

STATE OF WISCONSIN)
) SS.
MOTOR VEHICLE DEPARTMENT)


TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, James L. Karns, Commissioner of the Motor Vehicle Department of the State of Wisconsin and legal custodian of the official records of said department, do hereby certify that the annexed, attached, revised, amended, and created subdivisions of Chapter MVD 11 of the published Wisconsin Administrative Code marked "Exhibit A"; and, the annexed, attached, created Chapter MVD 14 of the Wisconsin Administrative Code marked "Exhibit B" were each respectively duly approved and adopted by me as Commissioner of said department this 15th day of March, 1961.

I further certify that the annexed, attached respective copies of my Order and attached "Exhibits A and B", which are being filed with the offices of the Revisor of Statutes and Secretary of State respectively, have each respectively been compared by me with the originals on file in this department and that each respective copy, including "Exhibits A and B", is a true and correct copy of the original Order and attached "Exhibits A and B" on file with this department.

(SEAL)

IN TESTIMONY WHEREOF, I have here-
unto set my hand and affixed the
official seal of the department
at the State Office Building in
the city of Madison, this 15th
day of March, 1961.



Commissioner
Motor Vehicle Department
State of Wisconsin

MOTOR VEHICLE DEPARTMENT OF THE STATE OF WISCONSIN

IN THE MATTER OF DEPARTMENTAL RULES: * ORDER REVISING,
REVISING, AMENDING AND CREATING * AMENDING AND CREATING
SUBDIVISIONS OF CHAPTER MVD 11 OF * SUBDIVISIONS OF MVD 11,
THE PUBLISHED WISCONSIN ADMINISTRATIVE * WIS. ADM. CODE
CODE * ORDER ADOPTING MVD 14,
CREATING CHAPTER MVD 14 OF THE * WIS. ADM. CODE
WISCONSIN ADMINISTRATIVE CODE *

Pursuant to authority vested in the Commissioner of the Motor Vehicle Department of the State of Wisconsin under Section 110.06, Wis. Stats., and after due notice and public hearing as provided under Chapter 227, Wis. Stats., the Commissioner hereby revises, adopts, repeals, recreates and creates as follows:

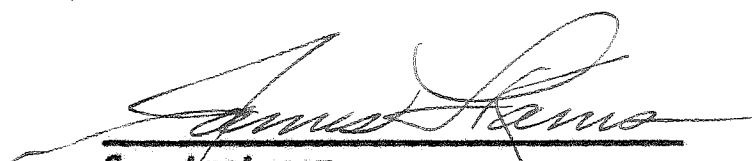
Chapter MVD 11 -- POINT VALUES FOR TRAFFIC VIOLATIONS.

The full text of said revisions, amendments and creations to the subsections of this Chapter, which have been adopted, are attached hereto marked "Exhibit A", made a part hereof, and is hereby adopted verbatim.

Chapter MVD 14 -- PROCEDURE OF EXAMINATION OF APPLICANTS FOR OPERATORS LICENSE. The full text of such adopted rule being attached hereto marked "Exhibit B" and made a part hereof is hereby adopted.

Dated at Madison, Wisconsin this 15th day of March 1961.

(SEAL)



Commissioner
Motor Vehicle Department
State of Wisconsin

"EXHIBIT A" - Revisions,
Amendments and Creations to MVD 11 of the
Published Wisconsin Administrative Code

Amend 11.02 (2) by striking in line 6 the words ~~a personal injury accident~~ and substituting therefore the death of another person.

Amend 11.02 (6) by striking the first sentence.

Repeal and recreate MVD 11.03 (Introductory paragraph) to read as follows: Point schedule. In accordance with the authority conferred under 343.32 (2) Wisconsin Statutes (the demerit point system having been adopted) the scale of demerit points are hereby set forth opposite the type of conviction (violation) in the following type case in determining habitually negligent operators having repeatedly violated state or local traffic laws for the purpose of revoking operating privileges (licenses).

