

## Amendment No. 503

Senate Amendment to Senate Bill No. 344

(BDR 43-339)

**Proposed by:** Committee on Transportation and Homeland Security**Amendment Box:****Resolves Conflicts with:** N/A**Amends:** Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: No

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____
Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____
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Amend sec. 3, page 4, line 9, by deleting:

“Parts ~~[1325 and]~~ 1327 *et seq.*” and inserting:“~~[Parts 1325 and]~~ **Part** 1327”.Amend sec. 15, page 14, line 12, by deleting “*or subsequent*”.

Amend sec. 15, page 14, line 16, by deleting “\$2,000” and inserting “\$4,000”.

Amend sec. 15, page 14, by deleting line 21 and inserting:

*“(d) For a fourth or subsequent offense, regardless of the length of time that has passed since the prior offenses, is guilty of a category B felony and shall be punished by imprisonment in the state prison for a minimum term of not less than 2 years and a maximum term of not more than 15 years, and shall be further punished by a fine of not less than \$4,000 nor more than \$5,000. An offender so imprisoned must, insofar as practicable, be segregated from offenders whose crimes*

SKO/LJM

Date: 4/21/2005

S.B. No. 344—Establishes crime of driving under extreme influence of alcohol.

**\*A\_SB344\_503\***

*were violent and, insofar as practicable, be assigned to an institution or facility of minimum security.*

*2. Except as otherwise provided in this subsection, an offense that occurred within 7 years immediately”.*

Amend sec. 15, page 14, line 25, after “**convictions.**” by inserting:

*“For the purposes of paragraph (d) of subsection 1, an offense that occurred on any date preceding the date of the principal offense or after the principal offense constitutes a prior offense for the purposes of this section when evidenced by a conviction, without regard for the sequence of the offenses and convictions.”.*

Amend sec. 22, page 22, line 30, by deleting “**14 section**” and inserting “**section 14**”.

Amend sec. 25, page 25, line 26, after “(c)” by inserting “**or (d)**”.

Amend sec. 60, page 49, line 10, by deleting:

*“or section 14 of this act”.*

Amend sec. 60, page 50, line 13, after “to” by inserting:

*“a violation of section 14 of this act or”.*

Amend sec. 64, page 56, line 41, after “(c)” by inserting “**or (d)**”.

Amend the title of the bill, fifth line, after “breath;” by inserting:

*“providing that a person may not petition the court for sealing the records relating to a conviction of driving under the extreme influence of alcohol;”.*