [strike and underline proposed changes](#) are now available. Rule changes for the following areas are being proposed:

Matching funds for grants	Downtown development projects
Revenue Recapture*	Operations and maintenance plans
Projects with private developers	Project reporting
Community development organization dissolution	Contingency and development agreements
BRC loans*	Child care and senior care projects
Managed data center cost reduction grants	Deadlines
Reporting	

***\*WEDA will focus on two with the largest impact for our members, namely REVENUE RECAPTURE and LOANS.***

## REVENUE RECAPTURE:

### Why Revenue Recapture should stay in the community in which it is generated

**It is a Core Building Block** – WEDA focuses on growing our communities in a logical, sequential fashion, much like building blocks. Communities need recaptured funds to plan appropriate development within their community and alleviate barriers to growth.

**It Grows Local Capacity** –The local capacity of a community to get things done is important. Revenue recapture helps local economic development organizations be strategic and as a result, make things happen.

**Sustainable Funding** – Economic development throughout Wyoming is funded with a combination of private investment and local government funding. With each successive project that generates revenue for the local economic development organization, their programs can rely more on their work and less on contributions, thereby moving beyond sustainability to growth. Revenue Recapture can be a significant contributor to that growth step.

**Stabilizes Local Economic Development Efforts** - Revenue Recapture provides the resources for a stable local economic development organization with trained staff to develop projects and nurture business growth. Communities without an aggressive economic development program struggle. Additionally, project development takes money and time. Revenue Recapture becomes the seed money to initiate new projects, provide matching funds, determine feasibility for projects and provide seed money for smaller efforts.

### Why shifting recapture back to the State is a step backwards:

**It takes away the local incentive to be successful.** –Growing a project, only to sell it after 5 or 10 years, and then returning the funds to the State does create the jobs and economic activity. But it also creates a roller coaster in local economic development funding, and is a detriment to building capacity.

**It takes away incentive to transfer the project to the business.** – Local economic development organizations, especially those in rural areas, rely on recaptured funds to support their efforts. Requiring proceeds to return to the state will result in many projects remaining as leases (rather than a sale).

**There is a presumed concentration of funding in a few larger communities.** The truth is that rural and smaller communities actually benefit the most from recaptured funds. The recapture fund becomes a key player in the smaller community's ability to grow and position their program. Sending back the recapture funds takes away their capacity and makes their success, returned to the State as recaptured funding, available for other communities.

Revenue Recapture is one of the most brilliant attributes of the Wyoming Business Council Business Ready Community program. It makes economic developers in communities work as aggressively and strategically as do any of the entrepreneurs that they deal with on a daily basis. It becomes the tangible reward for doing their work well in terms of the unlimited opportunity it provides their community.

## BRC LOANS:

WEDA is pleased to see that loans are only “preferred” rather than mandatory, however some concerns about loans still remain.

### Loans limit access to the program

**Statute Limitations:** As there are statutes for local governments regulating their ability to sign on to a loan without public vote, a BRC loan may be interpreted as an obligation against their general fund. This limits access to the program.

**Duplication of effort:** The Revenue Recapture requirements already recaptures the public funds that were expended in a community. Loans, in addition to the Revenue Recapture Agreement, is a duplication of the effort to recapture all of the state funds.

**In-Practice Limitations:** Many local governments choose to sponsor applications for BRC projects, but they do not want to own and manage land and buildings and elect to have their local Community Development Organization have ownership of the project. With the proposed requirement of a loan for the BRC project, serious consideration must be given to understand whether a local government entity would continue to sponsor applications and take on a loan for an asset that they don't own.

## CONCLUSION:

WEDA believes that local communities and the state need to see economic development as a long-term investment rather than a short term loan. The Revenue Recapture Agreement, which is already required for each project, can be formalized and provide the mechanism for the WBC to collect funds back. This can be done in lieu of a loan which may cause fiscal constraints on the local government. Additionally, the proposed revenue recapture split of 50/50 is too burdensome. WEDA supports a much lower revenue recapture split, and we support our local Economic Development Organizations and their efforts in proposing alternative solutions for sharing the revenues with the state.

## ADDITIONAL COMMENTS AND QUESTIONS:

There are several areas where WEDA would like additional clarification.

1. Cap on total revenue recaptured by the WBC – As presently written, there is no upper limit to the amount of revenue that the state would recaptured. Instead, this should be capped such that the state does not recapture more than it initially invested.
2. What is revenue generating – Additional clarification is needed of what defines a revenue generating vs non-revenue generating project. Example: how would the WBC categorize a water and sewer project funded by BRC in a business park? In this case, any property sold in the business park would not include the BRC-funded water and sewer improvements that remain publically owned.
3. What is the definition of “net revenue”? –This needs to be defined for what is included in the calculation of “net”, and how the anticipated reporting will work.
4. What is the definition of a project involving a private developer? All projects officially go through a public entity, so what level of participation with a private developer will kick a project into this category?
5. Segregated accounts for revenue recapture – There should also be the opportunity to simply track the income on the financial statements without creating a separate bank account.
6. Accounting for incentives – Many times a discounted sale price or lease price is required as an incentive to make a project work – will this still be possible under the new proposed rules, and, if so, how?
7. Match – in addition to cash, the value of real estate that is contributed to a project should be considered the same as cash.



Wyoming  
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Municipalities  
**Building Strong Communities**

WYOMING ASSOCIATION OF MUNICIPALITIES  
POSITION PAPER, August, 2015

## WYOMING BUSINESS COUNCIL BUSINESS READY COMMUNITY GRANT AND LOAN PROGRAM DRAFT RULES CHANGES

*"Success on a local level is success on a state level."*

### LEGISLATIVE BACKGROUND:

The Wyoming Legislature passed Senate File 100 which states: "The [Wyoming Business] Council shall promulgate rules and regulations to identify the type and maximum amount, as a percentage of the total grant, of the revenue that may be recaptured and credited to the account as a result of grants under this section."

Coinciding with the passage of SF0100, the Legislature formed the Joint Subcommittee on Economic Development. The Subcommittee is composed of six members, three from the Joint Minerals, Business, and Economic Development Committee and three from the Joint Appropriations Committee, who are appointed by the respective committee Chairmen. This Subcommittee worked throughout the 2014 interim and was re-authorized during the 2015 General Session, with its authority set to expire in December 2015. The Legislature charged the Subcommittee with studying the State's role in "providing aid and assistance in economic development projects...[and] a review of the Wyoming Business Council, its programs, funding mechanisms and rules and regulations, and the expanded use of Amendment IV funds." WAM members from Cheyenne and Evanston presented in August, 2014 in Powell to the Subcommittee.

### BUSINESS READY COMMUNITY (BRC) PROGRAM BACKGROUND:

The purpose of the program is to promote economic development at the city, town and county levels in order to improve economic health and a stronger state economy. These rules are adopted in order to implement W.S. 9-12-602 through 9-12-603, which provide for the making of grants and loans to eligible applicants for economic or educational development infrastructure. The rules provide for a method of application, review and recommendation, the establishment of terms and conditions of awards and a hearing process.

From 2003 through 2014, the State provided over \$300 million in General Fund appropriations for the Wyoming Business Council's (WBC) BRC program. This money was used to develop more than 280 economic development projects. These projects are intended to help communities overcome economic challenges and take advantage of unique local business opportunities and assets. The BRC program has expanded and changed in order to provide an assortment of economic development tools to address a variety of needs found around the State.



## WAM POSITION:

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*With the downturn in Wyoming's mineral and natural resource production, exploration and revenues WAM believes that **economic development** and tourism promotion on the local level is one of the most important investments that the state can make. Economic Development helps create a strong Wyoming, a diversified economy and healthy Wyoming communities who are then able to continue providing the essential services and lifestyle we have grown to expect and cherish in the Cowboy State.*

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WAM represents the 99 incorporated cities and towns in the state. Seventy percent (70%) of all Wyoming residents live in a city or a town. A first class city is a municipality over 4,000 in population who has been certified by the Governor. For example, Buffalo, WY has a population over 4,000 but is not a first class city. Currently, there are 17 first class cities and 82 towns. Additionally, out of the 99 cities and towns in Wyoming, 43 are under 500 in population. Wyoming is a quintessential rural state.

WAM sees the Wyoming Business Council (WBC) as a critical partner in the economic success of our communities, large and small, and ultimately our state. WAM has met regularly with the WBC CEO Shawn Reece, and greatly appreciates his approachable and cooperative nature. Additionally, the WBC Board of Directors possesses a high level of private-sector business acumen whose review and scrutiny of BRC applications ensures that they are well prepared and detailed. The WBC Regional Directors spend painstaking time with local leaders to vet projects, and assist in application preparation. This in turn reduces risk to the state and the community, and provides for an entrepreneur-like environment. Wyoming is fortunate to have such a robust and creative business-centric program leading the state's economic development initiatives.

### WAM comments specific to the proposed rules:

**Revenue Recapture proposed language:** "A minimum of fifty percent (50%) of all net revenue generated must be reimbursed to the BRC fund. All funds recaptured at the local level shall be placed in a segregated economic development account."

