

HOUSE BILL NO. HB0087

Obsolete laws-general revisions.

Sponsored by: Management Council

A BILL

for

1 AN ACT relating to the general revision of laws; amending
2 archaic and obsolete provisions; correcting and updating
3 references; conforming provisions to previous enactments;
4 repealing provisions held to be unconstitutional; repealing
5 fully executed and otherwise archaic or obsolete
6 provisions; amending the duties of the legislative service
7 office by authorizing deletion of obsolete date references
8 from compiled laws; and providing for an effective date.

9
10 *Be It Enacted by the Legislature of the State of Wyoming:*

11
12 [SECTION 1. PROVISIONS AFFECTED BY COURT DECISIONS]

13 [a. PROVISIONS HELD TO BE UNCONSTITUTIONAL]

14
15 **Section 101.** W.S. 1-39-117(a), 5-6-202(b),
16 5-6-301(b), 6-10-105 and 7-11-504 are amended to read:

17
18 **1-39-117. Jurisdiction; appeals; venue; trial by**
19 **jury; liability insurance.**

20
21 (a) Original and exclusive jurisdiction for any claim
22 filed in state court under this act shall be in the
23 district courts of Wyoming. Appeals may be taken as
24 provided by law.

25
26 **5-6-202. Powers and duties of municipal judge**
27 **generally; court to open every day except Sunday.**

28
29 (b) The municipal judge shall enforce due obedience
30 to all orders, rules and judgments made by him. The judge
31 has the same power as the district court in the issuance of
32 warrant, search warrant, subpoena or other necessary
33 process and may fine or imprison for contempt offered to

1 him or to process issued by him in the same manner and to
2 the same extent as the district court. Before any person
3 is imprisoned for the willful refusal to pay a fine, the
4 court shall determine whether the defendant has an ability
5 to pay or that a reasonable probability exists that the
6 defendant will have an ability to pay.

7
8 **5-6-301. Punishment of persons convicted before**
9 **judge; maximum penalty permitted; power to punish for**
10 **contempt.**

11
12 (b) The municipal judge shall punish for contempt in
13 the same manner as district court. Before any person is
14 imprisoned for the willful refusal to pay a fine, the court
15 shall determine whether the defendant has an ability to pay
16 or that a reasonable probability exists that the defendant
17 will have an ability to pay.

18
19 **6-10-105. Commitment for refusal to pay fine or**
20 **costs; rate per day.**

21
22 A person committed to jail for willfully refusing to pay a
23 fine or costs may be imprisoned if the court determines
24 that the defendant has an ability to pay or that a
25 reasonable probability exists that the defendant will have
26 an ability to pay, until the imprisonment, at the rate of
27 fifteen dollars (\$15.00) per day, equals the amount of the
28 fine or costs, or the amount shall be paid or secured to be
29 paid when he is discharged.

30
31 **7-11-504. Commitment until fine and costs paid.**

32
33 If a defendant sentenced to pay a fine or costs defaults in
34 payment, the court may order the defendant to show cause
35 why he should not be committed to jail. If the court finds
36 that the defendant's default is willful or is due to a
37 failure on defendant's part to make a good faith effort to
38 obtain the funds required for the payment and the court
39 determines that the defendant has an ability to pay or that
40 a reasonable probability exists that the defendant will
41 have an ability to pay, the court may order him committed
42 until the fine or costs, or a specified part thereof, is
43 paid. The defendant shall be given a credit for each day
44 of imprisonment at the rate provided by W.S. 6-10-105, and
45 may earn additional credits against his fine or costs for
46 work performed as provided by W.S. 7-16-101 through
47 7-16-104.

