

# State of Misconsin 2019 - 2020 LEGISLATURE



LRB-0812/1 ZDW:ahe

## 2019 ASSEMBLY BILL 7

February 5, 2019 - Introduced by Representatives Horlacher, Duchow, Fields, Gundrum, Kulp, Murphy, Ramthun, Rohrkaste, Skowronski, Subeck, C. Taylor, Thiesfeldt, Tittl, Plumer, Zimmerman and Tusler, cosponsored by Senators Jacque, Wanggaard, Larson, Nass, Schachtner, Smith and Stroebel. Referred to Committee on Criminal Justice and Public Safety.

- 1 AN ACT to amend 350.101 (1) (c) and 350.11 (3) (a) 4.; and to create 350.01 (9j)
- of the statutes; **relating to:** the intoxicated operation of snowmobiles and providing a penalty.

#### Analysis by the Legislative Reference Bureau

This bill establishes an absolute sobriety requirement for the purpose of operating a snowmobile for any person under the age of 21. Under current law, no one may operate an all-terrain vehicle, utility terrain vehicle, off-highway motorcycle, boat, or snowmobile (recreational vehicle) with a prohibited alcohol concentration. Under most circumstances, a prohibited alcohol concentration is 0.08. For a person who has not attained the age of 21, current law requires absolute sobriety for the purpose of operating any recreational vehicle except for snowmobiles. For the purpose of operating a snowmobile, absolute sobriety is required for a person who has not attained the age of 19. This bill increases this age so that the absolute sobriety requirement applies to a person under the age of 21 operating any recreational vehicle.

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

- **SECTION 1.** 350.01 (9j) of the statutes is created to read:
- 5 350.01 (9j) "Legal drinking age" means 21 years of age.

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<b>Section 2.</b> 350.101 (1) (c) of the statutes is amended to read:
350.101 (1) (c) Operating with alcohol concentrations at specified levels; below
<u>legal drinking</u> age 19. If a A person who has not attained the <u>legal drinking</u> age of
19, the person may not engage in the operation of a snowmobile while he or she has
an alcohol concentration of more than 0.0 but not more <u>less</u> than 0.08.
<b>Section 3.</b> 350.11 (3) (a) 4. of the statutes is amended to read:
350.11 (3) (a) 4. A person who violates s. 350.101 (1) (c) or who violates s
350.104~(5) and who has not attained the <u>legal drinking</u> age of 19 shall forfeit not
more than \$50.

(END)