

1 group home for children, ~~\$26.17~~ \$41 for care in a foster home, ~~\$75.37~~ \$81 for care in
2 a treatment foster home, ~~\$72.66~~ \$82.56 for departmental corrective sanctions
3 services, and ~~\$19.76~~ \$21.96 for departmental aftercare services.

4 ***b0342/4.2* SECTION 3341d.** 301.26 (4) (d) 3. of the statutes is amended to
5 read:

6 301.26 (4) (d) 3. ~~In calendar year 2000~~ Beginning on July 1, 2002, and ending
7 on June 30, 2003, the per person daily cost assessment to counties shall be ~~\$153.55~~
8 \$172.51 for care in a Type 1 secured correctional facility, as defined in s. 938.02 (19),
9 ~~\$153.55~~ \$172.51 for care for juveniles transferred from a juvenile correctional
10 institution under s. 51.35 (3), ~~\$187.21~~ \$226 for care in a child caring institution,
11 including a secured child caring institution, ~~\$121.19~~ \$135 for care in a group home
12 for children, ~~\$26.67~~ \$43 for care in a foster home, ~~\$76.80~~ \$85 for care in a treatment
13 foster home, ~~\$74.68~~ \$84.50 for departmental corrective sanctions services, and
14 ~~\$19.15~~ \$22.66 for departmental aftercare services.

15 ***-0449/4.5* SECTION 3342.** 301.26 (4) (d) 4. of the statutes is repealed.

16 ***-0450/1.1* SECTION 3343.** 301.26 (7) (intro.) of the statutes is amended to
17 read:

18 301.26 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability
19 of federal funds and of the appropriations under s. 20.410 (3) (cd) and (ko), the
20 department shall allocate funds for community youth and family aids for the period
21 beginning on July 1, ~~1999~~ 2001, and ending on June 30, ~~2001~~ 2003, as provided in
22 this subsection to county departments under ss. 46.215, 46.22 and 46.23 as follows:

23 ***b0344/1.1* SECTION 3344d.** 301.26 (7) (a) (intro.) of the statutes is amended
24 to read:

1 301.26 (7) (a) (intro.) For community youth and family aids under this section,
2 amounts not to exceed ~~\$42,091,800~~ \$43,091,800 for the last 6 months of 1999,
3 ~~\$85,183,700 for 2000~~ 2001, \$86,183,700 for 2002, and \$43,091,900 for the first 6
4 months of ~~2001~~ 2003. Of those amounts, the department shall allocate ~~\$1,000,000~~
5 \$2,000,000 for the last 6 months of 1999, ~~\$3,000,000 for 2000~~ 2001, \$4,000,000 for
6 2002, and \$2,000,000 for the first 6 months of ~~2001~~ 2003 to counties based on each
7 of the following factors weighted equally:

8 *~~0450/1.3~~* SECTION 3345. 301.26 (7) (e) of the statutes is amended to read:

9 301.26 (7) (e) For emergencies related to community youth and family aids
10 under this section, amounts not to exceed \$125,000 for the last 6 months of 1999
11 2001, \$250,000 for 2000 2002 and \$125,000 for the first 6 months of ~~2001~~ 2003. A
12 county is eligible for payments under this paragraph only if it has a population of not
13 more than 45,000.

14 *~~0450/1.4~~* SECTION 3346. 301.26 (7) (h) of the statutes is amended to read:

15 301.26 (7) (h) For counties that are participating in the corrective sanctions
16 program under s. 938.533 (2), \$1,062,400 in the last 6 months of 1999 2001,
17 \$2,124,800 in ~~2000~~ 2002 and \$1,062,400 in the first 6 months of ~~2001~~ 2003 for the
18 provision of corrective sanctions services for juveniles from that county. In
19 distributing funds to counties under this paragraph, the department shall determine
20 a county's distribution by dividing the amount allocated under this paragraph by the
21 number of slots authorized for the program under s. 938.533 (2) and multiplying the
22 quotient by the number of slots allocated to that county by agreement between the
23 department and the county. The department may transfer funds among counties as
24 necessary to distribute funds based on the number of slots allocated to each county.

25 *~~0450/1.5~~* SECTION 3347. 301.26 (8) of the statutes is amended to read:

1 301.26 (8) ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the
2 allocations specified in sub. (7) (a), the department shall allocate \$666,700 in the last
3 6 months of ~~1999~~ 2001, \$1,333,400 in ~~2000~~ 2002 and \$666,700 in the first 6 months
4 of ~~2001~~ 2003 for alcohol and other drug abuse treatment programs.

5 *~~0166/4.9~~* SECTION 3348. 301.265 (title) of the statutes is repealed.

