

83LSO 0464

# HOUSE BILL 0236,

HOUSE BILL 0236

**Title:**

AN ACT to create W.S. 11-18-114 through 11-18-121; and to amend W.S. 7-2-101, 11-1-103 and 11-20-201(b) relating to the livestock board; providing specified inspectors and employees as designated by the livestock board are peace officers while enforcing specified laws; providing for Wyoming livestock board citations; procedures for issuance; form, disposition and records; providing citations may be deemed a lawful complaint; and providing for an effective date.

Introduced by: *William A. "Roy" Crow*

DATE	ACTION	DATE	ACTION
JAN 1 8 1983	READ FIRST TIME	2-23-83	STANDING COMM. REPORT
	REFERRED TO COM. NO. <u>5</u>		DO PASS
	DELIVERED TO COM. NO. <u>5</u>		
JAN 27 1983	RETURNED		
	Recommended Amend and Do Pass <i>8 pages 2 hrs</i>		
JAN 31 1983	CONSIDERED IN COM. OF WHOLE		
	Standing Com. Amendment <u>HB 236 H 51/A</u>		
	<b>ADOPTED</b>		
	RECOMMENDED DO <u>PASS</u>		
FEB 1 1983	READ SECOND TIME		
	Amended as follows <u>HB 236 H 21/A</u>		
	<b>ADOPTED</b>		
FEB 2 1983	READ THIRD TIME		
	PASSED		
	Ayes <u>77</u> Noes <u>5</u> Excused <u>0</u> Absent <u>2</u>		
	Sent to Senate		
2-2-83	RECEIVED FROM HOUSE		
	SENT TO LSO FOR ENGROSSING		
	RECEIVED FROM LSO ENGROSSED		
	<b>ENGROSSED</b>		
2-3-83	<i>Sent to Senate</i>		
2-3-83	<div> <div> Read first time  Referred to Com N  Delivered to Com N </div> <div> <u>5</u>  <u>5</u>  <u>5</u> </div> </div>		

CONTINUED ON BACK

# 26B236 Hard Grading Date 2/2/83

# Roll Call of the House

## of the FORTY-SEVENTH LEGISLATURE

### of Wyoming

	Ayes	Noes	Excused	Absent		Ayes	Noes	Excused	Absent
ARNOLD	.			✓	PARKER	✓			
BARLOW	✓				PERKINS	✓			
BLACKWELL	✓				PHELAN	✓			
BROWN	✓				RANDOLPH	✓			
BUDD	✓				RATLIFF	.	✓		
BURNS	✓				ROBERTSON	✓			
BURTON	✓				ROTH	✓			
BYRD	✓				SALISBURY	✓			
CHAMBERLAIN	✓				SANDERS	✓			
CROSS	✓				SCHMIDT	✓			
DICKEY	✓				SCHWOPE	✓			
DOBOS	✓				SHREVE	✓			
<del>DOUGLAS</del>					SIDI	✓			
EDWARDS	✓				SIMONS	✓			
GERINGER	✓				SIMPSON	✓			
GETTER	✓				SORENSEN	.			✓
GRANT	✓				STAUFFER	✓			
HAGEMAN	✓				STEWART	.	✓		
HANSEN	✓				STRAND	✓			
HARRISON	✓				TIPTON	✓			
HENDRICKS	✓				TYSDAL	✓			
HERBST	✓				URBIGKIT, D.	✓			
HUMPHREY	✓				URBIGKIT, W.	.	✓		
JACKSON	✓				WALLIS	✓			
JENSEN	✓				WEAVER	✓			
JONES	✓				WIEDERSPAHN	✓			
LARSON, T.	✓				WOLFLEY	✓			
MACMILLAN	✓				ZUMBRUNNEN	✓			
MADER	✓				MR. SPEAKER	✓			
MALDONADO	✓				PRESENT _____ AYES <u>57</u> NOES <u>5</u> EXCUSED _____ ABSENT <u>2</u> TOTAL <u>64</u> LESS <u>7</u> <u>57</u>				
MARTON	✓								
MCILVAIN	✓								
MEENAN	.	✓							
MICHEL	✓								
MURPHY	.	✓							
ODDE	✓								

1

THE LEGISLATURE OF THE STATE OF WYOMING

2

House of Representatives

3

Cheyenne, January 26, 1983

4

Mr. Speaker:

5

Your Committee No. 5 on Agriculture, Public Lands & Water Resources to whom was referred House Bill 0236 respectfully reports same back to the House with the recommendation that it DO PASS with the following amendments:

9

HB0236HS1/

10

Page 1-line 2 Following "W.S." insert "7-2-101,"; following "11-1-103" insert "and 11-20-201(b)".

