

SENATE FILE NO. SF0157

Assault resulting in termination of pregnancy.

Sponsored by: Senate Labor, Health and Social Services
Committee

A BILL

for

1 AN ACT relating to crimes and offenses; providing an
2 increased penalty for aggravated assault against a pregnant
3 woman which results in termination of the pregnancy;
4 providing such an act is an aggravating circumstance for
5 the imposition of the death penalty in homicide cases as
6 specified; and providing for an effective date.

7

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

9

10 **Section 1.** W.S. 6-2-102(h) by creating a new
11 paragraph (xiii) and 6-2-502(b) are amended to read:

12

13 **6-2-102. Presentence hearing for murder in the first**
14 **degree; mitigating and aggravating circumstances; effect of**
15 **error in hearing.**

16

1 (h) Aggravating circumstances are limited to the
2 following:

3
4 (xiii) The defendant killed a pregnant woman
5 resulting in a termination of the pregnancy without a live
6 birth and the defendant was the biological father of the
7 unborn embryo or fetus.

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9 **6-2-502. Aggravated assault and battery; penalty.**

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11 (b) Except as otherwise provided in this subsection,
12 aggravated assault and battery is a felony punishable by
13 imprisonment for not more than ten (10) years. Aggravated
14 assault and battery under paragraph (a)(iv) of this section
15 is a felony punishable by imprisonment for not less than
16 ten (10) years and not more than twenty (20) years, if the
17 act of the defendant resulted in the termination of the
18 pregnancy without a live birth.

19
20 **Section 2.** This act is effective July 1, 2007.

21
22 (END)