

**SENATE AMENDMENT 1,
TO 2003 ASSEMBLY BILL 375**

November 4, 2003 – Offered by Senator CARPENTER.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 2, line 1: before that line insert:

3 “**SECTION 1g.** 23.33 (6m) of the statutes is created to read:

4 **23.33 (6m)** ACCIDENTS; DUTY UPON STRIKING PERSON OR ATTENDED OR OCCUPIED
5 VEHICLE. (a) The operator of any all-terrain vehicle involved in an accident resulting
6 in injury to or death of any person or in damage to a vehicle which is driven or
7 attended by any person shall immediately stop such all-terrain vehicle at the scene
8 of the accident or as close thereto as possible but shall then forthwith return to and
9 in every event shall remain at the scene of the accident until the operator has fulfilled
10 the following requirements:

11 1. The operator of the all-terrain vehicle shall give his or her name, address,
12 and the registration number of the all-terrain vehicle he or she is operating to the

1 person struck or to the operator or occupant of or person attending any vehicle
2 collided with.

3 2. The operator of the all-terrain vehicle shall render to any person injured in
4 the accident reasonable assistance, including the carrying, or the making of
5 arrangements for the carrying, of such person to a physician, surgeon, or hospital for
6 medical or surgical treatment if it is apparent that such treatment is necessary or
7 if such carrying is requested by the injured person.

8 (b) Any stop required under par. (a) shall be made without obstructing traffic
9 more than is necessary.

10 **SECTION 1m.** 23.33 (7) (title) of the statutes is amended to read:

11 23.33 (7) (title) ACCIDENTS; REPORTING.

12 **SECTION 1q.** 23.33 (13) (cj) of the statutes is created to read:

13 23.33 (13) (cj) *Penalties related to leaving the scene of an accident.* Any person
14 who violates sub. (6m) (a):

15 (a) Shall be fined not less than \$300 nor more than \$1,000 or imprisoned not
16 more than 6 months or both if the accident did not involve death or injury to a person.

17 (b) May be fined not more than \$10,000 or imprisoned for not more than 9
18 months or both if the accident involved injury to a person but the person did not suffer
19 great bodily harm.

20 (c) Is guilty of a Class E felony if the accident involved injury to a person and
21 the person suffered great bodily harm.

22 (d) Is guilty of a Class D felony if the accident involved death to a person.

23 (e) Is guilty of a felony if the accident involved death or injury to a person.”.

24 **2.** Page 2, line 1: delete “SECTION 1” and substitute “SECTION 1t”.

1 **3.** Page 2, line 8: after that line insert:

2 “**SECTION 2g.** 350.11 (1) of the statutes is amended to read:

3 350.11 **(1)** (a) Except as provided in par. (b) and subs. (2g), (2k), (2m), and (3),
4 any person who violates any provision of this chapter shall forfeit not more than
5 \$250.

6 (b) Except as provided in subs. (2g), (2k), (2m), and (3), any person who violates
7 any provision of this chapter and who, within the last 3 years prior to the conviction
8 for the current violation, was 2 or more times previously convicted for violating the
9 same provision of this chapter shall forfeit not more than \$500.

10 **SECTION 2L.** 350.11 (2k) of the statutes is created to read:

11 350.11 **(2k)** Any person who violates s. 350.15 (2):

12 (a) Shall be fined not less than \$300 nor more than \$1,000 or imprisoned not
13 more than 6 months or both if the accident did not involve death or injury to a person.

14 (b) May be fined not more than \$10,000 or imprisoned for not more than 9
15 months or both if the accident involved injury to a person but the person did not suffer
16 great bodily harm.

17 (c) Is guilty of a Class E felony if the accident involved injury to a person and
18 the person suffered great bodily harm.

19 (d) Is guilty of a Class D felony if the accident involved death to a person.

20 (e) Is guilty of a felony if the accident involved death or injury to a person.

21 **SECTION 2p.** 350.15 (2) of the statutes is repealed and recreated to read:

22 350.15 **(2)** DUTY UPON STRIKING PERSON OR ATTENDED OR OCCUPIED VEHICLE. (a)
23 The operator of any snowmobile involved in an accident resulting in injury to or
24 death of any person or in damage to a vehicle which is driven or attended by any

1 person shall immediately stop such snowmobile at the scene of the accident or as
2 close thereto as possible but shall then forthwith return to and in every event shall
3 remain at the scene of the accident until the operator has fulfilled the following
4 requirements:

5 1. The operator of the snowmobile shall give his or her name, address, and the
6 registration number of the snowmobile he or she is operating to the person struck or
7 to the operator or occupant of or person attending any vehicle collided with.

8 2. The operator of the snowmobile shall render to any person injured in the
9 accident reasonable assistance, including the carrying, or the making of
10 arrangements for the carrying, of such person to a physician, surgeon, or hospital for
11 medical or surgical treatment if it is apparent that such treatment is necessary or
12 if such carrying is requested by the injured person.

13 (b) Any stop required under par. (a) shall be made without obstructing traffic
14 more than is necessary.”.

15 (END)