

2013 DRAFTING REQUEST

Bill

Received: 1/11/2013 Received By: agary
Wanted: As time permits Same as LRB: -2735
For: Jerry Petrowski (608) 266-2502 By/Representing: Linda Merriman Hitchman
May Contact: Drafter: agary
Subject: Transportation - driver licenses Addl. Drafters:
Extra Copies: EVM

Submit via email: YES
Requester's email: Sen.Petrowski@legis.wisconsin.gov
Carbon copy (CC) to: aaron.gary@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Knowledge tests for military commercial driver license applicants

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	agary 1/26/2013			_____			
/P1	agary 2/26/2013	kfollett 1/31/2013	jfrantze 1/31/2013	_____	sbasford 1/31/2013		State
/P2	agary 3/1/2013	kfollett 2/26/2013	jmurphy 2/26/2013	_____	srose 2/26/2013		State

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/P3	emueller 7/23/2013	kfollett 3/1/2013	jfrantze 3/1/2013	_____	sbasford 3/1/2013		State
/1		evinz 7/23/2013	rschluet 7/23/2013	_____	srose 7/23/2013	mbarman 7/31/2013	State

FE Sent For:

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intro.

<END>

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11	EMM 7/23/13	11 eev 7/23/13					

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Received: 1/11/2013 Received By: agary
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For: Transportation By/Representing: Linda Merriman Hitchman
May Contact: Drafter: agary
Subject: Transportation - driver licenses Addl. Drafters:
Extra Copies: EVM

Submit via email: YES
Requester's email: Linda.MerrimanHitchman@dot.wi.gov
Carbon copy (CC) to: aaron.gary@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

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<END>

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Received: **1/11/2013** Received By: **agary**
Wanted: **As time permits** Same as LRB:
For: **Transportation** By/Representing: **Linda Merriman Hitchman**
May Contact: Drafter: **agary**
Subject: **Transportation - driver licenses** Addl. Drafters:
Extra Copies: **EVM**

Submit via email: **YES**
Requester's email: **Linda.MerrimanHitchman@dot.wi.gov**
Carbon copy (CC) to: **aaron.gary@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

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Instructions:

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1/26/13
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Jb 3/1

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Extra Copies: EVM

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<END>

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/?	agary	1/15/13 1/31/13	f	JG 1/31	_____	_____	_____

FE Sent For:

<END>

Gary, Aaron

From: Merriman Hitchman, Linda H - DOT <Linda.MerrimanHitchman@dot.wi.gov>
Sent: Tuesday, January 22, 2013 4:09 PM
To: Gary, Aaron
Subject: FW: Military CDL Waiver Process - Fed Code Conflict
Attachments: Military CDL Conversion - conflict with CFR2.docx; FMCSA Letter.pdf

Hi Aaron

Just wanted to make sure this made it to you, and to double check whether you or Eric are the correct contact for this draft. Thanks!

Linda

From: Merriman Hitchman, Linda H - DOT
Sent: Friday, January 11, 2013 8:03 AM
To: aaron.gary@legis.wi.gov
Subject: FW: Military CDL Waiver Process - Fed Code Conflict

Hi Aaron

Anna Richter is on maternity leave and I am filling in for her coordinating nonbudget drafts. Attached are instructions from Steve Krieser on this issue. I apologize - I am out of the office for a week and doing this remotely so thought it might be quicker if I forwarded it directly. Please let me know if there are other pieces you need on this.

I am not certain which items you are drafting vs. Eric, so please forward as needed. Thanks for your help.

From: Krieser, Steven - DOT
Sent: Thursday, January 10, 2013 2:48 PM
To: Merriman Hitchman, Linda H - DOT
Subject: FW: Military CDL Waiver Process - Fed Code Conflict

Please ask LRB to draft legislation in keeping with the information in the Word doc below. This is the placeholder item listed in our tracking grid under the Substantive Remedial tab, entitled CDL Federal Fix. Thanks!



Steve Krieser

Executive Assistant | Office of the Secretary | Wisconsin Department of Transportation
Phone: 608-266-1114

Check Out Our DMV Self-Service Options on the Web!
<http://www.dot.wisconsin.gov/drivers/online.htm>

From: Boardman, Kristina - DOT
Sent: Thursday, January 10, 2013 1:42 PM
To: Krieser, Steven - DOT
Cc: Judd, Lynne - DOT; Fernan, Patrick - DOT
Subject: Military CDL Waiver Process - Fed Code Conflict

Steve:

Pursuant to our meeting on December 18th, please find attached an updated summary of the current statutory conflict with federal law regarding the military CDL waiver process. This updated summary includes proposed statutory language (as discussed with Paul N.) to correct the conflict with federal code.

