



1995 ASSEMBLY BILL 76

January 30, 1995 - Introduced by Representatives BLACK, ZIEGELBAUER, HAHN, NOTESTEIN, ALBERS, BOYLE and RYBA, cosponsored by Senator ROSENZWEIG. Referred to Committee on Highways and Transportation.

1 **AN ACT to amend** 343.45 (3); and **to create** 343.45 (3m) of the statutes; **relating**
2 **to:** permitting persons who have their operating privilege suspended or
3 revoked to operate a motor vehicle and providing penalties.

Analysis by the Legislative Reference Bureau

Present law prohibits a person from authorizing or permitting the operation of his or her motor vehicle by another person if that other person is not authorized to operate a motor vehicle. The present penalty for a violation is a forfeiture of not more than \$100. This bill creates 2 new penalties for that violation if the person authorizing or permitting the operation of his or her motor vehicle by another knew or should have known that the other person was not allowed to operate a motor vehicle because the other person had one or more prior violations of operating a motor vehicle while under the influence of an intoxicant or drugs or a combination of an intoxicant and drugs. For the first conviction within a 5-year period, the penalty is a fine of not less than \$150 nor more than \$300 or imprisonment for not more than 10 days or both. For a 2nd or subsequent conviction within a 5-year period, the penalty is a fine of not less than \$300 nor more than \$1,000 and imprisonment for not less than 5 days nor more than 30 days.

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

4 **SECTION 1.** 343.45 (3) of the statutes is amended to read:
5 343.45 (3) Except as another penalty is provided by under sub. (3m) or s.
6 343.245 (4) (b), any person violating this section may be required to forfeit not more
7 than \$100.

