

HOUSE BILL NO. HB0198

Eluding officers-penalty.

Sponsored by: Representative(s) Gentile, Berger, Cooper, Latta, Martin, McMurtrey and Walsh and Senator(s) Geis

A BILL

for

1 AN ACT relating to eluding police vehicles; prohibiting the
2 operation of a vehicle in a reckless manner while eluding
3 an officer as specified; imposing penalties; providing for
4 mandatory license revocation; and providing for an
5 effective date.

6

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

8

9 **Section 1.** W.S. 31-5-225 by creating a new subsection
10 (b), by amending and renumbering (b) as (c) and by creating
11 new subsections (d) and (e), 31-5-229 and 31-7-127(a) by
12 creating a new paragraph (viii) are amended to read:

13

14 **31-5-225. Fleeing or attempting to elude police**
15 **officers; eluding officer when operating vehicle with**

1 **disregard for safety of others; penalties; license**
2 **revocation.**

3

4 (b) Any driver of a motor vehicle who drives or
5 operates the vehicle in willful or wanton disregard of the
6 safety of persons or property while fleeing or eluding a
7 pursuing police vehicle is guilty of a felony.

8

9 ~~(b)(c) Every~~ Any person convicted of ~~fleeing or~~
10 ~~attempting to elude a police officer~~ a violation of
11 subsection (a) of this section shall be punished by a fine
12 of not more than seven hundred fifty dollars (\$750.00), ~~or~~
13 by imprisonment for not more than ninety (90) days, or
14 both.

15

16 (d) Any person convicted of a violation of subsection
17 (b) of this section shall be fined not more than five
18 thousand dollars (\$5,000.00), imprisoned for not less than
19 one (1) year nor more than three (3) years, or both.

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21 (e) Any person convicted of a violation of subsection
22 (b) or (c) of this section shall, in addition to the
23 penalties imposed by this section, have his driver's
24 license revoked pursuant to W.S. 31-7-127(a).

1

2 **31-5-229. Reckless driving.**

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4 Except under circumstances constituting a violation of W.S.5 31-5-225(b), any person who drives any vehicle in willful

6 or wanton disregard for the safety of persons or property

7 is guilty of reckless driving.

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9 **31-7-127. Mandatory revocation of license for certain**10 **violations.**

11

12 (a) The division shall revoke the license or
13 nonresident operating privilege of any person, upon receipt
14 of a record of conviction of the person of any of the
15 following violations:

16

17 (viii) Conviction under W.S. 31-5-225(b) or (c).

18

19 **Section 2.** This act is effective July 1, 2003.

20

21

(END)