

SF0060

Protection of children-child endangerment amendments.

Sponsored By: Senator(s) Schuler and Ellis and Representative(s) Barlow, Crank, Kirkbride and Zwonitzer

AN ACT relating to the protection of children; amending when a child may be taken into protective custody as specified; and providing for an effective date.

1/7/2019 Bill Number Assigned
1/8/2019 S Received for Introduction
1/10/2019 S Introduced and Referred to S01 - Judiciary
1/14/2019 S01 - Judiciary:Recommend Amend and Do Pass 4-1-0-0-0

ROLL CALL

Ayes: Senator(s) Anselmi-Dalton, Boner, Kost, Von Flatern

Nays: Senator Nethercott

Ayes 4 **Nays** 1 **Excused** 0 **Absent** 0 **Conflicts** 0

1/14/2019 S Placed on General File

SF0060SS001/ADOPTED

Page 1-line 9 After "6-4-403(b)(iii)" delete "and (d)".
Page 2-lines 11 through 21 Delete entirely.
Page 4-lines 8 through 10 Delete entirely.
Page 4-line 11 Delete "examination." and insert:
"(d) Any authorized person examining a child and finding probable cause to believe the child is a victim of child abuse or neglect and having probable cause to believe that other children residing in the same home may also be a victim of child abuse or neglect may bring any other child residing in the same home for examination.".
Page 4-line 13 Delete "medical".
Page 4-line 16 Delete "medical".
Page 5-line 10 Before "surroundings" strike "his" and insert "the child's".
Page 7-line 11 Delete "twenty-four (24)" and insert "forty-eight (48)". NETHERCOTT, CHAIRMAN

SF0060SW001/ADOPTED

Page 1-line 9 Delete the Senate standing committee amendment (SF0060SS001/A) to this line; delete "6-4-403(b)(iii) and (d),".
Page 1-line 12 Before "(b)" delete "," and insert "and"; after "(b)" delete ", (c) by creating a new paragraph (iii) and (d)".
Page 2-lines 1 through 9 Delete entirely.
Page 6-lines 11 through 23 Delete entirely.
Page 7-lines 2 through 12 Delete entirely including the Senate standing committee amendment (SF0060SS001/A) to these lines.
ANSELMI-DALTON

1/15/2019 S COW:Passed

SF0060S2001/ADOPTED

Page 1-line 1 Delete "and offenses" and insert ";".
Page 1-line 2 Delete entirely.

Page 1-line 3 Delete line through "endangering a child;".
Page 1-line 9 Delete "6-4-405(a)(i)".
Page 1-line 10 Delete "through (iii) and (b),".
Page 3-lines 1 through 23 Delete entirely.
Page 4-lines 1 and 2 Delete entirely. ANSELMI-DALTON, SCHULER

1/16/2019 S 2nd Reading:Passed
1/17/2019 S 3rd Reading:Passed 16-14-0-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Anselmi-Dalton, Baldwin, Boner, Coe, Ellis, Gierau, James, Kost, Moniz, Pappas, Rothfuss, Schuler, Scott, Von Flatern, Wasserburger
Nays: Senator(s) Agar, Bebout, Biteman, Bouchard, Case, Dockstader, Driskill, Hicks, Hutchings, Kinskey, Landen, Nethercott, Perkins, Steinmetz
Ayes 16 Nays 14 Excused 0 Absent 0 Conflicts 0

1/22/2019 H Received for Introduction
2/6/2019 H Introduced and Referred to H01 - Judiciary
2/8/2019 H01 - Judiciary:Recommend Amend and Do Pass 6-2-1-0-0

ROLL CALL

Ayes: Representative(s) Burlingame, Kirkbride, Pelkey, Pownall, Salazar, Stith
Nays: Representative(s) Gray, Jennings
Excused: Representative Washut
Ayes 6 Nays 2 Excused 1 Absent 0 Conflicts 0

2/8/2019 H Placed on General File

SF0060HS001/ADOPTED (TO ENGROSSED COPY)
(CORRECTED COPY)

Page 2-lines 1 through 15 Delete entirely and insert:

"(d) Any physician, physician's assistant or nurse practitioner examining a child and finding reasonable cause to believe the child is a victim of child abuse or neglect and having reasonable cause to believe that other children residing in the same home may also be a victim of child abuse or neglect shall report to law enforcement the results of the examination and facts supporting reasonable cause with respect to the other child or children. Law enforcement may then bring any other child residing in the same home to a physician, physician's assistant or nurse practitioner for examination. The examination shall take place within twenty-four (24) hours. Any physician, physician's assistant, nurse practitioner or law enforcement officer denied access to a child for the purposes of examination under this subsection may seek an appropriate court order by ex parte proceedings or other appropriate proceedings to provide for the examination. After receiving the timely results of the examination the examining physician, physician's assistant, nurse practitioner, law enforcement officer or local child protective agency shall consider whether temporary protective custody is necessary under W.S. 14-3-405." KIRKBRIDE, CHAIRMAN

SF0060HW001.01/ADOPTED (TO ENGROSSED COPY)
(CORRECTED COPY)
[DIVIDED AMENDMENT]

Page 2-lines 1 through 15 In the House standing committee amendment (SF0060HS001/ACE) to these lines, in subsection (d), delete the last sentence and insert: "After receiving the timely results of the examination, the examining

physician, physician's assistant, nurse practitioner or law enforcement officer shall consider whether temporary protective custody is necessary under W.S. 14-3-405.". STITH