6 *b0612/3.6* SECTION 3349d. 301.265 (1) of the statutes is renumbered 16.964
7 (8) (a) and amended to read:

8 16.964 (8) (a) From the appropriations under s. ~~20.410 (3)~~ 20.505 (6) (d) and
9 (kj), the department office shall allocate \$500,000 in each fiscal year to enter into a
10 contract with an organization to provide services in a county having a population of
11 500,000 or more for the diversion of youths from gang activities into productive
12 activities, including placement in appropriate educational, recreational and
13 employment programs. Notwithstanding s. 16.75, the department office may enter
14 into a contract under this subsection paragraph without soliciting bids or proposals
15 and without accepting the lowest responsible bid or offer.

16 *~~0166/4.11~~* SECTION 3350. 301.265 (2) of the statutes is renumbered 16.964
17 (8) (b) and amended to read:

18 16.964 (8) (b) From the appropriation under s. ~~20.410 (3) (kp)~~ 20.505 (6) (km),
19 the department office may not distribute more than \$300,000 in each fiscal year to
20 the organization that it has contracted with under ~~sub. (1) par. (a)~~ for alcohol and
21 other drug abuse education and treatment services for participants in that
22 organization's youth diversion program.

23 *b0612/3.8* SECTION 3351d. 301.265 (3) of the statutes is renumbered 16.964
24 (8) (c) and amended to read:

1 16.964 (8) (c) From the appropriations under s. ~~20.410 (3)~~ 20.505 (6) (d) and (kj),
2 the department office shall allocate \$150,000 in each fiscal year to enter into a
3 contract with an organization to provide services in Racine County, \$150,000 in each
4 fiscal year to enter into a contract with an organization to provide services in
5 Kenosha County, \$150,000 in each fiscal year to enter into a contract with an
6 organization that is located in ward 1 in the city of Racine to provide services in
7 Racine County, and \$150,000 in each fiscal year to enter into a contract with an
8 organization to provide services in Brown County, for the diversion of youths from
9 gang activities into productive activities, including placement in appropriate
10 educational, recreational, and employment programs, and for alcohol or other drug
11 abuse education and treatment services for participants in that organization's youth
12 diversion program. The organization that is located in ward 1 in the city of Racine
13 shall have a recreational facility, shall offer programs to divert youths from gang
14 activities, may not be affiliated with any national or state association, and may not
15 have entered into a contract under s. 301.265 (3), 1995 stats. Notwithstanding s.
16 16.75, the department office may enter into a contract under this subsection
17 paragraph without soliciting bids or proposals and without accepting the lowest
18 responsible bid or offer.

19 ***b0629/2.1* SECTION 3352m.** 301.295 of the statutes is created to read:

20 **301.295 Recruitment of department employees.** The department may not
21 use billboards or similar structures to recruit its employees.

22 ***b0112/1.5* SECTION 3353m.** 302.01 of the statutes is amended to read:

23 **302.01 State prisons named and defined.** The penitentiary at Waupun is
24 named "Waupun Correctional Institution²." The correctional treatment center at
25 Waupun is named "Dodge Correctional Institution²." The penitentiary at Green Bay

1 is named “Green Bay Correctional Institution”². The medium/maximum
2 penitentiary at Portage is named “Columbia Correctional Institution”. The medium
3 security institution at Oshkosh is named “Oshkosh Correctional Institution”². The
4 medium security penitentiary near Fox Lake is named “Fox Lake Correctional
5 Institution”². The penitentiary at Taycheedah is named “Taycheedah Correctional
6 Institution”². The medium security penitentiary at Plymouth is named “Kettle
7 Moraine Correctional Institution”². The penitentiary at the village of Sturtevant in
8 Racine county is named “Racine Correctional Institution”². The medium security
9 correctional institution near Black River Falls is named “Jackson Correctional
10 Institution.” The medium security penitentiary at Racine is named “Racine Youthful
11 Offender Correctional Facility”². The resource facility at Oshkosh is named
12 “Wisconsin Resource Center”². The institutions named in this section, the medium
13 security correctional institutions at Redgranite and New Lisbon, the correctional
14 institutions authorized under s. 301.16 (1n) and (1v), correctional institution
15 authorized under 1997 Wisconsin Act 4, section 4 (1) (a), correctional institution
16 authorized under s. 301.046 (1), correctional institution authorized under s. 301.048
17 (4) (b), the correctional institution at Stanley authorized under 2001 Wisconsin Act
18 (this act), section 9107 (1) (b), minimum security correctional institutions
19 authorized under s. 301.13, the probation and parole holding facilities authorized
20 under s. 301.16 (1q), and state–local shared correctional facilities when established
21 under s. 301.14, are state prisons.

