

HOUSE BILL NO. HB0189

Prison contraband.

Sponsored by: Representative(s) Olsen, Alden and Buchanan

A BILL

for

1 AN ACT relating to crimes and offenses; establishing
2 elements for the crime of taking contraband into penal
3 institutions; providing a definition; providing penalties;
4 and providing for an effective date.

5

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

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8 **Section 1.** W.S. 6-5-213 is created to read:

9

10 **6-5-213. Taking contraband into penal institutions;**
11 **definitions; penalties.**

12

13 (a) Except as authorized by a person in charge, no
14 person shall:

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1 (i) Intentionally convey or attempt to convey
2 contraband to a person confined in a state penal
3 institution; or

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5 (ii) Intentionally make, obtain or possess
6 contraband if the person is officially confined in a state
7 penal institution.

8
9 (b) Any person who violates any provision of
10 subsection (a) of this section is guilty of a misdemeanor
11 punishable by imprisonment for not more than one (1) year,
12 a fine of not more than two thousand dollars (\$2,000.00),
13 or both, unless the crime is committed by an employee,
14 contractor or volunteer of the penal institution, in which
15 event the person is guilty of a felony punishable by
16 imprisonment for not more than two (2) years, a fine of not
17 more than five thousand dollars (\$5,000.00), or both.

18
19 (c) As used in this section, "contraband" means:

20
21 (i) Cellular telephone or other unauthorized
22 electronic communications device;

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24 (ii) Cigarette or other tobacco product;

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2 (iii) Money;

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4 (iv) Any tool or other item that may be used to
5 facilitate escape from the custody of the penal
6 institution; or

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8 (v) Any other item that the person confined in
9 the official custody of a state penal institution is
10 prohibited by law from making, obtaining or possessing.

11

12 **Section 2.** This act is effective July 1, 2007.

13

14 (END)