Amend 11.03 (1) (4) (5) (6) (7) (10) (10A) (11) (12) (16) (17) (18) (19) (d) by striking the words ~~if resident involved,~~ add three

Repeal and recreate 11.03 (14) to read:

11.03 (14) (a) Operating with a license which has been expired for less than six months 2

(b) Operating without having obtained an operator's license or with a license which has been expired for 6 months or more 4

(c) Operating while operating privilege is suspended or revoked or when proof of financial responsibility is required and has not been furnished 12

Create 11.03 (16) (b) and 11.03 (16) (c)

11.03 (16) (b) Passing a school bus when red lights are
flashing 4

(16) (c) Deviating from a traffic lane 4

Repeal 11.03 (19) (c)

Repeal and recreate 11.03 (20) All other moving traffic
convictions, except the following: 2

- Failure to pay public service permit fee
- Operating in excess of authority granted by public
service commission
- Failure to register vehicle
- Improper license plates
- Overload on license or overload on axle
- Failure to transfer certificate of title
- Unnecessary blowing of horn
- Improper muffler and
- Violation of boulevard ordinance

Create 11.03 (23) to read

In determining the accumulated demerit points against an
operator within 12 months, 24 months, or 36 months, the
department shall use the date each violation was committed
as the basis for such determination.

Amend 11.06 by striking the period and adding the words

"provided reinstatement of such operating privilege is
made within 12 months from the date of the latest
violation. If at the time of such reinstatement, the
demerit point value in the immediately preceding 12
month period is less than 6, then the lesser point value
shall be carried forward on the record."

Amend 11.07

- (1) by striking from line 2 the words conviction for
- (2) by striking from line 1 the words conviction for
- (3) by striking from line 1 the words conviction for

Repeal 11.08

CHAPTER MVD 14

EXHIBIT B

PROCEDURE OF EXAMINATION OF
APPLICANTS FOR AN OPERATOR'S LICENSE

MVD 14.01 Performance of certain maneuvers required.

(1) Whenever an examination of a person's driving ability is required, the following driving maneuvers shall be performed, observed and scored:

- | | |
|-----------------------------|---------------------------------|
| 1. Starting (on the level) | 11. Left turn |
| 2. Hill stop and start | 12. Traffic signals |
| 3. Quick stop | 13. Stop sign |
| 4. Speed and braking | 14. Following |
| 5. Backing | 15. Passing and being passed |
| 6. Parallel parking | 16. Position in road |
| 7. Turn-about (Y-turn) | 17. Right of way to vehicles |
| 8. Approach to intersection | 18. Right of way to pedestrians |
| 9. Signalling intention | 19. Attention and distraction |
| 10. Right turn | 20. Driver posture |

In addition to these maneuvers, any person attempting to qualify for a school bus operator's license will be asked to perform a simulated passenger pickup and discharge, and a railroad crossing stop.

MVD 14.02 Scoring the examination

(1) In scoring each maneuver which is satisfactory, no deduction shall be shown and the maneuver will appear unmarked.

Those maneuvers which are not satisfactorily performed shall be scored as fair, poor or fail, depending on the degree of deviation from a satisfactory performance of the maneuver.

MVD 14.03 Computing the score.

(1) In computing the score of the examination, three maneuvers scored fair shall be equivalent to one maneuver scored poor. Three maneuvers scored poor shall be equivalent to a failure of the examination. Any maneuver scored as a fail shall be a failure of the examination, except that no person taking the examination shall be failed solely on their inability to parallel park the vehicle, unless in attempting to parallel park the vehicle, he commits a dangerous action such as cutting off and obstructing other traffic, striking other vehicle or object, or backs or drives over curbing.

MVD 14.04 When repeat examinations permitted.

- (1) Any person who fails the first examination may not take the second examination until a period of 10 days shall have elapsed since the first examination. Any person who fails the second examination may not take the third examination until a period of 30 days shall have elapsed since the second examination. Any person who fails the third examination may not take the fourth examination until a period of 90 days shall have elapsed since the third examination, except that when the applicant has had considerable previous driving experience and the sole cause of failure was a single traffic violation the department may in its discretion permit a repeat examination within a lesser period of time than specified herein.

MVD 14.05 Department may conduct further examinations.

- (1) If any person fails the fourth examination, further examinations may be granted when the department is satisfied that improvement in the driving ability of the applicant has been demonstrated. Such further examinations shall be conducted at such intervals of time as the department may deem reasonable.

Chapter MVD 11

POINT VALUES FOR TRAFFIC VIOLATIONS

MVD 11.01	Causes for mandatory revocation of operator's license	MVD 11.06	Determination of point value at reinstatement
MVD 11.02	Causes for mandatory revocation of operator's license	MVD 11.07	Reduction of point value for clear driving record
MVD 11.03	Point schedule	MVD-11.08	Policy-on-converting present-record-to-point value-
MVD 11.04	Warnings		
MVD 11.05	Revocation of licenses		

MVD 11.01 Causes for mandatory revocation of operator's license.