WAM believes that this proposal is detrimental to the long-term success of the program. For example, the City of Evanston has used the revenue recapture funds specifically to continue with their vision of refurbishing and celebrating the historic rail yard. Their successful and responsible use of funds has significantly improved the community's marketability and livability. They account for every penny the state has granted them, and they use those funds to build partnerships and continue improvements. Kaycee, a town of less than 300 people, receives a rent payment of a few hundred dollars for a community building. If they were to satisfy this proposed requirement, the state would be receiving monthly checks from Kaycee for under \$100. While WAM appreciates the Guiding Principal of sustainability for the program, it believes that a one-size-fits-all approach to revenue recapture will not work nor actually sustain the



program. Local government is best suited to use monies in a way that continues to build the capacity of local economic development programs.

Also, state statute 15-2-203 states, "The treasurer of a town shall keep his accounts so as to show when and from what sources all monies paid to him have been derived and to whom and when the monies or any part therefore have been paid out." WAM believes that the language stating "a segregated economic development account" is duplicative per existing state statute requirements of municipalities.

**Funding Cycles:** "Applications will be accepted quarterly according to an annual schedule posted by the Council. Applicants may submit as follows during the calendar year."

WAM supports this change and is appreciative of the consideration of flexibility which is more reflective of Wyoming construction seasons and the nature of projects.

**Grant Match Requirements:** "The current matching requirements are complex and one-size fits all-rules do not take into account the applicant's ability to match. These break-downs are intended to make match requirements more attainable for those entities who do not have significant tax base or other resources."

WAM supports this change of match requirements, but believes that some communities may still be challenged in their ability to allocate cash for projects. The success or failure on this change will be measured by future use and experience of the program.

**Interest Rate and Terms:** "Currently, loan structures lack consistency. Revenue generating projects have a higher interest rate capacity than non-revenue generating projects. Rates will comport with the intent of the statute to be no to low interest but will also reflect current market interest rates. A Business Ready Community Loan shall be made at the following interest rates as recommended by the Council and established by the Board and reflective of market rates: 1) A floor of zero percent (0%) for non-revenue generating projects. 2) A floor of one percent (1%) for revenue generating projects. 3) All loans are subject to one-half percent (.5 %) annual servicing fee not to exceed \$5,000 and will be serviced through a third-party contract. 4) Fees such as origination, documentation, filing appraisal and any additional fees will be paid by the applicant. 5) The term of the loan will be based upon the useful life of the asset not to exceed 30 years."

WAM supports a tiered interest rate program, and agrees with the concept that different types of projects have a greater ability to pay different rates. WAM would like more information about the uses of the interest collected from municipalities by the state, and offer a comment that those projects that pay interest to the state may use that interest amount later in subsequent applications or as their "cash" match.

*WAM knows the financial conditions and capacities of the municipalities in the state. Like the state, cities and towns must balance the wants and needs of residents with limited resources. From police, to parks, to snow plowing, to emergency management, to water and sewer systems, to economic development, municipalities take great pride in caring for their constituents today and planning for future generations. Either because of borrowing or bonding limitations, or because of public processes such as votes, many municipalities will be unable to utilize loans for projects. Grants for economic development are critical and essential tools for cities and towns in order for them to execute on a community vision, build financial capacity, and produce sustainable business entities. Success on a local level is success on a state level. Grants provide Wyoming communities with the ability to generate alternative and viable revenue streams for themselves.*



Wyoming  
Association of  
Municipalities  
Building Strong Communities

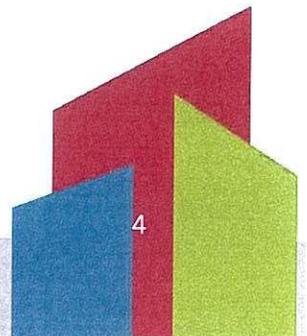
**ACTION:**

1. Write a letter of comment from your city or town, reflecting your municipality's own specific experiences and concerns, addressed to:  
Wyoming Business Council  
ATTN: Shawn Reece, CEO  
214 West 15<sup>th</sup> Street  
Cheyenne, WY 82002
2. Letters are due in the WBC office by August 31, 2015.
3. Send WAM a copy of your letter.

**DOCUMENTS:**

<http://www.wyomingbusiness.org/program/business-ready-community-program-rules-/3284>

- Proposed BRC Rule Changes
- Strike and Underline Version
- Overview of Recommended BRC Rule Changes
- Statement of Principal Reasons





Government Finance Officers Association  
203 N. LaSalle Street - Suite 2700  
Chicago, IL 60601

Phone (312) 977-9700 Fax (312) 977-4806

August 7, 2015

The Honorable Louise Carter-King  
Mayor  
City of Gillette  
PO Box 3003  
201 E. Fifth St.  
Gillette WY 82717

Dear Mayor Carter-King:

We are pleased to notify you that your comprehensive annual financial report for the fiscal year ended **June 30, 2014** qualifies for a Certificate of Achievement for Excellence in Financial Reporting. The Certificate of Achievement is the highest form of recognition in governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

An award for the Certificate of Achievement has been mailed to:

**Tom Pitlick**  
**Finance Director**

We hope that you will arrange for a formal presentation of the Certificate and Award of Financial Reporting Achievement, and that appropriate publicity will be given to this notable achievement. A sample news release is enclosed to assist with this effort. In addition, details of recent recipients of the Certificate of Achievement and other information about Certificate Program results are available in the "Awards Program" area of our website, [www.gfoa.org](http://www.gfoa.org).

We hope that your example will encourage other government officials in their efforts to achieve and maintain an appropriate standard of excellence in financial reporting.

Sincerely,  
Government Finance Officers Association

Stephen J. Gauthier, Director

Technical Services Center

SJG/ds



Government Finance Officers Association  
203 N. LaSalle Street - Suite 2700  
Chicago, IL 60601

Phone (312) 977-9700 Fax (312) 977-4806

08/07/2015

NEWS RELEASE

For Information contact:  
Stephen Gauthier (312) 977-9700

(Chicago)--The Certificate of Achievement for Excellence in Financial Reporting has been awarded to **City of Gillette** by the Government Finance Officers Association of the United States and Canada (GFOA) for its comprehensive annual financial report (CAFR). The Certificate of Achievement is the highest form of recognition in the area of governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

An Award of Financial Reporting Achievement has been awarded to the individual(s), department or agency designated by the government as primarily responsible for preparing the award-winning CAFR. This has been presented to:

**Finance Division, City of Gillette**

The CAFR has been judged by an impartial panel to meet the high standards of the program including demonstrating a constructive "spirit of full disclosure" to clearly communicate its financial story and motivate potential users and user groups to read the CAFR.

The GFOA is a nonprofit professional association serving approximately 17,500 government finance professionals with offices in Chicago, IL, and Washington, D.C.



# Water Conservation Report July 2015



Year	Population	Year	Population
2009	33,159	2013	30,646
2010	29,750	2014	32,000
2011	30,121	2015	32,520
2012	30,490		

Per capita: based on water production

July Comparison By Year	Water Consumed	Per Capita Consumption (gal/per/day)	% Δ consumed	Mean Temp (°F)	# of days >90°	Rainfall (inches)
2009	262,710,000	256				
2010	243,707,000	270	-7%	69.4	10	.83
2011	306,712,000	333	+26%	72.6	15	.59
2012	295,900,000	313	-4%	76.6	25	.70
2013	239,370,000	252	-19%	71.8	7	2.89
2014	247,368,000	249	-1%	70.1	9	.38
2015	261,930,000	260	+4%	69.3	10	1.04

Annual Comparison By Year	Annual Consumed	Annual Per Capita Consumed	Comment
2011	1,621,969,000	147.5	
2012	1,859,368,000	167	Drought
2013	1,563,220,000	140	
2014	132,469,000	127	
2015	TBD	TBD	

Large Water Users	Consumption	% of Water Budget
July 2014	29,995,000	86%
July 2015	n/a	n/a

## Water Customers

July Comparison By Year	Residential			Commercial		
	Customers	Contacts Made	Contacts Made FYTD	Customers	Contacts Made	Contacts Made FYTD
2009	7,743	n/a	n/a	1,329	n/a	n/a
2010	7,940	n/a	n/a	1,366	n/a	n/a
2011	8,197			1,384		
2012	8,355	20	20	1,462	27	27
2013	8,449	11	18	1,481	13	30
2014	8,601	6	6	1,497	3	3
2015	n/a	4	4	n/a	1	1

## Rebates

	# Rebates	# of Items Replaced/Installed	\$ Amount
<b>July</b>	20	238	\$1,152.00
<b>FYTD</b>	20	238	\$1,152.00

## Projects in Progress

Project	Who Responsible	Deadline	Why	Status
Water Meter Reading Map & Data Collection	Michael/GIS	June 2015	To help LWU's manage water budget	Complete
Web-Based Map to Track Water Exemption Signs	Michael/GIS	May 2015	Better manage signs	Complete
Reporting Format for LWU meter reading	Michael/Evan/GIS	June 2015	Provide pertinent information	In process
Home Irrigation System Checkups	Michael	July 2015	Provide assessment service to homeowners	Complete

