

SENATE FILE NO. SF0039

Digital identity.

Sponsored by: Select Committee on Blockchain, Financial  
Technology and Digital Innovation Technology

A BILL

for

1 AN ACT relating to trade and commerce; defining personal  
2 and organizational digital identity; establishing  
3 requirements for the attribution of acts taken through a  
4 digital identity; and providing for an effective date.

5

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

7

8 **Section 1.** W.S. 40-30-101 and 40-30-102 are created  
9 to read:

10

11

CHAPTER 30

12

DIGITAL IDENTITY ACT

13

14

**40-30-101. Definitions.**

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1           (a) As used in this chapter:

2

3           (i) "Personal digital identity" means as defined  
4 in W.S. 8-1-102(a)(xviii);

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6           (ii) "Organizational digital identity" means as  
7 defined in W.S. 8-1-102(a)(xix).

8

9           **40-30-102. Acts through digital identity.**

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11           (a) Consistent with the provisions of W.S. 40-21-109:

12

13           (i) Acts taken through a personal digital  
14 identity are attributable to a natural person if they were  
15 the act of the natural person. The act of the natural  
16 person may be established in any manner, including a  
17 showing of the efficacy of any security procedure applied  
18 to determine the natural person to which an electronic  
19 record or electronic signature or other act was  
20 attributable;

21

22           (ii) Acts taken through an organizational  
23 digital identity are attributable to the organization if

1 they were the act of the organization. The act of the  
2 organization may be established in any manner, including a  
3 showing of the efficacy of any security procedure applied  
4 to determine the organization to which an electronic record  
5 or electronic signature or other act was attributable;

6

7 (iii) The effect of an electronic record or  
8 electronic signature or other act attributed to a natural  
9 person or organization under paragraphs (i) and (ii) of  
10 this subsection shall be determined from the context and  
11 surrounding circumstances at the time of its creation,  
12 execution or adoption, including the parties' agreement, if  
13 any, and as otherwise provided by law.

14

15 **Section 2.** W.S. 8-1-102(a) by creating new paragraphs  
16 (xviii) and (xix) is amended to read:

17

18 **8-1-102. Definitions.**

19

20 (a) As used in the statutes unless the legislature  
21 clearly specifies a different meaning or interpretation or  
22 the context clearly requires a different meaning:

23