(1) Whenever any person is convicted of any one of the offenses enumerated under section 343.31 (a) through (f), Wis. Stats., there shall be charged against his driving record 12 points.

(2) Whenever any person is convicted of violation of the restriction on his occupational license under section 343.10 (6), Wis. Stats., or any local ordinance with same provisions there shall be charged against his record 12 points.

History: Cr., Register, July, 1956, No.7, eff.8-1-56; am. Register, August, 1957, No.20, eff.9-1-57.

MVD 11.02 Causes for mandatory revocation of operator's license.

(1) When revocation of license is directed by the court under section 343.30 (1), Wis. Stats., the point value charged against the record of the offender shall be in strict accordance with the charge for which conviction is made as shown in point schedule section MVD 11.03.

(2) When revocation of license is required under section 343.32 (1) (a), Wis. Stats., for conviction of an operator for an offense which caused a traffic accident resulting in death of another the point value charged against the offender shall be in strict accordance with the charge for which conviction is made as shown in point schedule section MVD 11.03 and 6 points shall be added for causing ~~a-personal-injury-accident~~ the death of another person.

(3) The point value charged against the record of any offender convicted of any one of the charges set forth under section 343.32 (1) (b), Wis. Stats., shall be 12.

(4) As the revocation required under section 343.32 (1) (d), Wis. Stats., is for a civil liability which must be met and proof of future financial responsibility furnished before reinstatement of driving privileges can be obtained no point value shall be charged against the record of the operator against whom the judgment is obtained as a result of the judgment.

~~(6) Whenever a suspension of an operator's license is made under the provisions of chapter 48.36 (1) (a) or 48.36 (2) (a), Wis. Stats., the~~

~~point-value-charged-against-the-record-of-such-violator-shall-be-in-strict accordance-with-the-charge-fer-which-conviction-is-made-as-shown-in-the point-schedule-section-MVD-11.03.~~ The point value charged against the record of any operator whose driving privilege is suspended under chapter 48.36 (2) (c), Wis. Stats., shall be 12.

History: cr., Register, July, 1956, No.7, eff. 8-1-56; am. (1); (2); (3); (4); r. (5); am. (6); Register, August, 1957, No. 20, eff. 9-1-57; am. (2) and (4), register, December, 1958, No. 36, eff. 1-1-59.

MVD 11.03 Point schedule. In charging points against the driver record of any person convicted of a traffic offense the following schedule shall be followed and the information furnished the department by the court in which the conviction was made shall be the basis for the points charged. In accordance with the authority conferred under 343.32 (2) Wisconsin Statutes (the demerit point system having been adopted) the scale of demerit points are hereby set forth opposite the type of conviction (violation) in the following type case in determining habitually negligent operators having repeatedly violated state or local traffic laws for the purpose of revoking operating privileges (licenses).

Type of Violation	Point Value
(1) Arterial or Traffic Control Violation----- (If accident involved, add three)	3
(2) Blocking Traffic, Obstructing Traffic, Slow Moving Vehicle-----	2
(3) Conviction for any traffic violation during suspension or revocation period or when proof of financial responsibility is required without having furnished such proof-----	12
(4) Driving the Wrong Way one One Way Street----- (If accident involved, add three)	1
(5) Driving Over Sidewalk----- (If accident involved, add three)	2
(6) Driving on Wrong Side of Highway and Driving on Wrong Side of Street----- (If accident involved, add three)	3
(7) Failure to give Appropriate Signal----- (If accident involved, add three)	3
(8) Failure to Report Reportable Accident-----	2
(9) Failure to Stop After Accident, and Hit and Run----- (If only property damage involved)	6
(10) Failure to Yield Right of Way and Following Vehicle too Closely----- (If accident involved, add three)	3
(10A) Failure to Yield Right of Way to Emergency Vehicle----- (If accident involved, add three)	3
(11) Improper Brakes and Improper Lights (includes clearance lights, without lights, spot light and head lights)----- (If accident involved, add three)	3

