

SENATE FILE NO. SF0025

District and prosecuting attorneys-bar license requirement.

Sponsored by: Joint Judiciary Interim Committee

A BILL

for

1 AN ACT relating to district and county and prosecuting
2 attorneys; requiring each district attorney and county and
3 prosecuting attorney to be a licensed attorney and a member
4 in good standing with the Wyoming state bar during the term
5 of office for which the district attorney or county and
6 prosecuting attorney was elected or appointed; specifying
7 applicability; and providing for an effective date.

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

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11 **Section 1.** W.S. 9-1-802(b) and 18-3-301(a) are
12 amended to read:

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14 **9-1-802. Election; term; qualifications; full-time;**
15 **private practice prohibited; exception; salary; vacancies.**

16

1 (b) Each district attorney shall have been a licensed
2 attorney for at least four (4) years and a member in good
3 standing of the Wyoming state bar immediately prior to his
4 election. Each district attorney shall be a licensed
5 attorney and a member in good standing of the Wyoming state
6 bar throughout the term of office for which the district
7 attorney was elected or appointed.

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9 **18-3-301. Office created; qualifications; certificate**
10 **of election; counties empowered to consolidate.**

11

12 (a) In judicial districts in which the office of
13 district attorney has not been created there shall be
14 elected in each county a county and prosecuting attorney
15 who at the time of his nomination and election and during
16 his term of office, shall be a member in good standing of
17 the bar of this state. A copy of his certificate of
18 election and oath shall be filed by the county and
19 prosecuting attorney with the clerk of the district court
20 for his county or counties. In those judicial districts in
21 which the office of district attorney has been created the
22 county commissioners shall appoint an attorney to the
23 office of county attorney for a term of one (1) year, who

1 may be reappointed on a year-to-year basis. The county
2 commissioners may remove the county attorney for cause.

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4 **Section 2.** This act shall apply to each district
5 attorney and county and prosecuting attorney whose term of
6 office begins on and after the effective date of this act.

7

8 **Section 3.** This act is effective July 1, 2023.

9

10

(END)