

HOUSE BILL NO. HB0054

Interfering with or assaulting a process server.

Sponsored by: Representative(s) Byrd and Blake

A BILL

for

1 AN ACT relating to crimes and offenses; creating the
2 offense of assaulting a process server; creating the
3 offense of interfering with a process server; providing
4 penalties; and providing for an effective date.

5

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

7

8 **Section 1.** W.S. 6-2-512 and 6-5-214 are created to
9 read:

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11 **6-2-512. Assaulting a process server; penalties.**

12

13 (a) A person is guilty of assaulting a process server
14 if he:

15

1 (i) Engages in the conduct described in W.S.
2 6-2-501(a), (b) or (g) against a process server while the
3 process server is engaged in the lawful performance of his
4 official duties; and

5

6 (ii) Knows or should have known that the victim
7 is a process server.

8

9 (b) A person convicted of violating subsection (a) of
10 this section is guilty of a misdemeanor punishable by
11 imprisonment for not more than one (1) year, a fine of not
12 more than one thousand five hundred dollars (\$1,500.00), or
13 both.

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15 (c) For purposes of this section, "process server"
16 means any person, except a peace officer, authorized by
17 law, rules of the court or court order to serve legal
18 process in this state.

19

20 **6-5-214. Interfering with a process server;**
21 **penalties.**

22

1 (a) A person is guilty of interfering with a process
2 server if he:

3

4 (i) Knowingly obstructs, impedes or interferes
5 with a process server while the process server is engaged
6 in the lawful performance of his official duties; and

7

8 (ii) Knows or should have known that the victim
9 is a process server.

10

11 (b) A person convicted of violating subsection (a) of
12 this section is guilty of a misdemeanor punishable by
13 imprisonment for not more than six (6) months, a fine of
14 not more than seven hundred fifty dollars (\$750.00), or
15 both.

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17 **Section 2.** W.S. 6-5-201(a)(iii) and by creating a new
18 paragraph (v) is amended to read:

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20 **6-5-201. Definitions.**

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22 (a) As used in this article:

23

1 (iii) "Relative" means a grandparent,
2 grandchild, mother, father, husband, wife, sister, brother
3 or child;~~and~~

4

5 (v) "Process server" means any person, except a
6 peace officer, authorized by law, rules of the court or
7 court order to serve legal process in this state.

8

9 **Section 3.** This act is effective July 1, 2018.

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11

(END)