



State of Wisconsin
1997 - 1998 LEGISLATURE

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**SENATE SUBSTITUTE AMENDMENT 1,
TO 1997 SENATE BILL 285**

March 19, 1998 - Offered by JOINT COMMITTEE ON FINANCE.

1 **AN ACT** *to repeal* 30.74 (intro.) (except 30.74 (title)); *to renumber and amend*
2 30.547 and 30.68 (10); *to amend* 30.50 (4m), 30.50 (9x), 30.501 (1), 30.501 (5),
3 30.505, 30.51 (2) (a) 4., 30.51 (2) (c) 4., 30.52 (1) (c), 30.52 (3m) (a), 30.52 (5) (a)
4 1., 30.52 (5) (a) 3., 30.52 (5) (b) 1., 30.523 (2) (c), 30.523 (3), 30.531 (2), 30.533
5 (1) (intro.), 30.539 (2), 30.549 (1) (a), 30.66 (3) (a), 30.68 (6), 30.68 (9), 30.74 (1)
6 (a), 30.74 (1) (b), 30.74 (1) (c), 30.74 (2) (a), 30.74 (3), 30.80 (6) (a), 30.80 (6) (c),
7 30.80 (6) (e), 885.235 (1m), 885.235 (4) and 938.343 (5); *to repeal and recreate*
8 30.547 (title); and *to create* 30.50 (1j), 30.52 (1) (b) 1r., 30.52 (3) (im), 30.52 (5)
9 (bn), 30.547 (2), 30.547 (3), 30.547 (4), 30.681 (1) (bn), 30.74 (1) (bn), 30.80 (2k),
10 30.80 (2m), 30.80 (3m), 30.80 (6) (a) 4. and 5., 30.80 (6) (a) 6. and 971.19 (10) of
11 the statutes; **relating to:** the intoxicated boating law; capacity plates on boats;
12 certificate of number and registration requirements for boats; prohibitions
13 against falsifying boat titles and other documentation; prohibitions against

1 operating boats using unsafe methods and in certain locations; boating safety
2 course and certificates; granting rule-making authority; and providing
3 penalties.

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

4 **SECTION 1.** 30.50 (1j) of the statutes is created to read:

5 30.50 (1j) “Application” includes the form designated by the department and
6 any supporting document or other information that is submitted to the department.

7 **SECTION 2.** 30.50 (4m) of the statutes is amended to read:

8 30.50 (4m) “Intoxicated boating law” means s. 30.681 (1) or a local ordinance
9 in conformity with that ~~section~~ subsection, s. 30.681 (2) or, if the operation of a
10 motorboat is involved, s. 940.09 or 940.25.

11 **SECTION 3.** 30.50 (9x) of the statutes is amended to read:

12 30.50 (9x) “Refusal law” means s. 30.684 (5) or a local ordinance in conformity
13 with that ~~section~~ subsection.

14 **SECTION 4.** 30.501 (1) of the statutes is amended to read:

15 30.501 (1) Every vessel less than ~~26~~ 20 feet in length designed to carry 2 or more
16 persons and to be propelled by machinery as its principal source of power or designed
17 to be propelled by oars shall, if manufactured or offered for sale in this state, have
18 affixed permanently thereto by the manufacturer a capacity plate as required by this
19 section. As used in this section “manufacture” means to construct or assemble a
20 vessel or alter a vessel so as to change its weight capacity.

21 **SECTION 5.** 30.501 (5) of the statutes is amended to read:

22 30.501 (5) The information appearing on a capacity plate shall be deemed to
23 warrant that the manufacturer, or the person affixing the capacity plate as permitted

1 by sub. (4), has correctly and faithfully employed a method and formula for the
2 calculation of maximum weight capacity prescribed by the department and that the
3 information appearing on the capacity plate with respect to maximum weight
4 capacity and recommended number of persons is the result of ~~the application of~~
5 applying such method and formula, and with respect to information concerning
6 horsepower limitations that such information is not a deliberate or negligent
7 misrepresentation.

8 **SECTION 6.** 30.505 of the statutes is amended to read:

9 **30.505 Certificate of number system to conform to federal system.** The
10 certificate of number system and the issuance of identification numbers employed
11 by the department shall be in conformity with the overall system of identification
12 numbering for ~~motorboats~~ boats established by the U.S. government. The
13 department shall promulgate rules as are necessary to bring the state certificate of
14 number system and the issuance of identification numbers into conformity with this
15 federal system.

