

HOUSE RESEARCH

Bill Summary

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Authors: Swedzinski and others

Subject: Criminal vehicular homicide; Drake's law

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Overview

This bill creates an enhanced penalty for an impaired criminal vehicular homicide offense occurring within 10 years of a qualified prior driving offense.

Section

- 1** **Definitions.** Defines “qualified prior driving offense” as a prior conviction for:
- (1) first or second-degree DWI; and
 - (2), (3) and (4) Criminal vehicular homicide or injury involving impairment.
- 2 & 3** **Criminal vehicle homicide.** Create a 15-year felony for a person convicted of criminal vehicular homicide involving impairment, occurring within 10 years of a prior qualified driving offense. (The current penalty is a 10-year felony.)