

SENATE FILE NO. SF0105

An Act to Preserve State Territorial Sovereignty.

Sponsored by: Senator(s) Ide, Laursen, D, McKeown, Pearson
and Smith, D and Representative(s) Allemand,
Banks, Smith, S, Strock, Wharff and Winter

A BILL

for

1 AN ACT relating to property, conveyances and security
2 transactions; prohibiting persons from selling or
3 transferring real property to the federal government as
4 specified; providing the manner by which a person may sell
5 or transfer real property to the federal government;
6 providing a civil penalty for failing to timely submit
7 information to the legislature; providing definitions;
8 specifying applicability; requiring rulemaking; and
9 providing for an effective date.

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

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13 **Section 1.** W.S. 34-1-159 is created to read:

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1 34-1-159. Prohibited private party sales and
2 transfers of real property to federal government;
3 exception; civil penalty.

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5 (a) As used in this section:

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7 (i) "Federal government" means the United States
8 or any agency or instrumentality thereof;

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10 (ii) "Real property" means all interests in real
11 property, including but not limited to, the fee estate,
12 leasehold interests, easements, rights-of-way, subsurface
13 interests, airspace interests, water rights and mineral
14 interests.

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16 (b) No person shall sell or transfer real property in
17 this state to the federal government unless the person
18 acquires consent from the Wyoming legislature.

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20 (c) To acquire consent from the Wyoming legislature
21 as required by subsection (b) of this section, a person
22 selling or transferring real property in this state to the
23 federal government shall submit to the legislative service

1 office before a legally binding agreement is entered into
2 by the person and the federal government:

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4 (i) A notice of intent to sell or transfer the
5 real property in this state to the federal government; and

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7 (ii) Evidence that the federal government would
8 be acquiring the real property in this state pursuant to an
9 enumerated constitutional power which may involve the
10 exercise of the federal power of eminent domain.

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12 (d) If a person fails to submit the information
13 required by subsection (c) of this section before a legally
14 binding agreement is entered into by the person and the
15 federal government to sell or transfer real property in
16 this state to the federal government, the person shall be
17 liable for a civil penalty in an amount equal to the net
18 proceeds received from the sale or transfer of the real
19 property.

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21 (e) For purposes of acquiring consent from the
22 Wyoming legislature as required by subsection (b) of this
23 section, the Wyoming legislature during regular or special

1 session may approve or reject a notice of intent to sell or
2 transfer the real property to the federal government by
3 legislative order. When the legislature is not in regular
4 or special session, the management council shall have the
5 right to approve or reject a notice of intent to sell or
6 transfer the real property to the federal government by a
7 majority vote. The legislature or the management council
8 shall not approve a notice of intent to sell or transfer
9 real property to the federal government unless the federal
10 government would be acquiring the real property pursuant to
11 an enumerated constitutional power which may involve the
12 exercise of the federal power of eminent domain. The
13 legislature or the management council shall approve or
14 reject the notice of intent to sell or transfer the real
15 property under this subsection not later than ten (10) days
16 after receipt of the notice. If the legislature or
17 management council does not approve or reject notice of
18 intent to sell or transfer the real property within ten
19 (10) days after receipt of the notice then the notice for
20 the sale to proceed is deemed rejected.

21

1 **Section 2.** The legislature and the management council
2 shall adopt all rules and policies necessary to implement
3 this act.

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5 **Section 3.** This act shall apply to notices of intent
6 to sell or transfer real property to the federal government
7 entered into on and after July 1, 2025.

8

9 **Section 4.** This act is effective July 1, 2025.

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(END)