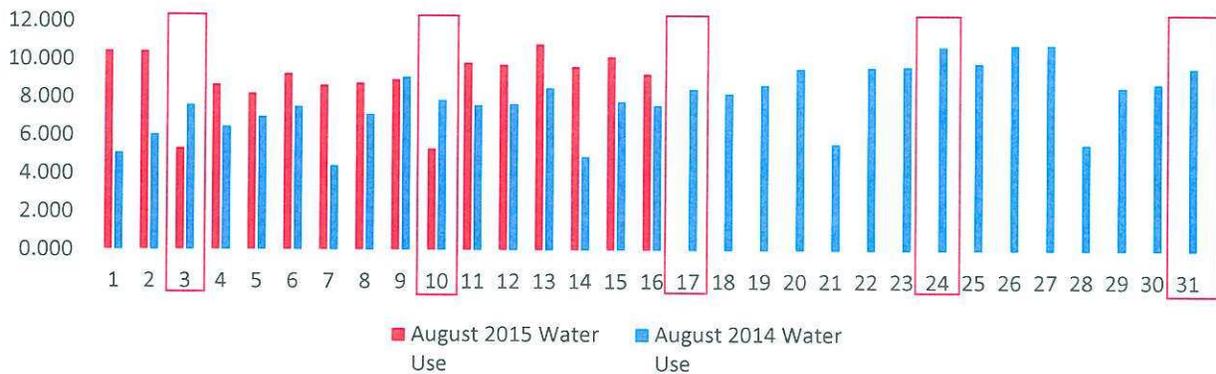
# Weekly Water Conservation Report

## Aug 9th through 15th, 2015

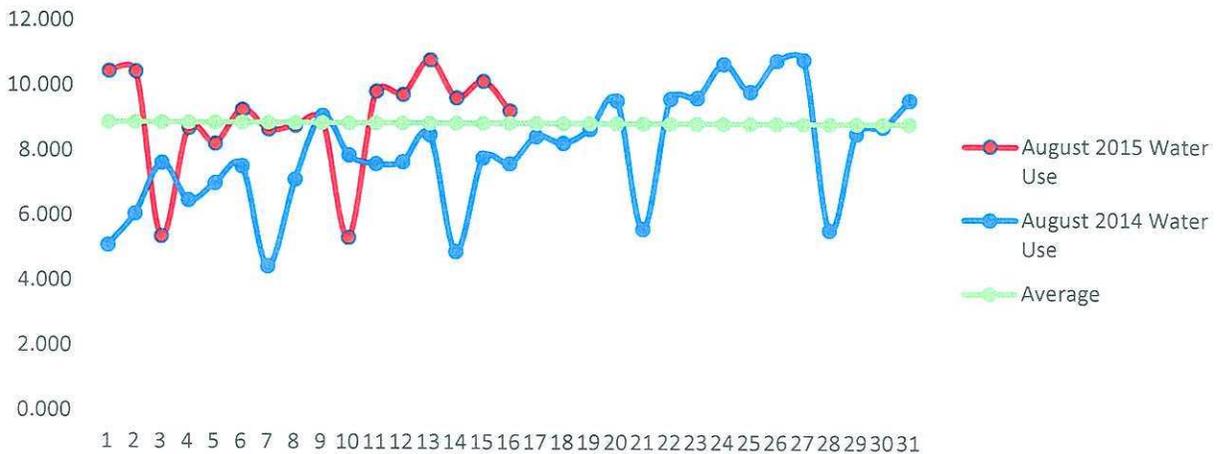


Aug '15 Vs Aug '14	Water Consumed Aug (month to date)	Large Water Users % of Aug Budget	Number of Complaints Aug
2015	134,513,000	n/a	1
2014	104,941,000	n/a	2
+/-	+29,572,000		+1

August 2015 Water Use (MGD)



August 2015 Water Use





Karlene Abelseth <karlene@gillettewy.gov>

# WAM's Heads Up!

1 message

Wyoming Association of Municipalities <kwaldner@wyomuni.org>

Fri, Aug 21, 2015 at 8:40 AM

Reply-To: kwaldner@wyomuni.org

To: karlene@gillettewy.gov



# Wyoming Association of Municipalities

Building Strong Communities

Heads Up from WAM!

**August 21, 2015**

### Cody Country Car Show

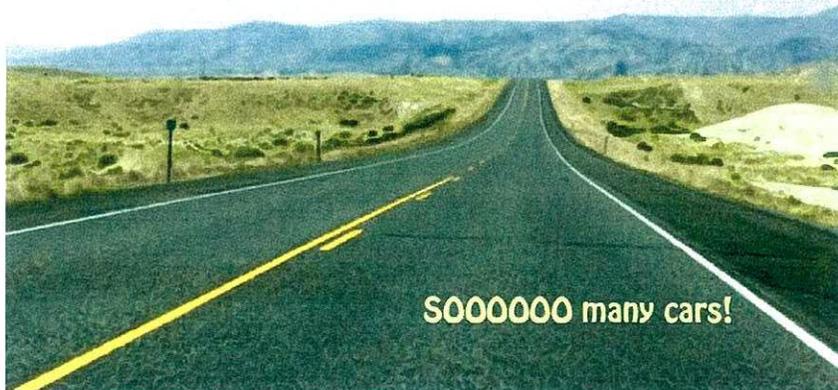
AUGUST 21-22  
Cody, WY  
Start the weekend off with a BBQ dinner and cruise downtown. Meet on the corner of 15th & Sheridan at 4:30 pm.

### Up in Arms Gun Show

AUGUST 21-22  
Rock Springs, WY  
Put all your gun and knife need into one gun show held at the Cowdrey Center. Computer classes at 10 am.

### Saratoga Bullfest

WAM has been on the road...



### Shelley attends State League Director's Workshop in Detroit

Shelley, WAM's Executive Director, started her month off in Detroit at NLC's State League Directors Workshop. At the

conference they shared the Federal Advocacy Update from July 31st. The House and the Senate will face deadlines to pass spending bills to avoid a government shutdown on October 1st. [Learn more on what these issues are.](#)

### Farmer's Markets:

**Basin** Wed 4:30-6 pm  
4th St & C Street.

**Buffalo** Wed 5 - 7 pm  
Crazy Woman Square,  
55 N. Main St

**Casper** Tues 5 - 7:30 pm  
Nicolaysen Art Museum,  
400 E. Collins Dr.

**Cheyenne** Tues 3-6:30 pm  
Frontier Mall by Sears.

**Cody** Thurs 4:30 - 6:30  
pm Park County Complex,  
1501 Stampede Ave.

**Dubois** Thursday  
St Thomas Episcopal  
Church,

**Evanston** Thurs 3 - 7 pm  
Historic Depot Community  
Room

**Green River** Wed 4 - 7  
pm Corner of Uinta Dr. &  
Roosevelt Dr.

**Jackson** Sat 10 - 6 pm  
Jackson Hole Town Square

**Sundance** Thurs. 4 - 7  
pm Church of Christ Parking  
Lot 369 US 14

**Laramie** Fri. 3 - 7  
Downtown on Grand Ave.  
Thursday Local Market 3 -  
7 Undine Park

**Kemmerer** Sat 9 -noon  
Downtown on Grand Ave.  
Herschler Triangle Park

## Wyoming Trivia

### WAM @ Joint Interim Meetings

Both Shelley and Scott testified at joint committee meetings this month. Shelley attended the Joint Travel, Recreation, Wildlife & Cultural Resources Interim Committee Meeting in Kemmerer and spoke on Wyoming Pari-Mutuel Commission. Scott Badley, WAM's Legislative Manager, spoke at the Joint Judiciary Interim Committee Meeting in Gillette. [He spoke on the benefits the historic horse race machines can have for municipalities in Wyoming.](#)

### Pinching Pennies in Wyoming

Wyoming faces some tough challenges in its future. Governor Mead said at a press conference earlier this week that Wyoming is able to fund the standard budget, but not exception requests like local government, tourism and the capitol renovation. The Governor will be looking at having a "robust discussion" during the upcoming legislative session on using part of the Rainy Day Fund. [Things are going to be tight in Wyo.](#)

### Wyoming Economic Indicators

Take a look at Wyoming Economic Indicators' report that provides a [current assessment of the state's economy.](#)

### Staying connected

I'm sure we have all experienced a dropped call while traveling across the state. The Wyoming Business Report has the info on what providers have the stronger signals throughout the state. [Check out what provider works best according to the findings from the RootMetrics Study.](#)

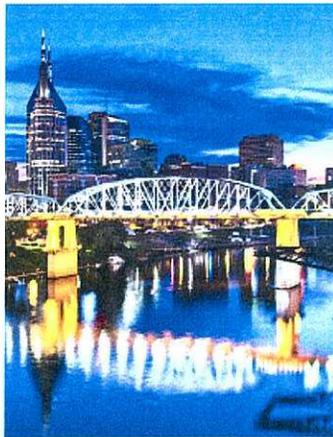
Worry does not empty tomorrow of its sorrow, it empties today of its strength.

~Corrie ten Boom

What they said.



Don Stinson (b. 1956) **I-80 Energy Romance**  
Hangs in the Buffalo Bill Center of the West in Cody, WY



Music City Center in downtown Nashville, TN | November 4-7, 2015 | [www.nlc.org/nashville](http://www.nlc.org/nashville)

## MEET US IN MUSIC CITY

Host City Nashville heads the list of best travel destinations, places to live, and cities attracting young people. See why this November at the annual Congress of Cities and Exposition, and discover how this city ran with its identity as a historic music center and developed a thriving creative economy.

Join over 2,500 mayors, council members, and city staff to experience Nashville's creativity for yourself at the largest national gathering for local leaders in America.

