

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBs0167/1dn
PJH:kjf:md

November 2, 2009

Barb,

This substitute amendment incorporates SSA 1 to SB 66 (with changes noted in this drafter's note), SA 1 to SB 66, and SA 2 to SB 66, with the waiting period for eligibility for an occupational license reduced from 60 days to 45 days for a second OWI-related offense and from 90 days to 45 days for a third or subsequent OWI-related offense.

The substitute amendment removes the restriction on "house arrest" but requires a person to prove that he or she complied with the ignition interlock order within two weeks after the order is issued in order to be eligible for release on Huber privileges.

Under the substitute amendment, a person who commits a fourth OWI-related offense within five years of a prior offense is guilty of a Class H felony. The substitute amendment changes language to ensure that the five-year period dates from the current offense, not the conviction.

The substitute amendment creates an additional \$40 reinstatement fee for people whose operating privileges were suspended or revoked for an OWI-related offense. This fee will be deposited in the general fund.

Finally, this substitute amendment removes the increase to the liquor tax.

Please let me know if there are other changes you would like to incorporate in this draft.

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