11

12

Page 1-line 2 Following "," insert "providing specified inspectors and employees as designated by the livestock board are peace officers while enforcing specified laws;".

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Page 2-lines 2 through 5 Delete and insert:

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"(a) Every inspector of the Wyoming livestock board authorized under W.S. 11-20-201 and every employee of the board whose primary function is livestock inspection who has qualified pursuant to W.S. 9-1-701 through 9-1-707, specifically designated by the board, and every other peace officer may arrest without warrant any person violating the Wyoming livestock board laws consisting of W.S. 11-19-101 through 11-24-115 and 11-29-101 through 11-30-113 and any laws prohibiting theft or mutilation of livestock or any part thereof.".

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28

Page 6-line 17 Following "W.S." insert "7-2-101,"; delete "is" and insert "and 11-20-201(b) are".

29

Page 6-following line 17 Insert the following:

30

"7-2-101. Definition of "peace officer".

31

32

(a) As used in W.S. 7-2-101 through 7-2-103 "peace officer" means:

33

(i) Any duly authorized member of a:

34

(A) Sheriff's office;7

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(B) Municipal police force;7 OR

36

37

(C) College or university campus police force.7

(ii) The Wyoming highway patrol;

(iii) Game and fish law enforcement personnel qualified pursuant to W.S. 9-3-1901 9-1-701 through 9-3-1906 9-1-707 and when enforcing Wyoming felony statutes following observation or discovery of the commission of a felony, during the performance of their statutory duties, or while responding to requests to assist other peace officers performing their official duties; and

(iv) Special agents of the state of Wyoming charged with the enforcement of criminal statutes and ordinances; AND

(v) PERSONS DESIGNATED UNDER W.S. 11-18-114(a) WHEN ENFORCING W.S. 11-19-101 THROUGH 11-24-115 AND 11-29-101 THROUGH 11-30-113 AND ANY LAWS PROHIBITING THEFT OR MUTILATION OF LIVESTOCK OR ANY PART THEREOF."

Page 7-following line 7 Insert the following:

"11-20-201. Designation of agency to implement brand inspection laws; compensation; bond required; employment, compensation and bond of inspectors; cooperative agreements with other states.

(b) The agency, with the approval of the board, shall employ inspectors as it deems necessary to carry out its duties. ~~In the enforcement of such duties, inspectors have the powers of sheriffs and other peace officers, and shall arrest and detain any person violating this act or any rules or regulations promulgated hereunder until a legal warrant can be obtained.~~ It may assign the inspectors to such places within or without the state as will, in its judgment, most effectively protect the livestock interests and the people of Wyoming. The inspectors shall serve at the pleasure of the agency and shall receive such salaries and compensation as determined by the agency with the approval of the board. Each inspector shall execute a bond to the state with good and sufficient surety in the sum of one thousand dollars (\$1,000.00), conditioned for the full and faithful performance and discharge of his duties. The bond shall be approved by and filed in the office of the board." -CROSS, CHAIRMAN

AYES  
Arnold  
Burns  
Geringer  
Hageman  
Herbst  
Humphrey  
Mader  
Cross

NOES  
Budd  
Simons

EXCUSED  
0

*William A. "Rory" Cross*  
Wm. A. "Rory" Cross Chairman

Page 1-line 2 Following "W.S." insert "7-2-101,"; following "11-1-103" insert "and 11-20-201(b)".

Page 1-line 2 Following ";" insert "providing specified inspectors and employees as designated by the livestock board are peace officers while enforcing specified laws;".