16 **SECTION 7.** 30.51 (2) (a) 4. of the statutes is amended to read:

17 30.51 (2) (a) 4. Operated within a period of ~~15~~ 60 days after application for a
18 certificate of number has been made and the required fee has been paid, if proof of
19 application is carried on board.

20 **SECTION 8.** 30.51 (2) (c) 4. of the statutes is amended to read:

21 30.51 (2) (c) 4. Operated within ~~15~~ 60 days after an application for registration
22 is made and the required fee is paid if proof of the application for registration is
23 carried on board the boat.

24 **SECTION 9.** 30.52 (1) (b) 1r. of the statutes is created to read:

1 30.52 (1) (b) 1r. A person applying for registration of a federally documented
2 vessel shall submit as part of the application a photocopy of the front and back of the
3 federal certificate of documentation for the vessel, which must be current at the time
4 of applying for registration.

5 **SECTION 10.** 30.52 (1) (c) of the statutes is amended to read:

6 30.52 (1) (c) *Application for duplicates.* If a certificate of number card, a
7 registration card, a certification sticker or decal or a registration sticker or decal is
8 lost or destroyed the owner may apply for a duplicate. ~~The application shall be made~~
9 ~~upon a form designated by the department and~~ owner shall submit an application
10 which shall be accompanied by the required fee for each duplicate certificate of
11 number card, registration card, certification sticker or decal or registration sticker
12 or decal applied for.

13 **SECTION 11.** 30.52 (3) (im) of the statutes is created to read:

14 30.52 (3) (im) *Dealer or manufacturer fees.* A manufacturer or dealer in boats
15 may, at the manufacturer's or dealer's option, pay a fee of \$50 for the issuance or
16 renewal of a certificate of number.

17 **SECTION 12.** 30.52 (3m) (a) of the statutes is amended to read:

18 30.52 (3m) (a) Any applicant for the issuance or renewal of a certificate of
19 number or registration under sub. (3) (b) to (i) (im) may, in addition to paying the fee
20 charged for the certificate, elect to make a voluntary \$1 contribution to be used for
21 lake research.

22 **SECTION 13.** 30.52 (5) (a) 1. of the statutes is amended to read:

23 30.52 (5) (a) 1. Upon receipt of a proper application for the issuance or renewal
24 of a certificate of number accompanied by the required fee, a sales tax report and, the
25 payment of any sales and use tax due under s. 77.61 (1) and any other information

1 the department determines to be necessary, the department shall issue to the
2 applicant a certificate of number card. The certificate of number card shall state the
3 identification number awarded, the name and address of the owner and other
4 information the department deems determines to be necessary. The certificate of
5 number card shall be of pocket size and of durable water resistant material.

6 **SECTION 14.** 30.52 (5) (a) 3. of the statutes is amended to read:

7 30.52 (5) (a) 3. At the time the department issues a certificate of number card,
8 it shall award an identification number. The department shall provide the applicant
9 with instructions concerning the painting or attachment of the awarded
10 identification number to the boat. The identification number shall be awarded to a
11 particular boat unless the owner of the boat is a manufacturer of or dealer in boats,
12 motors or trailers who has paid the fee under sub. (3) (im) and ~~desires to use the~~
13 ~~identification number on his or her boats only while being tested or demonstrated or~~
14 ~~while being used for the purpose of testing or demonstrating a motor or trailer is used~~
15 on that boat.

16 **SECTION 15.** 30.52 (5) (b) 1. of the statutes is amended to read:

17 30.52 (5) (b) 1. Upon receipt of a proper application for the issuance or renewal
18 of a registration accompanied by the required fee and, a sales tax report, the payment
19 of any sales and use tax due under s. 77.61 (1) and any other information the
20 department determines to be necessary, the department shall issue to the applicant
21 a registration card. The registration card shall state the name and address of the
22 owner and other information the department deems determines to be necessary. The
23 registration card shall be of pocket size and of durable water resistant material.

24 **SECTION 16.** 30.52 (5) (bn) of the statutes is created to read:

1 30.52 (5) (bn) *Sales tax information required.* 1. For an application submitted
2 under par. (a) 1. or (b) 1., the purchaser of the boat shall complete the sales tax
3 information required by the department on the application unless subd. 2. applies.

4 2. For an application submitted under par. (a) 1. or (b) 1., if the seller is a
5 manufacturer or a dealer, the manufacturer or dealer shall complete the sales tax
6 information if the manufacturer or dealer agrees to do so on behalf of the purchaser.

