

HOUSE BILL NO. HB0039

Firearms rights-restoration amendments.

Sponsored by: Representative(s) Washut, Banks, Davis,
Filer, Geringer, Harshman, Schmid, Wharff
and Yin and Senator(s) Barlow and Crago

A BILL

for

1 AN ACT relating to crimes and offenses; clarifying the
2 effect of an out-of-state restoration of rights for
3 purposes of rights in Wyoming; and providing for an
4 effective date.

5

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

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8 **Section 1.** W.S. 6-8-102(a) and (c) and
9 6-10-106(a)(iii) are amended to read:

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11 **6-8-102. Use or possession of firearm by person**
12 **convicted of certain felony and misdemeanor offenses;**
13 **penalties; exception.**

14

1 (a) Any person who has previously pleaded guilty to
2 or been convicted of committing or attempting to commit a
3 violent felony, and has not been pardoned or has not had
4 the person's rights restored pursuant to W.S. 7-13-105(a)
5 or (f) or the laws of the jurisdiction in which the
6 conviction was entered and who uses or knowingly possesses
7 any firearm is guilty of a felony punishable by
8 imprisonment for not more than three (3) years, a fine of
9 not more than five thousand dollars (\$5,000.00), or both.

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11 (c) Any person who has previously pleaded guilty to
12 or been convicted of committing or attempting to commit a
13 felony that is not a violent felony and has not been
14 pardoned or has not had the person's rights restored
15 pursuant to W.S. 7-13-105(a) or (f) or the laws of the
16 jurisdiction in which the conviction was entered and who
17 uses or knowingly possesses any firearm is guilty of a
18 misdemeanor punishable by imprisonment for not more than
19 six (6) months, a fine of not more than seven hundred fifty
20 dollars (\$750.00), or both.

21
22 **6-10-106. Rights lost by conviction of felony;**
23 **restoration.**

1

2 (a) A person convicted of a felony is incompetent to
3 be an elector or juror or to hold any office of honor,
4 trust or profit within this state or to use or knowingly
5 possess any firearm, unless:

6

7 (iii) His rights are restored pursuant to W.S.
8 7-13-105(a) or (f) or the laws of the jurisdiction in which
9 the conviction was entered; or

10

11 **Section 2.** This act is effective immediately upon
12 completion of all acts necessary for a bill to become law
13 as provided by Article 4, Section 8 of the Wyoming
14 Constitution.

15

16 (END)