



MEMORANDUM

DATE: November 1, 1993
TO: Conservation Districts
FROM: Jim Schwartz 

Recently, Karen Musgrave with the State Department of Audit requested an opinion from Mary Guthrie with the Attorney General's office regarding:

Question: May members of a conservation district be reimbursed for the expenses of feeding livestock, calving care or baby sitting when they are performing their board duties?

Answer: No. W.S. 11-16-118 (a) provides that district supervisors may be paid "expenses, including traveling expenses, necessarily incurred in the discharge of his duties." The expenses contemplated by the language are only mileage, food and lodging costs. No one, including elected officials, state employees and board members, is compensated for anything more than actual travel expenses.

We felt, it was necessary to advise all districts of this opinion. If you have any questions, please give us a call.

JSS

Board Members

Peter John Camino
Buffalo

Michael J. Dalles
Laramie

Wayne Korell
Lingle

Elaine Moore
Douglas

Hight Proffit
Evanston

Denny Smith
Powell

Ronald Vore
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THE STATE OF WYOMING

Attorney General

MIKE SULLIVAN
GOVERNOR

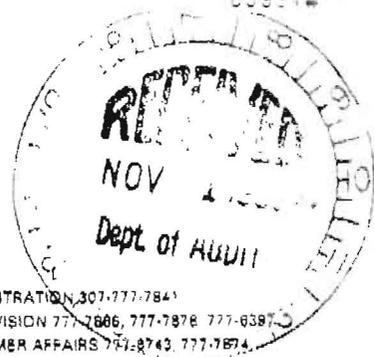
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October 28, 1993



Post-It™ brand fax transmittal memo 7671		# of pages	2
To	Jim Schwartz		
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Co.	Dept of Audit		
Dept.	Cons Districts		
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Karen Musgrave
Department of Audit
Herschler Building
Cheyenne, WY 82002

Dear Karen:

Ralph Thomas has asked for assistance in responding to your letter of September 21, 1993. Here are our answers to the questions:

1. May the town of _____ provide a loan guarantee to a corporation which is building a motel in the town?

No. This course of action is expressly prohibited by Article 5, §6 of the Wyoming Constitution. That section provides that:

Neither the state nor any county, city, township, town, school district or any other political subdivision, shall loan or give its credit or make donations to or in aid of any individual, association or corporation . . .

2. Does the town of _____ have to provide the public a list of salaries and bills paid?

Yes. You have provided me with a letter from the city attorney which contains the opinion that because the town of _____ is not required to publish the minutes of its proceedings, because no newspaper is published in _____ that it doesn't have to provide notice of how public funds are expended.

I disagree with that opinion. While the town of _____ may post a copy of the minutes of its meetings in the town clerk's office instead of publishing them in a newspaper, it is not exempt from advising the residents of the town how public moneys have been spent. Therefore, it is our view that the town must post financial information described in W.S. §15-1-109(a) and (b) along with the minutes of its meetings.

3. May members of a conservation district be reimbursed for the expenses of feeding livestock, calving care or baby sitting when they are performing their board duties?

No. W.S. §11-16-118(a) provides that district supervisors may be paid "expenses, including traveling expenses, necessarily incurred in the discharge of his duties." The expenses contemplated by that language are only mileage, food and lodging costs. No one, including elected officials, state employees and board members, is compensated for anything more than actual travel expenses.

Please contact me if you have further questions.

Sincerely,

Mary B. Guthrie

Mary B. Guthrie
Senior Assistant Attorney General

xc: Ralph Thomas

*Looks like a good answer to me -
Call if you have any concerns
or questions on it.
Karen*