

ENROLLED ACT NO. 32, HOUSE OF REPRESENTATIVES

SIXTY-EIGHTH LEGISLATURE OF THE STATE OF WYOMING
2025 GENERAL SESSION

AN ACT relating to homeland security; amending duties of county clerks, the division of criminal investigation and the director of the office of homeland security for identification of conveyances near critical infrastructure; repealing requirements to provide a list of designated critical infrastructure zones to the county clerks; amending and creating definitions; and providing for an effective date.

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

Section 1. W.S. 9-1-618(b)(vi), 18-3-402(a)(xxvi), 19-13-104(d)(vi), 19-13-105 by creating a new subsection (e), 19-13-501(a)(i), (iv)(A) and by creating a new paragraph (vi) and 19-13-502(c) and (d) are amended to read:

9-1-618. Agents to be safeguarded as peace officers; general assistance to state, county or local authorities; investigative duties.

(b) The division shall investigate:

(vi) Conveyances, ~~leases and leasehold interests as defined by 19-13-501(a)(i),~~ within or near designated critical infrastructure zones. ~~as reported by county clerks in accordance with W.S. 19-13-501 and 19-13-502.~~ The division may investigate whether ~~the any~~ conveyance, ~~lease and leasehold interest reported by county clerks in accordance with W.S. 19-13-501 and 19-13-502~~ may result in a threat to national or state security or whether the conveyance, ~~lease and leasehold interest~~ involves a designated country or person as defined by W.S. 19-13-501(a)(iv). The attorney general or, with the attorney general's approval, the division may subpoena

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witnesses, compel their attendance and require the production of records and other evidence to determine:

(A) Whether a conveyance, ~~lease and leasehold interest within~~ located up to five (5) miles ~~of~~ from a designated critical infrastructure zone threatens national or state security;

(B) Whether a conveyance, ~~lease and leasehold interest~~ involves a designated country or person as defined by W.S. 19-13-501(a)(iv);

(C) The actual identity of a party to a conveyance, ~~lease and leasehold interest within~~ located up to five (5) miles ~~of~~ from a designated critical infrastructure zone.

18-3-402. Duties generally.

(a) The county clerk shall:

(xxvi) Report all conveyances, ~~within five (5) miles of a designated critical infrastructure zone as defined by W.S. 19-13-501(a)(i),~~ to the director of the office of homeland security and the division of criminal investigation in accordance with W.S. 19-13-501 and 19-13-502.

19-13-104. Powers of governor generally; director, office of homeland security.

(d) The position of the director, office of homeland security is created in the governor's office and shall be appointed by the governor. He shall be responsible to the

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governor and may be removed by the governor as provided in W.S. 9-1-202. The director shall:

(vi) Consult the governor and assist the attorney general and division of criminal investigation on the designation of critical infrastructure zones and the investigation and identification of conveyances, ~~leases and leasehold interests within as defined by W.S. 19-13-501(a)(i), located up to~~ five (5) miles ~~of from~~ critical infrastructure zones as disclosed by the recordings reported by county clerks in accordance with W.S. 19-13-501 and 19-13-502.

19-13-105. Homeland security program.

(e) The office of homeland security may receive and share criminal identification, intelligence and criminal history information available to law enforcement agencies for the purposes provided by W.S. 19-13-103.

19-13-501. Definitions.

(a) As used in this article:

(i) "Conveyance" means ~~as defined by W.S. 34-1-102 and includes conveyances of every instrument in writing by which any interest in~~ real property, ~~surface interests, mineral interests and pore space interests~~ is created, alienated, mortgaged, leased or assigned, or by which the title to any real property may be affected in law or in equity. "Conveyance" shall not include wills;

(iv) "Designated country or person" means:

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(A) A foreign government or foreign nongovernment person determined to be a foreign adversary by the United States secretary of commerce and specified in ~~15 C.F.R. 7.4(a)~~ 15 C.F.R. 791.4(a); or

(vi) "Real property" means all interests in land and appurtenances, including structures, affixed thereto, and any intangible characteristic that contributes to the fair market value thereof. "Real property" includes surface interests, mineral interests and pore space interests.

19-13-502. Critical infrastructure zones; reporting of conveyances; investigations; notification; rulemaking.

(c) Within fifteen (15) days after ~~the a~~ conveyance is ~~executed and completed~~ recorded, the county clerk shall report ~~each the~~ conveyance ~~that involves any property located within a critical infrastructure zone or that is located not more than five (5) miles from a critical infrastructure zone~~ to the director and to the division of criminal investigation.

(d) Upon receiving a report from a county clerk under subsection (c) of this section, the director and the division of criminal investigation shall determine whether a conveyance is within a critical infrastructure zone or located up to five (5) miles from a critical infrastructure zone and, upon reasonable suspicion, investigate the conveyance to determine if the conveyance involves a designated country or person or if the conveyance poses a threat to national or state security or to critical infrastructure.

Section 2. W.S. 19-13-502(b) is repealed.

ORIGINAL HOUSE
BILL NO. HB0097

ENGROSSED

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Section 3. This act is effective July 1, 2025.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the House.

Chief Clerk