22 *–1855/2.3* SECTION 3354. 302.045 (3) of the statutes is amended to read:
23 302.045 (3) PAROLE ELIGIBILITY. Except as provided in sub. (4), if the department
24 determines that an inmate serving a sentence other than one imposed under s.
25 973.01 has successfully completed the challenge incarceration program, the parole

1 commission shall parole the inmate for that sentence under s. 304.06, regardless of
2 the time the inmate has served, ~~unless the person is serving a sentence imposed~~
3 ~~under s. 973.01~~. When the parole commission grants parole under this subsection,
4 it must require the parolee to participate in an intensive supervision program for
5 drug abusers as a condition of parole.

6 ***b0568/1.2* SECTION 3354g.** 302.11 (1) of the statutes is amended to read:

7 302.11 (1) The warden or superintendent shall keep a record of the conduct of
8 each inmate, specifying each infraction of the rules. Except as provided in subs. (1g),
9 (1m), (1q), (1z), (4m), (7) and (10), each inmate is entitled to mandatory release on
10 parole by the department. The mandatory release date is established at two-thirds
11 of the sentence. Any calculations under this subsection or sub. (1q) (b) or (2) (b)
12 resulting in fractions of a day shall be rounded in the inmate's favor to a whole day.

13 ***b0568/1.2* SECTION 3354r.** 302.11 (1g) (b) 3. of the statutes is created to read:

14 302.11 (1g) (b) 3. Refusal by the inmate to live in a residence that the parole
15 commission has approved under s. 304.06 (2m) (ak), if applicable.

16 ***-1855/2.4* SECTION 3355.** 302.11 (1z) of the statutes is amended to read:

17 302.11 (1z) An inmate who is sentenced to a term of confinement in prison
18 under s. 973.01 for a felony that is committed on or after December 31, 1999, or a
19 misdemeanor committed on or after the effective date of this subsection ... [revisor
20 inserts date], is not entitled under this section to mandatory release on parole under
21 this section that sentence.

22 ***-1855/2.5* SECTION 3357.** 302.11 (3) of the statutes is amended to read:

23 302.11 (3) All consecutive sentences imposed for crimes committed before
24 December 31, 1999, shall be computed as one continuous sentence.

25 ***b0568/1.3* SECTION 3357m.** 302.11 (4m) of the statutes is amended to read:

1 302.11 (4m) An inmate may not be paroled under this section ~~is subject to the~~
2 ~~restriction unless he or she agrees to live in a residence that the parole commission~~
3 ~~or the department has approved~~ under s. 304.06 (2m) (ak), if applicable, ~~relating to~~
4 ~~the counties to which inmates may be paroled.~~

5 *–1855/2.6* SECTION 3359. 302.11 (7) (a) of the statutes is renumbered 302.11
6 (7) (am) and amended to read:

7 302.11 (7) (am) ~~The division of hearings and appeals in the department of~~
8 ~~administration, upon proper notice and hearing, or the department of corrections, if~~
9 ~~the parolee waives a hearing, reviewing authority~~ may return a parolee released
10 under sub. (1) or (1g) (b) or s. 304.02 or 304.06 (1) to prison for a period up to the
11 remainder of the sentence for a violation of the conditions of parole. The remainder
12 of the sentence is the entire sentence, less time served in custody prior to parole. The
13 revocation order shall provide the parolee with credit in accordance with ss. 304.072
14 and 973.155.

15 *–1855/2.7* SECTION 3360. 302.11 (7) (ag) of the statutes is created to read:

16 302.11 (7) (ag) In this subsection “reviewing authority” means the division of
17 hearings and appeals in the department of administration, upon proper notice and
18 hearing, or the department of corrections, if the parolee waives a hearing.

19 *–1855/2.8* SECTION 3361. 302.11 (7) (b) of the statutes is amended to read:

20 302.11 (7) (b) A parolee returned to prison for violation of the conditions of
21 parole shall be incarcerated for the entire period of time determined by the
22 ~~department of corrections in the case of a waiver or the division of hearings and~~
23 ~~appeals in the department of administration in the case of a hearing under par. (a),~~
24 reviewing authority unless paroled earlier under par. (c). The parolee is not subject
25 to mandatory release under sub. (1) or presumptive mandatory release under sub.

1 (1g). The period of time determined under par. (a) (am) may be extended in
2 accordance with subs. (1q) and (2).

3 ***-1855/2.9* SECTION 3363.** 302.11 (7) (d) of the statutes is amended to read:

4 302.11 (7) (d) A parolee who is subsequently released either after service of the
5 period of time determined by the ~~department of corrections in the case of a waiver~~
6 ~~or the division of hearings and appeals in the department of administration in the~~
7 ~~case of a hearing under par. (a) reviewing authority~~ or by a grant of parole under par.
8 (c) is subject to all conditions and rules of parole until expiration of sentence or
9 discharge by the department.

