

**SENATE AMENDMENT 3,
TO 2007 SENATE BILL 116**

October 17, 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 1g.** 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%~~ 9.75 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 **3.** Page 4, line 3: after that line insert:

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

7 346.655 (1) If a court imposes a fine or a forfeiture for a violation of s. 346.63
8 (1) or (5), except for a first violation of s. 346.63 (1) (b), if the person who committed
9 the violation had a blood alcohol concentration of 0.08 or more but less than 0.1 at
10 the time of the violation, or a local ordinance in conformity therewith, or s. 346.63
11 (2) or (6) or 940.25, or s. 940.09 where the offense involved the use of a vehicle, it shall
12 impose a driver improvement surcharge under ch. 814 in an amount of ~~\$355~~ \$365 in
13 addition to the fine or forfeiture, plus costs, fees, and other surcharges imposed under
14 ch. 814.

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

16 346.655 (2) (a) Except as provided in par. (b), the clerk of court shall collect and
17 transmit the amount under sub. (1) to the county treasurer as provided in s. 59.40
18 (2) (m). The county treasurer shall then make payment of ~~38.5%~~ 40 percent of the
19 amount to the secretary of administration as provided in s. 59.25 (3) (f) 2.

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

21 346.655 (2) (b) If the forfeiture is imposed by a municipal court, the court shall
22 transmit the amount to the treasurer of the county, city, town, or village, and that
23 treasurer shall make payment of ~~38.5%~~ 40 percent of the amount to the secretary of
24 administration as provided in s. 66.0114 (1) (bm). The treasurer of the city, town, or

1 village shall transmit the remaining ~~61.5%~~ 60 percent of the amount to the treasurer
2 of the county.”.

3 (END)