Page 2-lines 2 through 5 Delete and insert:

"(a) Every inspector of the Wyoming livestock board authorized under W.S. 11-20-201 and every employee of the board whose primary function is livestock inspection who has qualified pursuant to W.S. 9-1-701 through 9-1-707, specifically designated by the board, and every other peace officer may arrest without warrant any person violating the Wyoming livestock board laws consisting of W.S. 11-19-101 through 11-24-115 and 11-29-101 through 11-30-113 and any laws prohibiting theft or mutilation of livestock or any part thereof."

Page 6-line 17 Following "W.S." insert "7-2-101,"; delete "is" and insert "and 11-20-201(b) are".

Page 6-following line 17 Insert the following:

"7-2-101. Definition of "peace officer".

(a) As used in W.S. 7-2-101 through 7-2-103 "peace officer" means:

(i) Any duly authorized member of a:

(A) Sheriff's office;

(B) Municipal police force; OR

(C) College or university campus police force.

(ii) The Wyoming highway patrol;

(iii) Game and fish law enforcement personnel qualified pursuant to W.S. ~~9-3-1901~~ 9-1-701 through 9-3-1906 9-1-707 and when enforcing Wyoming felony statutes following observation or discovery of the commission of a felony, during the performance of their statutory duties, or while responding to requests to assist other peace officers performing their official duties; ~~7-and~~

(iv) Special agents of the state of Wyoming charged with the enforcement of criminal statutes and ordinances; AND

(v) PERSONS DESIGNATED UNDER W.S. 11-18-114(a) WHEN ENFORCING W.S. 11-19-101 THROUGH 11-24-115 AND 11-29-101 THROUGH 11-30-113 AND ANY LAWS PROHIBITING THEFT OR MUTILATION OF LIVESTOCK OR ANY PART THEREOF."

1 Page 7-following line 7 Insert the following:

2 "11-20-201. Designation of agency to implement brand  
3 inspection laws; compensation; bond required; employment,  
4 compensation and bond of inspectors; cooperative agreements  
5 with other states.

6 (b) The agency, with the approval of the board, shall  
7 employ inspectors as it deems necessary to carry out its  
8 duties. ~~In-the-enforcement-of-such-duties,-inspectors-have~~  
9 ~~the-powers-of-sheriffs-and-other-peace-officers,-and--shall~~  
10 ~~arrest-and-detain-any-person-violating-this-act-or-any-rules~~  
11 ~~or--regulations--promulgated-hereunder-until-a-legal-warrant~~  
12 ~~can-be-obtained-~~ It may assign the inspectors to such places  
13 within or without the state as will, in its judgment, most  
14 effectively protect the livestock interests and the people  
15 of Wyoming. The inspectors shall serve at the pleasure of  
16 the agency and shall receive such salaries and compensation  
17 as determined by the agency with the approval of the board.  
18 Each inspector shall execute a bond to the state with good  
19 and sufficient surety in the sum of one thousand dollars  
20 (\$1,000.00), conditioned for the full and faithful perfor-  
21 mance and discharge of his duties. The bond shall be  
22 approved by and filed in the office of the board." -CROSS,  
23 CHAIRMAN

ADOPTED

HB0236H21/A

Page 7-line 4

Delete "." insert ":". -SIDI

ADOPTED

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 _____

## INTRODUCED

1983

STATE OF WYOMING

83LSO-0464.01

HOUSE BILL NO. 0236

Enforcement of livestock laws.

Sponsored by: Representative(s) CROSS and HAGEMAN

### A BILL

for

1 AN ACT to create W.S. 11-18-114 through 11-18-121; and to  
 2 amend W.S. 11-1-103 relating to the livestock board; pro-  
 3 viding for Wyoming livestock board citations; procedures  
 4 for issuance; form, disposition and records; providing  
 5 citations may be deemed a lawful complaint; and providing  
 6 for an effective date.

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

8 Section 1. W.S. 11-18-114 through 11-18-121 are  
 9 created to read:

10 11-18-114. Arrest without warrant; when person

1     arrested to be taken immediately before a court.

