

**SENATE AMENDMENT 2,
TO 2007 SENATE BILL 116**

September 11, 2007 – Offered by Senator SULLIVAN.

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

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

3 “**SECTION 1d.** 20.395 (5) (ek) of the statutes is amended to read:

4 20.395 (5) (ek) *Safe-ride grant program; state funds.* From the general fund,
5 all moneys transferred from the appropriation account under s. 20.435 (6) (hx)
6 received under s. 346.655 (2) (am) for the purpose of awarding grants under s. 85.55.

7 **SECTION 1g.** 20.435 (6) (hx) of the statutes is amended to read:

8 20.435 (6) (hx) *Services related to drivers, receipts.* The amounts in the
9 schedule for services related to drivers. All moneys received by the secretary of
10 administration from the driver improvement surcharge on court fines and
11 forfeitures authorized under s. 346.655 and all moneys transferred from the
12 appropriation account under s. 20.395 (5) (di) shall be credited to this appropriation.
13 ~~The secretary of administration shall annually transfer to the appropriation account~~

1 ~~under s. 20.395 (5) (ek) 3.76% of all moneys credited to this appropriation from the~~
2 ~~driver improvement surcharge.~~ Any unencumbered moneys in this appropriation
3 account may be transferred to sub. (7) (hy) and ss. 20.255 (1) (hm), 20.285 (1) (ia),
4 20.395 (5) (ci) and (di), and 20.455 (5) (h) by the secretary of administration, after
5 consultation with the secretaries of health and family services and transportation,
6 the superintendent of public instruction, the attorney general, and the president of
7 the University of Wisconsin System.”.

8 **2.** Page 2, line 1: substitute “**SECTION 1m**” for “**SECTION 1**”.

9 **3.** Page 4, line 3: after that line insert:

10 “**SECTION 7e.** 346.655 (1) of the statutes is amended to read:

11 346.655 (1) If a court imposes a fine or a forfeiture for a violation of s. 346.63
12 (1) or (5), except for a first violation of s. 346.63 (1) (b), if the person who committed
13 the violation had a blood alcohol concentration of 0.08 or more but less than 0.1 at
14 the time of the violation, or a local ordinance in conformity therewith, or s. 346.63
15 (2) or (6) or 940.25, or s. 940.09 where the offense involved the use of a vehicle, it shall
16 impose a driver improvement surcharge under ch. 814 in an amount of ~~\$355~~ \$365 in
17 addition to the fine or forfeiture, plus costs, fees, and other surcharges imposed under
18 ch. 814.

19 **SECTION 7j.** 346.655 (2) (a) of the statutes is amended to read:

20 346.655 (2) (a) Except as provided in par. (b), the clerk of court shall collect and
21 transmit \$350 of the amount paid by each person under sub. (1) to the county
22 treasurer as provided in s. 59.40 (2) (m). The county treasurer shall then make
23 payment of 38.5% of the ~~amount~~ \$350 to the secretary of administration as provided
24 in s. 59.25 (3) (f) 2.

1 **SECTION 7n.** 346.655 (2) (am) of the statutes is created to read:

2 346.655 **(2)** (am) The clerk of circuit court or the municipal court shall collect
3 and transmit \$15 of the amount paid by each person under sub. (1) to the
4 appropriation account under s. 20.395 (5) (ek).

5 **SECTION 7r.** 346.655 (2) (b) of the statutes is amended to read:

6 346.655 **(2)** (b) If the forfeiture is imposed by a municipal court, the court shall
7 transmit \$350 of the amount paid by each person to the treasurer of the county, city,
8 town, or village, and that treasurer shall make payment of 38.5% of the ~~amount~~ \$350
9 to the secretary of administration as provided in s. 66.0114 (1) (bm). The treasurer
10 of the city, town, or village shall transmit the remaining 61.5% of the ~~amount~~ \$350
11 to the treasurer of the county.”.

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(END)