

02/03/2000 01:50:58 PM

Page 1

# 1999 DRAFTING REQUEST

## Bill

Received: **01/20/2000**

Received By: **nilsepe**

Wanted: **As time permits**

Identical to LRB:

For: **David Brandemuehl (608) 266-1170**

By/Representing: **Sheri**

This file may be shown to any legislator: NO

Drafter: **nilsepe**

May Contact:

Alt. Drafters:

Subject: **Transportation - driver licenses**

Extra Copies: **TNF**

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## Pre Topic:

No specific pre topic given

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## Topic:

Four year driver license for persons aged 70 or older

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## Instructions:

See Attached

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## 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>
/?	nilsepe 01/27/2000	wjackson 01/31/2000		_____			State
/1			jfrantze 02/02/2000	_____	lrb_docadmin 02/02/2000	lrb_docadmin 02/03/2000	

FE Sent For:

<END>

u/14

2/23/00

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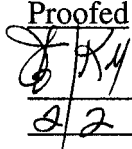
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FE Sent For:

&lt;END&gt;



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-4275/2

PEN...  
WJ

11

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

921  
car

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AN ACT relating to: the valid period of drivers' licenses issued to persons 70 years of age or older.

*Analysis by the Legislative Reference Bureau*

Under current law, most drivers' licenses issued by the department of transportation (DOT) must be renewed every <sup>eight</sup> 8 years. To renew a license to drive automobiles or motorcycles, an applicant must pass a test of his or her eyesight. The secretary of DOT may require any applicant for a license (or any licensed operator at any time the secretary has good cause to believe that the licensed operator is incompetent or otherwise not qualified to be licensed) to submit to a special examination to determine incompetency, physical or mental disability, disease or any other condition which <sup>that</sup> might prevent the applicant or licensed person from exercising reasonable and ordinary control over a motor vehicle.

This bill requires that a regular driver's license issued to an applicant who is 70 years of age or older be renewed every <sup>four</sup> 4 years after the initial period of the license. To reflect the shortened duration, the bill also reduces by 50% the driver's license renewal fees payable by applicants who are 70 years of age or older.

The bill does not shorten the valid period of any license or endorsement currently issued, and will ~~not~~ apply only to licenses that are renewed or applied for after this bill takes effect. The bill does not change the valid period of reinstated licenses, probationary licenses and original licenses, which <sup>that</sup> are valid for a period of two years.

driver

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

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

SECTION 1. 343.14 (3) of the statutes is amended to read:

343.14 (3) The department shall, as part of the application process, take a photograph of the applicant to comply with s. 343.17 (3) (a) 2. Except where specifically exempted by statute or by rule of the department, no application may be processed without the photograph being taken. In the case of renewal licenses, the photograph shall be taken once every 8 years or, if the applicant is 70 years of age or older, once every 4 years, and shall coincide with the appearance for examination which is required under s. 343.16 (3). The department may make provision for issuance of a license without a photograph if the applicant is stationed outside the state in military service and in specific situations where the department deems such action appropriate.

History: 1977 c. 29 s. 1654 (7) (a),(e); 1977 c. 124, 360, 447; 1979 c. 306; 1981 c. 20 s. 18481; 1985 a. 227; 1987 a. 27; 1987 a. 403 s. 256; 1989 a. 105, 294, 298, 359; 1991 a. 269; 1993 a. 363; 1995 a. 113; 1997 a. 27, 119, 191; 1999 a. 9.

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

343.16 (3) (a) Except as provided in s. 343.20 (1) (f), the department shall examine every applicant for the renewal of an operator's license once every 8 years or, if the annlicant is 70 years of age or older, once every 4 years. The department may institute a method of selecting the date of renewal so that such examination shall be required for each applicant for renewal of a license to gain a uniform rate of examinations. The examination shall consist of a test of eyesight. The department shall make provisions for giving such examinations at examining stations in each county to all applicants for an operator's license. The person to be examined shall

1 appear at the examining station nearest the person's place of residence or at such  
2 time and place as the department designates in answer to an applicant's request. In  
3 lieu of examination, the applicant may present or mail to the department a report  
4 of examination of the applicant's eyesight by an ophthalmologist, optometrist or  
5 physician licensed to practice medicine. The report shall be based on an examination  
6 made not more than 3 months prior to the date it is submitted. The report shall be  
7 on a form furnished and in the form required by the department. The department  
8 shall decide whether, in each case, the eyesight reported is sufficient to meet the  
9 current eyesight standards.