2           (a) Every employee or agent of the Wyoming livestock  
3 board, specifically designated by the board, and peace  
4 officer may arrest without warrant any person violating  
5 the Wyoming livestock board laws.

6           (b) When the offense charged is punishable as a mis-  
7 demeanor, the arrested person shall be taken immediately  
8 before the nearest or most readily accessible court having  
9 jurisdiction of the offense in the county where the  
10 offense is alleged to have been committed unless the offi-  
11 cer accepts the written promise to appear at a later time  
12 as hereinafter provided.

13           11-18-115. Notice to appear in court, release upon  
14 written promise to appear.

15           (a) When the person arrested is not immediately  
16 taken before the proper court, the arresting officer shall  
17 prepare a citation in triplicate, giving written notice to  
18 appear in court, containing the name and address of the  
19 person arrested, the offense charged and the time and  
20 place where person shall appear in court.

21           (b) The place specified in the citation must be  
22 before the proper court in the county in which the offense



1 charged is alleged to have been committed.

2 (c) The arrested person, in order to secure release  
3 as provided in this section, shall give his written prom-  
4 ise to appear in court by signing at least one (1) copy of  
5 the citation prepared by the arresting officer. The offi-  
6 cer shall deliver one (1) copy of the citation to the  
7 person promising to appear. Thereupon the officer shall  
8 forthwith release the person arrested from custody.

9 (d) Any officer violating any of the provisions of  
10 this section is guilty of misconduct and is subject to  
11 removal from office.

12 11-18-116. Failure to obey citation; appearance by  
13 counsel; penalty. No person shall violate his written  
14 promise to appear given to any officer upon issuance of a  
15 Wyoming livestock board citation regardless of the dis-  
16 position of the charge for which the citation was orig-  
17 inally issued. A written promise to appear in court may  
18 be complied with by an appearance by counsel.

19 11-18-117. Procedure prescribed herein not exclu-  
20 sive. W.S. 11-18-114 through 11-18-116 apply to all  
21 arrests without a warrant for violations of the Wyoming  
22 livestock board laws, but those procedures are not exclu-

1 sive of any other methods prescribed by law for the arrest  
2 and prosecution of a person for an offense of like grade.

3 11-18-118. Form for citations. The Wyoming livestock  
4 board shall provide an appropriate form of Wyoming live-  
5 stock board citations containing the notice to appear  
6 which shall be issued in books with citations in tripli-  
7 cate. The chief executive officer or his designee is  
8 responsible for the issuance of citation books, shall  
9 maintain a record of every such book issued and each cita-  
10 tion contained therein and shall require and obtain a  
11 receipt for every book issued.

12 11-18-119. Disposition and records of citations.

13 (a) Every person issuing a Wyoming livestock board  
14 citation shall deposit one (1) copy of the citation with  
15 the court having jurisdiction over the alleged offense.

16 (b) Upon the deposit of a copy of the citation with  
17 the proper court, the citation may be disposed of only by  
18 trial in that court, or other official action by a judge  
19 of that court, including forfeiture of the bail.

20 (c) No person shall dispose of a Wyoming livestock  
21 board citation or copies thereof, or of the record of the  
22 issuance of a citation, in a manner other than as provided

1 by this section.

2 (d) The chief executive officer of the Wyoming live-  
3 stock board, or his designee, shall require the issuing  
4 officer to return to him a copy of every Wyoming livestock  
5 board citation which has been spoiled or upon which any  
6 entry has been made and not issued to an alleged violator.

7 (e) The chief executive officer of the Wyoming live-  
8 stock board, or his designee, shall maintain in connection  
9 with every Wyoming livestock board citation issued a  
10 record of the disposition of the charge by the court.

11 11-18-120. When citation deemed a lawful complaint.  
12 If a Wyoming livestock board citation includes information  
13 and is sworn to as required by law with respect to a com-  
14 plaint charging commission of the offense alleged in the  
15 citation to have been committed, the citation when filed  
16 with the proper court is a lawful complaint for the pur-  
17 pose of prosecution.

18 11-18-121. Record of Wyoming livestock board; report  
19 of convictions to the board.