**Forward this email**

SafeUnsubscribe

This email was sent to [karlene@gillettewy.gov](mailto:karlene@gillettewy.gov) by [kwaldner@wyomuni.org](mailto:kwaldner@wyomuni.org) | [Update Profile/Email Address](#) | [Rapid removal with SafeUnsubscribe™](#) | [About our service provider.](#)



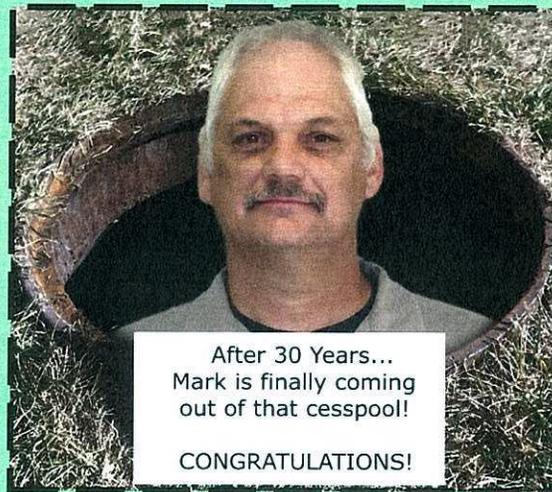
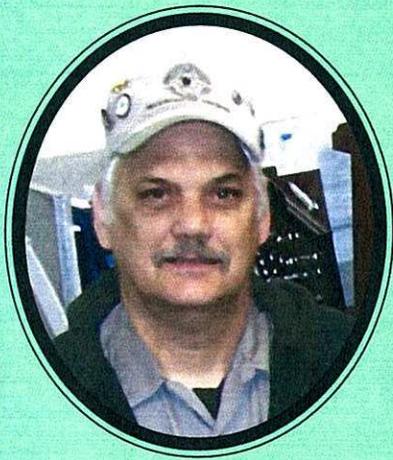
Wyoming Association of Municipalities | 315 West 27 Street | Cheyenne | WY | 82001

Please Join Us in Celebrating

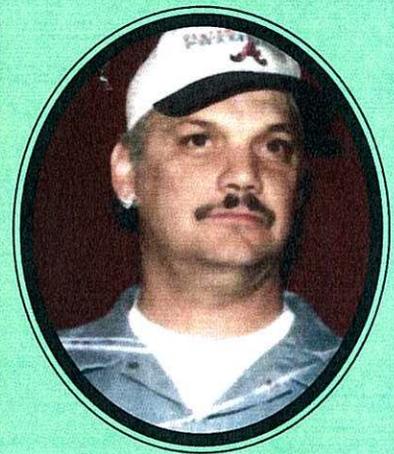
# Mark Paxton's 30 Years of Service and RETIREMENT!



Today



30 Years Ago



*Although we are not having a parade, there may still be some dancing clowns, per Mark's request.*



**Date: Friday, August 28th**

**Time: 2:00 PM - 3:00 PM**

**Place: City West Break Room**





Patti Davidsmeier <patti@gillettewy.gov>

---

## CASA Invitation

---

Sara McClain <sara@casaforfamilies.com>

Wed, Aug 19, 2015 at 11:24 AM

To: patti@gillettewy.gov, Pamela Rucki <Pam.Rucki@casaforfamilies.com>

Hi Ms. Patti,

As per our conversation my name is Sara, I work for CASA-for-the-Sixth-Judicial District. My Executive Director, Ms. Pam Rucki would like to extend an invitation to all of the City and County Council Members and their staff to attend our Annual Appreciation BBQ & Fish Fry.

Thank you 😊

### APPRECIATION BBQ

### FISH FRY DAY!

CASA is proud to invite you & your

Family to our Annual Appreciation BBQ & Fish Fry.

\*\*\*Please RSVP by 08/24/15\*\*\*

Contact Number: [307-687-9440](tel:307-687-9440) (Office) or 757-690-6046 (Cell)

Date: 08/27/15 Time: 5 p.m. - 7 p.m.

Location: Dalbey Park (The Fishing Lake)

900 Edwards Street, Gillette WY 82718

(Pat Mueller Shelter)



YOU ARE CORDIALLY INVITED TO A BREAKFAST WITH THE BOSS

THE WYOMING COMMITTEE FOR EMPLOYER SUPPORT OF THE GUARD AND RESERVE WOULD LIKE TO EDUCATE EMPLOYERS ON WHAT ESGR CAN DO FOR YOU. WE BRING TOGETHER EMPLOYERS, UNIT COMMANDERS, ESGR VOLUNTEERS AND COMMUNITY LEADERS TO DISCUSS ISSUES RELATED TO SERVICE IN THE GUARD AND RESERVE.

PLEASE JOIN US AND OTHER EMPLOYERS IN YOUR AREA FOR  
BREAKFAST WITH THE BOSS

AUGUST 26, 2015

7:00 - 9:00 AM

GEORGE AMOS MEMORIAL BUILDING (GAMB)  
412 S. GILLETTE AVENUE  
GILLETTE, WY. 82718

PLEASE RSVP BY AUGUST 24TH

GINA MONK CELL: 307-689-4702 OFFICE: 307-687-6108

EMPLOYER SUPPORT OF THE GUARD AND RESERVE  
5410 BISHOP BLVD, CHEYENNE, WY 82009

Please save the date for...



# Hollywood WYOMING

## Dancing with the Gillette Stars

OCTOBER 10, 2015

Join us for an evening of entertainment benefitting the  
Y.E.S. House Foundation  
Cam-Plex Energy Hall  
6pm - Happy Hour | 7pm - Dinner | 7:30 - Show

Hosted by: Youth Emergency Services Foundation  
307.686.0669 ext. 1009

The Y.E.S. Foundation proudly presents:

Dancing with the Gillette Stars!  
"Hollywood Wyoming"

Saturday, October 10, 2015  
Cam-Plex Wyoming Center  
6:00 pm Welcome Reception, Cocktail Hour, Silent & Live Auction  
7:00 pm Dinner  
7:30 pm Entertainment

All proceeds benefit the Y.E.S. Foundation

2015 marks the 14th year that Y.E.S. Foundation will hold a fundraising dinner to benefit Youth Emergency Services (the Y.E.S. House). This fun filled evening will include a silent and live auction, delicious dinner and entertainment for our distinguished guests.

The Y.E.S. House counts on members of our community to support this most important fundraising event each year. Funds raised will be used to further the services and programs offered by the Y.E.S. House. In 2014, over 995 children and families utilized the Y.E.S. House. Children who had no other safe haven to go to; families in crisis, needing guidance; and young people who gained the skills for a better life. The Y.E.S. House provides the education, prevention and counseling needed for a brighter tomorrow and their caring and professional staff give hope to so many.

Won't you be a part of this beacon of hope in our community? I invite you to sponsor, attend, donate to the auctions and give to the Y.E.S. Foundation again this year and help us, help those who cannot help themselves.

Contacts:

Chanda Snook, Foundation Director  
Chris Shelledy, Board Chair  
Chris Ringer, Vice Chair  
Jerri Wandler, Secretary  
Karisa Hager, Treasurer

686-0669 ext.1009 or 290-0400



Expected attendance: 450 | Fundraising Goal: \$200,000  
Event Marketing: Newspaper, radio, e-marketing, social media, posters, fliers, electronic billboards, newsletter, word of mouth; post event thank you - newspaper

Sponsorship levels:

*The SWING*

\$10,000 - enters a couple in the dance competition  
6 weeks of professional dance lessons for couple  
Business logo to appear in pre-event marketing (confirm by August 14)  
Premier sponsor recognition at the event:

Logo on dimensions screen;

Business description presented by Master of Ceremony when your couple is introduced;  
Full page advertisement in the event program.

Two tables of 8 reserved beside the dance floor with cocktail service  
4 bottles of wine at the tables

*The WALTZ*

\$5,000

Business name listed in pre-event marketing (confirm by August 22)

Premier sponsor recognition at the event:

Logo on dimensions screen;

Thanked by name by Master of Ceremonies

Half-page advertisement in program.

One reserved table of 8 reserved on the risers

2 bottles of wine at the table

*The TANGO*

\$2,500

Premier sponsor recognition at the event:

Logo on dimensions screen;

Thanked by name by Master of Ceremonies

Quarter-page advertisement in program.

One reserved table of 8

One bottle of wine at the table

*The SALSA*

\$1,000 - one reserved table of 8

You may also sponsor a table of 8 for our hard working volunteers!

Additional recognition for this donation.

Silent and Live Auction Donors: Get noticed and give at the same time by donating an item to the evening's silent (\$100 value min. value) or live (\$1,000 min. value) auctions!

CALL Chanda Snook - Foundation Director 686-0669 or 290-0400 today!

# Girls Cottage Grand Opening



Join us for a Celebration from 3:00-5:30 at the Y.E.S. House Girls Cottage

Tuesday August 25, 2015

905 N. Gurley Avenue  
Gillette, Wyoming 82716  
Chanda Snook Foundation Director  
307-686-0669 ext.1009

290-0400

8/17/2015

Chief of Police  
James Hloucal,

I want to commend your (House Watch) department for their excellent service.

We have used this service several times for vacations or for going out of state to funerals.

This is a tremendous service and very much appreciated. Also, I would like to thank you and your officers for service well done.

Thank you,  
Bobbie Ann White  
312 East Walnut St.  
P.O. Box 1392  
Gillette, WY 82717  
307-689-7204



# Council of Community Services



Dear City of  
Gillette,  
Thank you for your  
support. Your  
generous donation  
is appreciated by all!



Sincerely,  
Council of  
Community  
Services

Thank You

Mayor Carter-King,

Thank you for the support of the council & yourself for our recent downtown events. We had around 700 people come downtown for each event! We appreciate Council's continued support in our efforts!

