

SENATE JOINT RESOLUTION NO. SJ0007

Wyoming's wildlife-2.

Sponsored by: Senator(s) Roberts and Representative(s) Baker, Cooper, Iekel, Luthi, McMurtrey, Miller, Olsen and Petersen

A Bill

for

1 A JOINT RESOLUTION demanding Congress terminate the  
2 nonessential and experimental wolf introduction program, to  
3 remove this wildlife population from Wyoming, and to  
4 reimburse Wyoming citizens and the Wyoming Game and Fish  
5 Department for losses incurred under this program.

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7 WHEREAS, separation of powers is fundamental to the United  
8 States Constitution and the power of the federal government  
9 is limited; and

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11 WHEREAS, the State of Wyoming has certain rights guaranteed  
12 to the states by the Constitution of the United States; and

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14 WHEREAS, under the United States Constitution, the tenth  
15 amendment states "The powers not delegated to the United

1 States by the Constitution, nor prohibited by it to the  
2 States, are reserved to the States respectively, or to the  
3 people"; and those delegated powers do not include  
4 wildlife; and

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6 WHEREAS, Wyoming law, in particular W.S. 23-1-103, declares  
7 in part, "all wildlife in Wyoming is the property of the  
8 state"; and

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10 WHEREAS, the State of Wyoming has never voluntarily  
11 surrendered to the federal government any jurisdiction,  
12 control or ownership of the wildlife within its boundaries;  
13 and

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15 WHEREAS, the United States Congress may not usurp  
16 jurisdiction, control or ownership of any wildlife within  
17 the State of Wyoming without the consent and approval of  
18 the Wyoming Legislature; and

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20 WHEREAS, the introduction of wolves within the boundaries  
21 of Wyoming, under the federal Endangered Species Act of  
22 1973, 16 U.S.C. 1531, et seq., as amended, was designated a  
23 "nonessential experimental" project and is detrimental to  
24 Wyoming wildlife, livestock and economy; and

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2 WHEREAS, the Wyoming State Legislature strongly objected to  
3 the introduction of this wildlife species into Wyoming;

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5 *NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE*  
6 *LEGISLATURE OF THE STATE OF WYOMING:*

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8       **Section 1.** That the Wyoming State Legislature  
9 declares wolf introduction under the federal Endangered  
10 Species Act of 1973, 16 U.S.C. 1531 et seq., as amended, to  
11 be detrimental to Wyoming's economy, wildlife, livestock  
12 and historical use of wildlife resources and the project  
13 that introduced wolves is most assuredly not essential.

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15       **Section 2.** That the Wyoming State Legislature demands  
16 the United States Congress require the United States Fish  
17 and Wildlife Service to immediately terminate this  
18 nonessential experimental project and assume financial  
19 responsibility for any and all damages to Wyoming wildlife,  
20 wildlife habitat, livestock and other personal property  
21 sustained by Wyoming and its citizens due to this  
22 disastrous project.

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1           **Section 3.** That the Wyoming State Legislature demands  
2 the United State Congress take necessary action to commence  
3 the removal of this nonessential experimental wildlife  
4 population from within the boundaries of Wyoming at the  
5 expense of the federal government.

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7           **Section 4.** That the Wyoming State Legislature demands  
8 the United States Congress financially reimburse the  
9 Wyoming Game and Fish Department for reductions in wildlife  
10 populations owing to depredations caused by this  
11 nonessential experimental population of wolves.

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13           **Section 5.** That the Secretary of State of Wyoming  
14 transmit copies of this resolution to the President of the  
15 United States, to the President of the Senate and the  
16 Speaker of the House of Representatives of the United  
17 States Congress, to the United States Secretary of the  
18 Interior and the United States Secretary of Agriculture and  
19 to the Wyoming Congressional Delegation.

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(END)