1

2 [SECTION 1. PROVISIONS AFFECTED BY COURT DECISIONS]

3

4 [b. OTHER CONSTITUTIONAL QUESTIONS]

5

6 **Section 102.** W.S. 28-1-111 and 28-1-112 are amended
7 to read:

8

9 **28-1-111. Certification of violations for
10 prosecution.**

11

12 Whenever any witness subpoenaed to appear or produce
13 documents before the legislature, council, or any
14 committee, fails to appear to testify, refuses to be sworn,
15 fails to answer any question relevant to matter under
16 inquiry, fails to produce any book, paper or other document
17 relevant to the matter under inquiry, or whenever any
18 person is alleged to have violated W.S. 28-1-110(b), the
19 presiding officer of the body shall certify that failure or
20 violation to the appropriate district attorney ~~who shall~~
21 ~~prosecute~~ for prosecution of the matter in the appropriate
22 court.

23

24 **28-1-112. Court order to appear to testify or produce
25 documents.**

26

27 In case of refusal to obey a subpoena issued by the
28 legislature, council, or any committee, the presiding
29 officer of the body shall apply to the district court for
30 the district in which the proceedings are being held,
31 ~~shall, upon application of the presiding officer of the~~
32 ~~body, immediately issue~~ for an order requiring the person
33 to appear before the legislature, the council, the
34 committee or other person designated by the presiding
35 officer at the time and place requested by the application,
36 there to produce the documentary evidence or give testimony
37 on the matter under inquiry. Failure to obey the court
38 order may be punished by the court as a contempt of court.

39

40 [SECTION 2. PROVISIONS WHICH ARE OBSOLETE]

41

42 [a. FULLY EXECUTED]

43

44 **Section 201.** W.S. 28-5-101(b) and (d)(intro),
45 28-9-108, 33-29-114(a)(iv), 33-29-125(a)(i) and (ii) and
46 36-8-305 are amended to read:

47

48 **28-5-101. Schedule of compensation, per diem and
49 travel expenses.**

1
 2 (b) The amount to be received by each member of the
 3 legislature for expenses ~~is increased to forty four dollars~~
 4 ~~(\$44.00) per day effective January 1, 1980, to sixty~~
 5 ~~dollars (\$60.00) per day effective January 1, 1983, to~~
 6 ~~eighty dollars (\$80.00) per day effective January 9, 1995,~~
 7 ~~to eighty five dollars (\$85.00) per day effective January~~
 8 ~~3, 2005 and to shall be one hundred nine dollars (\$109.00)~~
 9 ~~per day effective April 1, 2008.~~

10
 11 (d) ~~From and after January 1, 1985, each member of~~
 12 ~~the legislature shall receive seventy five dollars (\$75.00)~~
 13 ~~per day as salary and thirty five cents (\$.35) per mile for~~
 14 ~~necessary travel to attend and return from the legislature.~~
 15 ~~From and after January 9, 1995, each member of the~~
 16 ~~legislature shall receive one hundred twenty five dollars~~
 17 ~~(\$125.00) per day as salary in addition to the mileage rate~~
 18 ~~provided for in this subsection. From and after January 3,~~
 19 ~~2005, Each member of the legislature shall receive one~~
 20 ~~hundred fifty dollars (\$150.00) per day as salary in~~
 21 ~~addition to the mileage rate provided for in this~~
 22 ~~subsection. From and after January 5, 2009, Each member of~~
 23 ~~the legislature may receive the mileage rate provided for~~
 24 ~~in this subsection for the total round trip mileage from~~
 25 ~~Cheyenne to the legislator's home for not more than one (1)~~
 26 ~~trip each week during the period the legislature is in~~
 27 ~~session, provided the legislature is in session for a~~
 28 ~~period of not less than two (2) weeks and the legislator~~
 29 ~~claiming the mileage reimbursement shall submit a verified~~
 30 ~~claim for mileage to the legislative service office. From~~
 31 ~~and after the first Monday in January, 2009, Each member of~~
 32 ~~the legislature shall receive a mileage rate as established~~
 33 ~~by the state auditor to be reflective of the average of all~~
 34 ~~direct and indirect costs of driving a motor vehicle. In~~
 35 ~~establishing the mileage rate the state auditor:~~

36
 37 **28-9-108. Submitting rules to legislative service**
 38 **office required.**

39
 40 No rule shall be filed with the secretary of state pursuant
 41 to the Wyoming Administrative Procedure Act, ~~after the~~
 42 ~~effective date of this act,~~ except an emergency regulation
 43 adopted as provided by W.S. 16-3-103(b), unless the rule
 44 has been submitted to the legislative service office for
 45 review as provided by this act.

