

HOUSE BILL NO. HB0141

Forcible entry and detainer amendments.

Sponsored by: Representative(s) Stubson and Brown and
Senator(s) Jennings

A BILL

for

1 AN ACT relating to civil procedure; amending the forcible
2 entry and detainer provisions as specified; and providing
3 for an effective date.

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

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7 **Section 1.** W.S. 1-21-1006 and 1-21-1008(b) are
8 amended to read:

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10 **1-21-1006. Proceedings when defendant appears.**

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12 If the defendant appears, a like complaint shall be
13 admitted or denied in the answer of the defendant. Both
14 parties may be allowed to amend. If no answer ~~is made~~ has
15 been filed by the defendant, he may not offer evidence upon

1 his part, but shall only be allowed to cross-examine the
2 plaintiff's witnesses.

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4 1-21-1008. Trial by judge or jury; judgment and
5 costs.

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7 (b) If the case is one based on failure to pay rent,
8 the court shall further find the amount of rent due and
9 payable at the time of ~~commencement of the action~~ the
10 hearing, together with the terms and conditions of the
11 agreement between the parties in relation to the amount and
12 time of payment of rent. If the trial is by jury the
13 verdict shall contain a finding of these facts and the
14 court shall recite such findings in the docket entry of
15 proceedings. The court, upon these findings, in addition to
16 entering judgment for the plaintiff to have restitution,
17 shall render judgment in accordance with the findings for
18 the amount of rent found due, together with costs and
19 attorney's fees as provided by the lease, and shall issue
20 execution separate from the writ of restitution for the
21 rent found due and costs as in other actions.

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