

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

LRB-2260/2dn  
ARG:jld:rs

February 28, 2001

The attached draft makes the following changes to LRB-2260/1:

1. The draft makes a violation of the prohibition against operating a motor vehicle while using a cellular phone subject to primary enforcement, rather than secondary enforcement.
2. The draft increases the penalty provision from a \$10 forfeiture (the same penalty as a safety belt violation) to a \$20 to \$400 forfeiture (the same penalty as inattentive driving under s. 346.89 (1), stats.).
3. The draft provides for (by not exempting) payment by violators of additional costs, fees, and assessments in addition to the forfeiture. These costs, fees, and assessments are imposed for virtually all traffic offenses except nonmoving violations and safety belt violations. The draft also allows for (by not exempting) the assessment of driver's license demerit points against violators.

Please feel free to call or e-mail if you would like to discuss these issues further.

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