



**ASSEMBLY AMENDMENT 2,  
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO ASSEMBLY BILL 68**

November 1, 2013 – Offered by Representative J. OTT.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 1, line 7: before that line insert:

3 **“SECTION 1c.** 343.30 (1q) (b) 3. of the statutes is amended to read:

4 343.30 **(1q)** (b) 3. Except as provided in sub. (1r) or subd. 4m., if the number  
5 of convictions under ss. 940.09 (1) and 940.25 in the person’s lifetime, plus the total  
6 number of other convictions, suspensions, and revocations counted under s. 343.307  
7 (1) ~~within a 10-year period~~, equals 2, the court shall revoke the person’s operating  
8 privilege for not less than one year nor more than 18 months. After the first 45 days  
9 of the revocation period has elapsed, the person is eligible for an occupational license  
10 under s. 343.10 if he or she has completed the assessment and is complying with the  
11 driver safety plan ordered under par. (c).

12 **SECTION 1g.** 343.305 (10) (b) 3. of the statutes is amended to read:

1           343.305 **(10)** (b) 3. Except as provided in subd. 4m., if the number of convictions  
2 under ss. 940.09 (1) and 940.25 in the person's lifetime, plus the total number of other  
3 convictions, suspensions, and revocations counted under s. 343.307 (2) ~~within a~~  
4 ~~10-year period~~, equals 2, the court shall revoke the person's operating privilege for  
5 2 years. After the first 90 days of the revocation period or, if the total number of  
6 convictions, suspensions, and revocations counted under this subdivision within any  
7 5-year period equals 2 or more, after one year of the revocation period has elapsed,  
8 the person is eligible for an occupational license under s. 343.10 if he or she has  
9 completed the assessment and is complying with the driver safety plan.

10           **SECTION 1n.** 343.31 (3) (bm) 3. of the statutes is amended to read:

11           343.31 **(3)** (bm) 3. Except as provided in subd. 4m., if the number of convictions  
12 under ss. 940.09 (1) and 940.25 in the person's lifetime, plus the total number of  
13 suspensions, revocations, and other convictions counted under s. 343.307 (1) ~~within~~  
14 ~~a 10-year period~~, equals 2, the department shall revoke the person's operating  
15 privilege for not less than one year nor more than 18 months. If an Indian tribal court  
16 in this state revokes the person's privilege to operate a motor vehicle on tribal lands  
17 for not less than one year nor more than 18 months for the conviction specified in par.  
18 (bm) (intro.), the department shall impose the same period of revocation. After the  
19 first 60 days of the revocation period or, if the total number of convictions,  
20 suspensions, and revocations counted under this subdivision within any 5-year  
21 period equals 2 or more, after one year of the revocation period has elapsed, the  
22 person is eligible for an occupational license under s. 343.10.

23           **SECTION 1r.** 343.38 (1) (c) 2. d. of the statutes is amended to read:

24           343.38 **(1)** (c) 2. d. Reinstatement of an operating privilege revoked under s.  
25 343.31 (1) (b) or (2) if, within the 5-year period preceding the violation, the person

1 has not been convicted of a prior offense that may be counted under s. 343.307 (2) and  
2 if, ~~within the 10-year period preceding the violation,~~ the person has not been  
3 convicted of 2 or more prior offenses that may be counted under s. 343.307 (2).”.

4 **2.** Page 1, line 7: delete “**SECTION 1**” and substitute “**SECTION 1w**”.

5 (END)