

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

LRB-4223/P2

ARG:cjs:jf

January 30, 2002

ATTN: Kathy Marschman

I have prepared the attached draft as a "/P2" because, in addition to changing the definition of "house", I have made changes recommended by my supervisor that are described below:

1. I have eliminated what was s. 194.60 (9) on p. 8 of the "/P1" draft, "creating" department of transportation (DOT) enforcement powers, because in every foreseeable circumstance involving violation of newly-created s. 194.60, DOT would already have these enforcement powers. See, e.g., s. 194.11, stats.
2. I have eliminated what was s. 194.60 (7) (c) and the second half of (7) (b) on p. 7 of the "/P1" draft, relating to operation of vehicles transporting houses while under the influence of alcohol, because in every foreseeable circumstance such operation would already be illegal under existing law and these provisions of existing law, including the implied consent statutes and counting of "prior offense" penalties, are better suited to address operating-while-intoxicated (OWI) circumstances. However, I have added a provision to s. 194.60 (13) (of the "P1" draft) requiring DOT to revoke a license issued under s. 194.60 upon receiving notice of a licensee's OWI conviction or refusal (regardless of what vehicle the offense was committed in). This provision also prohibits the licensee from later applying for another license under s. 194.60. I have also added another provision to s. 194.60 (13) (of the "/P1" draft) allowing DOT to specify, for all other revocations, whether (and when) the person may apply for another license under s. 194.60.
3. I have added a statutory cross-reference to what was s. 194.60 (11) on p. 8 of the "/P1" draft.
4. I have clarified in what was s. 194.60 (13) (a) 6. on p. 9 of the "/P1" draft that a license may be revoked for abandoning a house on public, as well as private, property.

Where necessary, I have also made corresponding changes to the analysis.

If the foregoing changes are okay, please let me know and I will turn this draft into a "/1". If not, please call me to discuss. Thank you.

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