

December 21, 2016

TO THE HONORABLE CHAIRMAN AND MEMBERS
OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

**RESOLUTION IN SUPPORT OF LEGISLATION ALLOWING COUNTIES
TO SEIZE VEHICLES OWNED BY REPEAT OWI OFFENDERS**

WHEREAS, the Public Safety Committee believes Operating While Impaired under the influence of drugs and/or alcohol (OWI) is a serious problem throughout Wisconsin and seeks solutions to help deter motorists from operating while impaired; and,

WHEREAS, on July 1, 2010, *2009 Wisconsin Act 100* took effect whereby the Wisconsin State Legislature repealed *Wisconsin Statutes Section 346.65(6)*, which previously provided county judges with the discretion to order seizure of motor vehicles that were used in certain OWI offenses and that were owned by the defendant; and,

WHEREAS, the Public Safety Committee desires that county judges be given back the discretion to order seizure of motor vehicles that were used in repeat OWI offenses and that were owned by the defendant as an OWI deterrent regarding repeat OWI offenders.

WHEREAS, the Public Safety Committee supports and approves of this Resolution, and desires that the Brown County Board of Supervisors approve of and pass this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that the Board of Supervisors encourages the Wisconsin State Legislature to draft and pass legislation that would again provide county judges with the discretion to order seizure of a defendant's vehicle if a defendant is repeatedly found guilty of OWI and if the vehicle in question is owned by said defendant.

BE IT FURTHER RESOLVED by the Brown County Board of Supervisors that the
Brown County Clerk shall forward this resolution to Brown County's State Legislative
Delegation for consideration.

Fiscal Note: This resolution does not have a fiscal impact, and therefore does not require an appropriation from the General Fund.

Respectfully submitted,
PUBLIC SAFETY COMMITTEE
ADMINISTRATION COMMITTEE

Approved By:



TROY STRECKENBACH
COUNTY EXECUTIVE

Date Signed: _____

12/28/14

Authored by Corporation Counsel

Approved by Corporation Counsel Office

December 21, 2016

BOARD OF SUPERVISORS ROLL CALL # 10j(1)

Motion made by Supervisor De Wane

Seconded by Supervisor Nicholson

SUPERVISORS	DIST. #	AYES	NAYS	ABSTAIN	EXCUSED
SIEBER	1	X			
DE WANE	2	X			
NICHOLSON	3	X			
HOYER	4				X
GRUSZYNSKI	5	X			
LEFEBVRE	6				
ERICKSON	7				
ZIMA	8				
EVANS	9				
VANDER LEEST	10				
BUCKLEY	11				
LANDWEHR	12				
DANTINNE, JR	13				

SUPERVISORS	DIST. #	AY	NAYS	ABSTAIN	EXCUSED
BRUSKY	14	X			
BALLARD	15				
KASTER	16				
VAN DYCK	17	X			
LINSSEN	18		X		
KNEISZEL	19		X		
CLANCY	20	X			
CAMPBELL	21				
MOYNIHAN, JR.	22				
BLOM	23				
SCHADEWALD	24				
LUND	25				
BECKER	26				

Total Votes Cast 25

Motion: Adopted K Defeated _____ Tabled _____

Brown County

BROWN COUNTY BOARD OF SUPERVISORS

305 E. WALNUT STREET
P.O. BOX 23600
GREEN BAY, WI 54305-3600

PHONE (920) 448-4037 FAX (920) 448-4036 WEB: www.co.brown.wi.us

RESOLUTION/ORDINANCE SUBMISSION TO COUNTY BOARD

DATE: 12-13-2016
REQUEST TO: Public Safety Committee and County Board
MEETING DATE: 12-21-2016 and 12-21-2016
REQUEST FROM: Andy Nicholson
Public Safety Committee
REQUEST TYPE: New resolution Revision to resolution
 New ordinance Revision to ordinance

TITLE: Seizure of OWI Repeat Offender's Personally Owned Vehicles

ISSUE/BACKGROUND INFORMATION:

Wants state statute changed to allow counties to be able to seize personally owned vehicles from persons repeatedly convicted of OWI.

ACTION REQUESTED:

Enabling Legislation, law change

FISCAL IMPACT:

NOTE: This fiscal impact portion is initially completed by requestor, but verified by the DOA and updated if necessary.

1. Is there a fiscal impact? Yes No
 - a. If yes, what is the amount of the impact? \$ _____
 - b. If part of a bigger project, what is the total amount of the project? \$ _____
 - c. Is it currently budgeted? Yes No
 1. If yes, in which account? _____
 2. If no, how will the impact be funded? _____

COPY OF RESOLUTION OR ORDINANCE IS ATTACHED

County will be able to absorb the nominal cost of printing and mailing the resolution to the Wisconsin State Delegation.