Jessica Sedero  
Melville Main Street



1  
2  
3  
4  
5  
6  
7  
8  
*STATE OF WYOMING*

A BALLOT INITIATIVE

for the

The Peggy A. Kelley Wyoming Cannabis Act of 2016.

9 AN ACT relating to medical marijuana and hemp; creating The Peggy A. Kelley  
10 Wyoming Cannabis Act of 2016; providing for the lawful acquisition, growth,  
11 cultivation, extraction, production, processing, manufacture, testing, distribution, retail  
12 sales, licensing and taxation of medical marijuana and medical marijuana-infused  
13 products and the operations of medical marijuana establishments; providing for the  
14 cultivation and production of hemp and hemp products for commercial, research and  
15 development purposes; providing for the Wyoming Department of Revenue Liquor  
16 Division as rulemaking authority for medical marijuana and hemp; and, amending Title  
17 35, Chapter 7 of the Wyoming State Statutes as it pertains to the criminalization of  
18 medical marijuana.

19  
20 Be it enacted by the People of the State of Wyoming that: (a) Title 12 of the Wyoming  
21 State Statutes is hereby amended to add the following Chapter 11; and, (b) Title 35 of the  
22 Wyoming State Statutes is hereby amended as follows:

23  
24 **Section 1.** Title 12 of the Wyoming State Statutes is hereby amended to add the  
25 following Chapter 11:

26  
27 **Title 12, Chapter 11 – Legalization, Regulation and Taxation of Medical and Personal Use**  
28 **of Marijuana**

29  
30 **§12-11-101. Summary.**

31 This chapter provides for the legalization of medical marijuana for use by persons with  
32 debilitating medical conditions and for the legalization of medical marijuana and medical  
33 marijuana-infused products. This chapter vests the Wyoming Department of Revenue  
34 Liquor Division (the “Liquor Division”) to regulate the state’s medical marijuana  
35 industry in a manner similar to the state’s regulation of alcohol. A Patient may obtain  
36 medical marijuana and medical marijuana-infused products only after being issued a  
37 medical marijuana certification by a Wyoming-licensed Physician, and only from state-  
38 regulated, medical marijuana dispensaries. Growth and cultivation of medical marijuana  
39 to be sold within the state will occur only at site-specific, state-regulated marijuana  
40 cultivation facilities. Extraction of medical marijuana and production of medical  
41 marijuana-infused products will occur only by state-regulated medical marijuana-infused  
42 products manufacturing facilities. No medical marijuana establishment may be within  
43 1,000 feet of a house of worship, a publicly-owned library, playground, an elementary or  
44 secondary school, or a state-licensed child day-care center. Medical marijuana

STATE OF WYOMING

1 establishments shall be subject to any state commercial activities tax, including any  
2 applicable sales, use or excise tax as applied to businesses in general and all other local  
3 taxes, assessments, fees and charges as applied to businesses in general, but shall not be  
4 subject to any special taxes, assessments, fees and charges, other than the licensure fees  
5 set forth herein.

6  
7 **§12-11-102. Definitions.**

8 As used in this chapter, unless the context otherwise requires,

- 9
- 10 a. "Cannabinoids" means the chemical compounds in marijuana having a  
11 variety of pharmacologic properties.
- 12
- 13 b. "Caregiver" means an individual licensed by the Liquor Division, other  
14 than the Patient and Patient's Physician, who is 21 years of age or older  
15 and is the person responsible for managing the well-being of a Patient with  
16 a debilitating medical condition for whom a medical marijuana  
17 certification has been issued under this chapter. To qualify as a Caregiver,  
18 this individual's responsibilities to the Patient must include, at a minimum,  
19 provision of services in addition to provision of medical marijuana.
- 20
- 21 c. "Debilitating medical condition" means cancer, glaucoma, positive status  
22 for human immunodeficiency virus, or acquired immune deficiency  
23 syndrome, hepatitis C, amyotrophic lateral sclerosis, Crohn's disease,  
24 sickle-cell anemia, ulcerative colitis, dementia, Alzheimer's disease, or  
25 treatment for such conditions, which produces, for a specific Patient, one  
26 or more of the following, and which, in the professional opinion of the  
27 Patient's Physician, foreseeably may be alleviated by the use of medical  
28 marijuana: cachexia, post-traumatic stress disorder, severe pain, severe  
29 nausea, seizures, including those that are characteristic of epilepsy, or  
30 persistent muscle spasms, including those that are characteristic of  
31 multiple sclerosis. The Liquor Division shall establish and update the list  
32 of debilitating medical conditions for which medical marijuana  
33 certifications may be issued on an annual basis, consistent with current,  
34 peer-reviewed medical research.
- 35
- 36 d. "Dispense" means the provision of medical marijuana by an MMD to a  
37 Patient or Caregiver for remuneration.
- 38
- 39 e. "Hemp" means the plant *Cannabis sativa* L., and any part of the plant,  
40 whether growing or not, and the seed produced therefrom, with a delta-9  
41 tetrahydrocannabinol concentration of not more than 0.3 percent on a dry  
42 weight basis, and that is cultivated and processed exclusively for the  
43 purpose of producing the mature stalks of the plant, fiber produced from

STATE OF WYOMING

1 the stalks, oil or cake made from the seeds of the plant, or any other  
2 compound, manufacture, salt, derivative, mixture, or preparation of the  
3 mature stalks, except the resin or flowering tops extracted therefrom, fiber,  
4 oil, or cake, or the sterilized seed, or any component of the seed, of the  
5 plant that is incapable of germination.

6  
7 f. "Hemp products" means all products made from hemp, including cloth,  
8 cordage, fiber, food, fuel, paint, paper, construction materials, plastics  
9 seed, seed meal, seed oil and certified seed for cultivation.

10  
11 g. "Marijuana" and "marihuana" mean all parts of the plant of the genus  
12 cannabis whether growing or not, the seeds thereof, the resin extracted  
13 from any part of the plant, and every compound, salt derivative, mixture,  
14 or preparation of the plant, its seeds, or its resin. Such term does not  
15 include the mature stalks of such plant, fiber produced from such stalks,  
16 oil or cake made from the seeks of such plant, any other compound,  
17 manufacture, salt derivative, mixture, or preparation of such mature stalks  
18 (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized  
19 seed of such plant which is incapable of germination. The term  
20 "marijuana" does not include "hemp."

21  
22 h. "Marijuana accessories" means any equipment, products, or material of  
23 any kind which are used, intended, or designed for vaporizing, ingesting,  
24 inhaling, or otherwise introducing, medical marijuana into the human  
25 body.

26  
27 i. "Medical marijuana" and "medical marihuana" means marijuana used to  
28 treat a debilitating medical condition, and includes medical marijuana-  
29 infused products used to treat debilitating medical conditions.

30  
31 j. "Medical marijuana certification" means a written certification issued on a  
32 form prescribed by the Liquor Division by a Patient's treating Physician  
33 acting in the usual course of his or her professional practice.

34  
35 k. "Medical marijuana cultivation facility" or "MCF facility" means one or  
36 more structures in which, or the real property on which, the growth,  
37 cultivation, harvesting, processing, packaging, preparation and labeling of  
38 all medical marijuana available for sale or medical use within the state is  
39 lawful.

40  
41 l. "Medical marijuana establishment" means a MCF facility, a MIPS facility,  
42 a MTF facility or a MMD facility. A medical marijuana establishment's  
43 actions, and the actions of that establishment's employees and agents, are  
44 lawful and are not subject to civil or criminal penalties so long as such

STATE OF WYOMING

- 1 actions are in compliance with this chapter and with any rules and  
2 regulations promulgated by the Liquor Division.
- 3  
4 m. “Medical marijuana-infused product” means concentrated marijuana  
5 products that are composed of medical marijuana and other lawful  
6 ingredients and are intended for use or consumption, such as, but not  
7 limited to, edible products, marijuana concentrates, sprays, ointments, and  
8 tinctures.
- 9  
10 n. “Medical marijuana-infused product manufacturing facility” or “MIPS  
11 facility” means a facility licensed by the Liquor Division to extract  
12 cannabinoids from marijuana plants for use in medical marijuana-infused  
13 products available for sale or medical use within the state and to develop,  
14 manufacture, prepare, and/or package medical marijuana-infused products  
15 and/or marijuana accessories.
- 16  
17 o. “Medical marijuana testing facility” or “MTF facility” means a facility or  
18 laboratory licensed by the Liquor Division to acquire, possess, store,  
19 transfer, grow, cultivate, harvest, and process medical marijuana and  
20 medical marijuana-infused products for the explicit and limited purposes  
21 of engaging in research related to, and/or certifying the safety and potency  
22 of, medical marijuana and medical marijuana-infused products. Such  
23 facilities are prohibited from selling medical marijuana and medical  
24 marijuana-infused products to medical marijuana establishments and  
25 consumers, and may transfer medical marijuana and medical marijuana-  
26 infused products only to a medical marijuana establishment that has  
27 engaged the facility to perform quality control testing on those products or  
28 in connection with a safety and potency certification process developed by  
29 the Liquor Division.
- 30  
31 p. “Medical marijuana dispensary,” “dispensary” or “MMD facility” means a  
32 facility licensed by the Liquor Division to purchase medical marijuana  
33 from MCF facilities, and marijuana accessories and medical marijuana-  
34 infused products from MIPS facilities, and to sell medical marijuana,  
35 medical marijuana-infused products and marijuana accessories to Patients  
36 and Caregivers who present valid medical marijuana certifications  
37 pursuant to rules adopted by the Liquor Division.
- 38  
39 q. “Patient” means a Wyoming resident who has a debilitating medical  
40 condition.
- 41  
42 r. “Physician” means an individual who maintains, in good standing, a  
43 license to practice medicine issued by the State of Wyoming.
- 44

STATE OF WYOMING

- 1 s. "Transfer" means the provision, without remuneration, of medical  
2 marijuana by a person possessing a valid medical marijuana certification  
3 to another person possessing a valid medical marijuana certification,  
4 pursuant to §12-11-104(c).
- 5  
6 t. "Unreasonably impracticable" means that the measure necessary to  
7 comply with the regulations require such a high investment of risk,  
8 money, time, or any other resource or asset that the operation of a medical  
9 marijuana establishment is not worthy of being carried out in practice by a  
10 reasonably prudent businessperson.
- 11  
12 u. "Wyoming Department of Revenue Liquor Division" or "Liquor Division"  
13 means the agency whose authority is vested herein to regulate the  
14 marijuana industry, including, but not limited to, regulating, researching  
15 and reporting on the growth, cultivation, production, processing,  
16 manufacture, testing, distribution, transportation, retail sales, licensing,  
17 and taxation of medical marijuana and medical marijuana-infused  
18 products.