10 ***-1855/2.10* SECTION 3364.** 302.11 (7) (e) of the statutes is created to read:

11 302.11 (7) (e) A reviewing authority may consolidate proceedings before it
12 under par. (am) with other proceedings before that reviewing authority under par.
13 (am) or s. 302.113 (9) (am) or 302.114 (9) (am) if all of the proceedings relate to the
14 parole or extended supervision of the same person.

15 ***-0447/3.3* SECTION 3365.** 302.11 (10) of the statutes is amended to read:

16 302.11 (10) An inmate subject to an order under s. 48.366 ~~or 938.34 (4h)~~ is not
17 entitled to mandatory release and may be released or discharged only as provided
18 under s. 48.366 ~~or 938.538~~.

19 ***-1855/2.11* SECTION 3367.** 302.113 (4) of the statutes is amended to read:

20 302.113 (4) All consecutive sentences imposed for crimes committed on or after
21 December 31, 1999, shall be computed as one continuous sentence. The person shall
22 serve any term of extended supervision after serving all terms of confinement in
23 prison.

24 ***b0568/1.4* SECTION 3367g.** 302.113 (7) of the statutes is amended to read:

1 302.113 (7) Any inmate released to extended supervision under this section is
2 subject to all conditions and rules of extended supervision until the expiration of the
3 term of extended supervision portion of the bifurcated sentence. The department
4 may set conditions of extended supervision in addition to any conditions of extended
5 supervision required under s. 302.116, if applicable, or set by the court under s.
6 973.01 (5) if the conditions set by the department do not conflict with the court's
7 conditions.

8 *~~1855/2.12~~* SECTION 3368. 302.113 (8m) of the statutes is created to read:

9 302.113 (8m) Every person released to extended supervision under this section
10 remains in the legal custody of the department. If the department alleges that any
11 condition or rule of extended supervision has been violated by the person, the
12 department may take physical custody of the person for the investigation of the
13 alleged violation.

14 *~~1855/2.13~~* SECTION 3369. 302.113 (9) (a) of the statutes is renumbered
15 302.113 (9) (am) and amended to read:

16 302.113 (9) (am) If a person released to extended supervision under this section
17 violates a condition of extended supervision, the ~~division of hearings and appeals in~~
18 ~~the department of administration, upon proper notice and hearing, or the~~
19 ~~department of corrections, if the person on extended supervision waives a hearing,~~
20 reviewing authority may revoke the person's extended supervision of the person and
21 return the person to prison. If. Upon revocation, the person is returned to prison,
22 he or she shall be returned to prison for any specified period of time that does not
23 exceed the time remaining on the bifurcated sentence. The time remaining on the
24 bifurcated sentence is the total length of the bifurcated sentence, less time served by
25 the person in custody confinement under the sentence before release to extended

1 supervision under sub. (2) and less all time served in confinement for previous
2 revocations of extended supervision under the sentence. The revocation order shall
3 provide the person ~~on~~ whose extended supervision is revoked with credit in
4 accordance with ss. 304.072 and 973.155.

5 ***-1855/2.14* SECTION 3370.** 302.113 (9) (ag) of the statutes is created to read:
6 302.113 (9) (ag) In this subsection “reviewing authority” means the division of
7 hearings and appeals in the department of administration, upon proper notice and
8 hearing, or the department of corrections, if the person on extended supervision
9 waives a hearing.

10 ***-1855/2.15* SECTION 3371.** 302.113 (9) (b) of the statutes is amended to read:
11 302.113 (9) (b) A person who is returned to prison after revocation of extended
12 supervision shall be incarcerated for the entire period of time specified by the
13 ~~department of corrections in the case of a waiver or by the division of hearings and~~
14 ~~appeals in the department of administration in the case of a hearing under par. (a)~~
15 reviewing authority. The period of time specified under par. (a) (am) may be extended
16 in accordance with sub. (3). If a person is returned to prison under par. (am) for a
17 period of time that is less than the time remaining on the bifurcated sentence, the
18 person shall be released to extended supervision after he or she has served the period
19 of time specified under par. (am) and any extensions imposed under sub. (3).

20 ***-1855/2.16* SECTION 3372.** 302.113 (9) (c) of the statutes is amended to read:
21 302.113 (9) (c) A person who is subsequently released to extended supervision
22 after service of the period of time specified by the ~~department of corrections in the~~
23 ~~case of a waiver or by the division of hearings and appeals in the department of~~
24 ~~administration in the case of a hearing under par. (a)~~ reviewing authority is subject
25 to all conditions and rules under sub. (7) until the expiration of the term of remaining

1 extended supervision portion of the bifurcated sentence. The remaining extended
2 supervision portion of the bifurcated sentence is the total length of the bifurcated
3 sentence, less the time served by the person in confinement under the bifurcated
4 sentence before release to extended supervision under sub. (2) and less all time
5 served in confinement for any revocation of extended supervision under the
6 bifurcated sentence.

