

Chamberlain

#7-Corp

93 LSO-0698

# HOUSE BILL 0329

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HB0329

AN ACT to amend W.S. 9-1-802(c), 9-1-806(b), 9-1-807(b) and 18-3-303(b) relating to district and county attorneys; prohibiting district and county attorneys and their deputies and assistants from holding another office as specified; and providing for an effective date.

Introduced by: *W. Chamberlain*

**HOUSE ACTION ON HOUSE BILL**

11/26  Introduced  
 Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_

Read First Time and Ref. to Committee No. 7

Failed Introduction  
 Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_

Returned from Committee No. \_\_\_ with Recommendation:  
 Do Pass;  Amend & Do Pass;  Do Not Pass;  
 W/O Recomm;  Re-Refer to Committee No. \_\_\_

Re-referred to Committee No. \_\_\_

Returned from Committee No. \_\_\_ with Recommendation:  
 Do Pass;  Amend & Do Pass;  Do Not Pass;  
 W/O Recomm;  Re-Refer to Committee No. \_\_\_

Considered in Comm. of Whole  
 Amended  
 Recommended Do Pass  
 Failed Comm. of Whole  
 Indefinitely Postponed  
 Other: \_\_\_

Read Second Time  
 Amended  
 Do Pass  
 Do Not Pass  
 Accelerated to 3rd Rdg.

Read Third Time  
 Amended  
 Passed  Failed  
 Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_  
 Held for Reconsideration

Motion to Reconsider  
 Passed  Failed  
 Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_

Third Reading Vote (On Reconsideration)  
 Passed  Failed  
 Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_

Sent to Senate (No Amendments)  
 Sent to LSO for Engrossing  
 ENGROSSED  
 Sent to Senate

**(HOUSE ACTION CONT'D)**

Received from Senate with Request to Concur in Amendments.

House Concurred in Senate Amendments.

House Did not Concur in Senate Amendments.

JCC# \_\_\_  
 House Members \_\_\_ Senate Members \_\_\_  
 Ch. Ch.

Request for New Committee.  
 House Did Not Adopt JCC# \_\_\_  
 House Adopted JCC# \_\_\_  
 Senate Adopted  
 Senate Did not Adopt

JCC# \_\_\_  
 House Members \_\_\_ Senate Members \_\_\_  
 Ch. Ch.

Request for New Committee.  
 House Did Not Adopt JCC# \_\_\_  
 House Adopted JCC# \_\_\_  
 Senate Adopted  
 Senate Did not Adopt

JCC# \_\_\_  
 House Members \_\_\_ Senate Members \_\_\_  
 Ch. Ch.

Request for New Committee.  
 House Did Not Adopt JCC# \_\_\_  
 House Adopted JCC# \_\_\_  
 Senate Adopted  
 Senate Did not Adopt

Sent for Enrolling  
 Received from LSO  
 HEA No. \_\_\_  
 Signed by Speaker  
 Signed by President  
 Approved by Governor  
 Chapter No. \_\_\_

(SEE REVERSE SIDE OF BILL JACKET FOR SUMMARY OF SENATE ACTION)



House of Intro  
 To Com. No. \_\_\_\_\_  
 Stand Report Do    Amd    Not     
 Com Whole Do    Amd    Not     
 2nd Reading Amd     
 3rd Reading Amd    Pass    Fail   

Second House  
 To Com No. \_\_\_\_\_  
 Stand Report Do    Amd    Not     
 Com Whole Do    Amd    Not     
 2nd Reading Amd     
 3rd Reading Amd    Pass    Fail   

1993

STATE OF WYOMING

93LSO-0698.01

HOUSE BILL NO.   0329  

District and county attorneys.

Sponsored by: Representative(s) CHAMBERLAIN

A BILL

for

1 AN ACT to amend W.S. 9-1-802(c), 9-1-806(b), 9-1-807(b)  
 2 and 18-3-303(b) relating to district and county attorneys;  
 3 prohibiting district and county attorneys and their depu-  
 4 ties and assistants from holding another office as speci-  
 5 fied; and providing for an effective date.

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

7 Section 1. W.S. 9-1-802(c), 9-1-806(b), 9-1-807(b)  
 8 and 18-3-303(b) are amended to read:

9 9-1-802. Election; term; qualifications; full-time;  
 10 private practice and holding other office prohibited;  
 11 exception; salary; vacancies.

1           (c) Each district attorney shall devote full time to  
2 the performance of his duties and shall not engage in any  
3 private practice except to complete business pending at  
4 the time of his election if not in conflict with the  
5 duties of his office. NO DISTRICT ATTORNEY SHALL, WHILE  
6 HOLDING THE OFFICE TO WHICH HE WAS ELECTED OR APPOINTED,  
7 HOLD ANY OTHER ELECTED OR APPOINTED CIVIL OFFICE.

8           9-1-806. Deputy district attorneys; appointment;  
9 term; qualifications; full-time; private practice and  
10 holding other office prohibited; exceptions; salary.

11           (b) Each deputy district attorney shall devote full  
12 time to the performance of his duties and shall not engage  
13 in any private practice except to complete business pend-  
14 ing at the time of his appointment if not in conflict with  
15 the duties of his office. NO DEPUTY DISTRICT ATTORNEY  
16 SHALL, WHILE HOLDING THE OFFICE TO WHICH HE WAS ELECTED OR  
17 APPOINTED, HOLD ANY OTHER ELECTED OR APPOINTED CIVIL  
18 OFFICE.

19           9-1-807. Assistant district attorneys; appointment;  
20 term; qualifications; full-time; private practice and  
21 holding other office prohibited; exception; salary; part-  
22 time; qualifications and salary thereof.

1           (b) Each full-time assistant district attorney shall  
2 devote full time to the performance of his duties and  
3 shall not engage in any private practice except to com-  
4 plete business pending at the time of his appointment if  
5 not in conflict with the duties of his office. NO FULL-  
6 TIME ASSISTANT DISTRICT ATTORNEY SHALL, WHILE HOLDING THE  
7 OFFICE TO WHICH HE WAS ELECTED OR APPOINTED, HOLD ANY  
8 OTHER ELECTED OR APPOINTED CIVIL OFFICE.

9           18-3-303. Fees or salary; restriction upon employment  
10 or holding other office; failure to perform official  
11 duties.

12           (b) The board of county commissioners, or boards of  
13 county commissioners when counties have consolidated pur-  
14 suant to W.S. 18-3-301(b), may prohibit county and prose-  
15 cuting attorneys or their deputies from engaging in the  
16 private practice of law directly or indirectly. This sec-  
17 tion shall not prohibit the county and prosecuting attor-  
18 ney from completing all civil cases not in conflict with  
19 the interests of the county or counties, in which he is  
20 counsel and pending in court before he takes office. NO  
21 COUNTY AND PROSECUTING ATTORNEY OR DEPUTY COUNTY AND PROS-  
22 ECUTING ATTORNEY SHALL, WHILE HOLDING THE OFFICE TO WHICH  
23 HE WAS ELECTED OR APPOINTED, HOLD ANY OTHER ELECTED OR

1 APPOINTED CIVIL OFFICE.

2 Section 2. This act is effective January 1, 1994.

3 (END)