

ORIGINAL SENATE
FILE NO. SF0073

ENROLLED ACT NO. 38, SENATE

SIXTY-THIRD LEGISLATURE OF THE STATE OF WYOMING
2015 GENERAL SESSION

AN ACT relating to forcible entry and detainer actions; amending forcible entry and detainer statutes to allow a defendant to participate in an action whether or not the defendant has filed an answer to a complaint as specified; and providing for an effective date.

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

Section 1. W.S. 1-21-1004 and 1-21-1006 are amended to read:

1-21-1004. Summons; service and return.

The summons shall state the cause of the complaint against the defendant, the time and place of trial and shall be served and returned as in other cases. Such service shall be not less than three (3) nor more than twelve (12) days before the day of trial set by the judge. The defendant shall not be required to file a written answer to the complaint as a condition of being allowed to participate fully in the trial.

1-21-1006. Proceedings when defendant appears.

~~If the defendant appears, a like complaint shall be admitted or denied in the answer of the defendant. Both parties~~ The defendant may, but is not required to, file a written answer to the plaintiff's complaint. Each party may be allowed to amend. ~~If no answer is made by the defendant, he may not offer evidence upon his part, but shall only be allowed to cross-examine the plaintiff's witnesses~~ any complaint or answer the party files.

Section 2. This act is effective July 1, 2015.

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(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the Senate.

Chief Clerk