7 ***-1855/2.17* SECTION 3373.** 302.113 (9) (d) of the statutes is created to read:

8 302.113 (9) (d) When determining under pars. (am) and (c) the amount of time
9 a person has served in confinement before release to extended supervision or the
10 amount of time a person has served in confinement for a revocation of extended
11 supervision, the reviewing authority shall include any extensions imposed under
12 sub. (3).

13 ***-1855/2.18* SECTION 3374.** 302.113 (9) (e) of the statutes is created to read:

14 302.113 (9) (e) If a hearing is to be held under par. (am) before the division of
15 hearings and appeals in the department of administration, the hearing examiner
16 may order the taking and allow the use of a videotaped deposition under s. 967.04
17 (7) to (10).

18 ***-1855/2.19* SECTION 3375.** 302.113 (9) (f) of the statutes is created to read:

19 302.113 (9) (f) A reviewing authority may consolidate proceedings before it
20 under par. (am) with other proceedings before that reviewing authority under par.
21 (am) or s. 302.11 (7) (am) or 302.114 (9) (am) if all of the proceedings relate to the
22 parole or extended supervision of the same person.

23 ***-1855/2.20* *-2889/P3.5* SECTION 3376.** 302.113 (9) (g) of the statutes is

24 created to read:

1 302.113 (9) (g) If there is a hearing under par. (am) before the division of
2 hearings and appeals in the department of administration, the person on extended
3 supervision may seek review of a decision to revoke extended supervision and the
4 department of corrections may seek review of a decision to not revoke extended
5 supervision. Review of a decision under this paragraph may be sought only by an
6 action for certiorari.

7 *-1855/2.21* SECTION 3377. 302.114 (4) of the statutes is amended to read:

8 302.114 (4) All consecutive sentences imposed for crimes committed on or after
9 December 31, 1999, shall be computed as one continuous sentence. An inmate
10 subject to this section shall serve any term of extended supervision after serving all
11 terms of confinement in prison.

12 *~~b0568/1.4~~ SECTION ~~3367~~ ^{3377m} 302.114 (8) of the statutes is amended to read:

13 302.114 (8) Any inmate released to extended supervision under this section is
14 subject to all conditions and rules of extended supervision. The department may set
15 conditions of extended supervision in addition to any conditions of extended
16 supervision required under s. 302.116, if applicable, or set by the court under sub.
17 (5) (d) if the conditions set by the department do not conflict with the court's
18 conditions.

19 *-1855/2.22* SECTION 3378. 302.114 (8m) of the statutes is created to read:

20 302.114 (8m) Every person released to extended supervision under this section
21 remains in the legal custody of the department. If the department alleges that any
22 condition or rule of extended supervision has been violated by the person, the
23 department may take physical custody of the person for the investigation of the
24 alleged violation.

1 ***-1855/2.23*** SECTION 3379. 302.114 (9) (a) of the statutes is renumbered
2 302.114 (9) (am) and amended to read:

3 302.114 (9) (am) If a person released to extended supervision under this section
4 violates a condition of extended supervision, ~~the division of hearings and appeals in~~
5 ~~the department of administration, upon proper notice and hearing, or the~~
6 ~~department of corrections, if the person on extended supervision waives a hearing,~~
7 reviewing authority may revoke the person's extended supervision of the person and
8 ~~return the person to prison. If. Upon revocation,~~ the person is returned to prison,
9 ~~he or she~~ shall be returned to prison for a specified period of time, as provided under
10 par. (b).

11 ***-1855/2.24*** SECTION 3380. 302.114 (9) (ag) of the statutes is created to read:
12 302.114 (9) (ag) In this subsection “reviewing authority” has the meaning given
13 in s. 302.113 (9) (ag).

14 ***-1855/2.25*** SECTION 3381. 302.114 (9) (b) of the statutes is amended to read:
15 302.114 (9) (b) If a person is returned to prison under par. (a) (am) after
16 revocation of extended supervision, ~~the department of corrections in the case of a~~
17 ~~waiver or the division of hearings and appeals in the department of administration~~
18 ~~in the case of a hearing under par. (a)~~ reviewing authority shall specify a period of
19 time for which the person shall be incarcerated before being eligible for release to
20 extended supervision. The period of time specified under this paragraph may not be
21 less than 5 years and may be extended in accordance with sub. (3).

