



**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1997 ASSEMBLY BILL 365**

November 20, 1997 - Offered by COMMITTEE ON HIGHWAYS AND TRANSPORTATION.

1 **AN ACT to amend** 23.33 (4c) (a) 3., 23.33 (13) (b) 4., 350.101 (1) (c) and 350.11 (3)
2 (a) 4.; and **to create** 30.681 (1) (b) 3. and 30.80 (6) (a) 4. of the statutes; **relating**
3 **to:** raising the age of those persons who may not drive or operate an all-terrain
4 vehicle, motorboat or snowmobile with any alcohol in their blood to the legal
5 drinking age and providing a penalty.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

6 **SECTION 1.** 23.33 (4c) (a) 3. of the statutes is amended to read:
7 23.33 (4c) (a) 3. (title) 'Operating with alcohol concentrations at specified
8 levels; below age ~~19~~ the legal drinking age.' If a person has not attained the age of
9 ~~19~~ legal drinking age, as defined in s. 125.02 (8m), the person may not engage in the
10 operation of an all-terrain vehicle while he or she has an alcohol concentration of
11 more than 0.0 but not more than 0.1.

12 **SECTION 2.** 23.33 (13) (b) 4. of the statutes is amended to read:

1 23.33 **(13)** (b) 4. A person who violates sub. (4c) (a) 3. or (4p) (e) and who has
2 not attained the ~~age of 19~~ legal drinking age, as defined in s. 125.02 (8m), shall forfeit
3 not more than \$50.

4 **SECTION 3.** 30.681 (1) (b) 3. of the statutes is created to read:

5 30.681 **(1)** (b) 3. If a person has not attained the legal drinking age, as defined
6 in s. 125.02 (8m), the person may not engage in the operation of a motorboat while
7 he or she has an alcohol concentration of more than 0.0 but not more than 0.1.

8 **SECTION 4.** 30.80 (6) (a) 4. of the statutes is created to read:

9 30.80 **(6)** (a) 4. A person who violates s. 30.681 (1) (b) 3. or 30.684 (5) and who
10 has not attained the legal drinking age, as defined in s. 125.02 (8m), shall forfeit not
11 more than \$50.

12 **SECTION 5.** 350.101 (1) (c) of the statutes is amended to read:

13 350.101 **(1)** (c) (title) *Operating with alcohol concentrations at specified levels;*
14 *below ~~age 19~~ the legal drinking age.* If a person has not attained the ~~age of 19~~ legal
15 drinking age, as defined in s. 125.02 (8m), the person may not engage in the operation
16 of a snowmobile while he or she has an alcohol concentration of more than 0.0 but
17 not more than 0.1.

18 **SECTION 6.** 350.11 (3) (a) 4. of the statutes is amended to read:

19 350.11 **(3)** (a) 4. A person who violates s. 350.101 (1) (c) or 350.104 (5) and who
20 has not attained the ~~age of 19~~ legal drinking age, as defined in s. 125.02 (8m), shall
21 forfeit not more than \$50.

22 **SECTION 7. Initial applicability.**

23 (1) This act first applies to offenses committed or refusals occurring on the
24 effective date of this subsection, but does not preclude the counting of other
25 convictions, suspensions or revocations as prior convictions, suspensions or

