



## WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

<b>2015 Assembly Bill 266</b>	<b>Assembly Amendment 1</b>
<i>Memo published:</i> February 15, 2016	<i>Contact:</i> Steve McCarthy, Staff Attorney (266-9791)

### **2015 ASSEMBLY BILL 266**

The bill changes the process by which a person's driving privilege is restricted to driving only vehicles with an ignition interlock device (IID). Specifically, the bill creates a new type of driver's license called an ignition interlock restricted license (IIRL) that contains this restriction as part of the license.

### **ASSEMBLY AMENDMENT 1**

The amendment makes the following changes to the bill:

- Removes a part of the bill that required either a court or the Department of Transportation (DOT) to determine whether a person is eligible to receive an IID at a reduced price. The amendment, in conjunction with other unchanged parts of the bill and current law, specifies that only a court must determine whether a person is eligible to receive an IID at a reduced price.
- Clarifies that an IIRL may not permit the operation of any commercial motor vehicle.
- Clarifies that the expiration date of an IIRL is the later of the date of termination of the period of revocation or suspension as provided by law or the date of termination of any IID restriction, including any extension.
- Specifies that DOT may not issue any license that does not have the IID restriction to a person subject to an IID restriction until the person's operating privilege is restricted for the entire period of IID restriction, including any extension.

- Clarifies that, if a person who is subject to the IID restriction has not installed an IID before conviction, the court must order installation of an IID immediately upon conviction.
- Changes the liability of a person who submits proof of household income at or below 150% of the federal poverty line from one-half of the ignition interlock provider's customary "cost" of equipping "one" motor vehicle with an IID to one-half of the ignition interlock provider's customary "fee" for equipping "each" motor vehicle with an IID.
- Removes parts of the bill that changed what type of license a person may receive when his or her driving privilege is suspended for a nonalcohol violation of OWI law. Therefore, the amendment keeps current law relating to a nonalcohol violation of OWI law unchanged.
- Adds a one-time appropriation of \$726,720 to DOT for the purposes related to issuing IIRLs.
- Specifies that the effective date of the bill is the first day of the 13<sup>th</sup> month beginning after publication, except that the one-time appropriation takes effect on the day after publication.

### **BILL HISTORY**

Assembly Amendment 1 was introduced by Representative Heaton on January 28, 2016. On February 11, 2016, the Assembly Committee on Transportation recommended adoption of Assembly Amendment 1, on a vote of Ayes, 12; Noes 1. On the same day, the committee recommended passage of the bill, as amended, on a vote of Ayes, 13; Noes, 1.

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