

HOUSE BILL NO. HB0112

Multiple county-district attorneys.

Sponsored by: Representative(s) Harvey, Hammons, Jones,
Petersen, Quarberg and Simpson and
Senator(s) Coe, Geis and Peterson

A BILL

for

1 AN ACT relating to district attorneys; authorizing the
2 majority of county commissioners from any three or more
3 counties within a judicial district to create an office of
4 district attorney within those counties; specifying
5 appointment and election procedures for a district attorney
6 in a multi-county office of district attorney; and
7 providing for an effective date.

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

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11 **Section 1.** W.S. 9-1-801 is amended to read:

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13 **9-1-801. Office created; mandatory and permissive**
14 **establishment.**

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1 There shall be in each judicial district in which any one
2 (1) county has reached a population of sixty thousand
3 (60,000) or more the office of district attorney. In each
4 of the remaining judicial districts there shall be the
5 office of district attorney whenever a majority of the
6 county commissioners in each county within the judicial
7 district shall resolve that such an office of district
8 attorney should be created in that judicial district;
9 provided, however, that when a majority of the county
10 commissioners for each of three (3) or more counties within
11 a judicial district resolve to create an office of district
12 attorney, the office of district attorney shall be created.
13 The district attorney, serving in a judicial district in
14 which not all counties have resolved to create the office
15 of district attorney shall serve only those counties in the
16 judicial district in which the county commissioners
17 resolved to create the office. An election of a district
18 attorney in a judicial district consisting of more than one
19 (1) county shall be governed by the Wyoming Election Code,
20 except the office for district attorney shall be filled by
21 the candidate who receives the largest number of votes at
22 the general election from among the voters of the counties
23 that will be served by the office of the district attorney.

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1 **Section 2.** This act is effective May 1, 2006.

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3 (END)