

2007 DRAFTING REQUEST

Senate Amendment (SA-SB116)

Received: 08/17/2007

Received By: phurley

Wanted: As time permits

Identical to LRB:

For: Jim Sullivan (608) 266-2512

By/Representing:

This file may be shown to any legislator: NO

Drafter: phurley

May Contact:

Addl. Drafters:

Subject: Drunk Driving - penalties

Extra Copies:

Submit via email: YES

Requester's email: Sen.Sullivan@legis.wisconsin.gov

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Drunken driving penalties

Instructions:

Increase saferide from \$5 to \$15

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	phurley 09/06/2007	bkraft 09/06/2007		_____			
/1	phurley 09/10/2007	bkraft 09/10/2007	nmatzke 09/06/2007	_____	sbasford 09/06/2007	sbasford 09/06/2007	
/2			nmatzke 09/10/2007	_____	cduerst 09/10/2007	cduerst 09/10/2007	

FE Sent For:

<END>

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/?	phurley 09/06/2007	bkraft 09/06/2007		_____			
/1		1/2 bjk 9/10	nmatzke 09/06/2007	_____	sbasford 09/06/2007	sbasford 09/06/2007	
			nwn 9/10	nwn/rs 9/10			

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Increase saferide from \$5 to \$15

Ly ↑ 90 in 20.735(6)(hx)
1683

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<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	phurley	1 bjk 9/6	nwn 9/6	nwn/rs 9/6			

FE Sent For:

<END>

By 9/10/07

bjk

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

SENATE AMENDMENT, TO 2007 SENATE BILL 116

bh ✓

Handwritten note: Page 1 that line 1 Before that line insert


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13

At the locations indicated, amend the bill as follows:

SECTION ?? 20.435 (6) (hx) of the statutes is amended to read:

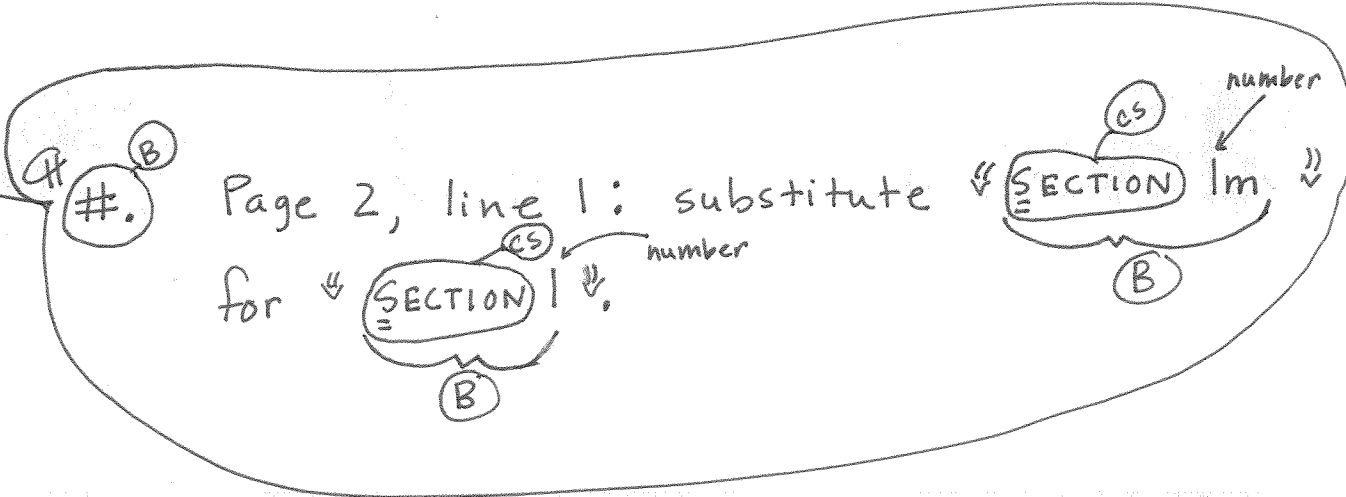
20.435 (6) (hx) Services related to drivers, receipts. The amounts in the schedule for services related to drivers. All moneys received by the secretary of administration from the driver improvement surcharge on court fines and forfeitures authorized under s. 346.655 and all moneys transferred from the appropriation account under s. 20.395 (5) (di) shall be credited to this appropriation. The secretary of administration shall annually transfer to the appropriation account under s. 20.395 (5) (ek) 3.76% 10.98% of all moneys credited to this appropriation from the driver improvement surcharge. Any unencumbered moneys in this appropriation account may be transferred to sub. (7) (hy) and ss. 20.255 (1) (hm), 20.285 (1) (ia), 20.395 (5) (ci) and (di), and 20.455 (5) (h) by the secretary of administration, after consultation with the secretaries of health and family services