Also attached is a document from FMCSA Division Administrator Mark Oesterle which recognizes Wisconsin's statutory conflict.

Hopefully this information will help to frame the discussion with any potential legislative sponsors. If you need additional information, please let me know.

Thank you Steve!

Kristina

608.266.5082

Military CDL Conversion

Background:

On November 28, 2012, Wisconsin issued a press release regarding the fact that Wisconsin is making it easier for veterans and current military employees who have a military CDL to obtain a Wisconsin CDL without having to take the CDL knowledge and skills exams (part of the "Year of the Veteran" package).

FMCSA staff in Washington D.C. saw the release and contacted the Wisconsin FMCSA office to indicate that the waiving of the knowledge test is not permitted under federal law. Only the waiving of the skills test is permitted.

Legal References:

Pursuant to **343.16(2)(f)3**, Wisconsin treats military CDL holders as we treat CDL holders from other states.

Pursuant to **Trans 104.03 (1) (b)**, a person moving to Wisconsin from another jurisdiction may not be required to submit to knowledge tests for the classes of vehicles and endorsements held under the other jurisdiction's license, except that knowledge examinations shall be required if the person is seeking a school bus or hazardous materials endorsement.

Pursuant to **343.16(2)(a)**, the department's testing standards shall comply with 49 CFR 383.71 to 383.135.

While the federal code (49 CFR 383.73) includes provisions for waiving both the knowledge and skills tests of CDL holders licensed by other states, the US military is not a "state" under the federal code.

FMCSA Wisconsin Division Administrator Mark Oesterle has submitted a letter to DMV Administrator Lynne Judd which details the fact that Wisconsin must require military CDL holders to take a CDL knowledge test to obtain a Wisconsin CDL in order to comply with Federal Commercial Driver License (CDL) regulations.

Penalty for NonCompliance:

Based on the CDL penalty under 49 USC 31314 (as affected by MAP-21) and the FFY 2013 apportionment tables, the first non-compliance penalty would be \$25,861,917. This penalty sum doubles for second and subsequent years of non-compliance.

Next Steps:

WisDMV has worked with OGC to draft a proposed statutory change to address the noncompliant language in Chapter 343.

Recommended Statute Change:

343.16(2)

(f) *Application by military license holder.*

1. In this paragraph, "military commercial driver license" means, notwithstanding s. 340.01 (7m) and (41m), an authorization from the national guard of any state, from a branch of the U.S. armed forces, or from forces incorporated as part of the U.S. armed forces, authorizing a person to operate vehicles that the department determines are equivalent to those described in s. 340.01 (8) (a) or (b).

2. An applicant for a commercial driver license who holds a military commercial driver license shall submit to the department, in addition to the application, the applicant's military commercial driver license and other documentation that the department considers necessary to determine the equivalent classes of vehicles under s. 343.04 (1) that the applicant's military commercial driver license authorizes the applicant to operate.

3. Notwithstanding pars. (a) to (c) and sub. (1) (a), the department shall treat an application for a commercial driver license submitted with a military commercial driver license and other related documentation the same as an application for that license submitted by a person holding a commercial driver license from another jurisdiction, with respect to equivalent classes of vehicles under s. 343.04 (1), except that the Department shall require the applicant to take and pass the applicable knowledge tests, unless otherwise exempt under 49 CFR 383.



US Department
Of Transportation
Federal Motor Carrier
Safety Administration

January 10, 2013

Lynne Judd
Administrator, Division of Motor Vehicles
Wisconsin Department of Transportation
4802 Sheboygan Ave
Madison, WI 53707

Dear Ms. Judd:

In May, 2011, the Federal Motor Carrier Safety Administration finalized the Commercial Learner's Permit rule. Within that rule is a provision that gives State Driver Licensing Agencies (SDLA) the authority to substitute two years of CMV safe driving experience in military equivalents of commercial motor vehicles, for the skills test portion of the commercial driver license skills test. **The current rule, as well as previous Federal CDL regulations, does not allow the waiver of a CDL knowledge test when transferring a military CDL to a State CDL license.**

The regulation, 49 CFR 383.77, provides guidance for SDLAs which requires the applicant to certify: 1) his/ her safe driving experience; 2) that he or she has not held more than one license (except a military DL) in the past two years; 3) has not had his/her base State issued driver license suspended, revoked or cancelled; and, 3) has not had convictions in any type of motor vehicle for the disqualifying CDL offenses listed elsewhere in the regulations.

