



**ASSEMBLY AMENDMENT 118,  
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO 2009 ASSEMBLY BILL 75**

June 11, 2009 – Offered by Representative BALLWEG.

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

2 **1.** Page 143, line 21: decrease the dollar amount for fiscal year 2010–11 by  
3 \$505,500 for the purposes for which the appropriation is made.

4 **2.** Page 144, line 4: decrease the dollar amount for fiscal year 2009–10 by  
5 \$121,300 and decrease the dollar amount for fiscal year 2010–11 by \$673,300 for the  
6 purposes for which the appropriation is made.

7 **3.** Page 144, line 6: decrease the dollar amount for fiscal year 2009–10 by  
8 \$27,500 and decrease the dollar amount for fiscal year 2010–11 by \$152,500 for the  
9 purposes for which the appropriation is made.

10 **4.** Page 144, line 8: decrease the dollar amount for fiscal year 2009–10 by  
11 \$321,600 and decrease the dollar amount for fiscal year 2010–11 by \$1,785,800 for  
12 the purposes for which the appropriation is made.

1           **5.** Page 144, line 10: decrease the dollar amount for fiscal year 2009–10 by  
2           \$84,500 and decrease the dollar amount for fiscal year 2010–11 by \$469,200 for the  
3           purposes for which the appropriation is made.

4           **6.** Page 148, line 16: delete lines 16 to 19.

5           **7.** Page 149, line 9: delete lines 9 and 10.

6           **8.** Page 154, line 3: increase the dollar amount for fiscal year 2009–10 by  
7           \$13,800,000 and increase the dollar amount for fiscal year 2010–11 by \$13,800,000  
8           for the purpose of providing funding for the removal of the REAL ID surcharge.

9           **9.** Page 294, line 3: delete lines 3 to 18.

10          **10.** Page 1061, line 18: delete the material beginning with that line and  
11          ending with page 1062, line 14.

12          **11.** Page 1067, line 17: delete the material beginning with that line and  
13          ending with page 1068, line 15.

14          **12.** Page 1068, line 22: delete the material beginning with that line and  
15          ending with page 1069, line 10.

16          **13.** Page 1473, line 16: after that line insert:

17          “**SECTION 2316w.** 343.10 (6) of the statutes is amended to read:

18          343.10 (6) FEE. No person may file an application for an occupational license  
19          under sub. (1) unless he or she first pays to the department the fees fee specified in  
20          s. 343.21 (1) (k) ~~and (n)~~.”.

21          **14.** Page 1479, line 1: delete lines 1 to 5 and substitute:

22          “**SECTION 2921m.** 343.21 (1) (n) of the statutes is repealed.

23          **SECTION 2922m.** 343.22 (2m) of the statutes is amended to read:

1           343.22 **(2m)** Whenever any person, after applying for or receiving a license  
2 containing a photograph under this chapter, or an identification card under s. 343.50,  
3 is notified by the local authorities or by the postal authorities that the address named  
4 in the application or in the license or identification card issued to him or her has been  
5 changed and the person applies for a duplicate license or identification card under  
6 sub. (2), no fees shall be charged under s. 343.21 (1) (L) ~~and (n)~~ or 343.50 ~~(5m)~~ and  
7 (7) for the duplicate license or identification card.

8           **SECTION 2922t.** 343.22 (2m) of the statutes, as affected by 2007 Wisconsin Act  
9 20 and 2009 Wisconsin Act .... (this act), is repealed and recreated to read:

10           343.22 **(2m)** Whenever any person, after applying for or receiving a license  
11 under this chapter, or an identification card under s. 343.50, is notified by the local  
12 authorities or by the postal authorities that the address named in the application or  
13 in the license or identification card issued to him or her has been changed and the  
14 person applies for a duplicate license or identification card under sub. (2), no fees  
15 shall be charged under s. 343.21 (1) (L) or 343.50 (7) for the duplicate license or  
16 identification card.”.

17           **15.** Page 1482, line 9: after that line insert:

18           “**SECTION 2930g.** 343.305 (8) (b) 5. (intro.) of the statutes is amended to read:

19           343.305 **(8)** (b) 5. (intro.) If the hearing examiner finds that any of the following  
20 applies, the examiner shall order that the administrative suspension of the person’s  
21 operating privilege be rescinded without payment of any fee under s. 343.21 (1) (j)  
22 ~~or (n)~~:

23           **SECTION 2930s.** 343.305 (8) (c) 5. of the statutes is amended to read:

1           343.305 **(8)** (c) 5. If any court orders under this subsection that the  
2 administrative suspension of the person's operating privilege be rescinded, the  
3 person need not pay any fee under s. 343.21 (1) (j) ~~or (n)~~.”.

4           **16.** Page 1488, line 2: delete “fees” and substitute “fees fee”.

5           **17.** Page 1488, line 3: delete “and (n)” and substitute “~~and (n)~~”.

6           **18.** Page 1488, line 23: after that line insert:

7           “**SECTION 2951g.** 343.38 (2) of the statutes is amended to read:

8           **343.38 (2)** REINSTATEMENT OF NONRESIDENT'S OPERATING PRIVILEGE AFTER  
9 REVOCATION BY WISCONSIN. A nonresident's operating privilege revoked under the  
10 laws of this state is reinstated as a matter of law when the period of revocation has  
11 expired and such nonresident obtains a valid operator's license issued by the  
12 jurisdiction of the nonresident's residence and pays the fees fee specified in s. 343.21  
13 (1) (j) ~~and (n)~~.”.