7 **SECTION 17.** 30.523 (2) (c) of the statutes is amended to read:

8 30.523 (2) (c) *Stickers or decals for boats owned by manufacturers and dealers.*
9 Notwithstanding ~~pars. par.~~ par. (a) and (b), a manufacturer or dealer in boats, motors or
10 trailers who has paid the fee under s. 30.52 (3) (im) may attach or affix the
11 certification ~~or registration~~ stickers or decals to removable signs to be temporarily
12 but firmly mounted upon or attached to the boat while the boat is being tested ~~or~~
13 ~~demonstrated or while the boat is being used in connection with the testing or~~
14 ~~demonstration of a motor or trailer operated.~~

15 **SECTION 18.** 30.523 (3) of the statutes is amended to read:

16 30.523 (3) DISPLAY OF IDENTIFICATION NUMBER. Upon being issued a certificate
17 of number card and awarded an identification number, the owner of the boat shall
18 paint on or attach the identification number to each side of the forward half of the
19 boat in the manner prescribed by rules promulgated by the department. The owner
20 shall paint or attach the identification number so it is clearly visible and shall
21 maintain the identification number in a legible condition at all times. A
22 manufacturer or dealer in boats, motors or trailers who has paid the fee under s.
23 30.52 (3) (im) may paint the identification number on or attach the identification
24 number to removable signs to be temporarily but firmly mounted upon or attached
25 to the boat while being tested ~~or demonstrated or while being used in connection with~~

1 ~~the testing or demonstrating of a motor or trailer operated.~~ No number other than
2 the identification number awarded by the department or granted reciprocity under
3 this chapter may be painted, attached or otherwise displayed on either side of the
4 forward half of a boat.

5 **SECTION 19.** 30.531 (2) of the statutes is amended to read:

6 30.531 (2) PREREQUISITE TO REGISTRATION. Except as provided in sub. (3), an
7 applicant's eligibility for a certificate of title is a prerequisite to registration of the
8 boat. If the applicant for registration holds a valid certificate of title previously
9 issued to the applicant by the department for the boat, that is prima facie evidence
10 of ownership of the boat and the applicant need not apply for a new certificate of title
11 ~~on application~~ when applying for registration.

12 **SECTION 20.** 30.533 (1) (intro.) of the statutes is amended to read:

13 30.533 (1) CERTIFICATE; CONTENTS. (intro.) An application for a certificate of
14 title shall be made to the department ~~upon a form prescribed by it~~ and shall be
15 accompanied by the required fee. Each application for certificate of title shall contain
16 the following information:

17 **SECTION 21.** 30.539 (2) of the statutes is amended to read:

18 30.539 (2) FORMS. The certificate of title shall contain forms for assignment and
19 warranty of title by the owner, and for assignment and warranty of title by a dealer,
20 or insurance company, and may contain forms for ~~application~~ applying for a
21 certificate of title by a transferee.

22 **SECTION 22.** 30.547 (title) of the statutes is repealed and recreated to read:

23 **30.547 (title) Alterations and falsifications prohibited.**

24 **SECTION 23.** 30.547 of the statutes is renumbered 30.547 (1) and amended to
25 read:

1 30.547 (1) ~~Any~~ No person who ~~may intentionally falsifies~~ falsify an application
2 for a certificate of title or a certificate of title issued under s. 30.537 (1) or 30.541 (4)
3 ~~or who intentionally alters a hull identification number or engine serial number~~
4 ~~shall be fined not more than \$5,000 or imprisoned not more than 5 years or both.~~

5 **SECTION 24.** 30.547 (2) of the statutes is created to read:

6 30.547 (2) No person may intentionally falsify an application for a certificate
7 of number or registration or a certificate of number or registration card issued under
8 s. 30.52.

9 **SECTION 25.** 30.547 (3) of the statutes is created to read:

10 30.547 (3) No person may intentionally alter, remove or change any number
11 or other character in an engine serial number.

12 **SECTION 26.** 30.547 (4) of the statutes is created to read:

13 30.547 (4) No person may do any of the following:

14 (a) Intentionally alter, remove or change any number or other character in a
15 hull identification number.

16 (b) Manufacture a hull identification number that the person knows to be false
17 to be placed on a boat that is manufactured after November 1, 1972.

18 (c) Place a hull identification number that the person knows to be false on a boat
19 that is manufactured after November 1, 1972.

