

HOUSE BILL NO. HB0325

Tribal identification card.

Sponsored by: Representative(s) Goggles, Bagby, Gilmore,
Gingery, Philp and Zwonitzer

A BILL

for

1 AN ACT relating to tribal relations; authorizing the use of
2 tribal identification cards when identification is
3 required; specifying prohibited acts; providing penalties;
4 providing conforming amendments; and providing for an
5 effective date.

6

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

8

9 **Section 1.** W.S. 8-7-101 and 8-7-102 are created to
10 read:

11

12 CHAPTER 7

13 TRIBAL RELATIONS

14

15 ARTICLE 1

16 TRIBAL IDENTIFICATION CARDS

1

2 **8-7-101. Tribal identification cards.**

3

4 An identification card issued by the governing body of the
5 Eastern Shoshone tribe of Wyoming or Northern Arapahoe
6 tribe of Wyoming that substantially conforms to the
7 requirements of W.S. 31-8-102(a)(i) through (vi) shall be
8 considered a valid form of identification for all purposes
9 for which an identification card issued under W.S. 31-8-101
10 may be used.

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12 **8-7-102. Prohibited acts; penalties.**

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14 (a) No person shall:

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16 (i) Possess any cancelled, fictitious,
17 fraudulently altered or fraudulently obtained tribal
18 identification card;

19

20 (ii) Lend his identification card to any other
21 person or knowingly permit its use by another;

22

23 (iii) Display or represent a tribal
24 identification card not issued to him as being his card;

1

2 (iv) Photograph, photostat, duplicate or in any
3 way reproduce a tribal identification card or facsimile
4 thereof in such a manner that it could be mistaken for a
5 valid identification card;

6

7 (v) Use a tribal identification card that was
8 obtained by false swearing, fraud or false statement of any
9 kind or in any form.

10

11 (b) Any person who violates any provision of
12 subsection (a) of this section is guilty of a misdemeanor
13 punishable by a fine of not more than seven hundred fifty
14 dollars (\$750.00), by imprisonment for not more than ninety
15 (90) days, or both.

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17 **Section 2.** W.S. 6-3-901(b), 14-3-107(a), 22-2-113(d)
18 are amended to read:

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20 **6-3-901. Unauthorized use of personal identifying**
21 **information; penalties; restitution.**

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23 (b) As used in this section "personal identifying
24 information," means the name, address, telephone number,

1 driver's license number, social security number, place of
2 employment, employee identification number, tribal
3 identification card number, mother's maiden name, demand
4 deposit account number, savings account number, or credit
5 card number of an individual person.

6
7 **14-3-107. Performing body-art on persons who have not**
8 **reached the age of majority; penalties; definition.**

9
10 (a) No person shall knowingly perform body-art upon
11 or under the skin of a person who has not reached the age
12 of majority, except with the consent of the person's parent
13 or legal guardian who is present at the time the body-art
14 procedure is performed upon the person. The person
15 performing the body-art procedure shall demand proof of age
16 prior to administering the body-art procedure upon the
17 person. A motor vehicle driver's license, a registration
18 card issued under the federal Selective Service Act, an
19 identification card issued to a member of the armed forces,
20 a valid United States passport, a tribal identification
21 card issued by the governing body of the Eastern Shoshone
22 tribe of Wyoming or the Northern Arapahoe tribe of Wyoming
23 or an identification card issued by the department of
24 transportation is prima facie evidence of the age and

1 identity of the person. Proof that the person performing
2 the body-art procedure demanded, was shown and acted in
3 reasonable reliance upon the information contained in any
4 one (1) of the above documents as identification and proof
5 of age is a defense to any criminal prosecution under this
6 section.

7
8 **22-2-113. Availability and form of computerized voter**
9 **registration lists; use of copies; election record;**
10 **purging.**

11
12 (d) Unless otherwise specifically stated in this
13 Election Code, all election records of the county clerk are
14 public. The availability and dissemination of such records
15 shall be in accordance with the Wyoming Public Records Act.
16 Election records containing social security numbers,
17 portions of social security numbers, driver's license
18 numbers, state generated unique voter identification
19 numbers, birth dates, telephone numbers, tribal
20 identification card numbers and other personally
21 identifiable information other than names, gender,
22 addresses and party affiliations are not public records and
23 shall be kept confidential. When necessary, members of the
24 county or state canvassing boards may access confidential

1 information for purposes of this code but shall maintain
2 its confidentiality.

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4 **Section 3.** This act is effective July 1, 2005.

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(END)

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