

HOUSE BILL NO. HB0017

Adult protective orders-time limit extension.

Sponsored by: Joint Judiciary Interim Committee

A BILL

for

1 AN ACT relating to adult protective services; extending the
2 permissible period for emergency services; and providing
3 for an effective date.

4

5 *Be It Enacted by the Legislature of the State of Wyoming:*

6

7 **Section 1.** W.S. 35-20-107(c) is amended to read:

8

9 **35-20-107. Emergency services.**

10

11 (c) The allegations of the petition shall be proved
12 by a preponderance of the evidence. If the court finds
13 that the vulnerable adult has been or is being abused,
14 neglected, exploited, intimidated or abandoned, or is
15 committing self neglect, that an emergency exists and that
16 the vulnerable adult lacks the capacity to consent to the

1 provision of services, the court may order the department
2 to provide protective services on an emergency basis. The
3 court shall order only those services necessary to remove
4 the conditions creating the emergency and shall
5 specifically designate the authorized services. The order
6 for emergency protective services shall remain in effect
7 for a period not to exceed seventy-two (72) hours,
8 excluding weekends and holidays. The order may be extended
9 for up to an additional ~~seventy-two (72) hour~~ thirty (30)
10 day period if the court finds that the extension is
11 necessary to remove the emergency. The vulnerable adult,
12 his agent, his court appointed representative or the
13 department, through the attorney general or the district
14 attorney, may petition the court to set aside or modify the
15 order at any time.

16

17 **Section 2.** This act is effective July 1, 2017.

18

19

(END)