

ORIGINAL SENATE
FILE NO. SF0025

ENROLLED ACT NO. 29, SENATE

SIXTY-SEVENTH LEGISLATURE OF THE STATE OF WYOMING
2023 GENERAL SESSION

AN ACT relating to district and county and prosecuting attorneys; requiring each district attorney and county and prosecuting attorney to be a licensed attorney and a member in good standing with the Wyoming state bar during the term of office for which the district attorney or county and prosecuting attorney was elected or appointed; specifying applicability; and providing for an effective date.

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

Section 1. W.S. 9-1-802(b) and 18-3-301(a) are amended to read:

9-1-802. Election; term; qualifications; full-time; private practice prohibited; exception; salary; vacancies.

(b) Each district attorney shall have been a licensed attorney for at least four (4) years and a member in good standing of the Wyoming state bar immediately prior to his election. Each district attorney shall be a licensed attorney and a member in good standing of the Wyoming state bar throughout the term of office for which the district attorney was elected or appointed.

18-3-301. Office created; qualifications; certificate of election; counties empowered to consolidate.

(a) In judicial districts in which the office of district attorney has not been created there shall be elected in each county a county and prosecuting attorney who at the time of his nomination and election and during his term of office, shall be a member in good standing of the bar of this state. A copy of his certificate of election and oath shall be filed by the county and prosecuting attorney with the clerk of the district court

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for his county or counties. In those judicial districts in which the office of district attorney has been created the county commissioners shall appoint an attorney to the office of county attorney for a term of one (1) year, who may be reappointed on a year-to-year basis. The county commissioners may remove the county attorney for cause.

Section 2. This act shall apply to each district attorney and county and prosecuting attorney whose term of office begins on and after the effective date of this act.

Section 3. This act is effective July 1, 2023.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the Senate.

Chief Clerk