46
 47 **33-29-114. Definitions.**

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(a) As used in this act:

(iv) "Engineer-in-training" means a candidate for registration as a professional engineer who is a graduate in an approved engineering curriculum of four (4) or more years at a school approved by the board. ~~er, until June 30, 1991, who has eight (8) years or more of education or experience in engineering work which meets the standards specified by the board.~~ In addition the candidate shall have passed the engineer-in-training examination;

33-29-125. Qualifications for in-training registration.

(a) An applicant for in-training registration as an engineer shall:

(i) Be of good moral character and repute; ~~and~~

(ii) Have a bachelor degree in an engineering curriculum approved by the board; ~~or~~ and

36-8-305. Adjudication of water right for flow of Big Horn Hot Springs.

The legislature of Wyoming, by enacting W.S. 36-8-304, appropriated and set aside for the state of Wyoming, board of charities and reform, the total flow of the Big Horn Hot Springs at Thermopolis, Wyoming, which was estimated to have been thirteen and one-tenth (13.1) cubic feet per second in 1896. That legislation was intended to be and is hereby declared to have been an application for a permit to appropriate in behalf of the board of charities and reform the total flow of Big Horn Hot Springs at Thermopolis, Wyoming, in compliance with W.S. 41-4-501 through 41-4-506 and 41-4-517. The bathing, medicinal, irrigation uses, and the maintenance of flow of water over the terrace between the springs and the Big Horn River are all beneficial uses and are hereby declared to be beneficial uses. The state board of control is directed to adjudicate a water right in favor of the board of charities and reform, its successors and assignees, for the flow of the Big Horn Hot Springs at Thermopolis, Wyoming, with a priority date of February 17, 1899. The actual flow for adjudicated purposes shall be determined by the state board of control by established procedure. ~~Effective April 1, 1990, the department of~~

1 ~~commerce is designated as successor to the state board of~~
 2 ~~charities and reform and the recreation commission under~~
 3 ~~this section. Effective July 1, 1999, The department of~~
 4 state parks and cultural resources is designated as
 5 successor to the state board of charities and reform, ~~and~~
 6 the recreation commission ~~and the department of commerce~~
 7 under this section.

8
 9 **Section 202.** W.S. 24-8-106, 28-5-101(a), 33-4-105(c),
 10 33-19-104(a)(i), 33-29-125(a)(iii), 33-40-106(b)(iv),
 11 33-41-111(b) and 33-41-112(b) are repealed.

12
 13 [SECTION 2. PROVISIONS WHICH ARE OBSOLETE]
 14 [b. LEGISLATIVE PROCESS]

15
 16 **Section 203.** W.S. 28-1-102(b), 28-1-104, 28-1-113(a)
 17 and (c), 28-8-102(d) and 28-11-101(b)(i) are amended to
 18 read:

19
 20 **28-1-102. Length of legislative sessions.**

21
 22 (b) There shall be a legislative budget session each
 23 even-numbered year to consider the state budget and any
 24 other business the legislature deems desirable. The budget
 25 session of the Wyoming legislature shall commence on the
 26 second Monday of February of even-numbered years and shall
 27 continue for an additional number of legislative working
 28 days as agreed by both houses of the legislature or as
 29 limited by the Wyoming constitution. ~~The joint~~
 30 ~~appropriations committee shall meet for such time as is~~
 31 ~~necessary to review current budgets and shall prepare and~~
 32 ~~distribute its report to the legislature not less than five~~
 33 ~~(5) days prior to the convening of the budget session.~~

