## ASSEMBLY AMENDMENT 3, TO ASSEMBLY BILL 71

September 11, 2013 - Offered by Representative J. Отт.

At the locations indicated, amend the bill as follows:

1. Page 3 , line 8 : after that line insert:
"Section 2x. 346.65 (2) (am) 2. of the statutes is amended to read:
346.65 (2) (am) 2. Except as provided in pars. (bm) and (f), shall be fined not less than $\$ 350$ nor more than $\$ 1,100$ and imprisoned for not less than 5 days nor more than 6 months if the number of convictions under ss. 940.09 (1) and 940.25 in the person's lifetime, plus the total number of suspensions, revocations, and other convictions counted under s. 343.307 (1) within a 10 -year period, equals 2 , except that suspensions, revocations, or convictions arising out of the same incident or occurrence shall be counted as one.".
2. Page 5 , line 7 : after that line insert:
"Section 8d. 346.65 (2) (bm) of the statutes is amended to read:
346.65 (2) (bm) In any county that opts to offer a reduced minimum period of imprisonment for the successful completion of a probation period that includes alcohol and other drug treatment, if the number of convictions under ss. 940.09 (1) and 940.25 in the person's lifetime, plus the total number of suspensions, revocations, and other convictions counted under s. 343.307 (1) within a 10-year period, equals 2 , except that suspensions, revocations, or convictions arising out of the same incident or occurrence shall be counted as one, the fine shall be the same as under par. (am) 2., but the period of imprisonment shall be not less than 5 days, except that if the person successfully completes a period of probation that includes alcohol and other drug treatment, the period of imprisonment shall be not less than 5 nor more than 7 days. A person may be sentenced under this paragraph or under par. (cm) or (dm) or sub. (2j) (bm), (cm), or (cr) or (3r) once in his or her lifetime.".