(11A)	Failure to Dim Lights-----	3
(12)	Prohibited Turn or Illegal Turn----- (If-accident-involved,-add-three)	3
(13)	Inattentive Driving--(346.89 (1), Wis. Stats.)-----	3
(14)	Operating Auto Without Driver License----- (If-while-operator's-license-is-suspended-or-revoked-or when-proof-of-financial-responsibility-is-required-and has-not-been-furnished,-12-points)	4
(14)	(a) <u>Operating with a license which has been expired for less than six months-----</u>	2
	(b) <u>Operating without having obtained an operator's license or with a license which has been expired for 6 months or more-----</u>	4
	(c) <u>Operating while operating privilege is suspended or revoked or when proof of financial responsibility is required and has not been furnished-----</u>	12
(15)	Parking on Highway in Traffic Lane-----	2
(16)	(a) Illegal Passing----- (If-accident-involved,-add-three)	4
	(b) <u>Passing a school bus when red lights are flashing-----</u>	4
	(c) <u>Deviating from a traffic lane-----</u>	4
(17)	Reckless Driving----- (If-accident-involved,-add-three)	6
(18)	Racing on Public Highway----- (If-accident-involved,-add-three)	6
(19)	Speeding	
	(a) Up to 20 MPH in excess of lawful or posted speed----	3
	(b) 20 MPH or over in excess of lawful or posted speed--	6
	(c) School Zone-----	6
	(d) <u>Too Fast for Conditions, Imprudent Speed, Failure to have Vehicle Under Control-----</u> (If-accident-involved,-add-three)	4
(20)	All Other Moving Traffic Violations-----	2
(20)	<u>All other moving traffic convictions, except the following: Failure to pay public service permit fee, Operating in excess of authority granted by public service commission, Failure to register vehicle, Improper license plates, Overload on license or overload on axle, Failure to transfer certificate of title, Unnecessary blowing of horn, Improper muffler and Violation of boulevard ordinance-----</u>	2
(21)	When an operator is convicted of an offense which caused a traffic accident resulting in personal injury to another person, the point value charged against the offense shall be in strict accordance with the charge for which the conviction was made as shown in the foregoing schedule and six additional points shall be charged for causing a personal injury accident.	

History: Cr. Register, July, 1956, No. 7, eff. 8-1-56; am. (13), Register, August, 1957, No. 20, eff. 9-1-57; cr. (21), Register, December, 1958, No. 36, eff. 1-1-59.

(23) In determining the accumulated demerit points against an operator within 12 months, 24 months, or 36 months, the department shall use the date each violation was committed as the basis for such determination.

MVD 11.04 Warnings. The department may notify any operator of the point value charged against his record when the record shows six or more points to have been accumulated in a 12 month period.

History: Cr., Register, July, 1956, No. 7, eff. 8-1-56.

MVD 11.05 Revocation of license. (1) Demerit points accumulated when a person is not operating as a chauffeur shall not be counted against his chauffeur license but demerit points accumulated by a person when operating as a chauffeur shall be counted against both his chauffeur license and his regular license. (2) The department may revoke the operating privileges of any person when his driving record shows he has attained or accumulated 12 points in 12 months or 18 points in 24 months or 24 points in 36 months. (3) The department may revoke the chauffeur license of any person when his driving record shows he has attained or accumulated 12 points in 12 months or 18 points in 24 months or 24 points in 36 months for offenses committed while operating as a chauffeur.

History: Cr., Register, July, 1956, No. 7, eff. 8-1-56; r. and recr. register, December, 1958, No. 36, eff. 1-1-59.

MVD 11.06 Determination of point value at reinstatement. The department upon issuing a reinstated operator's license shall reduce the accumulated point value to 6 points. provided reinstatement of such operating privilege is made within 12 months from the date of the latest violation. If at the time of such reinstatement, the demerit point value in the immediately preceding 12 month period is less than 6, then the lesser point value shall be carried forward on the record.

MVD 11.07 Reduction of point value for clear driving record. (1) for the first full year of operation without ~~conviction-fer~~ a traffic violation the total accumulated point value charged against an operator shall be reduced by one-third. (2) For the second full year of operation without ~~conviction-fer~~ a traffic violation the remaining total accumulated point value charged against an operator shall be reduced by one-half. (3) For the third full year of operation without ~~conviction-fer~~ a traffic violation the remaining accumulated point value charged against an operator shall be withdrawn.

History: Cr., Register, July, 1956, No. 7, eff. 8-1-56.

MVD-11.08--Policy on converting present record to point value.--The department in warning an operator of his conviction record or in issuing an order revoking his driving privileges shall not convert to points or use as a basis of revocation any conviction which occurred more than 12 months prior to the latest entry on his driving record until after August 1, 1957.

History: Cr., Register, July, 1956, No. 7, eff. 8-1-56; am. Register, December, 1958, No. 36, eff. 1-1-59.