22 ***-1855/2.26*** SECTION 3382. 302.114 (9) (bm) of the statutes is amended to
23 read:

24 302.114 (9) (bm) A person who is returned to prison under par. (a) (am) after
25 revocation of extended supervision may, upon petition to the sentencing court, be

1 released to extended supervision after he or she has served the entire period of time
2 specified in par. (b), including any periods of extension imposed under sub. (3). A
3 person may not file a petition under this paragraph earlier than 90 days before the
4 date on which he or she is eligible to be released to extended supervision. If a person
5 files a petition for release to extended supervision under this paragraph at any time
6 earlier than 90 days before the date on which he or she is eligible to be released to
7 extended supervision, the court shall deny the petition without a hearing. The
8 procedures specified in sub. (5) (am) to (f) apply to a petition filed under this
9 paragraph.

10 ***-1855/2.27* SECTION 3383.** 302.114 (9) (d) of the statutes is created to read:

11 302.114 (9) (d) If a hearing is to be held under par. (am) before the division of
12 hearings and appeals in the department of administration, the hearing examiner
13 may order the taking and allow the use of a videotaped deposition under s. 967.04
14 (7) to (10).

15 ***-1855/2.28* SECTION 3384.** 302.114 (9) (e) of the statutes is created to read:

16 302.114 (9) (e) A reviewing authority may consolidate proceedings before it
17 under par. (am) with other proceedings before that reviewing authority under par.
18 (am) or s. 302.11 (7) (am) or 302.113 (9) (am) if all of the proceedings relate to the
19 parole or extended supervision of the same person.

20 ***-1855/2.29* *-2889/P3.9* SECTION 3385.** 302.114 (9) (f) of the statutes is
21 created to read:

22 302.114 (9) (f) If there is a hearing under par. (am) before the division of
23 hearings and appeals in the department of administration, the person on extended
24 supervision may seek review of a decision to revoke extended supervision and the
25 department of corrections may seek review of a decision to not revoke extended

1 supervision. Review of a decision under this paragraph may be sought only by an
2 action for certiorari.

3 *b0568/1.5* SECTION 3385g. 302.115 of the statutes is renumbered 302.105.

4 *b0568/1.5* SECTION 3385r. 302.116 of the statutes is created to read:

5 **302.116 Extended supervision conditions for sex offenders.** (1) In this
6 section:

7 (a) “Serious sex offense” means a violation of s. 940.225 (1) or (2), 948.02 (1) or
8 (2), 948.025, 948.06, or 948.07 or a solicitation, conspiracy, or attempt to commit a
9 violation of s. 940.225 (1) or (2), 948.02 (1) or (2), 948.025, 948.06, or 948.07.

10 (b) “Sex offender” means a person serving a sentence for a serious sex offense.

11 (2) As a condition of extended supervision, a sex offender shall agree to live in
12 a residence that the department has approved under sub. (3).

13 (3) Subject to the requirements of subs. (4) to (6) and s. 301.03 (19), before
14 releasing a sex offender to extended supervision, the department shall assess the
15 appropriateness of the sex offender’s prospective residence by doing at least all of the
16 following:

17 (a) Considering the sex offender’s access to potential victims if he or she lives
18 there. If the victim of the serious sex offense that the sex offender committed was
19 a child, the department, in meeting this requirement, shall contact the department
20 of health and family services, the local county department responsible for
21 certification of child care providers under s. 48.651, and the local school board to
22 determine whether there are any day care providers located near the sex offender’s
23 prospective residence.

24 (b) Ensuring that others living in the prospective residence are aware of the sex
25 offender’s offense history.

1 (4) The department shall use its best efforts to select a residence under sub.
2 (3) that is in the sex offender's county of residence.

3 (5) If the victim of the serious sex offense that the sex offender committed was
4 a child who resided with the sex offender at the time of the offense, the department
5 may not permit the sex offender to return home, unless the extended supervision
6 officer and any person providing sex offender treatment to the sex offender
7 determines that the sex offender's return will not jeopardize the safety of anyone
8 residing in the home.

9 (6) The department may not approve a residence under sub. (3) if it is located
10 in a county where there is a correctional institution that has a specialized sex
11 offender treatment program, unless that county is also the sex offender's county of
12 residence.

13 (7) The department shall determine a sex offender's county of residence under
14 this section by doing all of the following:

15 (a) Considering residence as the voluntary concurrence of physical presence
16 with intent to remain in a place of fixed habitation and considering physical presence
17 as prima facie evidence of intent to remain.

18 (b) Applying the criteria for consideration of residence and physical presence
19 under par. (a) to the facts that existed on the date on which the sex offender
20 committed the serious sex offense that resulted in the sentence that the sex offender
21 is serving.

