

ENROLLED ORDINANCE NO. 19-002

AN ORDINANCE AMENDING TITLE 9 “PEACE, MORALS AND WELFARE”, TO REVISE CHAPTER 9.08 “OFFENSES AGAINST PUBLIC PEACE AND DECENCY”, TO ESTABLISH SECTION 9.08.230 “UNLAWFUL USE OF TOXIC SUBSTANCES; PENALTY” AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH, AND PROVIDING FOR AN EFFECTIVE DATE.

Section 1. 9.08.230 “Unlawful use of toxic substances; penalty” is hereby established to read as follows:

9.08.230 Unlawful use of toxic substances; penalty.

(a) *A person commits the offense of unlawful use of a toxic substance if he inhales or ingests or possesses with the purpose to inhale or ingest, for the purpose of altering his mental or physical state, any toxic substance that is not manufactured for human consumption or inhalation.*

(b) *As used in this section, “toxic substance” means:*

- i. *Volatile solvents including, but not limited to, paint thinner, gasoline, correction fluid, felt-tip markers, nail polish remover and glue;*
- ii. *Aerosols containing propellants and solvents such as toluene including, but not limited to, spray paint, deodorant, hair products, cooking products and fabric protectors;*
- iii. *Gases including, but not limited to, butane, refrigerants and organic hydrocarbons not created for human ingestion, inhalation or injection; and*
- iv. *Nitrates including, but not limited to, cyclohexyl nitrate, amyl nitrate and butyl nitrate.*
- v. *Alcohol based products, in any form, including but not limited to mouthwash, hand sanitizer, extracts, and other similar substances.*

(c) *The provisions of subsection (a) of this section do not apply to a bona fide institution of higher education conducting research with human volunteers pursuant to guidelines adopted by the institution or any federal or state agency.*

(d) *A violation of this section is punishable by imprisonment for not more than six (6) months, a fine of not more than seven hundred fifty dollars (\$750.00), or both.*

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 3. This ordinance shall take effect from its adoption and publication as required by law and the ordinances of the City of Riverton.

PASSED ON FIRST READING February 19, 2019

PASSED ON SECOND READING March 5, 2019

PASSED ON THIRD READING March 19, 2019

PASSED AND APPROVED this 19th day of March 2019.

CITY OF RIVERTON, WYOMING

By: _____
Richard P. Gard
Mayor

ATTEST:

Kristin S. Watson
City Clerk/Human Resource Director

ATTESTATION

I, Kristin S. Watson, Clerk of the City of Riverton, attest that Ordinance No. 19-002 was passed, adopted, and approved by the Governing Body of the City of Riverton on the 19th day of March 2019. I further certify that the above proclamation ran at least once in the Riverton Ranger, a newspaper of general circulation within Riverton, Wyoming, the effective date of publication, and therefore the effective date of enactment being *March 22, 2019*.

Kristin S. Watson
City Clerk/Human Resource Director