

SF0081SW002

- 1 Page 1-line 4 After "laws;" delete balance of line.
2
3 Page 1-line 5 Delete entirely.
4
5 Page 1-line 6 Delete "specified;" and insert "providing for
6 a civil action and a civil penalty;".
7
8 Page 6-line 15 Delete "through 6-8-409" and insert "and
9 6-8-408".
10
11 Page 9-line 14 Delete "or" and insert ",".
12
13 Page 9-line 15 After "state" delete "," and insert "or any
14 political subdivision or law enforcement
15 agency of this state that employs an official,
16 agent, employee or deputy of the government of
17 the United States acting under the color of
18 federal law within the borders of this state".
19
20 Page 9-line 16 After "enforce" insert "or to give material
21 aid and support to another who enforces or
22 attempts to enforce".
23
24 Page 9-line 19 After "arms" insert "as enumerated in
25 W.S. 6-8-407(a)".
26
27 Page 9-line 21 After "state" delete "or" and insert ",".
28
29 Page 9-line 22 Delete "who" and insert "or any political
30 subdivision or law enforcement agency of this
31 state that employs an official, agent,
32 employee or deputy of the government of the
33 United States acting under the color of
34 federal law within the borders of this state,
35 which".
36
37 Page 10-line 6 After "equity" insert ", declaratory
38 judgment".
39
40 Page 10-line 7 After "actions" delete "," and insert "":
41
42 (i) Any person who is aggrieved by a violation of this
43 section shall have standing to pursue an action in the district
44 court of the county in which the action allegedly occurred;

1
2 (ii)".

3
4 Page 10-line 9 Delete ", " and insert ":

5
6 (A) Not less than fifty thousand dollars
7 (\$50,000.00) per violation;

8
9 (B)".

10
11 Page 10-line 10 Delete "Sovereign, official".

12
13 Page 10-lines 11 and 12 Delete entirely and insert ";

14
15 (iii) If a court imposes a civil penalty as provided in
16 subparagraph (ii)(A) of this subsection, attorney's fees and costs
17 as provided in subparagraph (ii)(B) of this subsection, or both a
18 penalty and fees and costs, then the state, political subdivision
19 or law enforcement agency that employs the person who violated
20 W.S. 6-8-407(a) or subsection (a) of this section shall be required
21 to pay any penalty, fees and costs that the court orders."

22
23 Page 10-after line 12 Insert:

24
25 "(c) Nothing in this section shall limit the authority or
26 discretion of a public officer or an employee of this state or any
27 political subdivision of this state to investigate, charge or
28 prosecute any person for felonies that do not constitute the
29 infringements described under W.S. 6-8-407(a) and subsection (a)
30 of this section. As used in this subsection, "investigate" may
31 include securing a weapon in the course of law enforcement
32 safeguarding an area when performing their duties.

33
34 (d) Nothing in this section shall create for a person charged
35 with a crime a defense against being charged or prosecuted for
36 felony criminal activity that does not constitute an infringement
37 described under W.S. 6-8-407(a) or subsection (a) of this section,
38 provided that the alleged criminal activity was not initially
39 discovered incident to a violation of subsection (a) of this
40 section or W.S. 6-8-407(a)."

41
42 Page 10-lines 14 through 23 Delete entirely.

43
44 Pages 11 and 12 Delete entirely.

45
46 Page 13-lines 1 through 9 Delete entirely.

47

1 Page 13-line 11 Delete "**Section 4.**" and insert "**Section 3.**".
2
3 Page 13-line 18 Delete "**Section 5.**" and insert "**Section 4.**".
4 BOUCHARD