20 **SECTION 27.** 30.549 (1) (a) of the statutes is amended to read:

21 30.549 (1) (a) If the owner of a boat ~~covered by a valid certificate of title and~~
22 ~~a valid or expired certificate of number or registration issued by this state~~ transfers
23 all or any part of the owner's interest in the boat, other than by the creation of a
24 security interest, the owner shall give the current certificate of number card or the
25 registration card to the new owner and shall deliver the current certificate of title,

1 if the boat is required to be titled, to the new owner as provided under s. 30.541 (1).
2 If the owner does not possess a current certificate of number or registration or a
3 current title, the owner shall provide to the department any documentation or
4 information the department determines to be necessary to effect the transfer of
5 ownership.

6 **SECTION 28.** 30.66 (3) (a) of the statutes is amended to read:

7 30.66 (3) (a) Except under s. 30.69 (3), no person may operate a motorboat
8 within 100 feet of any dock, raft, pier or buoyed restricted area or any shoreline on
9 any lake at a speed in excess of slow-no-wake speed.

10 **SECTION 29.** 30.68 (6) of the statutes is amended to read:

11 30.68 (6) RIDING ON DECKS AND GUNWALES. No person operating a motorboat
12 ~~shall allow any person to~~ may ride or sit, or may allow any other person in the
13 motorboat to ride or sit, on the gunwales, tops of seat backs or sides or on the decking
14 over the bow of the boat while under way, unless such person is inboard of guards or
15 railings provided on the boat to prevent ~~passengers~~ persons from being lost
16 overboard. Nothing in this section shall be construed to prohibit entry upon the
17 decking over the bow of the boat for the purpose of anchoring, mooring or casting off
18 or other necessary purpose.

19 **SECTION 30.** 30.68 (9) of the statutes is amended to read:

20 30.68 (9) OVERLOADING. No person may operate, and no owner of a boat may
21 allow a person to operate, a boat shall be that is loaded with passengers or cargo
22 beyond its safe carrying capacity, taking into consideration weather and other
23 existing operating conditions.

24 **SECTION 31.** 30.68 (10) of the statutes is renumbered 30.62 (2m) and amended
25 to read:

1 30.62 (2m) OVERPOWERING. No person may sell, equip or operate, and no owner
2 of a boat may allow a person to operate, a boat shall be equipped with any motor or
3 other propulsion machinery beyond its safe power capacity, taking into consideration
4 the type and construction of such watercraft and other existing operating conditions.

5 **SECTION 32.** 30.681 (1) (bn) of the statutes is created to read:

6 30.681 (1) (bn) *Operating with alcohol concentrations at specified levels; below*
7 *legal drinking age* . A person who has not attained the legal drinking age, as defined
8 in s. 125.02 (8m), may not engage in the operation of a motorboat while he or she has
9 a blood alcohol concentration of more than 0.0 but less than 0.1.

10 **SECTION 33.** 30.74 (intro.) (except 30.74 (title)) of the statutes is repealed.

11 **SECTION 34.** 30.74 (1) (a) of the statutes is amended to read:

12 30.74 (1) (a) ~~Create~~ The department shall create comprehensive courses on
13 boating safety and operation. These courses shall be offered in cooperation with
14 schools, private clubs and organizations, and may be offered by the department in
15 areas where requested and where other sponsorship is unavailable. The department
16 shall issue certificates to persons 10 years of age or older successfully completing
17 such courses.

18 **SECTION 35.** 30.74 (1) (b) of the statutes is amended to read:

19 30.74 (1) (b) The department shall prescribe the course content, the form of the
20 certificate and may collect \$2 a fee from each person who enrolls in the course. The
21 department may authorize instructors conducting such courses meeting standards
22 established by it to retain \$1 a portion of the fee to defray expenses incurred locally
23 to operate the program. ~~The remaining \$1 remainder~~ of the fee shall be retained by
24 the department for the purpose of defraying a part of its expenses incurred to operate

1 the program. The department by rule shall set the fee for the course and the amount
2 of the fee that may be retained by instructors.

3 **SECTION 36.** 30.74 (1) (bn) of the statutes is created to read:

4 30.74 (1) (bn) A certificate issued to a person under this subsection is valid for
5 life unless revoked by a court under s. 30.80 (2m) or (6) (e) or 938.343 (5).

6 **SECTION 37.** 30.74 (1) (c) of the statutes is amended to read:

7 30.74 (1) (c) ~~Valid certificates~~ A valid certificate issued by ~~other states or~~
8 ~~provinces~~ another state, as defined in s. 115.46 (2) (f), or a province of Canada that
9 is held by persons between the ages of 10 and 16 years a person will be honored if the
10 course content substantially meets that established by the department.