34
 35 **28-1-104. Copies of printed bills to be mailed to**
 36 **county clerks; filing; inspection.**

37
 38 Whenever the legislature of this state is in session, it
 39 shall be the duty of the ~~chief clerk of the house in which~~
 40 ~~any bill is introduced~~ legislative service office, to mail
 41 a printed copy of ~~such any bill, resolution or memorial~~
 42 prefiled or introduced in either house to the county clerk
 43 of each county in the state, immediately after the same is
 44 printed, and the county clerk receiving such printed copy
 45 is hereby required to keep the same on file in his office
 46 for the inspection of the public until after the laws for

1 that session are printed and distributed as by law
2 required.

3
4 **28-1-113. Joint meetings of legislative standing**
5 **committees; introduction and passage of budget bill.**

6
7 (a) The ~~standing committees of the house of~~
8 ~~representatives and of the senate being in charge of the~~
9 ~~appropriation measures~~ joint appropriations committee shall
10 sit ~~jointly~~ in open sessions while considering the budget
11 and shall begin ~~joint~~ meetings not less than twenty (20)
12 days prior to the convening of the budget session. The
13 joint committee may cause the attendance of the heads or
14 responsible representatives of the departments,
15 institutions and all other agencies of the state to furnish
16 information and answer questions as the joint committee
17 requires. ~~Pertinent results of management audit committee~~
18 ~~audits shall be orally presented to the joint committee at~~
19 ~~the time of hearing for the agencies to which the audits~~
20 ~~relate.~~

21
22 (c) The joint committee shall cause the general
23 appropriation bill or bills known as budget bills, to be
24 introduced in whole or in part in the house of
25 representatives or the senate, or both, ~~within five (5)~~
26 ~~days after the budget session convenes.~~ When a budget bill
27 has passed the house of origin, the bill shall be referred
28 to the standing appropriations committee of the opposite
29 house which shall meet, and consider ~~and recommend adoption~~
30 ~~or modification of only~~ those amendments to the budget bill
31 which were adopted by the house of origin and shall not
32 propose other amendments to any original joint
33 appropriations committee budget bill.

34
35 **28-8-102. Management council; membership; vacancies;**
36 **meetings; rules and regulations; quorum; officers.**

37
38 (d) The management council shall meet promptly
39 following its creation. A majority of the management
40 council shall constitute a quorum for transaction of
41 business. It shall elect a chairman, and vice-chairman and
42 ~~secretary~~ from among its membership. The chairman and vice-
43 chairman shall not be members of the same body.

44
45 **28-11-101. Appointment of members; powers and duties;**
46 **related duties of water development commission.**

47

1 (b) The select committee shall:

2
3 (i) Select from among its members a chairman, and
4 vice-chairman; ~~and secretary,~~

5
6 **Section 204.** W.S. 28-1-114 is repealed.

7
8 [SECTION 2. PROVISIONS WHICH ARE OBSOLETE]

9 [c. ORGANIZATION OF LSO AND LSO DUTIES]

10
11 **Section 205.** W.S. 28-1-115(d), 28-8-101, 28-8-103,
12 28-8-105(a) (intro), (b) (intro) and (iii), 28-8-113(a),
13 31-7-103(a) and 35-1-627 are amended to read:

14
15 **28-1-115. Submission of state agency plans to**
16 **legislature; contents; purposes.**

17
18 (d) The management audit committee of the legislature,
19 with the assistance of ~~the audit division of~~ the
20 legislative service office and the department of audit, may
21 use the agency plans and annual statement of attainment as
22 the basis for program evaluation and performance audits as
23 authorized by law.

24
25 **28-8-101. Creation; composition.**

26
27 There is created the legislative service office within the
28 legislative branch of government hereinafter referred to as
29 the "office". ~~The office shall be composed of the services~~
30 ~~division and the audit division.~~ The organizational
31 structure of the office shall be determined by the
32 management council, subject to the ultimate control of the
33 entire membership of the legislature.

