

HOUSE BILL NO. HB0138

Game warden authority.

Sponsored by: Representative(s) Burns, Deegan, McMurtrey,
Shivler, Ross, Tipton and Wasserburger and
Senator(s) Harris, Kinnison and Schiffer

A BILL

for

1 AN ACT relating to game and fish; conforming provisions
2 pertaining to dogs running or threatening big game animals;
3 providing for the arrest and citation of owners of dogs
4 harassing big game animals; imposing penalties; and
5 providing for an effective date.

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

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9 **Section 1.** W.S. 11-31-301(d) and 23-3-109(b) are
10 amended to read:

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12 **11-31-301. Public nuisance; notice; penalties; rules**
13 **and regulations; animal control districts and officers.**

14

15 (d) ~~A dog in the act of running or injuring big game~~
16 ~~animals may be killed by a county sheriff, his deputy or~~

1 ~~any other peace officer.~~ A dog injuring or killing
2 livestock may be killed by the owner of the livestock or
3 his agent or any peace officer.

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5 **23-3-109. Use of dogs; dogs injuring big or trophy**
6 **game animals may be killed; citation of owners of dogs**
7 **harassing game animals; penalties.**

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9 (b) In cases where big game animals have been injured
10 or are being threatened with immediate injury by dogs, ~~the~~
11 ~~game warden~~ a peace officer may:

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13 (i) Kill such dog or dogs where the vicious
14 character of the dog or dogs is manifest; ~~or~~ or

15

16 (ii) Arrest or issue a summons to the owner. A
17 first conviction under this paragraph is punishable by a
18 fine imposed for an 11th degree misdemeanor. A second and
19 each subsequent conviction under this paragraph is
20 punishable by a fine and imprisonment imposed for a 10th
21 degree misdemeanor.

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1 **Section 2.** This act is effective July 1, 2002.

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(END)