

S.F. No. 0070	Revisor's bill.
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Sponsored By: Management Council

AN ACT relating to the revision of statutes; correcting statutory references and language resulting from inadvertent errors and omissions in previously adopted legislation; amending obsolete references; specifying applicability; and providing for an effective date.

2/5/2018 Bill Number Assigned
2/9/2018 S Received for Introduction
2/13/2018 S Introduced and Referred to S12 - Rules 29-0-1-0-0

ROLL CALL

Ayes: Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Barnard, Bebout, Boner, Bouchard, Burns, Case, Christensen, Coe, Dockstader, Driskill, Ellis, Emerich, Hastert, Hicks, Kinskey, Landen, Moniz, Nethercott, Pappas, Perkins, Peterson, Rothfuss, Scott, Von Flatern, Wasserburger

Excused: Senator Meier

Ayes 29 **Nays** 0 **Excused** 1 **Absent** 0 **Conflicts** 0

2/15/2018 S12 - Rules:Recommend Amend and Do Pass 5-0-0-0-0

ROLL CALL

Ayes: Senator(s) Bebout, Hastert, Perkins, Rothfuss, Von Flatern

Ayes 5 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

2/15/2018 S Placed on General File

SF0070SS001/ADOPTED

Page 1-line 9 After "W.S." insert "1-15-505(a) (intro), 3-1-111(b),".

Page 1-line 12 After "9-2-1704(c)," insert "9-17-119(g), 11-28-103(a),"; after "11-31-301(m)," insert "16-3-107(g), 17-29-203(a) (v),".

Page 1-after line 14 Insert:

"1-15-505. Service of writ; notice to judgment debtor in continuing garnishment; payment to clerk of court.

(a) The judgment creditor shall serve two (2) copies of the writ of continuing garnishment upon the garnishee, one (1) copy of which the garnishee shall deliver to the judgment debtor as provided in W.S. 1-15-506. The writ shall be served on the garnishee in the same manner as a summons under Rule 4(d) of the Wyoming Rules of Civil Procedure or by certified mail sent to the garnishee at the address of its principal place of business in accordance with Rule ~~4(1)-(2)~~ 4(r) of the Wyoming Rules of Civil Procedure. The writ shall include notice to the judgment debtor of the formula used to calculate:

3-1-111. Complaint against guardian or conservator.

(b) The clerk shall immediately send a copy of the complaint report to the guardian or conservator in the manner provided for service of process under Rule ~~4(1)-(2)~~ 4(r) (2) of the Wyoming Rules of Civil Procedure."

Page 7-after line 23 Insert:

"9-17-119. Prize proceeds subject to attachments, garnishments or executions; validation of winning tickets; prohibited purchases; money dispensing machines; unclaimed prize money.

(g) Unclaimed prize money shall not constitute net lottery proceeds. A portion of unclaimed prize money, not to exceed two hundred thousand dollars (\$200,000.00) annually, shall be used by the corporation to develop, in consultation with the department of health programs for the treatment of compulsive gambling disorder and educational programs related to the disorder. In addition, unclaimed prize money may be added to the pool from which future prizes are to be awarded or used for special prize promotions.

11-28-103. Constructing of unlawful wire fence; liability and penalty; reconstruction required; penalty for failure.

(a) Any person who constructs or maintains any unlawful wire fence contrary to this ~~act~~ chapter, is liable in a civil action for all damages to animals that may occur by reason of the unlawful enclosure. The owner of any unlawful wire fence is guilty of a misdemeanor and shall be fined not less than five dollars (\$5.00) nor more than twenty-five dollars (\$25.00), and for each subsequent offense the fine shall not be less than twenty-five dollars (\$25.00) nor more than one hundred dollars (\$100.00).".

Page 8-after line 15 Insert:

"16-3-107. Contested cases; general procedure.

(g) In all contested cases the taking of depositions and discovery shall be available to the parties in accordance with the provisions of Rules 26, 28 through 37 (excepting Rule 37(b)(1) and ~~37(b)(2)(D)~~ 37(b)(2)(A)(vii) therefrom) of the Wyoming Rules of Civil Procedure in effect on the date of the enactment of this act and any subsequent rule amendments thereto. All references therein to the "court" shall be deemed to refer to the appropriate "agency"; all references to the use of the subpoena power shall be references to subsection (c) of this section; all references to "trial" shall be deemed references to "hearing"; all references to "plaintiff" shall be deemed references to "a party". If a party or other witness refuses to be sworn or refuses to answer any question after being directed to do so by the agency in which the action is pending, the refusal to obey the agency order shall be enforced in the same manner as is provided in subsection (c) of this section.