There are also other requirements that States must recognize in order to take advantage of this Skills Test Waiver, but the process allows States to assist veterans and active duty personnel in their transition from their military occupation to a civilian career.

In reviewing Wisconsin statute 343.16(2)(f), we noted Wisconsin law allows waiver of both the skills test and knowledge test for holders of military CDL licenses transferring to a Wisconsin CDL. **Wisconsin must require military CDL holders take a CDL Knowledge test to obtain a Wisconsin CDL in order to comply with Federal Commercial Driver License (CDL) regulations.**

Sincerely,

A handwritten signature in black ink, appearing to read "Mark G. Oesterle".

Mark G. Oesterle
Division Administrator



Soch

in
1/26



LRB-1112/P1

ARG...

gf

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

D-Note

Gen

- 1 **AN ACT ...; relating to:** knowledge tests for commercial driver license applicants
- 2 who hold a military commercial driver license.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Transportation (DOT) generally must examine every applicant for an operator's license, including a commercial driver license (CDL), and the examination must include both a knowledge test and a driving skills test. DOT must promulgate rules setting testing standards consistent with federal law, including standards for CDL applicants. DOT's standards must require a knowledge test and driving skills test for persons making their first application for an operator's license. DOT may require persons changing their residence to this state from another jurisdiction to take all or parts of the examination required of persons making their first application for an operator's license.

Also under current law, if an applicant to DOT for a CDL holds a military CDL and submits the military CDL and certain other documentation to DOT, DOT must treat the application the same as an application submitted by a person holding a CDL from another jurisdiction.

Federal regulations generally require that a military CDL holder who applies for a state-issued CDL must pass a knowledge test before the CDL is issued.

This bill specifies that, if a military CDL holder applies to DOT for a CDL, DOT may not issue a CDL to the applicant unless the applicant passes any knowledge test required for the applicant under applicable federal law and regulations.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 SECTION 1. 343.16 (2) (f) 3. of the statutes is amended to read:

2 343.16 (2) (f) 3. Notwithstanding pars. (a) to (c) and sub. (1) (a), with respect
3 to equivalent classes of vehicles under s. 343.04 (1), the department shall treat an
4 application for a commercial driver license submitted with a military commercial
5 driver license and other related documentation the same as an application for that
6 license submitted by a person holding a commercial driver license from another
7 jurisdiction, ~~with respect to equivalent classes of vehicles under s. 343.04 (1) except~~
8 that the department may not issue a commercial driver license to the applicant
9 unless the applicant passes any knowledge test required for the applicant under
10 applicable federal law and regulations.

History: 1971 c. 164 s. 83; 1973 c. 90, 176; 1975 c. 36, 199; 1977 c. 29 ss. 1456, 1654 (7) (a), (c); 1977 c. 273, 418; 1979 c. 34 ss. 1067m, 2102 (52) (a); 1979 c. 221, 345; 1981 c. 20; 1983 a. 74, 243, 534, 538; 1985 a. 65, 337; 1987 a. 3, 40, 215; 1989 a. 31, 105, 359; 1991 a. 21, 32, 39, 316; 1993 a. 16, 19, 183, 399; 1995 a. 27 s. 9145 (1); 1995 a. 113, 195, 448; 1997 a. 27, 84, 237; 1999 a. 32, 140; 2001 a. 105; 2003 a. 33; 2005 a. 187, 253, 466; 2007 a. 20, 68, 97, 162; 2009 a. 28, 302; 2011 a. 32, 161.

11 **SECTION 2. Initial applicability.**

12 (1) This act first applies to applications for commercial driver licenses received
13 by the department of transportation on the effective date of this subsection.

14 (END)

J. Note

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1112/P1dn
ARG.: *tyf*

Date

In my limited research, I could not find a specific statutory need for this legislation. As far as I can tell, the problem is created by, and could be resolved by, DOT rule. My preliminary conclusion is that DOT could change its rule to correct this problem and that a statutory fix is not necessary. Am I missing a statutory provision that requires legislative action?