SF0060HW001.02/FAILED (TO ENGROSSED COPY)
(CORRECTED COPY)
[DIVIDED AMENDMENT]

Page 1-lines 7 through 9 Delete entirely and insert:
"Section 1. W.S. 14-3-206 by creating a new subsection (d) and 14-3-405(a) by creating a new paragraph (iii) are amended to read:".
Page 2-lines 19 and 20 Delete all new language.
Page 3-lines 1 through 7 Delete entirely.
Page 3 line 9 Delete ", or any other child residing in".
Page 3-line 10 Delete "the same household,"; after "is" insert ","; after "examination" insert ",".
Page 3-lines 16 through 23 Delete entirely.
Page 4-lines 1 through 5 Delete entirely. STITH

2/14/2019 H COW:Passed
2/15/2019 H 2nd Reading:Passed

SF0060H3001.01/ADOPTED (TO ENGROSSED COPY)
(CORRECTED COPY)
[DIVIDED AMENDMENT]

Page 1-line 8 After "(a)" delete balance of line.
Page 1-line 9 Delete "(iii) and (b)".
Page 3-line 3 Delete all new language.
Page 3-line 7 Strike "or".
Page 3-after line 7 Insert:
"(ii) The child's conduct or behavior seriously endangers himself and immediate custody appears necessary; ~~or~~".
Page 3-line 9 Delete ", or any other child residing in".
Page 3-line 10 Delete "the same household,".
Page 3-lines 16 through 23 Delete entirely.
Page 4-lines 1 through 5 Delete entirely. CLEM

SF0060H3001.02/FAILED (TO ENGROSSED COPY)
(CORRECTED COPY)
[DIVIDED AMENDMENT]

Page 2-lines 1 through 15 In the House standing committee amendment (SF0060HS001/ACE) to these lines, in subsection (d), delete the first sentence and insert: "Any physician, physician's assistant or nurse practitioner examining a child and finding reasonable cause to believe the child is a victim of child abuse and having reasonable cause to believe that other children residing in the same home may also be a victim of child abuse shall report to law enforcement the results of the examination and facts supporting reasonable cause with respect to the other child or children.". CLEM

2/19/2019 H 3rd Reading:Passed 31-25-4-0-0

ROLL CALL

Ayes: Representative(s) Barlow, Blackburn, Blake, Burlingame, Clausen, Clifford, Connolly, Crank, Dayton-Selman, Duncan, Eyre, Freeman, Furphy,

Hallinan, Kinner, MacGuire, Newsome, Paxton, Pelkey, Piiparinen, Roscoe, Salazar, Schwartz, Simpson, Sommers, Stith, Sweeney, Western, Wilson, Yin, Zwonitzer

Nays: Representative(s) Brown, Burkhart, Clem, Edwards, Eklund, Flitner, Gray, Greear, Haley, Henderson, Hunt, Jennings, Larsen, Laursen, Lindholm, Loucks, Miller, Nicholas, Olsen, Pownall, Styvar, Tass, Walters, Washut, Winter

Excused: Representative(s) Harshman, Kirkbride, Northrup, Obermueller

Ayes 31 **Nays** 25 **Excused** 4 **Absent** 0 **Conflicts** 0

2/20/2019 S Received for Concurrence

2/20/2019 S Concur:Failed 15-13-2-0-0

ROLL CALL

Ayes: Senator(s) Anselmi-Dalton, Baldwin, Boner, Driskill, Ellis, Gierau, Kost, Landen, Nethercott, Pappas, Rothfuss, Schuler, Scott, Von Flatern, Wasserburger

Nays: Senator(s) Agar, Anderson, Bebout, Biteman, Bouchard, Case, Coe, Dockstader, Hicks, Hutchings, Kinskey, Moniz, Steinmetz

Excused: Senator(s) James, Perkins

Ayes 15 **Nays** 13 **Excused** 2 **Absent** 0 **Conflicts** 0

2/20/2019 S Appointed JCC01 Members

Senator(s) Schuler, Anselmi-Dalton, Ellis

2/21/2019 S Concur:Bill Reconsideration Motion Passed by Roll Call 21-9-0-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Anselmi-Dalton, Baldwin, Boner, Coe, Dockstader, Driskill, Ellis, Gierau, Hicks, James, Kinskey, Kost, Landen, Moniz, Pappas, Rothfuss, Schuler, Scott, Von Flatern, Wasserburger

Nays: Senator(s) Agar, Bebout, Biteman, Bouchard, Case, Hutchings, Nethercott, Perkins, Steinmetz

Ayes 21 **Nays** 9 **Excused** 0 **Absent** 0 **Conflicts** 0

2/21/2019 S Concur:Passed 18-12-0-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Anselmi-Dalton, Baldwin, Boner, Coe, Dockstader, Ellis, Gierau, James, Kost, Landen, Moniz, Pappas, Rothfuss, Schuler, Scott, Von Flatern, Wasserburger

Nays: Senator(s) Agar, Bebout, Biteman, Bouchard, Case, Driskill, Hicks, Hutchings, Kinskey, Nethercott, Perkins, Steinmetz

Ayes 18 **Nays** 12 **Excused** 0 **Absent** 0 **Conflicts** 0

2/21/2019 Assigned Number SEA No. 0051

2/21/2019 S President Signed SEA No. 0051

2/22/2019 H Speaker Signed SEA No. 0051

2/26/2019 Governor Signed SEA No. 0051

2/26/2019 Assigned Chapter Number 77

Chapter No. 77 Session Laws of Wyoming 2019