ASSEMBLY AMENDMENT 1, TO 2003 ASSEMBLY BILL 615

December 16, 2003 - Offered by Representative Musser.

- 1 At the locations indicated, amend the bill as follows:
- 2 **1.** Page 2, line 8: delete "(2)" and substitute "(2)".
- 3 **2.** Page 2, line 9: after "(4c) (a)" insert "1. or".
- **3.** Page 2, line 9: after "30.681 (1)" insert "(a) or ".
- **4.** Page 2, line 9: delete "346.63 (1) (b)" and substitute "346.63 (1) (b)".
- **5.** Page 2, line 10: delete "350.01 (1) (b)" and substitute "350.101 (1) (a) or (b),
- 7 or a violation of a law of a federally recognized American Indian tribe or band within
- 8 this state in conformity with s. 23.33 (4c) (a) 1. or 2., 30.681 (1) (a) or (b) 1., 346.63
- 9 (1), or 350.101 (1) (a) or (b),".
- 10 **6.** Page 3, line 5: after that line insert:.
- 11 "Section 1g. 343.307 (1) (intro.) of the statutes is amended to read:

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343.307 (1) (intro.) The Except as provided in sub. (1m), the court shall count the following to determine the length of a revocation under s. 343.30 (1q) (b) and to determine the penalty under s. 346.65 (2):

Section 1k. 343.307 (1m) of the statutes is created to read:

343.307 (**1m**) The court shall not count a conviction for a violation of s. 346.63 (1) or of a law of a federally recognized American Indian tribe or band in this state in conformity with s. 346.63 (1) that has been purged by the department under s. 343.23 (2) (b) to determine the length of a revocation under s. 343.30 (1q) (b) or to determine the penalty under s. 346.65 (2).

Section 1p. 343.307 (2) (intro.) of the statutes is amended to read:

343.307 **(2)** (intro.) The Except as provided in sub. (2m), the court shall count the following to determine the length of a revocation under s. 343.305 (10) and to determine the penalty under s. 346.65 (2j) and to determine the prohibited alcohol concentration under s. 340.01 (46m):

Section 1t. 343.307 (2m) of the statutes is created to read:

343.307 (2m) The court shall not count a conviction for a violation of s. 346.63 (1) or of a law of a federally recognized American Indian tribe or band in this state in conformity with s. 346.63 (1) that has been purged by the department under s. 343.23 (2) (b) to determine the length of a revocation under s. 343.305 (10) or to determine the penalty under s. 346.65 (2j) or to determine the prohibited alcohol concentration under s. 340.01 (46m).".

22 (END)