

HOUSE BILL NO. HB0053

State land violations.

Sponsored by: Joint Agriculture, State and Public Lands
and Water Resources Interim Committee

A BILL

for

1 AN ACT relating to state lands; requiring restitution for
2 state land violations; providing that violation of a board
3 order is a prohibited act; and providing for an effective
4 date.

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

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8 **Section 1.** W.S. 36-2-107(b)(intro), (iv), (v) and by
9 creating a new paragraph (vi) is amended to read:

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11 **36-2-107. Rules and regulations; general penalty for**
12 **violations; enforcement.**

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14 (b) Any person who knowingly violates any provision
15 of this subsection is guilty of a misdemeanor and shall be
16 fined not more than seven hundred fifty dollars (\$750.00),

1 imprisoned for not more than six (6) months, or both. In
2 addition, any person found guilty under this section may be
3 ordered to pay restitution to the board for actual
4 pecuniary damage resulting from the illegal actions of the
5 person. Restitution may be excused if a court finds that
6 the defendant has no ability to pay. In determining the
7 amount of restitution under this subsection, the court
8 shall consider, and include as a special finding, the
9 reasonably foreseeable actual pecuniary damage that has or
10 will result from the illegal activities of the defendant.
11 Any restitution received under this subsection shall be
12 deposited into an account designated by the board for use
13 to restore the rights and property of the board. The acts
14 prohibited under this subsection are:

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16 (iv) Building, maintaining, using or attending
17 an open fire, campfire or charcoal grill on state land
18 except in areas established by the board; ~~and~~

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20 (v) Camping overnight on state land except in
21 areas established by the board; ~~and~~ and

22

1 (vi) Violating any lawful order issued by the
2 board for the direction, control, leasing, care and
3 disposal of state lands pursuant to W.S. 36-2-101.

5 **Section 2.** This act is effective immediately upon
6 completion of all acts necessary for a bill to become law
7 as provided by Article 4, Section 8 of the Wyoming
8 Constitution.

10 (END)