

SENATE FILE NO. SF0069

Board of parole reorganization.

Sponsored by: Senator(s) Meier and Vasey and  
Representative(s) Luthi, Simpson and Tipton

A BILL

for

1 AN ACT relating to the board of parole; amending the duties  
2 of the board of parole as specified; authorizing the board  
3 to hire staff as specified; granting rulemaking authority;  
4 providing a definition; specifying that the board is a  
5 state agency for purposes of budgeting; providing an  
6 appropriation; and providing for an effective date.

7

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

9

10 **Section 1.** W.S. 7-13-401(a) by creating a new  
11 paragraph (xii), (c), (e), (f) and by creating a new  
12 subsection (g) and 9-2-2012(d) are amended to read:

13

14 **7-13-401. Definitions; creation of board; officers;**  
15 **compensation; hearing panels; meetings.**

16

1 (a) As used in W.S. 7-13-401 through 7-13-421:

2

3 (xii) "Executive director" means the executive  
4 director of the board.

5

6 (c) ~~At the organization~~ Annually at the first meeting  
7 of the board, ~~and thereafter when new appointments are~~  
8 ~~made,~~ the members shall elect from their number a chairman  
9 and vice-chairman. Any vacancy caused by death, resignation  
10 or disqualification of a member of the board shall be  
11 filled by the governor for the remainder of the unexpired  
12 term of the member. Any vacancy occurring between sessions  
13 of the legislature may be filled by the governor in  
14 accordance with W.S. 28-12-101(b).

15

16 (e) The board shall meet at least quarterly ~~and may~~  
17 ~~meet as often as necessary for the administration and to~~  
18 conduct ~~of~~ the business ~~of the board~~ specified in  
19 subsection (f) of this section. Except as otherwise  
20 provided by subsection (f) of this section, four (4)  
21 members constitute a quorum. All matters shall be decided  
22 by a majority vote of those in attendance. The board may  
23 meet as often as necessary for the administration and  
24 conduct of its other business.

1

2 (f) Three (3) or more members of the board may  
3 constitute a hearing panel empowered to review applications  
4 for parole, grant paroles, ~~or~~ or revoke paroles. ~~Three (3) or~~  
5 more members, or a lesser number as may be provided by rule  
6 of the board, may withdraw or revoke good time, restore or  
7 reinstate good time, ~~and~~ make recommendations to the  
8 governor to grant commutations of sentences and review  
9 inmate matters, other than the grant or denial of parole,  
10 brought before the board. A decision by a majority of the  
11 members of a panel under this subsection is the decision of  
12 the board.

13

14 (g) The board may employ an executive director who  
15 shall serve at the pleasure of the board as provided by  
16 appropriation of the legislature. The executive director  
17 and other staff members shall perform duties as may be  
18 assigned by the board.

19

20 **9-2-2012. Department of corrections created; director**  
21 **appointed; structure.**

22

23 ~~(d) In developing the plan required under W.S.~~  
24 ~~9-2-1707(a)(iii), the director shall consider the structure~~

1 ~~and placement of~~The board of parole shall be deemed a  
2 state agency for budgeting purposes pursuant to W.S.  
3 9-2-1001 through 9-2-1026.

4  
5       **Section 2.** There is appropriated two hundred forty-  
6 six thousand nine hundred thirteen dollars (\$246,913.00)  
7 from the general fund to the board of parole for the fiscal  
8 year beginning July 1, 2003, to implement the purposes of  
9 this act. Of this appropriation, fifty-five thousand two  
10 hundred fifty-seven dollars (\$55,257.00) is considered to  
11 be one-time appropriations and shall not be included within  
12 the board of parole's standard budget request for the 2005-  
13 2006 biennium.

14

15       **Section 3.** This act is effective July 1, 2003.

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17

(END)