

Sponsored By: Representative(s) Pownall, Greear, Hallinan, Halverson, Jennings, Loucks, Steinmetz, Winters and Zwonitzer and Senator(s) Christensen, Driskill, Von Flatern and Wasserburger

AN ACT relating to the victim and witness bill of rights; providing for the return of property where photographs may be submitted into evidence in place of the property as specified; and providing for an effective date.

1/6/2017 Bill Number Assigned
 1/9/2017 H Received for Introduction
 1/12/2017 H Introduced and Referred to H01 - Judiciary
 1/20/2017 H01 - Judiciary:Recommend Amend and Do Pass 9-0-0-0-0

ROLL CALL

Ayes: Representative(s) Baker, Biteman, Jennings, Kirkbride, Olsen, Pelkey, Pownall, Salazar, Winters

Ayes 9 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

1/20/2017 H Placed on General File

HB0087HS001/ADOPTED

Page 1-line 8 After "1-40-208(b)" insert "and (c)".
 Page 2-line 2 After "needed." delete balance of line.
 Page 2-lines 3 through 5 Delete entirely insert "The prosecuting attorney shall notify the attorneys for the defendants of the intention to return the property twenty (20) days prior to its return to enable the defendants to seek relief from the court. No notice is required in the absence of a known suspect or defendant unless otherwise ordered by the court. No later than sixty days (60) after the property is taken as evidence, the prosecuting attorney shall make an initial determination whether to expedite the return of property to the victim or witness. The prosecuting attorney in exercising discretion to expedite the return of property shall consider whether:".
 Page 2-line 7 Delete "are" insert "would be".
 Page 2-line 8 After "evidence" insert "in lieu of the property".
 Page 2-line 11 Delete "place" insert "lieu"; delete "not".
 Page 2-line 14 Delete "not".
 Page 2-line 17 Delete "not".
 Page 2-After line 17 Insert

(c) The trial court exercising jurisdiction over a criminal proceeding shall, if requested, enter appropriate orders to ~~implement the provisions of this section~~ preserve the property for evidentiary analysis or use, or return the property to the victim or witness as appropriate. KIRKBRIDE, CHAIRMAN

1/23/2017 H COW:Passed

1/24/2017 H 2nd Reading:Passed
1/25/2017 H 3rd Reading:Passed 58-0-2-0-0

ROLL CALL

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

Excused: Representative(s) Halverson, McKim

Ayes 58 **Nays** 0 **Excused** 2 **Absent** 0 **Conflicts** 0

1/27/2017 S Received for Introduction
2/6/2017 S Introduced and Referred to S01 - Judiciary
2/13/2017 S01 - Judiciary:Recommend Do Pass 3-2-0-0-0

ROLL CALL

Ayes: Senator(s) Anselmi-Dalton, Christensen, Hicks

Nays: Senator(s) Kinskey, Nethercott

Ayes 3 **Nays** 2 **Excused** 0 **Absent** 0 **Conflicts** 0

2/13/2017 S Placed on General File
2/22/2017 S COW:Passed

2/23/2017 S 2nd Reading:Passed
2/24/2017 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, Coe, Dockstader, Driskill, Ellis, Emerich, Hastert, Hicks, Kinskey, Landen, Meier, Moniz, Nethercott, Pappas, Perkins, Peterson, Rothfuss, Scott, Von Flatern, Wasserburger

Excused: Senator Christensen

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

2/24/2017 Assigned Number HEA No. 0070
2/27/2017 H Speaker Signed HEA No. 0070
2/27/2017 S President Signed HEA No. 0070
3/6/2017 Governor Signed HEA No. 0070
3/6/2017 Assigned Chapter Number

Chapter No. 101 Session Laws of Wyoming 2017