14           **SECTION 2951s.** 343.39 (1) (a) of the statutes is amended to read:

15           **343.39 (1)** (a) When, in the case of a suspended operating privilege, the period  
16 of suspension has terminated, the fees fee specified in s. 343.21 (1) (j) ~~and (n)~~ have  
17 has been paid to the department and, for reinstatement of an operating privilege  
18 suspended under ch. 344, the person files with the department proof of financial  
19 responsibility, if required, in the amount, form and manner specified under ch. 344.”.

20           **19.** Page 1492, line 7: delete the material beginning with that line and ending  
21 with line 21 and substitute:

22           “**SECTION 2959m.** 343.50 (5m) of the statutes is repealed.”.

23           **20.** Page 1495, line 20: after that line insert:

24           “**SECTION 2964m.** 344.18 (1) (intro.) of the statutes is amended to read:

1           344.18 (1) (intro.) Any registration suspended or revoked under s. 344.14 shall  
2 remain suspended or revoked and shall not be renewed or reinstated until the person  
3 pays the fee required under s. 341.36 (1m), meets one of the requirements under pars.  
4 (a) to (d) and satisfies the requirements of sub. (1m). Any operating privilege  
5 suspended or revoked under s. 344.14 shall remain suspended or revoked and shall  
6 not be reinstated until the person pays the fees fee required under s. 343.21 (1) (j)  
7 ~~and (n)~~, complies with the applicable provisions of s. 343.38 and meets any of the  
8 following requirements:

9           **SECTION 2964p.** 344.18 (3) (intro.) of the statutes is amended to read:

10           344.18 (3) (intro.) If a person defaults in the payment of any installment under  
11 a duly acknowledged written agreement, the secretary, upon notice of such default  
12 given in no event later than 30 days after the time for final installment, shall  
13 immediately suspend the registrations and operating privilege of the defaulting  
14 person. A suspension or revocation of registration under this subsection shall  
15 remain in effect until the person pays the fee required under s. 341.36 (1m), meets  
16 the requirement under par. (a) or (b) and satisfies the requirements of sub. (3m). A  
17 suspension or revocation of an operating privilege under this subsection shall remain  
18 in effect until the person pays the fees fee required in s. 343.21 (1) (j) ~~and (n)~~, complies  
19 with the applicable provisions of s. 343.38 and meets any of the following  
20 requirements:

21           **SECTION 2964t.** 344.19 (3) of the statutes is amended to read:

22           344.19 (3) Upon receipt of such certification from another state to the effect  
23 that the operating privilege or registration of a resident of this state has been  
24 suspended or revoked in such other state under a law providing for its suspension  
25 or revocation for failure to deposit security for payment of judgments arising out of

1 a motor vehicle accident, under circumstances which would require the secretary to  
2 suspend a nonresident's operating privilege or registration had the accident occurred  
3 in this state, the secretary shall suspend the operating privilege of such resident if  
4 he or she was the operator and all of his or her registrations if he or she was the owner  
5 of a motor vehicle involved in such accident. The department may accept a  
6 certification which is in the form of a combined notice of required security and  
7 suspension order, but shall not suspend a resident's operating privilege or  
8 registration on the basis of such order until at least 30 days have elapsed since the  
9 time for depositing security in the other state expired. A suspension or revocation  
10 of operating privilege under this section shall continue until such resident furnishes  
11 evidence of his or her compliance with the law of the other state relating to the  
12 deposit of security, pays the fees fee required under s. 343.21 (1) (j) and ~~(n)~~ and  
13 complies with the applicable provisions of s. 343.38. A suspension or revocation of  
14 registration under this section shall continue until such resident furnishes evidence  
15 of his or her compliance with the law of the other state relating to the deposit of  
16 security, pays the fee required under s. 341.36 (1m) and satisfies the requirements  
17 of sub. (3m).”.

18 **21.** Page 1497, line 22: after that line insert:

19 “**SECTION 2970r.** 345.47 (1) (c) of the statutes is amended to read:

20 345.47 (1) (c) If a court or judge suspends an operating privilege under this  
21 section, the court or judge shall immediately take possession of the suspended license  
22 and shall forward it to the department together with the notice of suspension, which  
23 shall clearly state that the suspension was for failure to pay a forfeiture, plus costs,  
24 fees, and surcharges imposed under ch. 814. The notice of suspension and the

1 suspended license, if it is available, shall be forwarded to the department within 48  
2 hours after the order of suspension. If the forfeiture, plus costs, fees, and surcharges  
3 imposed under ch. 814, are paid during a period of suspension, the court or judge  
4 shall immediately notify the department. Upon receipt of the notice and payment  
5 of the fees fee under s. 343.21 (1) (j) ~~and (n)~~, the department shall return the  
6 surrendered license.”.

7 **22.** Page 1828, line 16: delete lines 16 to 20.

8 **23.** Page 1829, line 12: delete lines 12 to 15.

9 **24.** Page 1857, line 1: delete “\$139,712,200” and substitute “\$129,712,200”.

10 **25.** Page 1878, line 11: delete the material beginning with “343.50 (5m)” and  
11 ending with “of section” on line 12.

12 **26.** Page 1878, line 13: delete “apply” and substitute “applies”.

13 **27.** Page 1899, line 14: delete “sections 343.43 (1) (a) and 343.50 (5m) (by  
14 SECTION 2961)” and substitute “section 343.43 (1) (a)”.

15 **28.** Page 1901, line 9: delete lines 9 to 12.

16 **29.** Page 1901, line 23: after that line insert:

17 “(15i) REAL ID SURCHARGE REMOVAL. The repeal and recreation of section  
18 343.22 (2m) of the statutes takes effect on the day after publication, or on the date  
19 on which the creation of section 343.165 of the statutes by 2007 Wisconsin Act 20  
20 takes effect, whichever is later.”.

21 (END)