

Wyoming Liberty Index

61st Wyoming Legislature ★ 2011 General Session

HB0029, DUI-elimination of right to refuse test.

Sponsors: Representative(s) Gingery and Barbuto and Senator(s) Johnson

Aye votes: Representatives Barbuto, Berger, Blake, Blikre, Bonner, Botten, Brown, Burkhart, Byrd, Campbell, Cannady, Childers, Connolly, Craft, Davison, Eklund, Freeman, Gingery, Harshman, Illoway, Jaggi, Kasperik, Krone, McKim, McOmie, Moniz, Patton, Petersen, Petroff, Roscoe, Steward, Stubson, Throne, Vranish and Wallis Senators Anderson, Barnard, Christensen, Coe, Cooper, Dockstader, Driskill, Esquibel, F., Hastert, Hicks, Hines, Jennings, Johnson, Martin, Nutting, Perkins, Peterson, Ross, Scott and Von Flatern

Nay votes: Representatives Brechtel, Buchanan, Edmonds, Esquibel, K., Gay, Greear, Greene, Harvey, Hunt, Kroeker, Loucks, Lubnau, Madden, Miller, Nicholas, B., Peasley, Pederson, Quarberg, Semlek, Shepperson, Teeters, Zwonitzer, Dn. and Zwonitzer, Dv. Senators Bebout, Burns, Case, Emerich, Geis, Landen, Meier, Nicholas, P., Rothfuss and Schiffer

Signed by the Governor.

Comments

Eliminates a suspect's right to refuse to take a BAC test when suspected of DUI. Reduces a person's procedural options in a criminal case. Allows for remotely issued search warrants.

This bill violates the right of a person to be secure in his person (including vehicle) (see Amendment IV to the US Constitution); and also violates witnessing against yourself (see Amendment V to the US Constitution).

Weighted Rating: -2.00. Unweighted Rating: 1.00.

Categories

Individual Rights

Document Status

Final