

2011 Jr1 DRAFTING REQUEST

Senate Amendment (SA-SA1-SB1)

Received: **01/18/2011**

Received By: **tkuczens**

Wanted: **As time permits**

Companion to LRB:

For: **Rich Zipperer (608) 266-9174**

By/Representing: **Chris Reader**

May Contact:

Drafter: **tkuczens**

Subject: **Courts - torts**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Zipperer@legis.wisconsin.gov**

Carbon copy (CC:) to: **tracy.kuczenski@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Punitive damages cap does not apply to operation of vehicle under influence of intoxicant

Instructions:

See attached

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>
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FE Sent For:

<END>

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/?	tkuczens	1/18 jld	1/18 ph	1/18 ph			

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<END>

1/18/2011

For Sen Ziggel (Chris Reader)

prepare amendment to SA1 to SB1
exempting persons who operate vehicle under the
influence of an intoxicant from punitive damages cap



State of Wisconsin
2011 - 2012 LEGISLATURE

January 2011 Special Session

a.0108/1



LRBa01027Z

TKK kjrs

RMHR

Kjf
+
jld

SENATE

ASSEMBLY AMENDMENT,

TO ASSEMBLY AMENDMENT (LRBa0063/1),

SENATE

TO ASSEMBLY BILL 1

SENATE

1/18/11

now

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

2 1. Page 1, line 6: after "greater." insert "This subsection does not apply to a
3 plaintiff seeking punitive damages from a defendant whose actions under sub. (3)
4 included the operation of a vehicle, including a motor vehicle as defined under s.
5 340.01 (35), a snowmobile as defined under s. 340.01 (58a), an all-terrain vehicle as
6 defined under s. 340.01 (2g), and a boat as defined under 30.50 (2), while under the
7 influence of an intoxicant to a degree that render^{ed} the defendant incapable of safe
8 operation of the vehicle. In this subsection, "intoxicant" has the meaning given in
9 s. 30.50 (4e)."

10

(END)