

State of Wisconsin



1995 Senate Bill 570

Date of enactment: **June 7, 1996**
Date of publication*: **June 20, 1996**

1995 WISCONSIN ACT 426

AN ACT *to amend* 343.305 (9) (a) 1. of the statutes; **relating to:** alcohol testing before issuance of a citation.

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

LAW REVISION COMMITTEE PREFATORY NOTE: This bill is introduced by the law revision committee under s. 13.83 (1) (c) 1., stats. After careful consideration of the court of appeals decisions in *State v. Sutton*, 177 Wis. 2d 709, 503 N.W. 2d 326 (Ct. App. 1993), the law revision committee has determined that codifying these decisions is desirable as a matter of public policy.

SECTION 1. 343.305 (9) (a) 1. of the statutes is amended to read:

343.305 (9) (a) 1. That prior to a request under sub. (3) (a), the officer had placed the person under arrest ~~and issued a citation, if appropriate,~~ for a violation of s. 346.63 (1), (2m) or (5) or a local ordinance in conformity therewith or s. 346.63 (2) or (6), 940.09 (1) or 940.25.

* Section 991.11, WISCONSIN STATUTES 1993-94: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].