



HB0085

**Child endangering-controlled substance use
while pregnant.**

Sponsored By: Representative(s) Oakley, Baker, Barlow, Crago,
Flitner, Larsen, Romero-Martinez, Sommers and Winter
and Senator(s) Baldwin, Driskill, Hutchings and Kolb

AN ACT relating to crimes and offenses; creating a new endangering children
felony; providing a penalty; and providing for an effective date.

2/9/2022 Bill Number Assigned
2/11/2022 H Received for Introduction
2/17/2022 H Introduced and Referred to H01 - Judiciary 46-13-1-0-0

ROLL CALL

Ayes: Representative(s) Andrew, Baker, Bear, Burkhart, Clausen, Crago, Duncan,
Eklund, Eyre, Flitner, Fortner, Gray, Greear, Hallinan, Haroldson, Harshman,
Heiner, Henderson, Jennings, Kinner, Knapp, Larsen, L, Laursen, D, Macguire,
Neiman, Newsome, Nicholas, Oakley, Obermueller, O'hearn, Olsen, Ottman, Paxton,
Rodrig-Williams, Romero-Martinez, Simpson, Sommers, Stith, Styvar, Walters,
Washut, Western, Williams, Wilson, Winter, Zwonitzer

Nays: Representative(s) Banks, Barlow, Blackburn, Burt, Connolly, Lebeau,
Provenza, Roscoe, Schwartz, Sherwood, Sweeney, Wharff, Yin

Excused: Representative Brown

Ayes 46 **Nays** 13 **Excused** 1 **Absent** 0 **Conflicts** 0

2/24/2022 H01 - Judiciary:Recommend Do Pass 7-2-0-0-0

ROLL CALL

Ayes: Representative(s) Crago, Laursen, Oakley, Olsen, Rodriguez-Williams,
Washut, Zwonitzer

Nays: Representative(s) Provenza, Yin

Ayes 7 **Nays** 2 **Excused** 0 **Absent** 0 **Conflicts** 0

2/24/2022 H Placed on General File

HB0085HW001/FAILED

Page 2-line 2 After "methamphetamine" insert "." and delete balance
of line.

Page 2-lines 3 and 4 Delete entirely. YIN

HB0085HW002/ADOPTED

Delete the Yin committee of the whole amendment (HB0085HW001/A) entirely and
further amend as follows:

Page 2-line 3 After "drug," insert "as defined in W.S. 35-7-
1002(a)(xv),". YIN

2/25/2022 H COW:Passed

HB0085H2001/ADOPTED

Page 2-line 7 Delete "."; reinsert stricken "or"; delete "or (c)";
after "section" insert "or a second or subsequent
violation of subsection (c) of this section".

Page 2-line 10

After "both." insert "For a first offense under subsection (c) of this section, the court shall initially order probation, an addiction severity index (ASI) assessment and American society of addiction medicine (ASAM) placement evaluation and appropriate treatment pursuant to the ASI/ASAM results. Notwithstanding any other provision of law, for a violation of subsection (c) of this section, the court may enter a deferred sentence under W.S. 7-13-301 or 35-7-1037.". OAKLEY, CRAGO

2/28/2022 H 2nd Reading:Passed

HB0085H3001/WITHDRAWN

3/1/2022 H 3rd Reading:Passed 46-13-1-0-0

ROLL CALL

Ayes: Representative(s) Andrew, Baker, Bear, Brown, Burkhart, Clausen, Crago, Duncan, Eklund, Eyre, Flitner, Fortner, Gray, Greear, Hallinan, Haroldson, Harshman, Heiner, Henderson, Jennings, Kinner, Knapp, Larsen, L, Laursen, D, Macguire, Neiman, Newsome, Nicholas, Oakley, O'hearn, Olsen, Ottman, Paxton, Rodrig-Williams, Romero-Martinez, Simpson, Sommers, Stith, Styvar, Walters, Washut, Western, Williams, Wilson, Winter, Zwonitzer

Nays: Representative(s) Banks, Barlow, Burt, Connolly, Lebeau, Obermueller, Provenza, Roscoe, Schwartz, Sherwood, Sweeney, Wharff, Yin

Excused: Representative Blackburn

Ayes 46 **Nays** 13 **Excused** 1 **Absent** 0 **Conflicts** 0

3/2/2022 S Received for Introduction

3/2/2022 S Introduced and Referred to S01 - Judiciary

3/4/2022 S01 - Judiciary:Recommend Do Pass 3-2-0-0-0

ROLL CALL

Ayes: Senator(s) Cooper, French, Kolb

Nays: Senator(s) Kost, Nethercott

Ayes 3 **Nays** 2 **Excused** 0 **Absent** 0 **Conflicts** 0

3/4/2022 S Placed on General File

HB0085SW001/WITHDRAWN

HB0085SW002/WITHDRAWN

HB0085SW003/WITHDRAWN

3/7/2022 S COW:Failed 8-17-5-0-0

ROLL CALL

Ayes: Senator(s) Cooper, Driskill, French, Hutchings, Kinskey, Kolb, Salazar, Steinmetz

Nays: Senator(s) Anderson, Baldwin, Boner, Bouchard, Case, Ellis, Furphy, Gierau, James, Kost, Mckeown, Nethercott, Pappas, Rothfuss, Schuler, Scott, Wasserburger

Excused: Senator(s) Biteman, Dockstader, Hicks, Landen, Perkins

Ayes 8 **Nays** 17 **Excused** 5 **Absent** 0 **Conflicts** 0