Administrative Rule Review – ARR16-097
Legislative Service Office
February 21, 2017

AGENCY	Wyoming Search and Rescue Council
DATE SUBMITTED:	February 6, 2017
SUBJECT:	Chapter 1 – General Provisions
NATURE OF RULES:	Legislative and procedural.
STATUTORY AUTHORITY:	W.S. 19-13-301(b) and 19-13-303(d).

DETERMINATION OF PROCEDURAL COMPLIANCE BASED UPON INFORMATION SUBMITTED BY THE WYOMING SEARCH AND RESCUE COUNCIL TO LSO: Apparently complete to date. Notice of the proposed adoption of new rules was provided by the LSO as required by W.S. 28-9-103(d). No comments have been received to date.

SUMMARY OF RULES: These rules repeal Chapter 1, Section 3(c)(i)(C), which provides that costs for a search and rescue mission to provide assistance outside of Wyoming are not eligible for reimbursable from the state Search and Rescue Account. According to the Wyoming Search and Rescue Council's statement of reasons, the intent of this change is to allow county sheriffs to pursue recovery of costs for search and rescue missions that provide assistance to jurisdictions outside of Wyoming. Although W.S. 19-13-301 through 19-13-303 neither prohibit nor authorize reimbursement for out-of-state search and rescue missions, W.S. 19-13-301(b) and 19-13-303(d) grant general authority to the Wyoming Search and Rescue Council to adopt rules to govern expenditure of Search and Rescue Account funds.

In addition, these rules specify three new costs that are not eligible for reimbursement from the Search and Rescue Account. These non-reimbursable costs are expenses incurred to recover property, expenses incurred for specific law enforcement purposes and expenses incurred to recover a body, unless the recovery is beyond the technical expertise of the coroner's office.

FINDINGS: The rules appear to be within the scope of statutory authority and legislative intent.

STAFF RECOMMENDATION: That the rules be placed on the Consent List and be approved by the Council as submitted by the Agency.

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