

HOUSE BILL NO. HB0136

DUI penalty for causing serious bodily injury.

Sponsored by: Representative(s) Hinckley, Berger, Illoway, Meuli and Warren and Senator(s) Ross

A BILL

for

1 AN ACT relating to motor vehicles; increasing a specified  
2 penalty from a misdemeanor to a felony for causing serious  
3 bodily injury while driving under the influence of an  
4 intoxicating liquor or controlled substance; and providing  
5 for an effective date.

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

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9 **Section 1.** W.S. 31-5-233(h) (i) is amended to read:

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11 **31-5-233. Driving or having control of vehicle while**  
12 **under influence of intoxicating liquor or controlled**  
13 **substances; penalties.**

14

15 (h) As used in this subsection, "serious bodily  
16 injury" means bodily injury which creates a reasonable

1 likelihood of death or which causes miscarriage or serious  
2 permanent disfigurement or protracted loss or impairment of  
3 any bodily member or organ. Whoever causes serious bodily  
4 injury to another person resulting from the violation of  
5 this section shall be punished upon conviction as follows:

6  
7 (i) If not subject to the penalty under  
8 paragraph (ii) of this subsection, by a fine of not less  
9 than two thousand dollars (\$2,000.00) nor more than five  
10 thousand dollars (\$5,000.00), imprisonment for not less  
11 than ~~six (6) months~~ one (1) year nor more than ~~one (1) year~~  
12 five (5) years, or both;

13

14 **Section 2.** This act is effective July 1, 2005.

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16

(END)