11 **SECTION 38.** 30.74 (2) (a) of the statutes is amended to read:

12 30.74 (2) (a) ~~By~~ The department by rule shall establish uniform marking of the
13 water areas of this state through the placement of aids to navigation and regulatory
14 markers. These rules shall establish a marking system compatible with the system
15 of aids to navigation prescribed by the U.S. coast guard and shall give due regard to
16 the system of uniform waterway markers approved by the advisory panel of state
17 officials to the merchant marine council, U.S. coast guard. No municipality or person
18 may mark the waters of this state in any manner in conflict with the marking system
19 prescribed by the department. Any regulatory marker or aid to navigation that does
20 not comply with this marking system is considered an unlawful obstruction to
21 navigable waters and may be removed in accordance with law. The department may
22 not prohibit the placement of a regulatory marker or an aid to navigation if it
23 complies with this marking system and if it is being placed pursuant to an ordinance
24 that has been enacted in compliance with s. 30.77.

25 **SECTION 39.** 30.74 (3) of the statutes is amended to read:

1 30.74 (3) ENFORCEMENT. ~~Assist~~ The department shall assist in the enforcement
2 of ss. 30.50 to 30.80 and in connection therewith maintain patrol boats and operate
3 such patrol boats at such times and places as the department deems necessary in the
4 interest of boating safety and the effective enforcement of boating laws.

5 **SECTION 40.** 30.80 (2k) of the statutes is created to read:

6 30.80 (2k) Any person violating s. 30.66 (3) shall forfeit not more than \$250 for
7 the first offense and not more than \$1,000 for the 2nd or subsequent offense.

8 **SECTION 41.** 30.80 (2m) of the statutes is created to read:

9 30.80 (2m) Any person violating s. 30.68 shall be required to obtain a certificate
10 of satisfactory completion of a safety course under s. 30.74 (1). If the person has a
11 valid certificate at the time that the court imposes sentence under sub. (1) or (2), the
12 court shall permanently revoke the certificate and order the person to obtain a
13 certificate of satisfactory completion of a safety course under s. 30.74 (1).

14 **SECTION 42.** 30.80 (3m) of the statutes is created to read:

15 30.80 (3m) Any person violating s. 30.547 (1), (3) or (4) shall be fined not more
16 than \$5,000 or imprisoned not more than 5 years or both.

17 **SECTION 43.** 30.80 (6) (a) of the statutes is amended to read:

18 30.80 (6) (a) *Penalties related to prohibited operation of a motorboat;*
19 *intoxicants; refusal.* 1. Except as provided under subds. 2. ~~and 3.~~ to 5., a person who
20 violates s. 30.681 (1) (a) or (b), a local ordinance in conformity with s. 30.681 (1) (a)
21 or (b) or 30.684 (5) the refusal law shall forfeit not less than \$150 nor more than \$300.

22 2. ~~Except as provided under subd. 3.,~~ a person who violates s. 30.681 (1) (a)
23 or (b), a local ordinance in conformity with s. 30.681 (1) (a) or (b) or 30.684 (5) the
24 refusal law and who, within 5 years prior to the arrest for the current violation, was
25 convicted one time previously under the intoxicated boating law or the refusal law

1 shall be fined not less than \$300 nor more than \$1,000 and shall be imprisoned for
2 not less than 5 days nor more than 6 months.

3 3. A person who violates s. 30.681 (1) (a) or (b), a local ordinance in conformity
4 with s. 30.681 (1) (a) or (b) or 30.684 (5) the refusal law and who, within 5 years prior
5 to the arrest for the current violation, was convicted ~~2 or more~~ times previously under
6 the intoxicated boating law or refusal law shall be fined not less than \$600 nor more
7 than \$2,000 and shall be imprisoned for not less than 30 days nor more than one year
8 in the county jail.

9 **SECTION 44.** 30.80 (6) (a) 4. and 5. of the statutes are created to read:

10 30.80 **(6)** (a) 4. A person who violates s. 30.681 (1) (a) or (b), a local ordinance
11 in conformity with s. 30.681 (1) (a) or (b) or the refusal law and who, within 5 years
12 prior to the arrest for the current violation, was convicted 3 times previously under
13 the intoxicated boating law or refusal law shall be fined not less than \$600 nor more
14 than \$2,000 and shall be imprisoned for not less than 60 days nor more than one year
15 in the county jail.