percent

- 1 and transportation, the superintendent of public instruction, the attorney general,
- 2 and the president of the University of Wisconsin System. 

History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237, 280, 293; 1999 a. 5, 9, 32, 52, 84, 103, 109, 113, 133, 185, 186; 2001 a. 16, 69, 103, 105; 2003 a. 33, 139, 186, 318, 320, 326, 327; 2005 a. 15, 22; 2005 a. 25 ss. 299 to 331, 2498 to 2500, 2510; 2005 a. 74, 107, 199, 228, 264, 388, 406, 434.

(END)



stays

Inserts

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

bhv ✓
SA ✓
x-ref ✓

Insert A ✓

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

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

3 SECTION 1d. 20.435 (6) (hx) of the statutes is amended to read:

4 20.435 (6) (hx) *Services related to drivers, receipts.* The amounts in the
5 schedule for services related to drivers. All moneys received by the secretary of
6 administration from the driver improvement surcharge on court fines and
7 forfeitures authorized under s. 346.655 and all moneys transferred from the
8 appropriation account under s. 20.395 (5) (di) shall be credited to this appropriation.

9 ~~The secretary of administration shall annually transfer to the appropriation account~~

10 ~~under s. 20.395 (5) (ek) 3.76% 10.98 percent of all moneys credited to this~~

11 ~~appropriation from the driver improvement surcharge.~~ Any unencumbered moneys

12 in this appropriation account may be transferred to sub. (7) (hy) and ss. 20.255 (1)

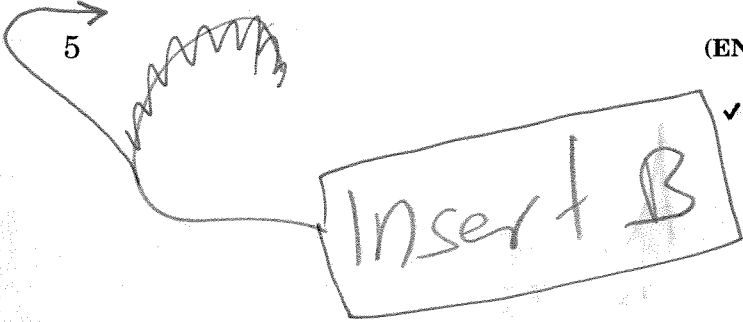
13 (hm), 20.285 (1) (ia), 20.395 (5) (ci) and (di), and 20.455 (5) (h) by the secretary of

1 administration, after consultation with the secretaries of health and family services
2 and transportation, the superintendent of public instruction, the attorney general,
3 and the president of the University of Wisconsin System.” ✓

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

5

(END)



A handwritten scribble consisting of several vertical, wavy lines is located to the left of the word 'Insert'. A line extends from the bottom of this scribble to the left side of a rectangular box. Inside the box, the words 'Insert B' are written in cursive. A small checkmark is located to the right of the box.

2007-2008 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa0659/lins
PJH:bjk:nwn
Stays

INSERT A:

4 "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,

* all moneys ^{plain} transferred from the appropriation account under s. 20.435 (6) (hx) all

* moneys received under s. 346.655 (2) (am) for the purpose of awarding grants under s. 85.55.

