

# State of Wisconsin



2017 Assembly Bill 390

Date of enactment: **December 8, 2017**

Date of publication\*: **December 9, 2017**

## 2017 WISCONSIN ACT 127

AN ACT *to amend* 343.44 (1) (b) and 343.44 (2) (b) (intro.) of the statutes; **relating to:** operating a motor vehicle after revocation of the operating privilege and requirements of the court during sentencing.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

**SECTION 1.** 343.44 (1) (b) of the statutes is amended to read:

343.44 (1) (b) *Operating while revoked.* No person whose operating privilege has been duly revoked under the laws of this state may knowingly operate a motor vehicle upon any highway in this state during the period of revocation or in violation of any restriction on an occupational license issued to the person during the period of revocation. A person's knowledge that his or her operat-

ing privilege is revoked is not an element of the offense under this paragraph. In this paragraph, "restriction on an occupational license" means restrictions imposed under s. 343.10 (5) (a) as to hours of the day, area, routes or purpose of travel, vehicles allowed to be operated, use of an ignition interlock device, sobriety or use of alcohol, controlled substances or controlled substance analogs.

**SECTION 2.** 343.44 (2) (b) (intro.) of the statutes is amended to read:

343.44 (2) (b) (intro.) In imposing a sentence under par. (ar) or (br), the court ~~shall~~ may review the record and consider the following:

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\* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."