

**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

HOUSE BILL NO.

Federal military property-concurrent criminal jurisdiction.

Sponsored by: Joint Transportation, Highways & Military
Affairs Interim Committee

A BILL

for

1 AN ACT relating to defense forces and affairs; creating a
2 process for Wyoming to accept concurrent jurisdiction over
3 specified federal military property; requiring a report;
4 and providing for an effective date.

5

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

7

8 **Section 1.** W.S. 19-7-302 is created to read:

9

10 **19-7-302. Governor acceptance of concurrent**
11 **jurisdiction over federal land.**

12

1 (a) When the state receives a written request for
2 concurrent jurisdiction over crimes and offenses under the
3 laws of the state of Wyoming from an authorized official of
4 the United States having exclusive jurisdiction over
5 property ceded by W.S. 19-7-301 or other federal property
6 in the state of Wyoming, the governor is authorized to and
7 may accept the concurrent jurisdiction between the United
8 States and the state of Wyoming over the property as
9 described in the written request and to the extent and for
10 the period of time authorized in the written request. The
11 acquisition of concurrent jurisdiction shall become
12 effective upon the filing of the original acceptance with
13 the secretary of state of the state of Wyoming.

14

15 (b) The authorization for the acceptance of
16 concurrent jurisdiction under subsection (a) of this
17 section shall not be exclusive, shall not affect any
18 existing jurisdiction or concurrent jurisdiction by the
19 state over federal property and shall be in addition to any
20 other method of assuming jurisdiction or concurrent
21 jurisdiction over federal property.

22

23 **Section 2.** W.S. 19-7-301(a) is amended to read:

1

2 **19-7-301. Jurisdiction of United States over certain**
3 **military reservations.**

4

5 (a) Exclusive jurisdiction is ceded to the United
6 States over all the territory owned by the United States
7 within the limits of the United States military
8 reservations known as Fort Francis E. Warren, Fort
9 Washakie, Camp Sheridan, Camp Pilot Butte, and the United
10 States powder depot at Cheyenne, together with such other
11 lands in the state as are now or hereafter acquired or held
12 by the United States for military purposes, either as
13 additions to the posts above named or as new military posts
14 or reservations, established for the common defense. This
15 exclusive jurisdiction may be modified pursuant to
16 W.S. 19-7-302(a).

17

18 **Section 3.** If concurrent jurisdiction becomes
19 effective under W.S. 19-7-302(a) the governor shall
20 recommend to the joint transportation, highways and
21 military affairs interim committee whether to amend
22 W.S. 36-1-108 or any other statute describing jurisdiction
23 of lands within the state of Wyoming.

1

2 **Section 4.** This act is effective July 1, 2021.

3

4

(END)