

State of Misconsin 2017 - 2018 LEGISLATURE

LRB-4801/1 ZDW:jld&emw

## 2017 ASSEMBLY BILL 874

January 25, 2018 – Introduced by Representatives HORLACHER, JACQUE, ANDERSON, BERCEAU, KREMER, ROHRKASTE, SUBECK, C. TAYLOR, THIESFELDT and TITTL. Referred to Committee on Criminal Justice and Public Safety.

1 AN ACT to amend 350.101 (1) (c) and 350.11 (3) (a) 4.; and to create 350.01 (9j)

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of the statutes; relating to: the intoxicated operation of snowmobiles.

## Analysis by the Legislative Reference Bureau

This bill establishes an absolute sobriety requirement for the purpose of operating a snowmobile for any person under the age of 21. Under current law, no one may operate an all-terrain vehicle, utility terrain vehicle, off-highway motorcycle, boat, or snowmobile (recreational vehicle) with a prohibited alcohol concentration. Under most circumstances, a prohibited alcohol concentration is 0.08. For a person who has not attained the age of 21, current law requires absolute sobriety for the purpose of operating any recreational vehicle except for snowmobiles. For the purpose of operating a snowmobile, absolute sobriety is required for a person who has not attained the age of 19. This bill increases this age so that the absolute sobriety requirement applies to a person under the age of 21 operating any recreational vehicle.

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

3	SECTION 1.	350.01 (9j) of the statutes is created to read:
4	350.01 <b>(9j)</b>	"Legal drinking age" means 21 years of age.
5	SECTION 2.	350.101 (1) (c) of the statutes is amended to read:

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1	350.101 (1) (c) Operating with alcohol concentrations at specified levels; below
2	<u>legal drinking</u> age 19. If a <u>A</u> person <u>who</u> has not attained the <u>legal drinking</u> age of
3	<del>19, the person</del> may not engage in the operation of a snowmobile while he or she has
4	an alcohol concentration of more than 0.0 but not more $less$ than 0.08.
5	<b>SECTION 3.</b> 350.11 (3) (a) 4. of the statutes is amended to read:
6	350.11 (3) (a) 4. A person who violates s. 350.101 (1) (c) or who violates s.
7	350.104 (5) and who has not attained the <u>legal drinking</u> age of 19 shall forfeit not
8	more than \$50.
9	(END)

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