end of Insert A

History: 1971 c. 40 s. 93; 1971 c. 42, 107; 1971 c. 125 ss. 122 to 137, 522 (1); 1971 c. 197, 211, 215, 307; 1973 c. 90, 142, 243, 333, 336; 1975 c. 39; 1975 c. 163 s. 16; 1975 c. 200, 224, 270, 288, 340, 422; 1977 c. 29, 377, 418; 1979 c. 34 ss. 322e to 420, 574, 575; 1979 c. 221; 1981 c. 20 ss. 238 to 300, 2202 (51) (c), (e); 1981 c. 165, 234; 1981 c. 314 s. 146; 1981 c. 347 s. 80; 1981 c. 362; 1983 a. 27 ss. 270g to 315, 2202 (20); 1983 a. 243; 1985 a. 29 ss. 357 to 402, 3202 (51) (a); 1985 a. 65, 76, 341; 1987 a. 27, 137, 349, 369, 399, 403; 1989 a. 31, 56; 1991 a. 39, 104, 239, 269; 1993 a. 16, 285, 354, 437; 1995 a. 27, 113, 201, 338, 445; 1997 a. 27, 35, 135, 237, 255; 1999 a. 9, 109, 146, 167, 185; 2001 a. 16, 104, 109; 2003 a. 33, 64, 139, 220, 320; 2005 a. 25, 319, 335.

History:

INSERT B:

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

(B) 4 "SECTION 7e. 346.655 (1) of the statutes is amended to read:

4 346.655 (1) If a court imposes a fine or a forfeiture for a violation of s. 346.63 (1) or (5), except for a first violation of s. 346.63 (1) (b), if the person who committed the violation had a blood alcohol concentration of 0.08 or more but less than 0.1 at the time of the violation, or a local ordinance in conformity therewith, or s. 346.63 (2) or (6) or 940.25, or s. 940.09 where the offense involved the use of a vehicle, it shall impose a driver improvement surcharge under ch. 814 in an amount of ~~\$355~~ \$365 in addition to the fine or forfeiture, plus costs, fees, and other surcharges imposed under ch. 814.

History: 1981 c. 20; 1981 c. 314; 1983 a. 27 s. 2202 (20); 1985 a. 29, 337; 1987 a. 3, 27, 399; 1989 a. 31, 105; 1991 a. 39; 1993 a. 16; 1995 a. 27, 201; 1997 a. 27; 1999 a. 109; 1999 a. 150 s. 672; 2001 a. 16, 104; 2003 a. 30, 33, 139, 326.

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

346.655 (2) (a) Except as provided in par. (b), the clerk of court shall collect and transmit \$350 of the amount paid by each person under sub. (1) to the county

↓ Insert B continued.

treasurer as provided in s. 59.40 (2) (m). The county treasurer shall then make payment of 38.5% of the amount \$350 to the secretary of administration as provided in s. 59.25 (3) (f) 2.

History: 1981 c. 20; 1981 c. 314; 1983 a. 27 s. 2202 (20); 1985 a. 29, 337; 1987 a. 3, 27, 399; 1989 a. 31, 105; 1991 a. 39; 1993 a. 16; 1995 a. 27, 201; 1997 a. 27; 1999 a. 109; 1999 a. 150 s. 672; 2001 a. 16, 104; 2003 a. 30, 33, 139, 326.

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

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

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

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

History: 1981 c. 20; 1981 c. 314; 1983 a. 27 s. 2202 (20); 1985 a. 29, 337; 1987 a. 3, 27, 399; 1989 a. 31, 105; 1991 a. 39; 1993 a. 16; 1995 a. 27, 201; 1997 a. 27; 1999 a. 109; 1999 a. 150 s. 672; 2001 a. 16, 104; 2003 a. 30, 33, 139, 326.

end of Insert B

Barman, Mike

From: Barman, Mike
Sent: Friday, December 14, 2007 12:00 PM
To: Renk, Jeff
Subject: RE: New amendment stripes

I will send new ones over to you this afternoon.

Mike

From: Renk, Jeff
Sent: Friday, December 14, 2007 11:10 AM
To: Barman, Mike
Subject: New amendment stripes

Hi Mike,

Would it be possible to get some new stripes for 3 amendments? Senate amendments 1 (a0660/1), 2 (a0659/2), and 3 (a0733/1) to Senate Bill 116 were misplaced/lost while it was in committee. Two of these amendments were adopted in committee. We do not need to reintroduce them or anything like that....I just need the red stripes to be replaced. I have copies of the amendments since they have been introduced already, so it's just the covers I need. Thanks.

Jeffrey Renk
Assistant Chief Clerk
Wisconsin Senate
Room B20 Southeast, State Capitol
(608) 266-2517
jeff.renk@legis.wisconsin.gov