

Bill No.: HB0087

Effective: 7/1/2017

LSO No.: 17LSO-0338

Enrolled Act No.: HEA No. 0070

Chapter No.: [Chapter Number_RO]

Prime Sponsor: Pownall

Catch Title: Return of victim's property held as evidence.

Subject: Return of property held as evidence to a victim or witness

Summary/Major Elements:

- The Victims Bill of Rights requires criminal justice agencies to work together to expedite the return of personal property of a victim or witness when the property is no longer needed.
- This bill specifies that the prosecuting attorney shall make an initial determination whether to expedite the return of property to a victim or witness within sixty days after the property is taken as evidence. In exercising discretion regarding the return of property, the prosecuting attorney is directed to consider:
 - If photographs of the property will be admissible in lieu of the property;
 - If the photographs will substantially prejudice any criminal proceedings;
 - If the property is required for evidentiary analysis; and
 - If the ownership of the property is disputed.
- This bill also requires the prosecuting attorney to notify the attorney for the defendant of the intent to return the property within twenty days prior to the return of the property.

The above summary is not an official publication of the Wyoming Legislature and is not an official statement of legislative intent. While the Legislative Service Office endeavored to provide accurate information in this summary, it should not be relied upon as a comprehensive abstract of the bill.