I also believe that certain relevant statutes are inconsistent and may merit correction. While DOT's rules for CDL applicants from other jurisdictions may be consistent with s. 343.16 (2) (a) to (c), they do not seem to be consistent with the first two sentences of s. 343.16 (1) (a). You may wish to amend the first two sentences of s. 343.16 (1) (a) to expand the cross-referenced exceptions that begin these sentences. Please let me know if you would like me to make this change.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1112/P1dn
ARG:kjf:jf

January 31, 2013

In my limited research, I could not find a specific statutory need for this legislation. As far as I can tell, the problem is created by, and could be resolved by, DOT rule. My preliminary conclusion is that DOT could change its rule to correct this problem and that a statutory fix is not necessary. Am I missing a statutory provision that requires legislative action?

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Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

Gary, Aaron

From: Merriman Hitchman, Linda H - DOT <Linda.MerrimanHitchman@dot.wi.gov>
Sent: Tuesday, February 26, 2013 1:27 PM
To: Gary, Aaron
Subject: FW: LRB-1112

Aaron,
Thank you, the division says the language you propose is fine.

Linda

From: Boardman, Kristina - DOT
Sent: Tuesday, February 26, 2013 1:20 PM
To: Merriman Hitchman, Linda H - DOT; Bergum, Megan M - DOT
Subject: Re: LRB-1112

Looks good to me.

Thanks.

Kristina Boardman
DMV Field Services
608.206.9275 - mobile

From: Merriman Hitchman, Linda H - DOT
Sent: Tuesday, February 26, 2013 12:57 PM
To: Bergum, Megan M - DOT; Boardman, Kristina - DOT
Subject: FW: LRB-1112

Megan and Kristina

Please see the comment from the LRB drafter on your requested redraft. Does his suggested language work for you?

From: Gary, Aaron [mailto:Aaron.Gary@legis.wisconsin.gov]
Sent: Tuesday, February 26, 2013 12:35 PM
To: Merriman Hitchman, Linda H - DOT
Subject: RE: LRB-1112

Hi Linda,

Please see the parts I marked in red below. I think "unless otherwise exempt" doesn't quite work. Is the following language acceptable "unless the applicant is exempt from, or eligible for a waiver of, these knowledge tests under 49 CFR 383"?

Thanks. Aaron

Aaron R. Gary
Attorney, Legislative Reference Bureau
608.261.6926 (voice)

608.264.6948 (fax)
aaron.gary@legis.state.wi.us

From: Merriman Hitchman, Linda H - DOT [mailto:Linda.MerrimanHitchman@dot.wi.gov]
Sent: Friday, February 22, 2013 12:17 PM
To: Gary, Aaron
Subject: FW: LRB-1112

Hi Aaron
Here is DMV's request and suggestions for a redraft. Thank you.

Linda

From: Bergum, Megan M - DOT
Sent: Friday, February 22, 2013 11:51 AM
To: Merriman Hitchman, Linda H - DOT
Subject: FW: LRB-1112

Please let me know if you need anything else.

From: Boardman, Kristina - DOT
Sent: Friday, February 22, 2013 11:47 AM
To: Bergum, Megan M - DOT
Subject: FW: LRB-1112

Amended Recommendation:

(f) Application by military license holder.

343.16(2)(f)1. 1. In this paragraph, "military commercial driver license" means, notwithstanding s. 340.01 (7m) and (41m), an authorization from the national guard of any state, from a branch of the U.S. armed forces, or from forces incorporated as part of the U.S. armed forces, authorizing a person to operate vehicles that the department determines are equivalent to those described in s. 340.01 (8) (a) or (b).

343.16(2)(f)2. 2. An applicant for a commercial driver license who holds a military commercial driver license shall submit to the department, in addition to the application, the applicant's military commercial driver license and other documentation that the department considers necessary to determine the equivalent classes of vehicles under s. 343.04 (1) that the applicant's military commercial driver license authorizes the applicant to operate.

343.16(2)(f)3. 3. Notwithstanding pars. (a) to (c) and sub. (1) (a), with respect to equivalent classes of vehicles under s. 343.04 (1), the department shall treat an application for a commercial driver license submitted with a military commercial driver license and other related documentation the same as an application for that license submitted by a person holding a commercial driver license from another jurisdiction, with respect to equivalent classes of vehicles under s. 343.04 (1). except that the Department shall require the applicant to take and pass the applicable knowledge tests, unless otherwise exempt under 49 CFR 383.