34
35 **28-8-103. Director and staff.**

36
37 The management council shall appoint by majority vote a
38 director of the office. The director, subject to the prior
39 approval of the management council, ~~shall may~~ appoint ~~an~~
40 assistant ~~director of legislative services and an assistant~~
41 ~~director of audit services~~ directors. The director shall
42 appoint such ~~additional~~ professional, technical and
43 clerical staff as necessary to perform the functions
44 assigned to the office. The director and staff shall be
45 selected without reference to political affiliation and
46 shall serve at the pleasure of the appointing authority.

1 They shall be paid salaries and receive necessary expenses
2 as determined by the management council.

3
4 **28-8-105. Duties of director and staff; prefiling**
5 **bills; fiscal notes.**

6
7 (a) It shall be the duty of the director, ~~through the~~
8 ~~services division of the office,~~ and staff to perform the
9 following specific functions, together with such other
10 functions as the council may prescribe:

11
12 (b) Bills or files, resolutions or memorials may be
13 prefiled by any person who will be a member of the next
14 session of the legislature after the general election and
15 ~~on or before December 15~~ prior to the convening of a
16 regular session of the legislature. They shall be submitted
17 to the director in such form as is in accordance with the
18 most recent rules and practices. Each submittal shall bear
19 the signature of the authorized person submitting it and
20 shall be approved as to form by the director. A bill, file,
21 resolution, or memorial is prefiled when written approval
22 by the sponsor is received by the legislative service
23 office. Promptly upon receipt of the draft of the bill or
24 file, resolution or memorial to be prefiled, the ~~services~~
25 ~~division office~~ shall:

26
27 (iii) Forward ~~forthwith~~ to each requesting
28 legislator and legislator-elect of the pending legislative
29 session and to each county clerk printed copies of each
30 item of prefiled legislation, resolution and memorial so
31 prefiled.

32
33 **28-8-113. Duty of agency officers and employees;**
34 **legislative service office access to records; failure to**
35 **provide access; penalty.**

36
37 (a) Any officer or employee of a state agency subject
38 to audit or ~~sunset~~ other review by the legislature shall
39 fully assist the legislative service office during the
40 course of the audit or review. The legislative service
41 office shall have access to and authority to examine all
42 books, records, accounts, files, correspondence and all
43 other documents, confidential or otherwise, maintained by
44 the agency or its employees during the course of agency
45 business. The provisions of W.S. 16-4-201 through 16-4-205
46 do not apply to audits or investigations of state agencies
47 performed by or on behalf of the legislature or legislative

1 committees. Any member of the legislative service office
 2 who discloses confidential information obtained while
 3 conducting an audit, to any person or in any manner not
 4 authorized by law, is subject to disciplinary action as
 5 provided by W.S. 28-8-108(b).

6
 7 **31-7-103. Administration and enforcement.**

8
 9 (a) The administration of this act shall be exercised
 10 by the department which may prescribe forms and reasonable
 11 rules and regulations in conformity with this act. The
 12 department shall keep records of all monies received and
 13 disbursed. The records shall be open to examination by the
 14 director of the state department of audit or his designee
 15 and the ~~audit division of the~~ legislative service office.
 16 The highway patrol and all peace officers of any county or
 17 municipality shall aid in the enforcement of this act.

18
 19 **35-1-627. Examination of accounts.**

20
 21 The governing body of any entity receiving state funds
 22 under this act shall not less than every two (2) years
 23 cause to be made an audit or other oversight of the
 24 financial affairs and transactions of all funds and
 25 activities of the entity in accordance with W.S.
 26 16-4-121(b) and (c) and 16-4-122. Costs of the audit or
 27 other oversight shall be borne by the entity. Copies of
 28 audit reports or other reports shall be submitted to the
 29 division and the director of the state department of audit
 30 upon completion. The director of the state department of
 31 audit shall adopt rules for audits and may examine the
 32 accounts of any entity receiving state funds under this
 33 act. The legislative ~~auditor~~ service office may audit the
 34 accounts of any entity. These accounts shall be maintained
 35 in a manner to guarantee confidentiality of the patient's
 36 identity. The state auditor and treasurer shall not
 37 disburse any state money to any entity refusing access to
 38 its accounts and records for the purposes of this section.

