



WISCONSIN LEGISLATIVE COUNCIL

Terry C. Anderson, Director
Laura D. Rose, Deputy Director

TO: REPRESENTATIVE TONY STASKUNAS

FROM: Don Salm, Senior Staff Attorney

RE: Comparison of Provisions in Current Law With Provisions in the Senate Version of 2009 Senate Bill 66, As Amended by Assembly Amendment 1 to the Senate Version

DATE: December 16, 2009 (Revised)

Attached to this memorandum is a table comparing the provisions in current law with provisions in the Senate version of 2009 Senate Bill 66, including provisions in Assembly Amendment 1 to the Senate version. The "Senate version" refers to 2009 Senate Bill 66, as amended by the Senate (which adopted Senate Substitute Amendment 2).

The changes to the Senate version made by Assembly Amendment 1 to the Engrossed Bill are highlighted in bold print in the attached table. Assembly Amendment 1 does the following:

1. Increases the license reinstatement fee for drunk drivers. Under current law, the general fee for reinstatement of a driver's license previously revoked or suspended is \$60. [s. 343.21 (1) (j) and (n), Stats.] The Senate version created a new provision adding a **\$40 fee** to the current \$60 fee for person's whose driver's license are revoked or suspended for an OWI-related offense. Assembly Amendment 1 changes that \$40 increase to **\$140**. Thus, a person whose driver's license were previously revoked or suspended for an OWI-related offense must pay a total fee of \$200 (the current \$60 fee plus the new \$140 OWI-related fee) for reinstatement.
2. Reduces the amount of money appropriated to the Joint Committee on Finance from \$15,400,000 to **\$8,800,000**.
3. Creates an appropriation for the Department of Corrections (DOC) to provide community probation supervision, to fund a monitoring center, and to fund enhanced community treatment for second and third OWI offenders. Under the amendment, \$6,600,000 are appropriated for this purpose in fiscal year 2010-11. The amendment protects these funds from the lapse requirements under 2007 Wisconsin Act 20 and 2009 Wisconsin Act 2 (as affected by 2009 Wisconsin Act 2 (as affected by 2009 Wisconsin Act 28)).
4. Adds the Director of State Courts to the list of agencies that will submit OWI-related funding requests to the Joint Committee on Finance.

5. Requires the DOC to provide probation supervision, assessments, treatment, and other community treatment options for second and third OWI offenders with no waiting list.
6. Changes the effective dates for most of the provisions to July 1, 2010.

If you have any questions, please feel free to contact me directly at the Legislative Council staff offices.

DLS:ksm:jal:ty
Attachment