



**SF0120**

**Restoration of civil rights.**

Sponsored By: Senator(s) Barlow, Case, Cooper, Driskill, Landen and Rothfuss and Representative(s) Crago, Olsen and Provenza

AN ACT relating to crimes and criminal procedure; providing for the loss and restoration of rights as specified; creating a new misdemeanor offense; providing for the filing of certificates for restoration of rights as specified; amending a definition; and providing for an effective date.

1/16/2023 Bill Number Assigned  
1/17/2023 S Received for Introduction  
1/17/2023 S Introduced and Referred to S01 - Judiciary  
1/30/2023 S01 - Judiciary:Recommend Amend and Do Pass 4-0-1-0-0

**ROLL CALL**

**Ayes:** Senator(s) Cooper, Furphy, Landen, Schuler  
**Excused:** Senator Case  
**Ayes** 4    **Nays** 0    **Excused** 1    **Absent** 0    **Conflicts** 0

1/30/2023 Rerefer to S02 - Appropriations  
1/31/2023 S02 - Appropriations:Recommend Do Pass 4-0-1-0-0

**ROLL CALL**

**Ayes:** Senator(s) Anderson, Kinskey, Nethercott, Salazar  
**Excused:** Senator Gierau  
**Ayes** 4    **Nays** 0    **Excused** 1    **Absent** 0    **Conflicts** 0

1/31/2023 S Placed on General File

**SF0120SS001/ADOPTED**

Page 1-line 3 Delete "creating a new misdemeanor offense;".  
Page 1-line 10 Delete "and by".  
Page 1-line 11 Delete "creating a new subsection (c)"; after "6-10-106(a)(intro)" delete "," and insert "and".  
Page 1-line 12 Delete "and by creating a new subsection (b)".  
Page 1-line 13 Delete "through (j)" and insert "and (g)".  
Page 3-lines 6 through 14 Delete entirely.  
Page 4-lines 4 through 15 Delete entirely.  
Page 6-lines 14 through 22 Delete entirely.  
Page 7-lines 1 through 15 Delete entirely.  
Page 7-line 17 Delete "(j)" and insert "(g)".  
Page 8-line 2 Delete ", (f) and (g)" and insert "and (f)".

Page 8-line 15 Delete "7-13-150(a), (f) and (g)" and insert "7-13-105(a) and (f)".

Page 8-after line 15 Insert and renumber as necessary:

**"Section 2.**

(a) The department of corrections is authorized one (1) at-will employment contract position for the period beginning with the effective date of this act and ending June 30, 2024 for purposes of implementing this act.

(b) There is appropriated sixty thousand dollars (\$60,000.00) from the general fund to the department of corrections for purposes of funding the position authorized in subsection (a) of this section and for implementing this act. This appropriation shall be for the period beginning with the effective date of this act and ending June 30, 2024. This appropriation shall not be expended for any other purpose and any unexpended, unobligated funds remaining on June 30, 2024 shall revert as provided by law."

Page 8-line 17 Delete "**Section 2.**" and insert "**Section 3.**". LANDEN, CHAIRMAN

1/31/2023 S COW:Passed  
2/1/2023 S 2nd Reading:Passed  
2/2/2023 S 3rd Reading:Passed 24-7-0-0-0

**ROLL CALL**

**Ayes:** Senator(s) Anderson, Baldwin, Barlow, Biteman, Boner, Bouchard, Case, Cooper, Ellis, French, Furphy, Gierau, Hicks, Ide, Kinskey, Landen, Laursen, Mckeown, Nethercott, Pappas, President Driskill, Rothfuss, Salazar, Schuler  
**Nays:** Senator(s) Brennan, Dockstader, Hutchings, Jones, Kolb, Scott, Steinmetz  
**Ayes 24 Nays 7 Excused 0 Absent 0 Conflicts 0**

2/2/2023 H Received for Introduction  
2/8/2023 H Introduced and Referred to H01 - Judiciary  
2/21/2023 H01 - Judiciary:Recommend Amend and Do Pass 9-0-0-0-0

**ROLL CALL**

**Ayes:** Representative(s) Chestek, Crago, Haroldson, Jennings, Niemiec, Oakley, Provenza, Rodriguez-Williams, Washut  
**Ayes 9 Nays 0 Excused 0 Absent 0 Conflicts 0**

2/21/2023 H Placed on General File  
2/22/2023 H COW:Rerefer to H02 - Appropriations  
2/23/2023 H02 - Appropriations:Recommend Do Pass 7-0-0-0-0

**ROLL CALL**

**Ayes:** Representative(s) Henderson, Larsen, Nicholas, Sherwood, Stith, Walters, Zwonitzer  
**Ayes 7 Nays 0 Excused 0 Absent 0 Conflicts 0**

2/23/2023 H Placed on General File

**SF0120HS001/ADOPTED**

**(TO ENGROSSED COPY)**

Page 1-line 10 Delete "7-13-105(a)(intro),".

