



State:

Wyoming

Statute/Law:

§ 31-5-233. *Driving or having control of vehicle while under influence of intoxicating liquor or controlled substances.*

Per Se Law?:

No

Statute/Law Language:

- (a) No person shall drive or have actual physical control of any vehicle within this state if the person:
 - (ii) to a degree which renders him incapable of safely driving;
- (B) is under the influence of a controlled substance...

Penalties Following Conviction:

(A) A person convicted of violating this section is guilty of a misdemeanor punishable by imprisonment for not more than 6 months, a fine of not more than \$750.00, or both. On a second offense within 10 years shall be punished by imprisonment for not less than 7 days nor more than 6 months, and shall be ordered to or shall receive a substance abuse assessment. In addition, the person may be fined \$200.00-\$750.00. On a third offense within 10 years shall be punished by imprisonment for 30 days -6 months, shall receive a substance abuse assessment. The minimum period of imprisonment for a third violation shall be mandatory, but the court may suspend up to 15 days of the mandatory period of imprisonment if, subsequent to the date of the current violation, the offender completes an inpatient treatment program approved by the court. In addition person may be fined \$750.00-\$3,000.00.

Discretionary Court-Ordered Penalties:

The court may order Defendant to a work/school release program during the incarceration period, community service, a substance abuse assessment, or restitution to a victim.

For more information:

<http://www.lexisnexis.com/hottopics/wystatutes/>

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