

HOUSE BILL NO. HB0051

Lawful fence standards-county preemption.

Sponsored by: Joint Agriculture, State and Public Lands &
Water Resources Interim Committee

A BILL

for

1 AN ACT relating to fences and cattle guards; preempting county
2 regulation of lawful fence standards; and providing for an
3 effective date.

4

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

6

7 **Section 1.** W.S. 11-28-109 is created to read:

8

9 **11-28-109. Lawful fence standards-county preemption.**

10

11 (a) No county shall adopt any ordinance, bylaw or other
12 regulation relating to lawful fence requirements which varies
13 from the standards set forth in W.S. 11-28-101 through
14 11-28-109. The provisions of this chapter shall be exclusive.

15

1 (b) No county shall require any person to modify any
2 fence that meets or exceeds the requirements of W.S. 11-28-101
3 through 11-28-109.

4

5 (c) An ordinance, bylaw or other regulation which
6 conflicts with this section is void.

7

8 **Section 2.** W.S. 11-28-101 is amended to read:

9

10 **11-28-101. Who considered owner.**

11

12 Any person occupying, using, enjoying, maintaining or having
13 the charge of any enclosure shall be considered the owner
14 thereof, in any action commenced under the provisions of W.S.
15 11-28-101 through ~~11-28-108~~ 11-28-109.

16

17 **Section 3.** This act is effective July 1, 2019.

18

19

(END)