StenTam ERC Practice Defense, Orders Library, Duties layer: Ex. DUT-WY-012
Wyoming Statutes, Title 19 (Defense Forces and Affairs), Chapter 13 (Wyoming Homeland Security Act), W.S. 19-13-104 (Powers of governor generally) and 19-13-116 (Enforcement of orders, rules and regulations).
Source: the official Wyoming Statutes as published by the Wyoming Legislative Service Office (LSO) at https://wyoleg.gov/statutes/compress/title19.pdf (statutes current through the 2025 session as posted; retrieved September 29, 2026). The complete official title PDF is held in this library as Ex. DUT-WY-011 (SHA-256 dd75cdc29a6922568c39ffea6cd813350bd47d342c6314beac1e094634b4e324).
This exhibit reproduces, verbatim and by direct text extraction (pdftotext -layout), pages 98-102 109 of that official PDF, on which the cited sections appear. Page breaks of the official PDF are marked. Nothing has been added to or removed from the extracted text.

disasters, and generally to provide for the common defense and to protect the public peace, health and safety, and to preserve the lives and property of the people of Wyoming, it is hereby found and declared to be necessary:

(i) To create a Wyoming department of homeland security, and to authorize the creation of local homeland security programs in the political subdivisions of the state;

(ii) To confer upon the governor and upon the executive heads or governing bodies of the political subdivisions of the state the emergency powers provided herein, and to provide for state assistance in the organization and maintenance of the homeland security programs of such political subdivisions;

(iii) To provide for the assignment of specific responsibilities to all state agencies to be performed during a disaster or national emergency and for the coordination and direction of the emergency actions of such agencies; and

(iv) To provide for the rendering of mutual aid among the political subdivisions of the state and with other states with respect to the carrying out of homeland security functions.

(b) It is further declared to be the purpose of this act and the policy of Wyoming that all homeland security functions of this state be coordinated to the maximum extent with the comparable functions of its political subdivisions, of the federal government including its various departments and agencies, of other states and localities, and of private agencies of every type, to the end that the most effective preparation and use may be made of the manpower, resources and facilities for dealing with any disaster that may occur.

19-13-104. Powers of governor generally; director, department of homeland security.

(a) The governor and, if delegated under this subsection, the director are responsible for the carrying out of the provisions of this act, and in the event of disaster beyond local control, the governor may assume direct operational

control over all or any part of the homeland security functions within Wyoming. The governor may delegate any powers specified in this section to the director established under subsection (d) of this section, or through the director to the deputy director to carry out this act.

(b) In performing his duties under this act, the governor may cooperate with the federal government, with other states and with private agencies in all matters pertaining to the disaster relief and homeland security of this state and of the nation.

(c) In performing his duties under this act, the governor may:

(i) Make, amend and rescind the necessary orders, rules and regulations to carry out this act within the limits of the authority conferred upon him herein, with due consideration of the plans of the federal government. The governor may assign to a state agency any activity concerned with the mitigation of the effects of a disaster or national emergency of a nature related to the existing powers and duties of the agency, including interstate activities, and the agency shall undertake and carry out the activity on behalf of the state;

(ii) Prepare a comprehensive homeland security plan and program for this state to be integrated into and coordinated with the homeland security plans of the federal government and of other states to the fullest possible extent, and coordinate the preparation of plans and programs for homeland security by the political subdivisions of this state to be integrated into and coordinated with the homeland security plan and program of this state to the fullest possible extent;

(iii) In accordance with the homeland security plan and program for this state, procure supplies and equipment, institute training programs and public information programs and take all other preparatory steps including the partial or full mobilization of homeland security organizations in advance of actual disaster, to insure the furnishing of adequately trained and equipped forces of homeland security personnel in time of need;

(iv) Make such studies and surveys of the industries, resources and facilities in this state as necessary to ascertain the capabilities of the state and its political subdivisions for meeting homeland security requirements, and to plan for the most efficient emergency use therefor;

(v) On behalf of this state, enter into interstate mutual aid and international compacts with other states and foreign countries or subdivisions thereof and coordinate mutual-aid plans between political subdivisions of this state;

(vi) Delegate any administrative authority vested in him under this act, provide for the subdelegation of any such authority and appoint, in cooperation with local authorities, political subdivision coordinators.

(d) The position of the director of the department of homeland security is created and shall be appointed by the governor. The director may be removed by the governor as provided in W.S. 9-1-202. The director shall:

(i) Supervise the Wyoming department of homeland security;

(ii) Provide technical assistance to public safety agencies in the area of homeland security;

(iii) Coordinate with the federal department of homeland security;

(iv) Perform other duties assigned by the governor for homeland security;

(v) Repealed by Laws 2017, ch. 17, § 2.

