

## HOUSE BILL NO. HB0230

Driver license penalties-time limit for imposition.

Sponsored by: Representative(s) Oakley, Burkhart, Byron, Chestek, Clouston, Lawley and Provenza and Senator(s) Case, Ellis and Kolb

A BILL

for

1 AN ACT relating to motor vehicles; specifying time limits  
2 by which specific penalties for motor vehicle offenses may  
3 be imposed; making conforming amendments; requiring  
4 rulemaking; and providing for an effective date.

5

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

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8       **Section 1.** W.S. 31-5-233(f)(intro) and by creating a  
9 new subsection (o), 31-7-127(a)(intro) and by creating a  
10 new subsection (d), 31-7-128 by creating a new subsection  
11 (o) and 31-7-401(c) and by creating a new subsection (f)  
12 are amended to read:

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1           31-5-233. Driving or having control of vehicle while  
2 under influence of intoxicating liquor or controlled  
3 substances; penalties; imposition limitations.

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5           (f) Any person convicted under this section or other  
6 law prohibiting driving while under the influence as  
7 defined in W.S. 31-5-233(a)(v), or whose prosecution under  
8 this section is deferred under W.S. 7-13-301, shall, in  
9 addition to the penalty imposed and subject to subsection  
10 (o) of this section:

11

12           (o) No administrative action of the department under  
13 subsection (f) of this section shall be effective unless  
14 the department initiates the administrative action not  
15 later than sixty (60) days after the entry of an order of  
16 conviction or deferral of prosecution under W.S. 7-13-301.  
17 For administrative actions under W.S. 31-7-401 where the  
18 department seeks to require an ignition interlock device in  
19 accordance with subsection (f) of this section, the  
20 department shall initiate the administrative actions not  
21 later than sixty (60) days after the entry of an order of  
22 conviction or deferral of prosecution under W.S. 7-13-301,

1 regardless of whether the ignition interlock device has  
2 been installed.

3

4 **31-7-127. Mandatory revocation of license for certain**  
5 **violations; imposition limitations.**

6

7 (a) The division shall revoke the license or  
8 nonresident operating privilege of any person, upon receipt  
9 of a record of conviction of the person of any of the  
10 following violations and subject to subsection (d) of this  
11 section:

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13 (d) No revocation under this section shall be  
14 effective unless the department initiates the  
15 administrative action not later than sixty (60) days after  
16 the entry of an order of conviction or deferral of  
17 prosecution under W.S. 7-13-301.

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19 **31-7-128. Mandatory suspension of license or**  
20 **nonresident operating privilege for certain violations;**  
21 **suspension of registration; imposition limitations.**

22

1       (o) No suspension under this section shall be  
2 effective unless the department initiates the  
3 administrative action not later than sixty (60) days after  
4 the entry of an order of conviction or deferral of  
5 prosecution under W.S. 7-13-301.

6  
7       **31-7-401. Ignition interlock licenses; definitions;**  
8 **administration and enforcement; imposition limitations.**

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10       (c) The department shall prescribe reasonable rules  
11 and regulations and prescribe forms related to the issuance  
12 of ignition interlock restricted licenses as provided in  
13 this article. The rules shall include a requirement for the  
14 department to initiate an administrative action to require  
15 an ignition interlock device or issue an ignition interlock  
16 restricted license not later than sixty (60) days after the  
17 entry of an order of conviction or deferral of prosecution  
18 under W.S. 7-13-301.

19  
20       (f) No action for requiring or installing an ignition  
21 interlock device or requiring or issuing an ignition  
22 interlock restricted license under this article shall be  
23 effective unless the department initiates the

1 administrative action not later than sixty (60) days after  
2 the entry of an order of conviction or deferral of  
3 prosecution under W.S. 7-13-301.

4

5 **Section 2.** This act is effective July 1, 2023.

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(END)