WisDOT would prefer to address this concern via Wisconsin Statute since the rulemaking process is too slow and uncertain to avoid the federal sanctions associated with this noncompliant practice. The first penalty for non-compliance would be \$25,861,917. This amount doubles for second and subsequent years of non-compliance. FMCSA has been advised that we are pursuing a statutory correction for this issue.

The draft language requiring passage of "any knowledge test required for the applicant under applicable federal law and regulations" (page 2, lines 9-10) would require us to administer skills tests to military CMV drivers, because federal law requires both tests (at 49 CFR 383.135). We need to retain the skills test *waiver*:

The CDL waiver for skills tests, at 49 CFR 383.77:

§ 383.77 Substitute for driving skills tests for drivers with military CMV experience.

At the discretion of a State, the driving skills test as specified in § 383.113 may be waived for a CMV driver with military CMV experience who is currently licensed at the time of his/her

Therefore, WisDOT would like to repeat our request for language that requires an applicant to pass both knowledge and skills tests, 'unless otherwise exempt under 49 CFR 383', or 'unless the applicant is eligible for a waiver of a driving skills test under 49 CFR 383.77'.

With regards to Aaron Gary's question about 343.16(1)(a) requirement that drivers be tested. That section is 'notwithstanding' in the section that waives the test, 343.16(2)(f)3. (see statute quoted above), but adding it at the general test section is good. We are not sure we need both an 'except as provided' and a 'notwithstanding' in both sections, and will defer to Aaron which is better, and will accept his recommendation.

From: Bergum, Megan M - DOT
Sent: Friday, February 15, 2013 8:29 AM
To: Miller, James - DOT
Cc: Boardman, Kristina - DOT
Subject: FW: LRB-1112

Can you please review and let me know of any changes asap.

From: Merriman Hitchman, Linda H - DOT
Sent: Friday, February 15, 2013 7:58 AM
To: Bergum, Megan M - DOT; McGinn, Reed - DOT
Cc: Krieser, Steven - DOT
Subject: FW: LRB-1112

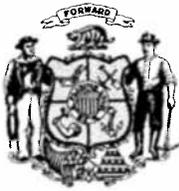
Megan and Reed

I received this from LRB yesterday; apparently it was stuck in the email system. Please see the drafters note and determine who should review this at the division level. Since it was delayed, please expedite your review. I have also forwarded this to Exec Assistant Steve Krieser for his review. It appears we may need to request a redraft – so please advise.

Thank you.

Linda

From: Gary, Aaron [<mailto:Aaron.Gary@legis.wisconsin.gov>]
Sent: Thursday, February 14, 2013 3:59 PM
To: Merriman Hitchman, Linda H - DOT
Subject: LRB-1112



in
2/26



LRB-1112/11 P2
ARG:kjf:jf

needed by 3/1

rem

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Regen

1 AN ACT to amend 343.16 (2) (f) 3. of the statutes; relating to: knowledge tests
2 for commercial driver license applicants who hold a military commercial driver
3 license.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Transportation (DOT) generally must examine every applicant for an operator's license, including a commercial driver license (CDL), and the examination must include both a knowledge test and a driving skills test. DOT must promulgate rules setting testing standards consistent with federal law, including standards for CDL applicants. DOT's standards must require a knowledge test and driving skills test for persons making their first application for an operator's license. DOT may require persons changing their residence to this state from another jurisdiction to take all or parts of the examination required of persons making their first application for an operator's license.

Also under current law, if an applicant to DOT for a CDL holds a military CDL and submits the military CDL and certain other documentation to DOT, DOT must treat the application the same as an application submitted by a person holding a CDL from another jurisdiction.

Federal regulations generally require that a military CDL holder who applies for a state-issued CDL must pass a knowledge test before the CDL is issued.

This bill specifies that, if a military CDL holder applies to DOT for a CDL, DOT may not issue a CDL to the applicant unless the applicant passes any knowledge test required for the applicant under applicable federal law and regulations.

insert ANAL

2013-2014 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1112/P2ins
ARG:.....

