STATE OF WYOMING

HOUSE BILL NO. HB0250

Theft of fuel.

Sponsored by: Representative(s) Meuli

A BILL

for

- 1 AN ACT relating to crimes and offenses; providing penalties
- 2 for theft of fuel; providing for suspension of driver's
- 3 license on conviction of theft of fuel; and providing for
- 4 an effective date.

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

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- 8 **Section 1.** W.S. 6-3-402(c) and by creating a new
- 9 subsection (f) and 31-7-128(a)(intro), (ii)(B) and by
- 10 creating a new paragraph (iii) are amended to read:

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- 12 6-3-402. Larceny; livestock rustling; theft of fuel;
- 13 penalties.

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- 15 (c) Except as provided by subsection (e) and (f) of
- 16 this section, larceny is:

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offered for retail sale without the offender making payment for motor fuel that was dispensed into the tank of a motor vehicle or into another container is gu of larceny. Any person convicted under this section s have his driver's license suspended pursuant to 31-7-128. The court shall forward to the department transportation a copy of the record pertaining disposition of the arrest or citation. In addition: (i) A first conviction under this subsection punishable by a fine of not more than one thousand dol (\$1,000.00), imprisonment for not more than six (6) more or both; (ii) A second conviction under this subsection punishable by a fine of not more than two thousand dol (\$2,000.00), imprisonment for not more than six (6) more or both; (iii) A second conviction under this subsection or both; (iii) A third or subsequent conviction under	(1) A person who causes a motor venicle to reave the	110
payment for motor fuel that was dispensed into the tank of a motor vehicle or into another container is gu of larceny. Any person convicted under this section shave his driver's license suspended pursuant to 31-7-128. The court shall forward to the department transportation a copy of the record pertaining disposition of the arrest or citation. In addition: (i) A first conviction under this subsection punishable by a fine of not more than one thousand dol (\$1,000.00), imprisonment for not more than six (6) more or both; (ii) A second conviction under this subsection punishable by a fine of not more than two thousand dol (\$2,000.00), imprisonment for not more than six (6) more or both; (iii) A second conviction under this subsection or both; (iii) A third or subsequent conviction under than six (6) more or both;	2 premises of an establishment at which motor vehicle fuel :	is
tank of a motor vehicle or into another container is guestion of larceny. Any person convicted under this section of have his driver's license suspended pursuant to 31-7-128. The court shall forward to the department transportation a copy of the record pertaining disposition of the arrest or citation. In addition: (i) A first conviction under this subsection punishable by a fine of not more than one thousand dolly (\$1,000.00), imprisonment for not more than six (6) more or both; (ii) A second conviction under this subsection punishable by a fine of not more than two thousand dolly (\$2,000.00), imprisonment for not more than six (6) more or both; (iii) A second conviction under this subsection or both; (iii) A third or subsequent conviction under than six (6) more or both;	3 offered for retail sale without the offender making full	11
of larceny. Any person convicted under this section so have his driver's license suspended pursuant to 31-7-128. The court shall forward to the department transportation a copy of the record pertaining disposition of the arrest or citation. In addition: (i) A first conviction under this subsection punishable by a fine of not more than one thousand doled (\$1,000.00), imprisonment for not more than six (6) more than or both; (ii) A second conviction under this subsection punishable by a fine of not more than two thousand doled (\$2,000.00), imprisonment for not more than six (6) mor	4 payment for motor fuel that was dispensed into the fue	el
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8 31-7-128. The court shall forward to the department 9 transportation a copy of the record pertaining 10 disposition of the arrest or citation. In addition: 11 12 (i) A first conviction under this subsection 13 punishable by a fine of not more than one thousand dol 14 (\$1,000.00), imprisonment for not more than six (6) mone 15 or both; 16 17 (ii) A second conviction under this subsection 18 punishable by a fine of not more than two thousand dol 19 (\$2,000.00), imprisonment for not more than six (6) mone 20 or both; 21 22 (iii) A third or subsequent conviction under	6 of larceny. Any person convicted under this section shall	11