(vi) Consult the governor and assist the attorney general and division of criminal investigation on the designation of critical infrastructure zones and the investigation and identification of conveyances, as defined by W.S. 19-13-501(a)(i), located up to five (5) miles from critical infrastructure zones as disclosed by the recordings reported by county clerks in accordance with W.S. 19-13-501 and 19-13-502;

(vii) Prepare and submit a budget for the department of homeland security in accordance with W.S. 9-2-1010 through 9-2-1014.3.

(e) With the exception of regulating governmental entities who engage in the activities described in this section or who operate an indoor or outdoor shooting range, nothing in this chapter shall be construed to confer upon the governor, the director, the executive heads or governing bodies of the political subdivisions of the state, sheriffs, chiefs of police or any employee or agent of the state or any governmental unit within the state the power to:

(i) Confiscate a firearm from a person, unless:

(A) The person is in unlawful possession of the firearm as provided in title 6 of the Wyoming statutes;

(B) The person is unlawfully carrying the

firearm as provided in title 6 of the Wyoming statutes; or

(C) The firearm is confiscated by a peace officer who is acting in the lawful discharge of his duties and under the reasonable belief that the confiscation is necessary for the protection of the peace officer, the person carrying the firearm or a third party. The peace officer shall return the firearm to the person before discharging the person unless the officer arrests that person for engaging in criminal activity or seizes the firearm as evidence pursuant to an investigation for the commission of a crime.

(ii) Impose additional restrictions as to the lawful possession, permitting, transfer, sale, carrying, storage, display or use of:

(A) Firearms or other personal weapons;

(B) Ammunition; or

(C) Components of firearms, personal weapons or

ammunition.

(iii) Close or limit the operating hours of any person or entity engaged in the lawful selling or servicing of any firearm, ammunition or other personal weapon, or any component thereof, unless the closing or limitation of operating hours applies equally to all forms of commerce within the jurisdiction of the state, political subdivision or governmental entity;

(iv) Close or limit the operating hours of any indoor or outdoor shooting range;

(v) Place restrictions or quantity limitations on any entity regarding the lawful sale or servicing of any firearm, ammunition or personal weapon, or any component thereof;

(vi) Suspend or revoke a permit to carry a concealed weapon issued pursuant to W.S. 6-8-104, unless the suspension or revocation is authorized and completed pursuant to W.S. 6-8-104.

19-13-105. Homeland security program.

(a) The department of homeland security is created. The director shall appoint a deputy director of the department of homeland security, with the approval of the governor. The director may appoint assistants as may be necessary. The director and the director's assistants shall be compensated in an amount to be determined and fixed by the human resources division of the department of administration and information. The deputy director shall serve at the pleasure of the director.

(b) The director may employ technical, clerical, stenographic and other personnel and make expenditures within the appropriations or from other funds made available to the director for purposes of homeland security as necessary to carry out this act. The director shall be provided with necessary and appropriate office space, furniture, equipment, stationery and printing in the same manner as for personnel of other state agencies.

(c) The director is the administrative head of the Wyoming department of homeland security. In addition to the duties described in W.S. 19-13-104(d), the director:

(i) Shall be responsible, in consultation with the governor and in accordance with this act, for the implementation of the state program for homeland security for Wyoming;

(ii) Shall assist the local authorities and organizations in the planning and development of local homeland security plans and programs;

(iii) Shall coordinate the activities of all organizations for homeland security within the state, including all state departments;

(iv) Shall maintain liaison with and cooperate with homeland security agencies and programs of other states and of the federal government;

(v) Shall have additional authority, duties and responsibilities authorized by this act as may be prescribed by the governor or the director;

(vi) May prescribe reasonable qualifications for officers and employees of local programs and reasonable regulations for the administration of local programs; and

In the event disaster conditions in Wyoming require visitation to this state by homeland security personnel from other states, including physicians, dentists, veterinarians, nurses or other professional personnel, reciprocity by way of allowing those professional persons to practice their professional talents without the normal admissions to practice in this state during the period of the emergency, is allowed.

19-13-116. Enforcement of orders, rules and regulations.

Every homeland security program established pursuant to this act and the officers thereof shall execute and enforce orders, rules and regulations made by the governor under authority of this act. Each organization shall have available for inspection at its office all orders, rules and regulations made by the

governor or under his authority.

19-13-117. Lifesaver programs; process for grants; administration; account established; rules; grant criteria.

(a) The department of homeland security shall administer a lifesaver program to provide grants to counties for search and rescue designed to quickly find a person suffering from Down syndrome, brain injuries, autism, Alzheimer's or other dementia related disorders who wanders and becomes lost and missing. The program shall operate on a county basis, under which participants wear transmitters to allow the county sheriff's departments to electronically locate participants if necessary.

(b) The department of homeland security shall establish by rule and regulation an application procedure and calendar for grants under this section and adopt other rules as necessary to implement this section.

(c) In administering this program, the department of homeland security and counties shall establish a policy of including private sector participants to the fullest extent possible unless a viable private sector solution does not exist.

(d) Grant applications shall include, but not be limited to:

(i) An estimate of the number of people who might qualify for assistance in the county;

(ii) An estimate of the startup cost;