22 *-0447/3.4* SECTION 3386. 302.18 (7) of the statutes is amended to read:

23 302.18 (7) Except as provided in s. 973.013 (3m), the department shall keep all
24 prisoners a person under 15 years of age who has been sentenced to the Wisconsin
25 state prisons in a secured juvenile correctional facilities or facility or a secured child

1 caring ~~institutions~~ institution, but the department may transfer ~~them~~ that person
2 to an adult correctional ~~institutions~~ institution after ~~they attain~~ the person attains
3 15 years of age.

4 *~~0447/3.5~~* SECTION 3387. 302.255 of the statutes is amended to read:

5 **302.255 Interstate corrections compact; additional applicability.**

6 “Inmate”, as defined under s. 302.25 (2) (a), includes persons subject to an order
7 under s. 48.366 who are confined to a state prison under s. 302.01 ~~and persons subject~~
8 ~~to an order under s. 938.34 (4h) who are 17 years of age or older.~~

9 *~~0470/1.1~~* SECTION 3388. 302.386 (3) (a) of the statutes is amended to read:

10 302.386 (3) (a) Except as provided in par. (b), the department may require a
11 resident housed in a prison identified in s. 302.01 or in a secured correctional facility,
12 as defined in s. 938.02 (15m), ~~who earns wages during residency and who receives~~
13 ~~medical or dental services to pay a deductible, coinsurance, copayment, or similar~~
14 ~~charge upon the medical or dental service that he or she receives. The department~~
15 ~~shall collect the allowable deductible, coinsurance, copayment, or similar charge.~~

16 *~~0447/3.6~~* SECTION 3389. 302.386 (5) (d) of the statutes is amended to read:

17 302.386 (5) (d) Any participant in the serious juvenile offender program under
18 s. 938.538 ~~unless he or she~~ the participant is placed in a Type 1 secured correctional
19 facility, as defined in s. 938.02 (19), ~~or in a Type 1 prison other than the institution~~
20 ~~authorized under s. 301.046 (1).~~

21 *~~b0338/1.4~~* SECTION 3389f. 302.46 (1) (a) of the statutes is amended to read:

22 302.46 (1) (a) On or after October 1, 1987, if a court imposes a fine or forfeiture
23 for a violation of state law or for a violation of a municipal or county ordinance except
24 for a violation of s. 101.123 (2) (a), (am) 1., (ar) ~~or~~, (bm), or (br) or (5) or state laws or
25 municipal or county ordinances involving nonmoving traffic violations or safety belt

1 use violations under s. 347.48 (2m), the court, in addition, shall impose a jail
2 assessment in an amount of 1% of the fine or forfeiture imposed or \$10, whichever
3 is greater. If multiple offenses are involved, the court shall determine the jail
4 assessment on the basis of each fine or forfeiture. If a fine or forfeiture is suspended
5 in whole or in part, the court shall reduce the jail assessment in proportion to the
6 suspension.

7 *b0576/1.1* SECTION 3389g. 303.01 (2) (em) of the statutes is amended to read:

8 303.01 (2) (em) Lease space, with or without equipment, within the precincts
9 of state prisons, as specified in s. 302.02, or within the confines of correctional
10 institutions operated by the department for holding in secure custody persons
11 adjudged delinquent, to not more than ~~6~~ 2 private businesses to employ prison
12 inmates and institution residents to manufacture products or components or to
13 provide services for sale on the open market. The department shall comply with s.
14 16.75 in selecting businesses under this paragraph. The department may enter into
15 a contract under this paragraph only with the approval of the joint committee on
16 finance. The department may not enter into or amend a contract under this
17 paragraph unless the contract or amendment specifies each state prison or juvenile
18 correctional institution at which the private business will employ inmates or
19 institution residents. The department shall consult with appropriate trade
20 organizations and labor unions prior to issuing requests for proposals and prior to
21 selecting proposals under this paragraph. Each such private business may conduct
22 its operations as a private business, subject to the wage standards under sub. (4), the
23 disposition of earnings under sub. (8), the provisions regarding displacement in sub.
24 (11), the requirements for notification and hearing under sub. (1) (c), the requirement
25 for prison industries board approval under s. 303.015 (1) (b) and the authority of the

1 department to maintain security and control in its institutions. The private business
2 and its operations are not a prison industry. Inmates employed by the private
3 business are not subject to the requirements of inmates participating in prison
4 industries, except as provided in this paragraph;

5 ***b0568/1.6* SECTION 3389m.** 304.01 (3) of the statutes is created to read:

6 304.01 (3) The parole commission shall work with the department to minimize,
7 to the greatest extent possible, the residential population density of sex offenders,
8 as defined in s. 304.06 (2m) (a) 2., who are on probation, parole, or extended
9 supervision or placed on supervised release under s. 980.06 (2) (c), 1997 stats., or s.
10 980.08 (5).