Page 1-line 11 Delete "(b)(intro) and" and insert "7-13-105".

Page 2-line 19 Strike "or a felony under W.S. 6-5-204(b)".

Page 2-line 21 After "7-13-105(a)" delete "and" and insert "or".

Page 3-lines 20 through 22 Delete entirely.

Page 4-lines 1 through 13 Delete entirely.

Page 4-line 16 Delete "6-10-106(a)" and insert "6-10-106".

Page 5-line 14 Delete "and" and insert "or".

Page 5-line 20 Delete "and" and insert "or". WASHUT, CHAIRMAN

**SF0120HW001/WITHDRAWN**

**SF0120HW002/ADOPTED (TO ENGROSSED COPY)  
(CORRECTED COPY)**

Page 4-line 16 After "restored" delete balance of line.

Page 4-lines 17 through 20 Delete entirely.

Page 4-line 21 Delete "less." and insert "five (5) years after the person has completed their sentence, including applicable periods of probation or parole.".

Page 5-line 11 After "2023." insert "A conviction for a new felony upon the issuance of any certificate under this section shall render the certificate void.". PROVENZA

**SF0120HW003/FAILED (TO ENGROSSED COPY)**

Page 4-line 15 After "(f)" insert "Except as provided in W.S. 7-13-105(g)".

Page 5-after line 11 Insert:

"(g) A person shall not be eligible for restoration of their right to use or possess a firearm under subsection (f) of this section if the person has been convicted of any misdemeanor crime of domestic violence as defined in 18 U.S.C. § 921(a)(33), whether such conviction was under Wyoming law, federal law or the law of another state, if the conviction was within the past ten (10) years before the application for restoration of rights."

Page 5-line 13 Delete "(g)" and insert "(h)". CHESTEK

2/27/2023 H COW:Passed

**SF0120H2001/ADOPTED (TO ENGROSSED COPY)**

Page 1-line 2 After "specified;" insert "creating a new misdemeanor offense;".

Page 1-line 9 After "6-8-102(a)" insert "and by creating a new subsection (c)".

Page 3-after line 2

Insert:

"(c) Any person who has previously pleaded guilty to or been convicted of committing or attempting to commit a felony that is not a violent felony and has not been pardoned or has not had the person's rights restored pursuant to W.S. 7-13-105(a) or (f) and who uses or knowingly possesses any firearm is guilty of a misdemeanor punishable by imprisonment for not more than six (6) months, a fine of not more than seven hundred fifty dollars (\$750.00), or both.". WASHUT

**SF0120H2002/FAILED**

**(TO ENGROSSED COPY)**

Page 1-line 2

Delete "loss and".

Page 1-line 10

Delete "6-10-106(a)(intro) and (iii)" and insert "6-10-106(a)(iii)".

Page 3-line 9

After "state" delete balance of line.

Page 3-line 10

Delete "possess any firearm".

Page 5-line 18

After "person's" delete balance of line.

Page 5-line 18

Delete line through "firearm" and insert "rights".  
PENDERGRAFT

**SF0120H2003/FAILED**

**(TO ENGROSSED COPY)**

Page 4-line 16

Before "shall" insert "or the right to ship, transport, possess or receive firearms lost pursuant to any state or local statute, rule or procedure". HAROLDSON

2/28/2023 H 2nd Reading:Passed

**SF0120H3001/WITHDRAWN**

**SF0120H3002/WITHDRAWN**

**SF0120H3003/ADOPTED**

**(TO ENGROSSED COPY)**

Page 4-line 21

In the Provenza committee of the whole amendment (SF0120HW002/ACE) to this line, delete "five (5) years". HAROLDSON

3/1/2023 H 3rd Reading:Passed 34-27-1-0-0

**ROLL CALL**

**Ayes:** Representative(s) Allred, Andrew, Berger, Brown, Burkhardt, Jr, Chadwick, Clouston, Crago, Davis, Haroldson, Harshman, Henderson, Larsen, Lloyd, Larson, Jt, Lawley, Nicholas, Niemiec, Northrup, Obermueller, O'hearn, Olsen, Provenza, Sherwood, Singh, Smith, Speaker Sommers, Stith, Storer, Walters, Western, Wylie, Yin, Zwonitzer, Dan, Zwonitzer, Dave