20 (a) Every justice of the peace or judge of any court  
21 shall keep a record of every conviction, forfeiture of  
22 bail, judgment of acquittal and the amount of fine or for-

1     feiture resulting from every such Wyoming livestock board  
2     citation deposited with or presented to the court.

3           (b) Within thirty (30) days after the conviction or  
4     forfeiture of bail of a person upon a charge of violating  
5     any provision of the Wyoming livestock board laws, every  
6     justice of the peace, judge or clerk of the court in which  
7     the conviction was had or bail was forfeited, shall for-  
8     ward to the Wyoming livestock board a certified abstract  
9     of the record of the court covering the case in which the  
10    person was convicted or forfeited bail. The abstract  
11    shall be made upon a form furnished by the Wyoming live-  
12    stock board and shall include the name and address of the  
13    party charged, the nature of the offense, the date of  
14    hearing, the plea, the judgment or whether bail was for-  
15    feited, and the amount of fine, forfeiture or penalty  
16    imposed.

17           Section 2. W.S. 11-1-103 is amended to read:

18           11-1-103. Penalty for violations. A person who vio-  
19    lates any of the following sections commits a misdemeanor  
20    punishable by imprisonment for not more than six (6)  
21    months, a fine of not less than fifty dollars (\$50.00) or  
22    more than seven hundred fifty dollars (\$750.00), or both  
23    for the first offense, or by imprisonment for not more

1     than one (1) year, a fine of not less than seven hundred  
2     seventy-five dollars (\$775.00) or more than one thousand  
3     five hundred dollars (\$1,500.00), or both for second or  
4     subsequent offenses. W.S. 11-18-112, 11-18-116, 11-19-101,  
5     11-19-102, 11-19-111, 11-19-401, 11-20-117, 11-20-122,  
6     11-20-229, 11-21-104, 11-22-118, 11-23-106, 11-23-207 and  
7     11-24-106.

8             Section 3. This act is effective May 27, 1983.

9                             (END)

FISCAL NOTE

Anticipated REVENUE to:	Fiscal Year 19	Fiscal Year 19
TOTAL ESTIMATED REVENUE		
Anticipated COST to:	Fiscal Year 19	Fiscal Year 19
TOTAL ESTIMATED COST		

1. The state could incur some expense in the processing and prosecution of cases. The number of cases would determine the extent of fiscal impact.

2. No apparent personnel impact.

1983

STATE OF WYOMING

83LSO-0464/eng

HOUSE BILL NO. 0236

**ENGROSSED**

Enforcement of livestock laws.

Sponsored by: Representative(s) CROSS and HAGEMAN

A BILL

for

1 AN ACT to create W.S. 11-18-114 through 11-18-121; and to  
2 amend W.S. 7-2-101, 11-1-103 and 11-20-201(b) relating to  
3 the livestock board; providing specified inspectors and  
4 employees as designated by the livestock board are peace  
5 officers while enforcing specified laws; providing for  
6 Wyoming livestock board citations; procedures for issu-  
7 ance; form, disposition and records; providing citations  
8 may be deemed a lawful complaint; and providing for an  
9 effective date.

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

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2 created to read:

3           11-18-114. Arrest without warrant; when person  
4 arrested to be taken immediately before a court.

5           (a) Every inspector of the Wyoming livestock board  
6 authorized under W.S. 11-20-201 and every employee of the  
7 board whose primary function is livestock inspection who  
8 has qualified pursuant to W.S. 9-1-701 through 9-1-707,  
9 specifically designated by the board, and every other  
10 peace officer may arrest without warrant any person vio-  
11 lating the Wyoming livestock board laws consisting of W.S.  
12 11-19-101 through 11-24-115 and 11-29-101 through  
13 11-30-113 and any laws prohibiting theft or mutilation of  
14 livestock or any part thereof.

15           (b) When the offense charged is punishable as a mis-  
16 demeanor, the arrested person shall be taken immediately  
17 before the nearest or most readily accessible court having  
18 jurisdiction of the offense in the county where the  
19 offense is alleged to have been committed unless the offi-  
20 cer accepts the written promise to appear at a later time  
21 as hereinafter provided.