9 transportation a copy of the record pertaining 10 disposition of the arrest or citation. In addition: 11 12 (i) A first conviction under this subsection 13 punishable by a fine of not more than one thousand dol 14 (\$1,000.00), imprisonment for not more than six (6) more 15 or both; 16 17 (ii) A second conviction under this subsection 18 punishable by a fine of not more than two thousand dol 19 (\$2,000.00), imprisonment for not more than six (6) more 20 or both; 21 22 (iii) A third or subsequent conviction under	7 have his driver's license suspended pursuant to W.S	S.
disposition of the arrest or citation. In addition: (i) A first conviction under this subsection punishable by a fine of not more than one thousand dol (\$1,000.00), imprisonment for not more than six (6) more or both; (ii) A second conviction under this subsection punishable by a fine of not more than two thousand dol (\$2,000.00), imprisonment for not more than six (6) more (\$2,000.00), imprisonment for not more than six (6) more or both; (iii) A third or subsequent conviction under	8 31-7-128. The court shall forward to the department of	of
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(i) A first conviction under this subsection punishable by a fine of not more than one thousand dol (\$1,000.00), imprisonment for not more than six (6) mone or both; (ii) A second conviction under this subsection punishable by a fine of not more than two thousand dol (\$2,000.00), imprisonment for not more than six (6) mone or both; (iii) A third or subsequent conviction under	disposition of the arrest or citation. In addition:	
punishable by a fine of not more than one thousand dol (\$1,000.00), imprisonment for not more than six (6) mon or both; (ii) A second conviction under this subsection punishable by a fine of not more than two thousand dol (\$2,000.00), imprisonment for not more than six (6) mon or both; (iii) A third or subsequent conviction under	L1	
(\$1,000.00), imprisonment for not more than six (6) mone or both; (ii) A second conviction under this subsection punishable by a fine of not more than two thousand dolling (\$2,000.00), imprisonment for not more than six (6) more or both; (iii) A third or subsequent conviction under	(i) A first conviction under this subsection	is
or both; (ii) A second conviction under this subsection punishable by a fine of not more than two thousand dol (\$2,000.00), imprisonment for not more than six (6) more or both; (iii) A third or subsequent conviction under	gunishable by a fine of not more than one thousand dollar	rs
(ii) A second conviction under this subsection punishable by a fine of not more than two thousand dol (\$2,000.00), imprisonment for not more than six (6) mone or both; (iii) A third or subsequent conviction under	(\$1,000.00), imprisonment for not more than six (6) months	s,
(ii) A second conviction under this subsection punishable by a fine of not more than two thousand dol (\$2,000.00), imprisonment for not more than six (6) more or both; (iii) A third or subsequent conviction under	l5 <u>or both;</u>	
punishable by a fine of not more than two thousand dol (\$2,000.00), imprisonment for not more than six (6) mon or both; (iii) A third or subsequent conviction under	L 6	
(\$2,000.00), imprisonment for not more than six (6) mone or both; (iii) A third or subsequent conviction under	(ii) A second conviction under this subsection :	is
or both; (iii) A third or subsequent conviction under	8 punishable by a fine of not more than two thousand dollar	rs
21 (iii) A third or subsequent conviction under	(\$2,000.00), imprisonment for not more than six (6) months	s,
(iii) A third or subsequent conviction under	20 <u>or both;</u>	
	21	
	(iii) A third or subsequent conviction under the	<u>is</u>
subsection is punishable by a fine of not more than	subsection is punishable by a fine of not more than to	WC

1 thousand dollars (\$2,000.00), imprisonment for not more 2 than one (1) year, or both. 3 4 31-7-128. Mandatory suspension of license 5 nonresident operating privilege for certain violations; suspension of registration. 6 7 (a) The division shall suspend the license 8 9 nonresident operating privilege of any driver upon receiving a record of the driver's conviction under W.S. 10 31-5-229 or 6-3-402(f), a similar local ordinance or a 11 12 similar statute or ordinance in another jurisdiction for: 13 14 (ii) Six (6) months, if the person has been previously convicted once under W.S. 31-5-229, a similar 15 ordinance or a similar statute or ordinance in another 16 17 jurisdiction within the five (5) year period preceding: 18 19 (B) The date of conviction at issue; - or 20 21 (iii) Six (6) months for each second or 22 subsequent conviction under W.S. 6-3-402(f).

2005	STATE OF WYOMING	05LSO-0314

Section 2. This act is effective July 1, 2005.

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3 (END)