16 5. A person who violates s. 30.681 (1) (a) or (b), a local ordinance in conformity
17 with s. 30.681 (1) (a) or (b) or the refusal law and who, within 5 years prior to the
18 arrest for the current violation, was convicted 4 or more times previously under the
19 intoxicated boating law or refusal law shall be fined not less than \$600 nor more than
20 \$2,000 and shall be imprisoned for not less than 6 months nor more than one year
21 in the county jail.

22 **SECTION 45.** 30.80 (6) (a) 6. of the statutes is created to read:

23 30.80 **(6)** (a) 6. A person who violates s. 30.681 (1) (bn) or a local ordinance in
24 conformity with s. 30.681 (1) (bn) shall forfeit \$50.

25 **SECTION 46.** 30.80 (6) (c) of the statutes is amended to read:

1 30.80 (6) (c) *Calculation of previous convictions.* In determining the number
2 of previous convictions under par. (a) 2. ~~and 3.~~ to 5., convictions arising out of the
3 same incident or occurrence shall be counted as one previous conviction.

4 **SECTION 47.** 30.80 (6) (e) of the statutes is amended to read:

5 30.80 (6) (e) *Certificate of satisfactory completion of safety course.* In addition
6 to any other penalty or order, a person who violates s. 30.681 (1) or (2) or 30.684 (5)
7 or who violates s. 940.09 or 940.25 if the violation involves the operation of a
8 motorboat, shall be ordered by the court to obtain a certificate of satisfactory
9 completion of a safety course under s. 30.74 (1). If the person has a valid certificate
10 at the time that the court imposes sentence, the court shall permanently revoke the
11 certificate and order the person to obtain a certificate of satisfactory completion of
12 a safety course under s. 30.74 (1).

13 **SECTION 48.** 885.235 (1m) of the statutes is amended to read:

14 885.235 (1m) In any action under s. 23.33 (4c) (a) 3., 30.681 (1) (bn), 346.63 (2m)
15 or (7) or 350.101 (1) (c), evidence of the amount of alcohol in the person's blood at the
16 time in question, as shown by chemical analysis of a sample of the person's blood or
17 urine or evidence of the amount of alcohol in the person's breath, is admissible on the
18 issue of whether he or she had an alcohol concentration in the range specified in s.
19 23.33 (4c) (a) 3., 30.681 (1) (bn), 346.63 (2m) or 350.101 (1) (c) or an alcohol
20 concentration above 0.0 under s. 346.63 (7) if the sample was taken within 3 hours
21 after the event to be proved. The fact that the analysis shows that the person had
22 an alcohol concentration of more than 0.0 but not more than 0.1 is prima facie
23 evidence that the person had an alcohol concentration in the range specified in s.
24 23.33 (4c) (a) 3., 30.681 (1) (bn), 346.63 (2m) or 350.101 (1) (c) or an alcohol
25 concentration above 0.0 under s. 346.63 (7).

1 **SECTION 49.** 885.235 (4) of the statutes is amended to read:

2 885.235 (4) The provisions of this section relating to the admissibility of
3 chemical tests for alcohol concentration or intoxication shall not be construed as
4 limiting the introduction of any other competent evidence bearing on the question
5 of whether or not a person was under the influence of an intoxicant, had a specified
6 alcohol concentration or had an alcohol concentration in the range specified in s.
7 23.33 (4c) (a) 3., 30.681 (1) (bn), 346.63 (2m) or 350.101 (1) (c).

8 **SECTION 50.** 938.343 (5) of the statutes is amended to read:

9 938.343 (5) If the violation is related to unsafe use of a boat, order the juvenile
10 to attend a safety course under s. 30.74 (1). If the juvenile has a valid certificate at
11 the time that the court imposes sentence, the court shall permanently revoke the
12 certificate and order the person to obtain a certificate of satisfactory completion of
13 a safety course under s. 30.74 (1).

14 **SECTION 51.** 971.19 (10) of the statutes is created to read:

15 971.19 (10) In an action under s. 30.547 for intentionally falsifying an
16 application for a certificate of number, a registration or a certificate of title, the
17 defendant may be tried in the defendant's county of residence at the time that the
18 complaint is filed, in the county where the defendant purchased the boat if purchased
19 from a dealer or the county where the department of natural resources received the
20 application.

21 **SECTION 52. Initial applicability.**

22 (1) SPEED RESTRICTIONS. The treatment of section 30.80 (2k) of the statutes first
23 applies to offenses committed on the effective date of this subsection, but does not
24 preclude the counting of offenses committed prior to the effective date of this
25 subsection as prior offenses for sentencing a person.

