

Sponsored By: Joint Judiciary Interim Committee

AN ACT relating to criminal justice; amending and creating provisions relating to sentencing, probation and parole; specifying conditions for probation or suspension of sentence; creating procedures for addressing parole, probation and suspension of sentence violations; amending provisions relating to rewards and sanctions; amending criteria and procedures related to adult community correctional facilities or programs; repealing a provision related to discharge and dismissal; providing appropriations; and providing for an effective date.

1/7/2017 Bill Number Assigned
 1/9/2017 H Received for Introduction
 1/11/2017 H Introduced and Referred to H01 - Judiciary
 1/27/2017 H01 - Judiciary:Recommend Amend and Do Pass 8-0-1-0-0

ROLL CALL

Ayes: Representative(s) Biteman, Jennings, Kirkbride, Olsen, Pelkey, Pownall, Salazar, Winters

Excused: Representative Baker

Ayes 8 Nays 0 Excused 1 Absent 0 Conflicts 0

1/27/2017 H Placed on General File
 1/27/2017 H COW:Rerefer to H02 - Appropriations
 1/31/2017 H02 - Appropriations:Recommend Amend and Do Pass 7-0-0-0-0

ROLL CALL

Ayes: Representative(s) Burkhart, Larsen, Nicholas, Schwartz, Sommers, Walters, Wilson

Ayes 7 Nays 0 Excused 0 Absent 0 Conflicts 0

1/31/2017 H Placed on General File

HB0094HS001/ADOPTED

That Substitute No. 1 for HB 0094 DO PASS. KIRKBRIDE, CHAIRMAN

HB0094HS002/ADOPTED**[TO SUBSTITUTE BILL No. 1]**

Page 1-line 8 Delete "authorizing a".
 Page 1-line 9 Delete "position;".
 Page 19-lines 14 through 18 Delete entirely.
 Page 19-line 20 Delete "Section 4." insert "Section 3."
 Page 19-line 22 Delete "Section 5." insert "Section 4."
 Page 21-lines 1 through 5 Delete entirely.
 Page 21-line 7 Delete "(c)" insert "(b)".
 Page 21-line 16 Delete "Section 6." insert "Section 5."
 NICHOLAS, CHAIRMAN

HB0094HW001/ADOPTED**[TO SUBSTITUTE BILL No. 1]**

Page 20-line 7 Delete "to".
 Page 20-line 8 Delete entirely.
 Page 20-line 9 Delete "sentence" insert "under this act".
 KIRKBRIDE

HB0094HW002/ADOPTED

[TO SUBSTITUTE BILL No. 1]

Page 2-line 1 Before "**Revocation**" insert "**Additional**" after "**probation**" insert "**option**".

Page 2-line 4 After "(a)" insert "In addition to any other sentencing or treatment option available to the court,".

Page 4-line 11 After "(i)" insert "and (ii)".

Page 5-lines 15 and 16 Delete entirely.

Page 5-line 17 Delete all new language.

Page 6-lines 14 Reinsert all stricken language and delete all new language.

Page 6-line 15 Reinsert all stricken language.

Page 6-line 16 Reinsert stricken "granted under this section;".

Page 6-After line 16 Insert:
"(ii) Order that the trial of the original charge proceed if the defendant has not previously pled or been found guilty;--".

Page 7-line 1 Delete "With the consent of the state,".

Page 19-line 20 Delete entirely including the second standing committee amendment to this line (HB0094HS002/A).

Page 19-line 22 Delete the second standing committee amendment to this line (HB0094HS002/A); delete "**Section 5.**" insert "**Section 3.**".

Page 21-line 16 Delete the second standing committee amendment to this line (HB0094HS002/A); delete "**Section 6.**" insert "**Section 4.**". KIRKBRIDE, OLSEN

2/2/2017 H COW:Passed

HB0094H2001/ADOPTED

[TO SUBSTITUTE BILL No. 1]

Page 5-line 10 Strike "and the state". NICHOLAS

2/3/2017 H 2nd Reading:Passed

2/6/2017 H 3rd Reading:Laid Back

HB0094H3001/ADOPTED

[TO SUBSTITUTE BILL No. 1]

Page 2-line 2 Delete "**department of corrections**".

Page 2-line 6 After "order" insert "treatment under subsection (b) of this section or".

Page 3-After line 14 Insert:
"(b) The court may order a defendant to complete a court supervised treatment program qualified under W.S. 7-13-1601 through 7-13-1615.".

Page 3-line 16 Delete "(b)" insert "(c)".

Page 3-line 18 After "completed" delete "the" insert "a court supervised treatment program or a".

Page 9-line 11 After "sentence" insert ", including to require a defendant to complete successfully a court supervised treatment program qualified under W.S. 7-13-1601 through 7-13-1615".

Page 20-line 9 Before ";" insert ". To the extent funds are available, the department of corrections shall

reimburse the Wyoming department of health the costs of a court supervised treatment program qualified under W.S. 7-13-1601 through 7-13-1615 and ordered under this act.". BARLOW

HB0094H3002/FAILED

[TO SUBSTITUTE BILL No. 1]

Page 20-line 2 Delete "general fund" insert "penitentiary permanent land fund".

Page 20-After line 21 Insert:
"(b) The appropriations in subsection (a) of this section are effective only in the event the state auditor certifies that a like amount has been reverted from the appropriation to the penitentiary permanent land fund for the DOC-WMCI Buildout project in 2016 Wyoming Session Laws, Chapter 97, Section 3(a)(i)."

Page 21-line 7 Delete the second standing committee amendment (HB0094HS002/A) to this line.

Renumber subsections as necessary. NICHOLAS

HB0094H3003/WITHDRAWN

2/7/2017 H 3rd Reading:Passed 31-26-3-0-0

ROLL CALL

Ayes: Representative(s) Biteman, Blackburn, Blake, Byrd, Clem, Connolly, Dayton, Edwards, Eklund, Eyre, Freeman, Furphy, Gray, Halverson, Hunt, Jennings, Kinner, Kirkbride, Lindholm, Loucks, Miller, Olsen, Pelkey, Pownall, Salazar, Sommers, Steinmetz, Sweeney, Wilson, Winters, Zwonitzer

Nays: Representative(s) Allen, Baker, Bovee, Brown, Burkhart, Clausen, Court, Crank, Flitner, Gierau, Haley, Hallinan, Harshman, Henderson, Larsen, Laursen, MacGuire, Madden, McKim, Nicholas, Northrup, Obermueller, Paxton, Piiparinen, Schwartz, Walters

Excused: Representative(s) Barlow, Greear, Lone

Ayes 31 **Nays** 26 **Excused** 3 **Absent** 0 **Conflicts** 0

2/8/2017 S Received for Introduction

2/27/2017 S Did Not Consider for Introduction