**Nays:** Representative(s) Allemand, Angelos, Banks, Bear, Chestek, Conrad, Eklund, Heiner, Hornok, Jennings, Knapp, Locke, Neiman, Newsome, Oakley, Ottman, Pendergraft, Penn, Rodriguez-Williams, Slagle, Strock, Styvar, Tarver, Trujillo, Ward, Washut, Winter

**Excused:** Representative Byron

**Ayes** 34    **Nays** 27    **Excused** 1    **Absent** 0    **Conflicts** 0

3/1/2023 S Received for Concurrence

3/2/2023 S Concur:Failed 5-25-1-0-0

**ROLL CALL**

**Ayes:** Senator(s) Anderson, Barlow, Case, Gierau, Rothfuss

**Nays:** Senator(s) Baldwin, Biteman, Boner, Bouchard, Brennan, Cooper, Dockstader, Ellis, French, Furphy, Hicks, Hutchings, Ide, Jones, Kinskey, Kolb, Landen, Laursen, Mckeown, Nethercott, Pappas, Salazar, Schuler, Scott, Steinmetz

**Excused:** Senator President Driskill

**Ayes** 5    **Nays** 25    **Excused** 1    **Absent** 0    **Conflicts** 0

3/2/2023 S Appointed JCC01 Members  
Senator(s) Landen, McKeown, Nethercott

3/2/2023 H Appointed JCC01 Members  
Representative(s) Oakley, Crago, Provenza

3/2/2023 S Adopted SF0120JC001: 28-1-2-0-0

**SF0120JC001/SADOPTEDHADOPTED (TO ENGROSSED COPY)**

Adopt the following House amendments:

SF0120HS001/A

SF0120HW002/A

SF0120H2001/A

Delete the following House amendments:

SF0120H3003/A

LANDEN, MCKEOWN, NETHERCOTT, OAKLEY, CRAGO, PROVENZA

**ROLL CALL**

**Ayes:** Senator(s) Baldwin, Barlow, Biteman, Boner, Bouchard, Brennan, Case, Cooper, Dockstader, Ellis, Furphy, Gierau, Hicks, Hutchings, Ide, Jones, Kinskey, Kolb, Landen, Laursen, Mckeown, Nethercott, Pappas, Rothfuss, Salazar, Schuler, Scott, Steinmetz

**Nays:** Senator French

**Excused:** Senator(s) Anderson, President Driskill

**Ayes** 28    **Nays** 1    **Excused** 2    **Absent** 0    **Conflicts** 0

3/2/2023 H Adopted SF0120JC001: 42-15-5-0-0

**SF0120JC001/SADOPTEDHADOPTED (TO ENGROSSED COPY)**

Adopt the following House amendments:

SF0120HS001/A

SF0120HW002/A

SF0120H2001/A

Delete the following House amendments:

SF0120H3003/A

LANDEN, MCKEOWN, NETHERCOTT, OAKLEY, CRAGO, PROVENZA

**ROLL CALL**

**Ayes:** Representative(s) Allred, Andrew, Berger, Brown, Burkhart, Jr, Chadwick, Chestek, Clouston, Conrad, Crago, Davis, Eklund, Haroldson, Harshman, Henderson, Hornok, Lawley, Newsome, Niemiec, Northrup, Oakley, Obermueller, O'hearn, Olsen, Ottman, Provenza, Rodriguez-Williams, Sherwood, Singh, Smith,

Speaker Sommers, Stith, Storer, Strock, Tarver, Walters, Washut, Western, Wylie, Yin, Zwonitzer, Dan, Zwonitzer, Dave

**Nays:** Representative(s) Allemand, Angelos, Banks, Bear, Heiner, Jennings, Knapp, Locke, Neiman, Pendergraft, Penn, Slagle, Styvar, Ward, Winter

**Excused:** Representative(s) Byron, Larsen, Lloyd, Larson, Jt, Nicholas, Trujillo

**Ayes** 42      **Nays** 15      **Excused** 5      **Absent** 0      **Conflicts** 0

3/3/2023      Assigned Number SEA No. 0094  
3/3/2023      S President Signed SEA No. 0094  
3/3/2023      H Speaker Signed SEA No. 0094  
3/17/2023      Governor Signed SEA No. 0094  
3/17/2023      Assigned Chapter Number 181

Chapter No. 181    Session Laws of Wyoming 2023