22           11-18-115. Notice to appear in court, release upon



1     written promise to appear.

2           (a) When the person arrested is not immediately  
3 taken before the proper court, the arresting officer shall  
4 prepare a citation in triplicate, giving written notice to  
5 appear in court, containing the name and address of the  
6 person arrested, the offense charged and the time and  
7 place where person shall appear in court.

8           (b) The place specified in the citation must be  
9 before the proper court in the county in which the offense  
10 charged is alleged to have been committed.

11          (c) The arrested person, in order to secure release  
12 as provided in this section, shall give his written prom-  
13 ise to appear in court by signing at least one (1) copy of  
14 the citation prepared by the arresting officer. The offi-  
15 cer shall deliver one (1) copy of the citation to the  
16 person promising to appear. Thereupon the officer shall  
17 forthwith release the person arrested from custody.

18          (d) Any officer violating any of the provisions of  
19 this section is guilty of misconduct and is subject to  
20 removal from office.

21           11-18-116. Failure to obey citation; appearance by  
22 counsel; penalty. No person shall violate his written

1     promise to appear given to any officer upon issuance of a  
2     Wyoming livestock board citation regardless of the dis-  
3     position of the charge for which the citation was orig-  
4     inally issued. A written promise to appear in court may  
5     be complied with by an appearance by counsel.

6             11-18-117. Procedure prescribed herein not exclu-  
7     sive. W.S. 11-18-114 through 11-18-116 apply to all  
8     arrests without a warrant for violations of the Wyoming  
9     livestock board laws, but those procedures are not exclu-  
10    sive of any other methods prescribed by law for the arrest  
11    and prosecution of a person for an offense of like grade.

12            11-18-118. Form for citations. The Wyoming livestock  
13    board shall provide an appropriate form of Wyoming live-  
14    stock board citations containing the notice to appear  
15    which shall be issued in books with citations in tripli-  
16    cate. The chief executive officer or his designee is  
17    responsible for the issuance of citation books, shall  
18    maintain a record of every such book issued and each cita-  
19    tion contained therein and shall require and obtain a  
20    receipt for every book issued.

21            11-18-119. Disposition and records of citations.

22            (a) Every person issuing a Wyoming livestock board

1 citation shall deposit one (1) copy of the citation with  
2 the court having jurisdiction over the alleged offense.

3 (b) Upon the deposit of a copy of the citation with  
4 the proper court, the citation may be disposed of only by  
5 trial in that court, or other official action by a judge  
6 of that court, including forfeiture of the bail.

7 (c) No person shall dispose of a Wyoming livestock  
8 board citation or copies thereof, or of the record of the  
9 issuance of a citation, in a manner other than as provided  
10 by this section.

11 (d) The chief executive officer of the Wyoming live-  
12 stock board, or his designee, shall require the issuing  
13 officer to return to him a copy of every Wyoming livestock  
14 board citation which has been spoiled or upon which any  
15 entry has been made and not issued to an alleged violator.

16 (e) The chief executive officer of the Wyoming live-  
17 stock board, or his designee, shall maintain in connection  
18 with every Wyoming livestock board citation issued a  
19 record of the disposition of the charge by the court.

20 11-18-120. When citation deemed a lawful complaint.  
21 If a Wyoming livestock board citation includes information  
22 and is sworn to as required by law with respect to a com-

1     plaint charging commission of the offense alleged in the  
2     citation to have been committed, the citation when filed  
3     with the proper court is a lawful complaint for the pur-  
4     pose of prosecution.

5             11-18-121. Record of Wyoming livestock board; report  
6     of convictions to the board.

7             (a) Every justice of the peace or judge of any court  
8     shall keep a record of every conviction, forfeiture of  
9     bail, judgment of acquittal and the amount of fine or for-  
10    feiture resulting from every such Wyoming livestock board  
11    citation deposited with or presented to the court.

