

SENATE FILE NO. SF0067

Wyoming state guard-amendments.

Sponsored by: Senator(s) Laursen, D, Boner, French and Ide and Representative(s) Hoeft, Rodriguez-Williams, Webber and Wharff

A BILL

for

1 AN ACT relating to the Wyoming state guard; removing
2 activation of the national guard of Wyoming into service of
3 the United States as a prerequisite for the organization of
4 the Wyoming state guard; removing federal involvement in
5 the Wyoming state guard; allowing the governor to organize
6 and maintain the Wyoming state guard; specifying the source
7 of payment for service in the state guard; amending
8 eligibility requirements for the Wyoming state guard;
9 making conforming amendments; providing an appropriation;
10 and providing for an effective date.

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

13

14 **Section 1.** W.S. 19-10-101(a) and (b), 19-10-102,
15 19-10-103 and 19-10-105(c) are amended to read:

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2 **19-10-101. Organization by governor; appointment of**
3 **council; removal; control.**

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5 (a) ~~If the national guard of Wyoming is ordered into~~
6 ~~the service of the United States, The~~ governor may organize
7 and maintain within this state ~~during that period, under~~
8 ~~such regulations as the secretary of defense may prescribe,~~
9 such military forces ~~as may be authorized by the secretary~~
10 ~~of defense or~~ as the governor deems necessary ~~for the~~
11 ~~defense to preserve the public peace, to execute the laws~~
12 ~~of the state, to suppress insurrection or to repel~~
13 ~~invasion.~~ The forces shall be known as the Wyoming state
14 guard. Insofar as practicable, the existing laws, rules and
15 regulations governing the national guard shall be applied
16 ~~to used as a model for~~ the control ~~and governance~~ of the
17 Wyoming state guard. ~~The force shall be of such strength as~~
18 ~~directed by the secretary of defense, with such expansion~~
19 ~~in the future as may be authorized.~~ The Wyoming state guard
20 ~~shall be of such strength and~~ shall be armed, trained and
21 equipped in such manner as may be prescribed by ~~the~~
22 ~~secretary of defense or~~ the governor of Wyoming.

23

1 (b) For the purpose of coordinating desirable
2 ~~national~~state defense activities, the governor shall
3 appoint a Wyoming state council of defense. The council,
4 subject to the approval of the governor, may organize
5 necessary subordinate branches and establish rules and
6 regulations for the operation of the council and
7 subordinate branches, and assist in all matters pertaining
8 to the Wyoming state guard and other state or national
9 defense activities not otherwise covered by law.
10 Appointment to the council of defense is not limited by any
11 requirements as to prior military or naval service. The
12 governor may remove any member as provided in W.S. 9-1-202.

13

19-10-102. Pay and allowances.

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16 Members of the Wyoming state guard, when serving under
17 orders of the governor of Wyoming, shall receive ~~out of~~ by
18 legislative appropriation from the general fund of Wyoming
19 not otherwise appropriated or by the governor from the
20 continuous appropriation for public welfare emergencies
21 under W.S. 9-2-1014.3 the same pay and allowances
22 authorized for personnel of equal rank in the national
23 guard.

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2 **19-10-103. Requisition of arms and supplies.**

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4 The governor may requisition or purchase ~~from—the~~
5 ~~department of defense or other sources~~ such arms, equipment
6 and supplies as are necessary to equip the Wyoming state
7 guard and may make available to such forces the facilities
8 and equipment of state armories and other state premises
9 and property as are available and necessary.

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11 **19-10-105. Oath; term of enlistment; eligibility;**
12 **appointment of officers; removal; employees of state or**
13 **political subdivisions.**

14

15 (c) All qualified residents of Wyoming, and any
16 nonresident who is accepted into the service, between
17 ~~seventeen (17)~~ twenty-five (25) and ~~seventy (70)~~ sixty-five
18 (65) years of age and of good moral character are eligible
19 for membership in the Wyoming state guard.

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21 **Section 2.** There is appropriated twenty-five thousand
22 dollars (\$25,000.00) from the general fund to the office of
23 the governor for purposes of appointing and convening a

1 Wyoming state council of defense and for establishing and
2 equipping the Wyoming state guard as the governor deems
3 necessary. This appropriation shall be for the period
4 beginning with the effective date of this act and ending
5 June 30, 2028. This appropriation shall not be transferred
6 or expended for any other purpose and any unexpended,
7 unobligated funds remaining from this appropriation shall
8 revert as provided by law on June 30, 2028. It is the
9 intent of the legislature that this appropriation not be
10 included in the office of the governor's standard budget
11 for the immediately succeeding fiscal biennium.

12

13 **Section 3.** This act is effective July 1, 2026.

14

15 (END)