19

20 **§12-11-103. Use of Medical Marijuana for Debilitating Medical Conditions.**

21 It is lawful for Patients with debilitating medical conditions to acquire, administer,  
22 purchase, possess, transport, and use, and for their licensed Caregivers to acquire,  
23 administer, purchase, possess, transport and transfer, medical marijuana pursuant to a  
24 valid medical marijuana certification. The state shall regulate the conduct of Physicians  
25 in issuing medical marijuana certifications in a manner similar to its regulation of  
26 medical prescriptions. A treating Physician who has examined a Patient and determined  
27 that he or she has a debilitating medical condition may issue a medical marijuana  
28 certification if: (1) a bona fide Physician-Patient relationship exists; (2) the Physician  
29 determines the risk of the Patient's use of medical marijuana is reasonable in light of the  
30 potential benefit; and, (3) the Physician has explained the risks and benefits of using  
31 medical marijuana to the Patient. If the Patient is younger than 18 years of age, treatment  
32 involving medical marijuana may not be provided without consent by at least one  
33 custodial parent, guardian, conservator, or other person with lawful authority to consent  
34 to the Patient's medical treatment.

35

36 No agency, including a law enforcement agency, of this state or of a political subdivision  
37 of this state may initiate an administrative, civil or criminal investigation of a Physician,  
38 nor shall a Physician be denied any right or privilege or be subject to any disciplinary  
39 action, solely on the ground that the Physician: (1) discussed with a Patient the use of  
40 medical marijuana as a treatment option; or (2) issued a medical marijuana certification  
41 under this chapter, or otherwise made a written or oral statement that, in the Physician's

1 professional opinion, the potential benefits of the Patient using medical marijuana would  
2 likely outweigh the health risks.

3

4 **§12-11-104. Use of Medical Marijuana.**

5 Notwithstanding any other provision of law, it is lawful, and shall not be an offense under  
6 Wyoming law or the law of any locality within Wyoming or be a basis for seizure or  
7 forfeiture of assets under Wyoming law, for persons with a valid medical marijuana  
8 certification to:

9

10 (a) Purchase, use, display, or transport marijuana accessories or no more than  
11 three (3) ounces of medical marijuana or its equivalent in medical marijuana-  
12 infused products;

13

14 (b) Possess, grow, process, or transport no more than six (6) medical marijuana  
15 plants, with three or fewer being mature, flowering plants, and possession of  
16 the marijuana or its equivalent in medical marijuana-infused products  
17 produced by the plants on the premises where the plants were grown, provided  
18 that the growing takes place in an enclosed, locked space, is not conducted  
19 openly or publicly, and is not made available for sale;

20

21 (c) Transfer of no more than three (3) ounces of medical marijuana, or its  
22 equivalent in medical marijuana-infused products, without remuneration to  
23 another person with a valid medical marijuana certification;

24

25 (d) Consume medical marijuana or medical marijuana-infused products, provided  
26 that nothing in this section shall permit consumption that is conducted openly  
27 and publicly or in a manner that endangers others; and,

28

29 (e) Assist another person with a valid medical marijuana certification in any of  
30 the acts described in paragraphs (a) through (e) of this subsection.

31

32 **§12-11-105. Taxation of Marijuana Revenue.**

33 Each medical marijuana establishment shall be subject to, and pay, any state commercial  
34 activities tax, including any applicable sales, use or excise taxes as apply to businesses in  
35 general, and all other local taxes, assessments, fees and charges as apply to businesses in  
36 general.

37

38 **§12-11-106. Establishment of Medical Marijuana Dispensaries (MMD).**

39 Medical marijuana shall only be dispensed and sold for remuneration to Patients and  
40 Caregivers by medical marijuana dispensaries licensed under this chapter, in accordance  
41 with a medical marijuana certification issued by the Patient's current treating Physician,

1 who shall exercise the same professional care, ethics and judgment in doing so as is  
2 required in issuing medical prescriptions.

3

4 The Liquor Division shall issue licenses to, and shall promulgate and enforce regulations  
5 governing the operations of, medical marijuana dispensaries. Such regulations shall  
6 include rules regarding the number of licenses within any political subdivision of the  
7 state. The Liquor Division shall promulgate the initial regulatory rules for such  
8 dispensaries by May 31 of the year following adoption of this chapter.

9

10 If the Liquor Division determines as part of its annual audit that a MMD is in material  
11 noncompliance with applicable laws or regulations, the Liquor Division may order  
12 remedial action; and, to the extent such MMD fails to materially comply with the Liquor  
13 Division's remediation order within the reasonable time period set forth by the order, the  
14 Liquor Division may suspend or revoke the MMD's license.

15

16 **§12-11-107. Establishment of Medical Marijuana Cultivation Facilities (MCF).**

17 The growth and cultivation of medical marijuana, for medical use within this state, shall  
18 be lawful only at licensed medical marijuana cultivation facilities (MCF), except as  
19 otherwise provided herein in §12-11-104(b).

20

21 The Liquor Division shall promulgate the initial regulatory rules for the operation of  
22 MCF facilities by May 31 of the year following adoption of this chapter.

23

24 If the Liquor Division determines as part of its annual audit that a MCF facility is in  
25 material noncompliance with applicable laws or regulations, the Liquor Division may  
26 order remedial action; and, to the extent such MCF facility fails to materially comply  
27 with the Liquor Division's remediation order within the reasonable time period set forth  
28 by the order, the Liquor Division may suspend or revoke the MCF facility's license.

29

30 **§12-11-108. Establishment of Medical Marijuana-Infused Product**  
31 **Manufacturing Facilities (MIPS).**

32 The extraction of cannabinoids, and the manufacturing, processing and packaging of  
33 medical marijuana-infused products shall be lawful only at licensed medical marijuana-  
34 infused product manufacturing facilities (MIPS) pursuant to a licensing and regulatory  
35 framework established by the Liquor Division by May 31 of the year following adoption  
36 of this chapter. MIPS facilities may also manufacture, process and package marijuana  
37 accessories. Such facilities may sell medical marijuana-infused products made only from  
38 medical marijuana purchased from licensed MIPS facilities.

39

40 The Liquor Division shall establish rules regulating the chemical content and/or potency  
41 of medical marijuana-infused products and shall ensure they are prominently displayed  
42 on the products' packaging.

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If the Liquor Division determines as part of its annual audit that a MIPS facility is in material noncompliance with applicable laws or regulations, the Liquor Division may order remedial action; and, to the extent such MIPS facility fails to materially comply with the Liquor Division’s remediation order within the reasonable time period set forth by the order, the Liquor Division may suspend or revoke the MIPS facility’s license.

**§12-11-109. Establishment of Medical Marijuana Testing Facilities (MTF).**

The testing of medical marijuana, for medical use within this state, shall be lawful only at licensed medical marijuana testing facilities (MTF) pursuant to a licensing and regulatory framework established by the Liquor Division by May 31 of the year following adoption of this chapter. MTF facilities may engage in research related to, and/or certifying the safety and potency of, medical marijuana and medical marijuana-infused products and perform quality control testing on those products or in connection with a safety and potency certification process developed by the Liquor Division.

If the Liquor Division determines as part of its annual audit that a MTF facility is in material noncompliance with applicable laws or regulations, the Liquor Division may order remedial action; and, to the extent such MTF facility fails to materially comply with the Liquor Division’s remediation order within the reasonable time period set forth by the order, the Liquor Division may suspend or revoke the MTF facility’s license.

**§12-11-110. Wyoming Department of Revenue Liquor Division.**

It is hereby established that the Wyoming Department of Revenue Liquor Division shall regulate the acquisition, growth, cultivation, extraction, production, processing, manufacture, testing, distribution, retail sales, licensing and taxation of medical marijuana and medical marijuana-infused products and the operations of medical marijuana establishments.