39
 40 [SECTION 2. PROVISIONS WHICH ARE OBSOLETE]

41 [d. OTHER ARCHAIC REFERENCES]

42
 43 **Section 206.** W.S. 12-3-101(a), 21-2-103,
 44 26-11-107(b)(ii)(B), 28-5-102 and 30-1-132 are amended to
 45 read:

46

1 **12-3-101. Excise tax to be paid; limitation on liquor**
 2 **or malt beverage importation; penalties.**

3
 4 (a) An excise tax is assessed and shall be collected
 5 by the commission equal to three-fourths of one cent
 6 (\$.0075) per one hundred (100) milliliters (3.4 ounces) or
 7 fraction thereof on ~~fermented liquors~~ wine, two and one-
 8 half cents (\$.025) per one hundred (100) milliliters (3.4
 9 ounces) or fraction thereof on spirituous liquors and one-
 10 half cent (\$.005) per liter (33.8 ounces) or fraction
 11 thereof on malt beverages. The appropriate excise tax shall
 12 be collected on all alcoholic or malt beverages sold,
 13 offered for sale or use in this state.

14
 15 **21-2-103. Effect on functions and powers of community**
 16 **college commission.**

17
 18 ~~Except as provided in W.S. 21-4-304,~~ Nothing in this code
 19 shall be construed to limit or contravene the functions and
 20 powers of the community college commission of Wyoming as
 21 established by law.

22
 23 **26-11-107. Requirements for eligible surplus line**
 24 **insurers; publication of eligible insurers.**

25
 26 (b) The broker shall insure only in an insurer which
 27 meets the following requirements:

28
 29 (ii) If an alien insurer not authorized to
 30 transact insurance in at least one (1) state of the United
 31 States either:

32
 33 (B) Is listed by the ~~nonadmitted insurers~~
 34 ~~information office~~ international insurers department of the
 35 national association of insurance commissioners; or

36
 37 **28-5-102. Computation of mileage.**

38
 39 In determining the mileage it shall be computed by the
 40 ~~nearest practical route, and for the purposes of this~~
 41 ~~section the "nearest practical route" shall be construed to~~
 42 ~~mean where the route is by railroad, it shall be by the~~
 43 ~~most direct railroad route; where the route is by highway,~~
 44 ~~it shall be by the most direct highway; where the route.~~
 45 ~~shall be partly by rail and partly by highway, then the~~
 46 ~~route shall be by the most direct highway to the nearest~~
 47 ~~railroad station and then by rail as above provided.~~

1
2 **30-1-132. Provisions for indemnity in certain**
3 **contracts; definition.**
4

5 The term "agreement pertaining to any well for oil, gas, or
6 water, or mine for any mineral" as used in ~~section 1 hereof~~
7 W.S. 30-1-131, means any agreement or understanding,
8 written or oral, concerning any operations related to
9 drilling, deepening, reworking, repairing, improving,
10 testing, treating, perforating, acidizing, logging,
11 conditioning, altering, plugging, or otherwise rendering
12 services in or in connection with any well drilled for the
13 purpose of producing or disposing of oil, gas or other
14 minerals, or water, and designing, excavating,
15 constructing, improving, or otherwise rendering services in
16 or in connection with any mine shaft, drift, or other
17 structure intended for use in the exploration for or
18 production of any mineral, or an agreement to perform any
19 portion of any such work or services or any act collateral
20 thereto, including the furnishing or rental of equipment,
21 incidental transportation, and other goods and services
22 furnished in connection with any such service or operation.
23

