

Criminal Statutes of Limitations

Wyoming

Last Updated: April 2023

Sexual assault, first degree

Question	Answer
What is the statute of limitations for this crime?	1. There is no time limit for this crime.
Statutory citation(s):	<ol style="list-style-type: none">1. Citation for the crime: Wyo. Stat. § 6-2-302.2. Citation for the statute of limitations: <i>Remmick v. State</i>, 275 P. 3d 467, 470 (Wyo. 2012); <i>Ridinger v. State</i>, 2021 WY 4, ¶ 14, 478 P.3d 1160, 1164 (Wyo. 2021) (“Wyoming has no statute of limitations for criminal offenses, and prosecution for such offenses may be commenced at any time during the life of the offender.”).

Sexual assault, second degree

Question	Answer
What is the statute of limitations for this crime?	1. There is no time limit for this crime.
Statutory citation(s):	<ol style="list-style-type: none">1. Citation for the crime: Wyo. Stat. § 6-2-303.2. Citation for the statute of limitations: <i>Remmick v. State</i>, 275 P. 3d 467, 470 (Wyo. 2012); <i>Ridinger v. State</i>, 2021 WY 4, ¶ 14, 478 P.3d 1160, 1164 (Wyo. 2021) (“Wyoming has no statute of limitations for criminal offenses, and prosecution for such offenses may be commenced at any time during the life of the offender.”).

Sexual assault, third degree

Question	Answer
What is the statute of limitations for this crime?	1. There is no time limit for this crime.
Statutory citation(s):	<ol style="list-style-type: none">1. Citation for the crime: Wyo. Stat. § 6-2-304.2. Citation for the statute of limitations: <i>Remmick v. State</i>, 275 P. 3d 467, 470 (Wyo. 2012); <i>Ridinger v. State</i>, 2021 WY 4, ¶ 14, 478 P.3d 1160, 1164 (Wyo. 2021) (“Wyoming has no statute of limitations for criminal offenses, and prosecution for such offenses may be commenced at any time during the life of the offender.”).

Sexual battery

Question	Answer
What is the statute of limitations for this crime?	1. There is no time limit for this crime.
Statutory citation(s):	<ol style="list-style-type: none">1. Citation for the crime: Wyo. Stat. § 6-2-313.2. Citation for the statute of limitations: <i>Remmick v. State</i>, 275 P. 3d 467, 470 (Wyo. 2012); <i>Ridinger v. State</i>, 2021 WY 4, ¶ 14, 478 P.3d 1160, 1164 (Wyo. 2021) (“Wyoming has no statute of limitations for criminal offenses, and prosecution for such offenses may be commenced at any time during the life of the offender.”).

Sexual abuse of a minor, first degree

Question	Answer
What is the statute of limitations for this crime?	1. There is no time limit for this crime.
Statutory citation(s):	<ol style="list-style-type: none">1. Citation for the crime: Wyo. Stat. § 6-2-314.2. Citation for the statute of limitations: <i>Remmick v. State</i>, 275 P. 3d 467, 470 (Wyo. 2012); <i>Ridinger v. State</i>, 2021 WY 4, ¶ 14, 478 P.3d 1160, 1164 (Wyo. 2021) (“Wyoming has no statute of limitations for criminal offenses, and prosecution for such offenses may be commenced at any time during the life of the offender.”).

Sexual abuse of a minor, second degree

Question	Answer
What is the statute of limitations for this crime?	1. There is no time limit for this crime.
Statutory citation(s):	<ol style="list-style-type: none">1. Citation for the crime: Wyo. Stat. § 6-2-315.2. Citation for the statute of limitations: <i>Remmick v. State</i>, 275 P. 3d 467, 470 (Wyo. 2012); <i>Ridinger v. State</i>, 2021 WY 4, ¶ 14, 478 P.3d 1160, 1164 (Wyo. 2021) (“Wyoming has no statute of limitations for criminal offenses, and prosecution for such offenses may be commenced at any time during the life of the offender.”).

Sexual abuse of a minor, third degree

Question	Answer
What is the statute of limitations for this crime?	1. There is no time limit for this crime.
Statutory citation(s):	<ol style="list-style-type: none">1. Citation for the crime: Wyo. Stat. § 6-2-316.2. Citation for the statute of limitations: <i>Remmick v. State</i>, 275 P. 3d 467, 470 (Wyo. 2012); <i>Ridinger v. State</i>, 2021 WY 4, ¶ 14, 478 P.3d 1160, 1164 (Wyo. 2021) (“Wyoming has no statute of limitations for criminal offenses, and prosecution for such offenses may be commenced at any time during the life of the offender.”).

Sexual abuse of a minor, fourth degree

Question	Answer
What is the statute of limitations for this crime?	1. There is no time limit for this crime.
Statutory citation(s):	<ol style="list-style-type: none">1. Citation for the crime: Wyo. Stat. § 6-2-317.2. Citation for the statute of limitations: <i>Remmick v. State</i>, 275 P. 3d 467, 470 (Wyo. 2012); <i>Ridinger v. State</i>, 2021 WY 4, ¶ 14, 478 P.3d 1160, 1164 (Wyo. 2021) (“Wyoming has no statute of limitations for criminal offenses, and prosecution for such offenses may be commenced at any time during the life of the offender.”).

Incest

Question	Answer
What is the statute of limitations for this crime?	1. There is no time limit for this crime.
Statutory citation(s):	<ol style="list-style-type: none">1. Citation for the crime: Wyo. Stat. § 6-4-402.2. Citation for the statute of limitations: <i>Remmick v. State</i>, 275 P. 3d 467, 470 (Wyo. 2012); <i>Ridinger v. State</i>, 2021 WY 4, ¶ 14, 478 P.3d 1160, 1164 (Wyo. 2021) (“Wyoming has no statute of limitations for criminal offenses, and prosecution for such offenses may be commenced at any time during the life of the offender.”).

Are there any exceptions to the statute of limitations laws?

Question	Answer
Exceptions	• None specified.

Anything else I should know?

Question	Answer
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Anything else I should know?

- Although Wyoming has no statute of limitations for any criminal offense, due process concerns may arise when delay in bringing charges results in prejudice to a defendant. In such cases, the charges may be dismissed if the defendant demonstrates that a pre-indictment delay causes substantial prejudice to his or her right to a fair trial and that the delay was intentional to gain a tactical advantage. *Phillips v. State*, 835 P.2d 1062, 1069 (Wyo. 1992).