



State of Wisconsin  
1997 - 1998 LEGISLATURE

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**ASSEMBLY AMENDMENT 2,  
TO 1997 ASSEMBLY BILL 426**

September 23, 1997 - Offered by COMMITTEE ON NATURAL RESOURCES.

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

2 **1.** Page 16, line 3: delete lines 3 to 22 and substitute:

3 **"SECTION 54m.** 30.80 (6) (a) of the statutes is amended to read:

4 30.80 (6) (a) *Penalties related to prohibited operation of a motorboat;*  
5 *intoxicants; refusal.* 1. Except as provided under subds. 2. ~~and 3.~~ to 5., a person who  
6 violates s. 30.681 (1) (a) or (b), a local ordinance in conformity with s. 30.681 (1) (a)  
7 or (b) or 30.684 (5) the refusal law shall forfeit not less than \$150 nor more than \$300.

8 2. ~~Except as provided under subd. 3.,~~ a A person who violates s. 30.681 (1) (a)  
9 or (b), a local ordinance in conformity with s. 30.681 (1) or (b) or 30.684 (5) the refusal  
10 law and who, within 5 years prior to the arrest for the current violation, was  
11 convicted one time previously under the intoxicated boating law or the refusal law  
12 shall be fined not less than \$300 nor more than \$1,000 and shall be imprisoned for  
13 not less than 5 days nor more than 6 months.

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

7           **SECTION 55m.** 30.80 (6) (a) 4. and 5. of the statutes are created to read:

8           30.80 (6) (a) 4. A person who violates s. 30.681 (1) (a) or (b), a local ordinance  
9 in conformity with s. 30.681 (1) (a) or (b) or the refusal law and who, within 5 years  
10 prior to the arrest for the current violation, was convicted 3 times previously under  
11 the intoxicated boating law or refusal law shall be fined not less than \$600 nor more  
12 than \$2,000 and shall be imprisoned for not less than 60 days nor more than one year  
13 in the county jail.

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

20           **SECTION 55p.** 30.80 (6) (a) 6. of the statutes is created to read:

21           30.80 (6) (a) 6. A person who violates s. 30.681 (1) (bn) or a local ordinance in  
22 conformity with s. 30.681 (1) (bn) shall forfeit \$50.

23           **SECTION 55t.** 30.80 (6) (c) of the statutes is amended to read:

