

HOUSE BILL NO. HB0034

Traffic safety classes.

Sponsored by: Representative(s) Walsh, Esquibel and Latta and Senator(s) Cooper, Geis, Johnson and Vasey

A BILL

for

1 AN ACT relating to traffic safety courses; authorizing
2 courts to send traffic offenders to a traffic safety course
3 as specified; providing that completion of a traffic safety
4 course shall be acceptable in lieu of an adjudication for
5 the traffic offense; providing that department of
6 transportation records of traffic offenses shall not
7 include citations issued to persons who have completed a
8 traffic safety course as specified; and providing for an
9 effective date.

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

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13 **Section 1.** W.S. 31-5-1215 is created to read:

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15 **31-5-1215. Attendance at traffic safety course;**
16 **requirements; procedures.**

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2 (a) As used in this section, "traffic offense" means
3 those forfeitable offenses set forth as traffic offenses,
4 speeding violations, and commercial vehicle violations in
5 the Uniform Bail and Forfeiture Schedule, Appendix to Rule
6 3.1, Wyo. R. Cr. P. or municipal ordinances which
7 substantially conform to the provisions set forth as traffic
8 offenses, speeding violations, and commercial vehicle
9 violations in the Uniform Bail and Forfeiture Schedule,
10 Appendix to Rule 3.1, Wyo. R. Cr. P.

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12 (b) In lieu of adjudicating a traffic offense, and
13 with the consent of the defendant, the court may order any
14 person issued a notice to appear for a traffic violation to
15 pay the bail for the traffic offenses charged and attend a
16 traffic safety course.

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18 (c) Any person ordered to attend a traffic safety
19 course may choose the traffic safety course he will attend
20 from a list approved by the court. The court shall make
21 available to the person subject to an order the current list
22 of traffic safety courses approved by the court.

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1 (d) Notwithstanding subsection (c) of this section, a
2 court may not order a person to attend a traffic safety
3 course in lieu of adjudicating an offense if the person was
4 arrested, cited or issued a summons for a violation of W.S.
5 31-5-233 or a municipal ordinance which substantially
6 conforms to the provisions of W.S. 31-5-233 or for a
7 violation of W.S. 31-5-234 or a municipal ordinance which
8 substantially conforms to the provisions of W.S. 31-5-234.

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10 (e) The person who is ordered to attend a traffic
11 safety course shall, in addition to payment of the bail for
12 the traffic offenses charged, subsequently provide the
13 clerk of court with documentation of successful completion
14 of the course within the time period prescribed by the
15 court.

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17 (f) Payment of the bail as required under subsection
18 (b) of this section and timely and successful completion of
19 a traffic safety course shall result in a dismissal of the
20 traffic offenses for which the person was charged and which
21 resulted in the order to attend the course and the
22 citations issued for those traffic offenses shall not
23 appear on the abstracts or records of the department
24 maintained under W.S. 31-5-1214 or 31-7-120 and shall not

1 be the basis for any increase in insurance premiums. If
2 the person fails to complete the traffic safety course, the
3 court may adjudicate all traffic offenses which would
4 otherwise have been dismissed upon completion of the
5 course.

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7 (g) No person may have a traffic offense citation
8 dismissed under this section more than one (1) time in an
9 eighteen (18) month period as a result of completion of a
10 traffic safety course.

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

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(END)