12            (b) Within thirty (30) days after the conviction or  
13    forfeiture of bail of a person upon a charge of violating  
14    any provision of the Wyoming livestock board laws, every  
15    justice of the peace, judge or clerk of the court in which  
16    the conviction was had or bail was forfeited, shall for-  
17    ward to the Wyoming livestock board a certified abstract  
18    of the record of the court covering the case in which the  
19    person was convicted or forfeited bail. The abstract  
20    shall be made upon a form furnished by the Wyoming live-  
21    stock board and shall include the name and address of the  
22    party charged, the nature of the offense, the date of  
23    hearing, the plea, the judgment or whether bail was for-

1 feited, and the amount of fine, forfeiture or penalty  
2 imposed.

3 Section 2. W.S. 7-2-101, 11-1-103 and 11-20-201(b)  
4 are amended to read:

5 7-2-101. Definition of "peace officer".

6 (a) As used in W.S. 7-2-101 through 7-2-103 "peace  
7 officer" means:

8 (i) Any duly authorized member of a:

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10 (B) Municipal police force; 7 OR

11 (C) College or university campus police  
12 force. 7

13 (ii) The Wyoming highway patrol; 7

14 (iii) Game and fish law enforcement personnel  
15 qualified pursuant to W.S. ~~9-3-1981~~ 9-1-701 through  
16 ~~9-3-1986~~ 9-1-707 and when enforcing Wyoming felony stat-  
17 utes following observation or discovery of the commission  
18 of a felony, during the performance of their statutory  
19 duties, or while responding to requests to assist other  
20 peace officers performing their official duties; 7 and

1            (iv) Special agents of the state of Wyoming  
2 charged with the enforcement of criminal statutes and  
3 ordinances; AND

4            (v) PERSONS DESIGNATED UNDER W.S. 11-18-114(a)  
5 WHEN ENFORCING W.S. 11-19-101 THROUGH 11-24-115 AND  
6 11-29-101 THROUGH 11-30-113 AND ANY LAWS PROHIBITING THEFT  
7 OR MUTILATION OF LIVESTOCK OR ANY PART THEREOF.

8            11-1-103. Penalty for violations. A person who vio-  
9 lates any of the following sections commits a misdemeanor  
10 punishable by imprisonment for not more than six (6)  
11 months, a fine of not less than fifty dollars (\$50.00) or  
12 more than seven hundred fifty dollars (\$750.00), or both  
13 for the first offense, or by imprisonment for not more  
14 than one (1) year, a fine of not less than seven hundred  
15 seventy-five dollars (\$775.00) or more than one thousand  
16 five hundred dollars (\$1,500.00), or both for second or  
17 subsequent offenses: W.S. 11-18-112, 11-18-116,  
18 11-19-101, 11-19-102, 11-19-111, 11-19-401, 11-20-117,  
19 11-20-122, 11-20-229, 11-21-104, 11-22-118, 11-23-106,  
20 11-23-207 and 11-24-106.

21            11-20-201. Designation of agency to implement brand  
22 inspection laws; compensation; bond required; employment,

1 compensation and bond of inspectors; cooperative  
2 agreements with other states.

3 (b) The agency, with the approval of the board,  
4 shall employ inspectors as it deems necessary to carry out  
5 its duties. ~~In-the-enforcement-of-such-duties, inspectors~~  
6 ~~have-the-powers-of-sheriffs-and-other-peace-officers,--and~~  
7 ~~shall--arrest--and-detain-any-person-violating-this-act-or~~  
8 ~~any-rules-or-regulations--promulgated--hereunder--until--a~~  
9 ~~legal--warrant--can-be-obtained:~~ It may assign the inspec-  
10 tors to such places within or without the state as will,  
11 in its judgment, most effectively protect the livestock  
12 interests and the people of Wyoming. The inspectors shall  
13 serve at the pleasure of the agency and shall receive such  
14 salaries and compensation as determined by the agency with  
15 the approval of the board. Each inspector shall execute a  
16 bond to the state with good and sufficient surety in the  
17 sum of one thousand dollars (\$1,000.00), conditioned for  
18 the full and faithful performance and discharge of his  
19 duties. The bond shall be approved by and filed in the  
20 office of the board.

21           Section 3. This act is effective May 27, 1983.

22 (END)