

HOUSE BILL NO. HB0050

Restoration of rights.

Sponsored by: Representative(s) Warren, Bagby, Craft, Esquibel, F., Esquibel, K., Jorgensen, Throne and Zwonitzer, Dn.

A BILL

for

1 AN ACT relating to restoration of rights lost as a result
2 of a felony conviction; modifying eligibility requirements
3 for restoration of voting rights as specified; requiring
4 that persons be provided with notice of eligibility for
5 restoration of rights; and providing for an effective date.

6

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

8

9 **Section 1.** W.S. 7-13-105(b), (d) and by creating a
10 new subsection (e) is amended to read:

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12 **7-13-105. Certificate of restoration of rights;**
13 **procedure for restoration in general; procedure for**
14 **restoration of voting rights for certain felonies; filing**
15 **requirements.**

16

1 (b) A person convicted of a ~~nonviolent~~ felony or
2 ~~nonviolent~~ felonies ~~arising out of the same occurrence or~~
3 ~~related course of events~~ may apply in writing to the state
4 board of parole for a certificate which restores the
5 person's voting rights lost pursuant to W.S. 6-10-106. The
6 application shall specifically state that the requirements
7 of this subsection have been met and shall be on a form
8 approved by the state board of parole. The state board of
9 parole shall issue a certificate restoring a person's
10 voting rights if:

11

12 (i) The applicant has never been convicted of
13 ~~any other~~ an election related felony; ~~other than~~
14 ~~convictions arising out of the same occurrence for which~~
15 ~~restoration of rights is sought;~~

16

17 (ii) All of the applicant's terms of sentence
18 are expired, or in the case of probation, the applicant has
19 completed all probation periods; ~~and~~

20

21 (iii) The applicant has not been convicted of
22 any other felony since the application was made and the
23 expiration of all the applicant's terms of sentence, or in

1 the case of probation, the completion of all probation
2 periods; and

3
4 ~~(iii)~~ (iv) It has been at least ~~five (5) years~~
5 one (1) year since the expiration of all of the applicant's
6 terms of sentence, or in the case of probation, the
7 completion of all probation periods.

8
9 (d) As used in this section, "~~violent~~ election
10 related felony" means ~~as defined by W.S. 6-1-104(a)(xii)~~
11 any of the offenses classified as felonies under W.S.
12 22-26-101 through 22-26-111, 22-25-108(d) or 22-26-119,
13 including offenses committed in another jurisdiction which
14 if committed in this state would constitute a ~~violent~~
15 felony under W.S. ~~6-1-104(a)(xii)~~. ~~As used in this section,~~
16 ~~"nonviolent felony" includes all felony offenses not~~
17 ~~otherwise defined as violent felonies~~ 22-26-101 through
18 22-26-111, 22-25-108(d) or 22-26-119.

19
20 (e) The department of corrections, upon expiration of
21 all of the terms of sentence or in the case of probation
22 the completion of all probation periods of a person who
23 will be eligible for restoration of rights under subsection
24 (a) or (b) of this section, shall notify the person in

1 writing of his eligibility to apply for restoration of his
2 rights.

3

4 **Section 2.** This act is effective July 1, 2008.

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6

(END)