The Liquor Division shall adopt rules to facilitate this chapter’s implementation and continuing operation. The initial regulatory rules required to be adopted herein by specific dates shall be adopted by the Liquor Division notwithstanding any other provision of law regarding promulgation of administrative rules, provided that the Liquor Division shall offer an opportunity for public comment as provided in W.S. § 16-3-103(a)(i-ii). Any rule adopted by the Liquor Division shall be submitted to the management council of the legislature in accordance with W.S. §§ 28-9-101, *et seq.*, approved by the governor as provided in W.S.16-3-103(d) and filed with the Wyoming Secretary of State. Regulatory rules shall not prohibit the operation of medical marijuana establishments, either expressly or through regulations that make their operations unreasonably impracticable. Such regulations shall include, but not be limited to: procedures for the application for, and the issuance, renewal, transfer, suspension, and revocation of, a license to a operate a medical marijuana establishment or medical

STATE OF WYOMING

1 marijuana testing facility or qualify as a Caregiver; a schedule of application, licensing  
2 and renewal fees to be paid to the Liquor Division; qualifications for licensure that are  
3 directly and demonstrably related to medical marijuana establishment operations;  
4 qualifications for occupational licensure for individuals to be employed by, manage or  
5 otherwise operate medical marijuana establishments; regulations regarding debilitating  
6 medical conditions, medical marijuana certifications, Caregiver qualifications;  
7 requirements to prevent the sale and diversion of medical marijuana and medical  
8 marijuana-infused products to persons without valid medical marijuana certifications;  
9 requirements for testing the safety and potency of medical marijuana and medical  
10 marijuana-infused products; labeling requirements for medical marijuana and medical  
11 marijuana-infused products sold or distributed by a medical marijuana establishment;  
12 health and safety regulations for the acquisition, growth, cultivation, harvesting,  
13 processing, packaging, preparation, extraction, handling, distribution, transportation,  
14 manufacture, and production of medical marijuana and/or medical marijuana-infused  
15 products; restrictions on the advertising and display of medical marijuana and medical  
16 marijuana-infused products to persons without valid medical marijuana certifications;  
17 and, civil penalties for failure to comply with regulations made pursuant to this chapter,  
18 including enhanced civil penalties for repeat violations. The Liquor Division shall also  
19 establish and implement a system for real-time tracking and monitoring of all medical  
20 marijuana and medical marijuana-infused products from the initial germination and/or  
21 extraction through the final consumer transaction.

22

23 Beginning in the second year following the adoption of this chapter, the Liquor Division  
24 shall conduct an annual audit of each medical marijuana establishment to certify, at a  
25 minimum, that such medical marijuana establishment is in compliance with all applicable  
26 rules and regulations. To the extent it determines that a medical marijuana establishment  
27 is in material noncompliance with applicable rules and regulations, the Liquor Division  
28 may order remedial action; and, to the extent that establishment fails to comply with the  
29 Liquor Division's order within the reasonable time period set forth by that order, the  
30 Liquor Division may suspend or revoke the medical marijuana establishment's license.

31

32 The Liquor Division shall issue annual licenses to medical marijuana establishment  
33 applicants no later than 90 days after receipt of the completed application unless the  
34 Liquor Division finds the applicant is not eligible for a license under applicable laws and  
35 regulations. Thereafter, licensees shall be entitled to have their licenses renewed pursuant  
36 to the Liquor Division's rules, unless the Liquor Division determines that the licensee has  
37 repeatedly failed to comply with its remedial orders. Such renewal shall be issued or  
38 denied prior to expiration of the current license. All licenses issued by the Liquor  
39 Division pursuant to this Act are subject to the provisions of W.S. § 16-3-113.

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STATE OF WYOMING

1 The Liquor Division shall employ necessary and qualified persons, including  
2 enforcement agents, and shall retain services of qualified third parties, including experts,  
3 to perform its duties.

4  
5 **§12-11-111. General Provisions and Specific Limitations.**

- 6  
7 a. No medical marijuana establishment shall be located within 1,000 feet of  
8 the primary building structure used for any of the following: a house of  
9 worship exempt from taxation under Wyoming Statutes; a publicly-owned  
10 library; a public or chartered non-public elementary or secondary school;  
11 or a state licensed child day-care center, or within 1,000 feet of any public  
12 playgrounds or playground adjacent to any of the foregoing primary  
13 building structures, so long as such house of worship, library, playground  
14 or day-care center was in existence within the 1,000 foot zone on or before  
15 the date of an applicant's first application for a license in the case of a  
16 MCF facility, MIPS facility, MTF facility, or MMD facility.  
17
- 18 b. In no event shall a person consume medical marijuana or medical  
19 marijuana-infused products in any public place, or in, or on the grounds  
20 of, a public or chartered non-public elementary or secondary school, a  
21 state licensed child day-care center, a correctional facility or community  
22 corrections, or in a vehicle, aircraft, train or motorboat. No person shall  
23 operate, navigate, or be in actual physical control of any vehicle, aircraft,  
24 train or motorboat while under the influence of medical marijuana or  
25 medical marijuana-infused products. The foregoing provisions, other than  
26 operating or being in in physical control of a vehicle, aircraft, train or  
27 motorboat, do not prohibit a patient from possessing or using medical  
28 marijuana in accordance with a medical marijuana certification.  
29
- 30 c. Other than for medical marijuana transferred or sold by a dispensary to a  
31 Patient or Caregiver, and for transfers between a Patient and Caregiver  
32 consistent with Liquor Division regulations, it shall be unlawful for any  
33 person to knowingly sell or transfer medical marijuana or medical  
34 marijuana-infused products to a person without a valid medical marijuana  
35 certification.  
36
- 37 d. Nothing in this chapter is intended to require an employer to permit or  
38 accommodate the use, consumption, possession, transfer, display, or  
39 transportation of medical marijuana, medical marijuana-infused products  
40 or marijuana accessories in the workplace or to affect employers' ability to  
41 restrict use of such products by employees, except that a Patient with a  
42 medical marijuana certification may self-administer the medical marijuana

STATE OF WYOMING

- 1 subject to the same conditions applied to administration of prescribed  
2 medications.
- 3  
4 e. No person shall have an ownership interest in, or be an officer or director  
5 of, a medical marijuana establishment who is under the age of 21 or who  
6 has been convicted of a felony offense within the prior five years. No  
7 person shall continue to an ownership interest in, or an officer or director  
8 position with, a medical marijuana establishment upon conviction of a  
9 felony and exhaustion of any appeals.
- 10  
11 f. No person under the age of 21 shall be permitted on the premises of a  
12 medical marijuana establishment, except that a Patient 18 to 20 years of  
13 age may be on a dispensary's premises for the purpose of obtaining  
14 medical marijuana pursuant to a medical marijuana certification issued for  
15 such Patient.
- 16  
17 g. It shall be lawful for persons with valid medical marijuana certifications to  
18 purchase, possess, transfer, transport, use and share marijuana accessories  
19 within this state with other persons with valid medical marijuana  
20 certifications marijuana.
- 21  
22 h. It shall not be unlawful for a licensed MCF facility, or its designated  
23 employees or agents, to handle, sell, store, deliver, transport or transfer  
24 medical marijuana to a licensed MIPS facility, a licensed MMT facility or  
25 a licensed MMD facility. It shall not be unlawful for a licensed MIPS  
26 facility, or its designated employees or agents, to handle, sell, store,  
27 deliver, transport or transfer marijuana accessories or medical marijuana-  
28 infused products to another licensed MIPS facility, a licensed MMT  
29 facility or a licensed MMD facility. It shall not be unlawful for licensed  
30 MMD facilities and licensed MMT facilities, or their designated  
31 employees or agents, to purchase, obtain, handle, store, receive, deliver,  
32 transport or transfer marijuana accessories, medical marijuana or medical  
33 marijuana-infused products from licensed MCF and MIPS facilities and  
34 other licensed MMD facilities and licensed MMT facilities.
- 35  
36 i. MCF facilities and MIPS facilities are prohibited from selling, delivering,  
37 transporting or transferring medical marijuana, medical marijuana-infused  
38 products and marijuana accessories directly to Patients.
- 39  
40 j. Medical marijuana establishments shall be subject to all applicable state  
41 and local laws and regulations related to health, safety and building codes,  
42 including signage. Notwithstanding the foregoing, no local zoning, land  
43 use laws, agricultural regulations, subdivision regulations or similar  
44 provisions shall prohibit the development or operation of medical

STATE OF WYOMING

1 marijuana establishments, provided that no such medical marijuana  
2 establishment shall be located in a district zoned exclusively residential as  
3 of the date that an application for a license is first filed by a MCF facility,  
4 MIPS facility MTF facility or MMD facility.

- 5  
6 k. All provisions of this chapter shall apply in equal force to all localities  
7 within the State of Wyoming, whereby medical marijuana establishments  
8 may be established in each locality within the State of Wyoming pursuant  
9 to this chapter and regulations set by Liquor Division.

10  
11 **§12-11-112. Hemp.**

12 Residents of the State of Wyoming shall have the right to produce hemp and hemp  
13 products. With this right, industrial hemp is hereby removed from any schedule or  
14 classification system in the State of Wyoming wherein it is listed as a drug. Hemp may be  
15 grown as a crop, produced, processed, possessed and commercially traded in Wyoming  
16 pursuant to the provisions of this chapter, including those following, for both (a)  
17 commercial and (b) research and development purposes:

- 18  
19 (a) A person who intends to grow hemp for either (a) commercial and (b)  
20 research and development purposes shall register with the Liquor  
21 Division and submit on a form provided by the Liquor Division the  
22 following:

- 23  
24 1. The name, physical address and mailing address of the person in  
25 addition to the fee(s) set forth below in (d) of this subsection;  
26  
27 2. A statement that the seeds obtained for planting are of a type and  
28 variety that do not exceed the maximum concentration of  
29 tetrahydrocannabinol set forth in §12-11-102 of this chapter; and,  
30  
31 3. The location and acreage of all parcels sown and other field  
32 reference information as may be required by the Liquor Division.