**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. 1067, 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.

10 **SECTION 3. 343.20 (1) (a)** of the statutes is amended to read:

11 343.20 (1) (a) Except as otherwise expressly provided in this chapter,  
12 reinstated licenses, probationary licenses issued under s. 343.085 and original  
13 licenses other than instruction permits shall expire 2 years from the date of the  
14 applicant's next birthday. All other licenses and license endorsements shall expire  
15 8 years after the date of issuance or, if the applicant is 70 years of age or older, 4 years  
16 after the date of issuance. The department may institute any system of initial license  
17 issuance which it deems advisable for the purpose of gaining a uniform rate of  
18 renewals. In order to put such a system into operation, the department may issue  
19 licenses which are valid for any period less than the ordinary effective period of such  
20 license. If the department issues a license that is valid for less than the ordinary  
21 effective period as authorized by this paragraph, the fees due under s. 343.21 (1) (a),  
22 (b) and (d) shall be prorated accordingly.

**History:** 1977 c. 29 s. 1654 (7) (a); 1977 c. 273; 1979 c. 306; 1981 c. 26, 42, 71; 1989 a. 31, 105, 294; 1991 a. 13; 1995 a. 255, 446; 1997 a. 27, 237.

23 **SECTION 4. 343.21 (1) (am)** of the statutes is amended to read:

343.21 (1) (am) For the renewal of a license authorizing only the operation of  
“Class D” motor vehicles, \$24 or, if the applicant is 70 years of age or older. \$12.

History: 1973 c. 90,309; 1975 c. 5; 1977 c. 29 ss. 1459, 1654 (7) (a); 1 77 c. 273; 1979 c. 221,306; 1981 c. 20, 71; 1983 a. 243; 1985 a. 29, 65; 1987 a. 3,358; 1989 a. 105;  
1991 a. 39; 1993 a. 16; 1995 a. 113; 1997 a. 27; 1999 a. 9.

SECTION 5. 343.21 (1) (bg) of the statutes is amended to read:

343.21 (1) (bg) For the renewal of authorization to operate “Class M” motor  
vehicles, \$8 in addition to any other fees due or, if the annlicant is 70 years of age or  
older. \$4 in addition to any other fees due.

History: 1973 c. 90,309; 1975 c. 5; 1977 c. 29 ss. 1459, 1654 (7) (a); 1977 c. 273; 1979 c. 221,306; 1981 c. 20,71; 1983 a. 243; 1985 a. 29,65; 1987 a. 3,358; 1989 a. 105;  
1991 a. 39; 1993 a. 16; 1995 a. 113; 1997 a. 27; 1999 a. 9.

SECTION 6. 343.21 (1) (d) of the statutes is amended to read:

343.21 (1) (d) For the initial issuance or renewal of authorization to operate  
“Class A”, “Class B” or “Class C” motor vehicles, or upgrading an existing regular  
license which only authorizes the operation of “Class D” motor vehicles, \$64 or, if the  
applicant is 70 years of age or older, \$32. This fee includes issuance of any “H”, “N”,  
“P”, “S” or “T” endorsements or “Class D” authorization applied for at the same time  
for which the applicant is qualified.

History: 1973 c. 90,309; 1975 c. 5; 1977 c. 29 ss. 1459, 1654 (7) (a); 1977 c. 273; 1979 c. 221,306; 1981 c. 20,71; 1983 a. 243; 1985 a. 29, 65; 1987 a. 3, 358; 1989 a. 105;  
1991 a. 39; 1993 a. 16; 1995 a. 113; 1997 a. 27; 1999 a. 9.

SECTION 7. Initial applicability.

(1) This act first applies to applications for initial issuance or renewal  
submitted on the <sup>7</sup>~~the~~ first day of the 4th month beginning after publication.

(END)

# SUBMITTAL FORM

## LEGISLATIVE REFERENCE BUREAU Legal Section Telephone: 266-3561 5th Floor, 100 N. Hamilton Street

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

**Date:** 02/02/2000

**To:** Representative Brandemuehl

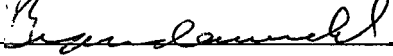
**Relating to LRB drafting number:** LRB-4275

### Topic

Four year driver license for persons aged 70 or older

### Subject(s)

Transportation - driver licenses

1. **JACKET** the draft for introduction   
**in the Senate** or the **Assembly** ☒ (check only one). Only the requester under whose name the drafting request is entered in the **LRB's** drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached \_\_\_\_\_

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction \_\_\_\_\_

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without ~~the~~ fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-356 1. If you have any questions relating to the attached draft, please feel free to call me.

Paul E. Nilsen, Legislative Attorney  
Telephone: (608) 261-6926