1

2

3

INSERT ANAL:

(no ¶) must require the applicant to take and pass applicable knowledge tests, unless the applicant is exempt from, or eligible for a waiver of, these knowledge tests under applicable federal regulations.

4

INSERT 2-8:

5

(no ¶) shall require the applicant to take and pass the applicable knowledge tests,
6 unless the applicant is exempt from, or eligible for a waiver of, these knowledge tests
7 under 49 CFR 383

8

Gary, Aaron

From: Merriman Hitchman, Linda H - DOT <Linda.MerrimanHitchman@dot.wi.gov>
Sent: Friday, March 01, 2013 7:59 AM
To: Gary, Aaron
Subject: FW: Draft review: LRB -1112/P2 Topic: Knowledge tests for military commercial driver license applicants
Attachments: Military CDL 343.16(2)(f)3 - Correction Needed on FMCSA reference

Hi Aaron

An incorrect federal reference was identified in this draft. It is circled in the attached copy. Please let me know if you need any additional information.

Linda

From: Boardman, Kristina - DOT
Sent: Thursday, February 28, 2013 3:36 PM
To: Merriman Hitchman, Linda H - DOT; Bergum, Megan M - DOT
Subject: RE: Draft review: LRB -1112/P2 Topic: Knowledge tests for military commercial driver license applicants

I apologize, but FMCSA just pointed out an error in the draft which I should have noticed.

Still an opportunity to fix?

Thanks,
Kristina

From: Merriman Hitchman, Linda H - DOT
Sent: Tuesday, February 26, 2013 3:29 PM
To: Bergum, Megan M - DOT; Boardman, Kristina - DOT
Subject: FW: Draft review: LRB -1112/P2 Topic: Knowledge tests for military commercial driver license applicants

Hi Megan and Kristina

I know you just OK'd the language LRB proposed, but now I have the completed P2 draft. Could you please review it and make sure the division is OK with this as a final draft?

From: LRB.Legal [<mailto:LRB-LegalServices@legis.wisconsin.gov>]
Sent: Tuesday, February 26, 2013 3:26 PM
To: Merriman Hitchman, Linda H - DOT
Subject: Draft review: LRB -1112/P2 Topic: Knowledge tests for military commercial driver license applicants

Following is the PDF version of draft LRB -1112/P2.

Gary, Aaron

From: Gessler, Mark <mark.gessler@dot.gov>
Sent: Thursday, February 28, 2013 2:42 PM
To: Boardman, Kristina - DOT
Cc: Lebwohl, Alison S - DOT; Oesterle, Mark
Subject: Military CDL 343.16(2)(f)3 - Correction Needed on FMCSA reference
Attachments: 4367_001.pdf

Kristina;

I noted an error in your proposed change to 343.16(2)(f)3.

I circled the reference in the proposed law that is incorrect. You list is at 49 CFR 38 ; the correct reference should be 49 CFR Part 383

Any questions give me a call.

Mark

Mark Gessler
State Program Manager
Federal Motor Carrier Safety Administration
1 Point Place Suite 101
Madison, WI 53719-2809
mark.gessler@dot.gov
Cell: 608-852-3729
Phone: 608-829-7536



TODAY



LRB-1112/11 P3

ARG:kjf:jm

in 3/1

KMR

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

one change - p. 2 -
digit got clipped off number

legen

1 AN ACT to amend 343.16 (2) (f) 3. of the statutes; relating to: knowledge tests
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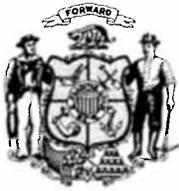
Analysis by the Legislative Reference Bureau

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State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-1112/P3

ARG:kjf:jf

stays

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

PMR

No changes

7/23/13

regen

Soon

1 AN ACT *to amend* 343.16 (2) (f) 3. of the statutes; **relating to:** knowledge tests
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Analysis by the Legislative Reference Bureau

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This bill specifies that, if a military CDL holder applies to DOT for a CDL, DOT must require the applicant to take and pass applicable knowledge tests, unless the applicant is exempt from, or eligible for a waiver of, these knowledge tests under applicable federal regulations.

Rose, Stefanie

From: PUNCHES, Derek
Sent: Tuesday, July 30, 2013 4:45 PM
To: LRB.Legal
Subject: Draft Review: LRB -1112/1 Topic: Knowledge tests for military commercial driver license applicants

Please Jacket LRB -1112/1 for the SENATE.