24 **Section 207.** W.S. 9-4-715(f), 18-3-512 and
25 26-11-117(b)(i) are repealed.
26

27 [SECTION 3. INCORRECT CITATIONS OR FAILURE TO UPDATE CROSS
28 REFERENCED PROVISIONS]

29 [a. WYOMING OR INTERNAL CITATIONS]
30

31 **Section 301.** W.S. 15-1-101(a)(intro) and (xv),
32 24-5-101, 24-14-101, 28-7-102(b), 28-7-103, 28-7-104 and
33 33-38-102(a)(xiv) are amended to read:
34

35 **15-1-101. Definitions.**
36

37 (a) As used in W.S. 15-1-101 through ~~15-10-117~~
38 15-11-302:
39

40 (xv) "This act", unless otherwise specified,
41 means W.S. 15-1-101 through ~~15-10-117~~ 15-11-302.
42

43 **24-5-101. Program in addition to any existing road**
44 **program.**
45

46 The road construction program contemplated by this act
47 shall be known as "The Industrial Road Program", which

1 shall be in addition to and not as a substitute for any
2 federal aid, primary, secondary ~~and farm to market road~~
3 ~~program~~ or state-county road construction program or any
4 other road program now in existence.

5
6 **24-14-101. Program in addition to any existing road**
7 **program.**

8
9 The road maintenance program contemplated by this chapter
10 shall be known as the "state park road program", which
11 shall be in addition to and not as a substitute for any
12 federal aid, primary, secondary ~~and farm to market road~~
13 ~~program~~ or state-county road construction program or any
14 other road program now in existence.

15
16 **28-7-102. Penalties.**

17
18 (b) Any person or organization failing to file a
19 lobbyist activity report required under ~~this section~~ W.S.
20 28-7-201 or who files a lobbyist activity report containing
21 information which the lobbyist knows to be false is guilty
22 of a misdemeanor punishable by a fine of not more than
23 seven hundred fifty dollars (\$750.00). Upon a second or
24 subsequent conviction under this section, any person or
25 organization shall have his right to be a registered
26 lobbyist revoked by the secretary of state for a period of
27 up to two (2) years in addition to any fine.

28
29 **28-7-103. No infringement of right to petition or**
30 **communicate with legislature.**

31
32 Nothing in the provisions of this ~~act~~ article shall be
33 construed to prohibit or infringe upon the right of a
34 citizen as an individual to petition or to address written
35 or oral communications to members of the legislature.

36
37 **28-7-104. Chapter inapplicable to public official.**

38
39 This ~~act~~ article shall not apply to any public official
40 acting in his official capacity.

41
42 **33-38-102. Definitions.**

43
44 (a) As used in this act:

45
46 (xiv) "This act" means W.S. 33-38-101 through
47 ~~33-38-112~~ 33-38-113;

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[SECTION 4. AUTHORIZATION FOR LEGISLATIVE SERVICE
OFFICE TO DELETE OBSOLETE DATE REFERENCES]

Section 401. W.S. 28-8-105(a)(v) is amended to read:

**28-8-105. Duties of director and services division;
prefiling bills; fiscal notes.**

(a) It shall be the duty of the director, through the services division of the office, to perform the following specific functions, together with such other functions as the council may prescribe:

(v) Compile such laws of the state of Wyoming as are designated by the management council. In preparing copy for printing any revision or compilation of laws, deletions of obsolete or fully executed date references and corrections in punctuation, spelling, grammatical construction, section numbers or headings may be made provided such deletions and corrections do not alter the meaning;

Section 501. Other than the 2011 Revisor's bill (2011 SF0069), any other act adopted by the Wyoming legislature during the same session in which this act is adopted shall be given precedence and shall prevail over the amendments in this act to the extent that such acts are in conflict with this act.

Section 601. This act is effective July 1, 2011.

(END)