- 33  
34 (b) The form provided by the Liquor Division pursuant to subsection (a) of  
35 this section shall include a notice statement that, until current federal law  
36 is amended to provide otherwise:

- 37  
38 1. Cultivation and possession of hemp in Wyoming is a violation of  
39 the federal Controlled Substances Act; and,  
40  
41 2. Federal prosecution for growing hemp in violation of federal law  
42 may include criminal penalties, forfeiture of property, and loss of

STATE OF WYOMING

1 access to federal agricultural benefits, including agricultural loans,  
2 conservation programs, and insurance programs.

3  
4 (c) A person registered with the Liquor Division pursuant to this section  
5 shall allow hemp crops, throughout sowing, growing season, harvest,  
6 storage, and processing, to be inspected and tested by and at the  
7 discretion of the Liquor Division or its designee.

8  
9 (d) The Liquor Division shall establish a registration fee and appropriate  
10 renewal fee to be paid by to cover the actual costs of implementing,  
11 administrating, and enforcing the provisions of this chapter.

12  
13 (e) Hemp and hemp products shall be subject to any state commercial  
14 activities tax, including any applicable sales, use or excise tax as applied  
15 to businesses in general and all other local taxes, assessments, fees and  
16 charges as applied to businesses in general, but shall not be subject to any  
17 special taxes, assessments, fees and charges, other than the registration  
18 fees set forth herein.

19  
20 **§12-11-113. Self-Executing, Severability and Conflicting Provisions**

21 All provisions of this chapter are self-executing, except as specified herein, are severable,  
22 and, except where otherwise indicated in the text, shall supersede all conflicting state and  
23 local laws, charters and regulations or other provisions of Wyoming Statutes. Nothing in  
24 this chapter requires the violation of federal law or purports to give immunity under  
25 federal law.

26  
27 **Title 35, Chapter 7 – Food and Drugs**

28  
29  
30 **Section 2.** W.S. 35-7-1002(a)(xxvii)(E) is amended to read:

31  
32 **§ 35-7-1002. Definitions.**

33  
34 **(a) As used in this act:**

35 (xxvii) “Drug paraphernalia” means all equipment, products and materials of any  
36 kind when used, advertised for use, intended for use or designed for use for  
37 manufacturing, converting, preparing, packaging, repackaging, storing,  
38 containing, concealing, injecting, ingesting, inhaling or otherwise introducing into  
39 the human body a controlled substance in violation of this act and includes:

40  
41 (E) Except as authorized for use with marihuana authorized as medical  
42 marihuana, the following objects when used, advertised for use, intended for

1 use or designed for use in ingesting, inhaling or otherwise introducing  
2 marihuana, cocaine, hashish or hashish oil or any other controlled substance  
3 into the human body:  
4  
5  
6  
7  
8

9 **Section 3.** W.S. 35-7-1014(d)(xiii) is amended to read:  
10

11 **§ 35-7-1014. Substances included in Schedule I.**  
12

13 (d) *Hallucinogenic substances.* — Unless specifically excepted or unless listed in  
14 another schedule, any material, compound, mixture or preparation which contains any  
15 quantity of the following hallucinogenic substances, their salts, isomers and salts of  
16 isomers whenever the existence of these salts, isomers and salts of isomers is possible  
17 within the specific chemical designation (for purposes of this paragraph only, the  
18 term “isomer” includes the optical, position and geometric isomers):  
19

20 (xiii) Marihuana, except marihuana authorized as medical marihuana;  
21

22 **Section 4.** W.S. 35-7-1014(d)(xxi) is amended to read:  
23

24 **§ 35-7-1014. Substances included in Schedule I.**  
25

26 (d) *Hallucinogenic substances.* — Unless specifically excepted or unless listed in  
27 another schedule, any material, compound, mixture or preparation which contains any  
28 quantity of the following hallucinogenic substances, their salts, isomers and salts of  
29 isomers whenever the existence of these salts, isomers and salts of isomers is possible  
30 within the specific chemical designation (for purposes of this paragraph only, the  
31 term “isomer” includes the optical, position and geometric isomers):  
32

33  
34 (xxi) Except within marihuana authorized as medical marihuana,  
35 tetrahydrocannabinols; synthetic equivalents of the substances contained in the  
36 plant or in the resinous extractives of *Cannabis*, sp. and/or synthetic substances,  
37 derivatives and their isomers with similar chemical structure and pharmacological  
38 activity such as the following: delta 1 cis or trans tetrahydrocannabinol and their  
39 optical isomers; delta 6 cis or trans tetrahydrocannabinol and their optical  
40 isomers; delta to the 3, 4 cis or trans tetrahydrocannabinol and its optical isomers.  
41 Since nomenclature of these substances is not internationally standardized,

1 compounds of these structures, regardless of numerical designation of atomic  
2 positions are covered;

3  
4 **Section 5.** W.S. 35-7-1031(c) is amended to read:

5  
6 **§ 35-7-1031. Unlawful manufacture or delivery; counterfeit substance; unlawful**  
7 **possession.**

8  
9 (c) Except marihuana authorized as medical marihuana, or tetrahydrocannabinol  
10 contained therein, it is unlawful for any person knowingly or intentionally to possess  
11 a controlled substance unless the substance was obtained directly from, or pursuant to  
12 a valid prescription or order of a practitioner while acting in the course of his  
13 professional practice, or except as otherwise authorized by this act. With the  
14 exception of dronabinol as listed in W.S. 35-7-1018(h) and marihuana authorized as  
15 medical marihuana, or tetrahydrocannabinol contained therein, and notwithstanding  
16 any other provision of this act, no practitioner shall dispense or prescribe marihuana,  
17 tetrahydrocannabinol, or synthetic equivalents of marihuana or tetrahydrocannabinol  
18 and no prescription or practitioner's order for marihuana, tetrahydrocannabinol, or  
19 synthetic equivalents of marihuana or tetrahydrocannabinol shall be valid. Any  
20 person who violates this subsection:

21  
22  
23 **Section 6.** W.S. 35-7-1037 is amended to read:

24  
25 **§ 35-7-1037. Probation and discharge of first offenders.**

26  
27 Whenever any person who has not previously been convicted of any offense under  
28 this act or under any statute of the United States or of any state relating to narcotic  
29 drugs, marihuana, except marihuana authorized as medical marihuana, or stimulant,  
30 depressant, or hallucinogenic drugs, pleads guilty to or is found guilty of possession  
31 of a controlled substance under W.S. 35-7-1031(c) or 35-7-1033(a)(iii)(B), the court,  
32 without entering a judgment of guilt and with the consent of the accused, may defer  
33 further proceedings and place him on probation upon terms and conditions. Upon  
34 violation of a term or condition, the court may enter an adjudication of guilt and  
35 proceed as otherwise provided. Upon fulfillment of the terms and conditions, the  
36 court shall discharge the person and dismiss the proceedings against him. Discharge  
37 and dismissal under this section shall be without adjudication of guilt and is not a  
38 conviction for purposes of this section or for purposes of disqualifications or  
39 disabilities imposed by law upon conviction of a crime, including the additional  
40 penalties imposed for second or subsequent convictions under W.S. 35-7-1038. There  
41 may be only one (1) discharge and dismissal under this section with respect to any  
42 person. This section shall not be construed to provide an exclusive procedure. Any

1 other procedure provided by law relating to suspension of trial or probation, may be  
2 followed, in the discretion of the trial court.

3

4 **Section 7.** W.S. 35-7-1040 is amended to read:

5

6 **§ 35-7-1040. Planting, cultivating or processing marihuana, peyote or opium**  
7 **poppy.**

8

9 Any person who knowingly or intentionally plants, cultivates, harvests, dries, or  
10 processes any marihuana, except marihuana authorized as medical marihuana, peyote,  
11 or opium poppy except as otherwise provided by law shall be guilty of a  
12 misdemeanor and shall be punished by imprisonment not to exceed six (6) months in  
13 the county jail or by a fine not to exceed one thousand dollars (\$1,000.00), or both.

14

15 **Section 8.** W.S. 35-7-1049(e)(vi)(D)(I) is amended to read:

16

17 **§ 35-7-1049(e)(vi)(D)(I). Forfeitures and seizures generally; property subject to**  
18 **forfeiture.**

19

20 **(e) When property is forfeited under this act, the commissioner may:**

21

22 (vi) Authorize any law enforcement officer to apply to the district court with  
23 jurisdiction for an order providing for destruction of the contraband controlled  
24 substances or paraphernalia if no longer necessary for evidentiary purposes, provided,  
25 however, that a district court order shall not be necessary for the division of criminal  
26 investigation to destroy quantities of contraband controlled substances after the  
27 division has tested random samples. The division of criminal investigation shall adopt  
28 rules necessary to operate a program to destroy bulk quantities of contraband  
29 controlled substances, which shall include:

30

31 (D) The additional retention of:

32

33 (I) Five (5) ounces of organic material if the controlled substance  
34 is marihuana, except marihuana authorized as medical marihuana,  
35 or a substance of similar organic consumption;