17-29-203. Signing of records to be delivered for filing to secretary of state.

(a) A record delivered to the secretary of state for filing pursuant to this chapter shall be signed as follows:

(v) A statement of cancellation under W.S. ~~17-29-201(d)(ii)~~ 17-29-201(e)(ii) shall be signed by each organizer that signed the initial articles of organization, but a personal representative of a deceased or incompetent organizer may sign in the place of the decedent or incompetent;". BEBOUT, CHAIRMAN

2/19/2018 S COW:Passed
2/20/2018 S 2nd Reading:Passed
2/21/2018 S 3rd Reading:Passed 29-0-1-0-0

ROLL CALL

Ayes: Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Barnard, Bebout, Boner, Bouchard, Burns, Case, Christensen, Coe, Driskill, Ellis, Emerich, Hastert, Hicks, Kinskey, Landen, Meier, Moniz,

Nethercott, Pappas, Perkins, Peterson, Rothfuss, Scott, Von Flatern, Wasserburger

Excused: Senator Dockstader

Ayes 29 **Nays** 0 **Excused** 1 **Absent** 0 **Conflicts** 0

2/22/2018 H Received for Introduction

2/27/2018 H Introduced and Referred to H12 - Rules

3/2/2018 H12 - Rules:Recommend Do Pass 12-0-1-0-0

ROLL CALL

Ayes: Representative(s) Burkhart, Connolly, Greear, Harshman, Laursen, Madden, Miller, Nicholas, Pelkey, Sommers, Walters, Wilson

Excused: Representative Northrup

Ayes 12 **Nays** 0 **Excused** 1 **Absent** 0 **Conflicts** 0

3/2/2018 H Placed on General File

3/7/2018 H COW:Passed

3/8/2018 H 2nd Reading:Passed

SF0070H3001/ADOPTED

(TO ENGROSSED COPY)

Page 1-line 15 After "23-2-209," insert "26-3-122(b),".

Page 13-after line 19 Insert:

"26-3-122. Service of process; service generally.

(b) In case the process is issued by ~~a justice of the peace or other~~ an inferior court, it may be directed to and served in duplicate by an officer authorized to serve process in the city or county of the commissioner's office, at least fifteen (15) days before the return day thereof, and that service confers jurisdiction."

Page 17-line 20 Delete "9-2-1016(h)(iii) is" and insert
"5-9-104 and 9-2-1016(h)(iii) are". MILLER

3/9/2018 H 3rd Reading:Passed 57-3-0-0-0

ROLL CALL

Ayes: Representative(s) Allen, Barlow, Biteman, Blackburn, Blake, Bovee, Brown, Burkhart, Byrd, Clem, Connolly, Court, Crank, Dayton, Edwards, Eklund, Eyre, Flitner, Freeman, Furphy, Gierau, Gray, Greear, Haley, Hallinan, Halverson, Harshman, Henderson, Hunt, Kinner, Kirkbride, Larsen, Laursen, Lindholm, Loucks, MacGuire, Madden, Miller, Nicholas, Northrup, Obermueller, Olsen, Paxton, Pelkey, Piiparinen, Pownall, Salazar, Schwartz, Simpson, Sommers, Steinmetz, Stith, Sweeney, Walters, Wilson, Winters, Zwonitzer

Nays: Representative(s) Clausen, Jennings, Lone

Ayes 57 **Nays** 3 **Excused** 0 **Absent** 0 **Conflicts** 0

3/10/2018 S Received for Concurrence

3/10/2018 S Concur:Passed 30-0-0-0-0

ROLL CALL

Ayes: Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Barnard, Bebout, Boner, Bouchard, Burns, Case, Christensen, Coe, Dockstader, Driskill, Ellis, Emerich, Hastert, Hicks, Kinskey, Landen, Meier, Moniz, Nethercott, Pappas, Perkins, Peterson, Rothfuss, Scott, Von Flatern, Wasserburger

Ayes 30 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

3/10/2018 Assigned Number SEA No. 0064

3/10/2018	S President Signed SEA No. 0064
3/10/2018	H Speaker Signed SEA No. 0064
3/14/2018	Governor Signed SEA No. 0064
3/14/2018	Assigned Chapter Number 108

Chapter No. 108 Session Laws of Wyoming 2018