11 ***b0568/1.6* SECTION 3389p.** 304.02 (4m) of the statutes is amended to read:

12 304.02 (4m) A prisoner may not be paroled under this section is subject to the
13 restriction unless he or she agrees to live in a residence that the department has
14 approved under s. 304.06 (2m) (ak), if applicable, ~~relating to the counties to which~~
15 ~~prisoners may be paroled.~~

16 ***b0568/1.6* SECTION 3389q.** 304.06 (2m) (a) of the statutes is renumbered
17 304.06 (2m) (a) (intro.) and amended to read:

18 304.06 (2m) (a) (intro.) In this subsection, ~~“serious:~~

19 1. “Serious sex offense” means a violation of s. 940.225 (1) or (2), 948.02 (1) or
20 (2), 948.025, 948.06 or 948.07 or a solicitation, conspiracy or attempt to commit a
21 violation of s. 940.225 (1) or (2), 948.02 (1) or (2), 948.025, 948.06 or 948.07.

22 ***b0568/1.6* SECTION 3389r.** 304.06 (2m) (a) 2. of the statutes is created to read:

23 304.06 (2m) (a) 2. “Sex offender” means a person serving a sentence for a
24 serious sex offense.

25 ***b0568/1.6* SECTION 3389s.** 304.06 (2m) (af) of the statutes is created to read:

1 304.06 (2m) (af) Neither the parole commission nor the department may parole
2 a sex offender unless he or she agrees to live in a residence that the parole
3 commission or the department has approved under par. (ak).

4 ***b0568/1.6* SECTION 3389t.** 304.06 (2m) (ak) of the statutes is created to read:

5 304.06 (2m) (ak) Subject to the requirements of pars. (ap), (at), and (b) and ss.
6 301.03 (19) and 304.01 (3), before releasing a sex offender on parole, the parole
7 commission or the department shall assess the appropriateness of the sex offender's
8 prospective residence by doing at least all of the following:

9 1. Considering the sex offender's access to potential victims if he or she lives
10 there. If the victim of the serious sex offense that the sex offender committed was
11 a child, the parole commission or the department, in meeting this requirement, shall
12 contact the department of health and family services, the local county department
13 responsible for certification of child care providers under s. 48.651, and the local
14 school board to determine whether there are any day care providers located near the
15 sex offender's prospective residence.

16 2. Ensuring that others living in the prospective residence are aware of the sex
17 offender's offense history.

18 ***b0568/1.6* SECTION 3389u.** 304.06 (2m) (ap) of the statutes is created to read:

19 304.06 (2m) (ap) The parole commission or the department shall use its best
20 efforts to select a residence under par. (ak) that is in the sex offender's county of
21 residence.

22 ***b0568/1.6* SECTION 3389v.** 304.06 (2m) (at) of the statutes is created to read:

23 304.06 (2m) (at) If the victim of the serious sex offense that the sex offender
24 committed was a child who resided with the sex offender at the time of the offense,
25 neither the parole commission nor the department may permit the sex offender to

1 return home, unless the parole officer and any person providing sex offender
2 treatment to the sex offender determines that the sex offender's return will not
3 jeopardize the safety of anyone residing in the home.

4 *b0568/1.6* SECTION 3389w. 304.06 (2m) (b) of the statutes is amended to
5 read:

6 304.06 (2m) (b) Except as provided in par. (c), no ~~prisoner who is serving a~~
7 ~~sentence for a serious sex offense~~ offender may be paroled to any county where there
8 is a correctional institution that has a specialized sex offender treatment program.

9 *b0568/1.6* SECTION 3389x. 304.06 (2m) (c) of the statutes is amended to read:

10 304.06 (2m) (c) A ~~prisoner who is serving a sentence for a serious sex offense~~
11 offender may be paroled to a county where there is a correctional institution that has
12 a specialized sex offender treatment program if that county is also the ~~prisoner's sex~~
13 offender's county of residence.

14 *b0568/1.6* SECTION 3389y. 304.06 (2m) (d) of the statutes is amended to read:

15 304.06 (2m) (d) The parole commission or the department shall determine a
16 ~~prisoner's sex offender's~~ sex offender's county of residence for the purposes of this subsection by
17 doing all of the following:

18 1. ~~The parole commission or the department shall consider~~ Considering
19 residence as the voluntary concurrence of physical presence with intent to remain
20 in a place of fixed habitation and ~~shall consider~~ considering physical presence as
21 prima facie evidence of intent to remain.

22 2. ~~The parole commission or the department shall apply~~ Applying the criteria
23 for consideration of residence and physical presence under subd. 1. to the facts that
24 existed on the date ~~that the prisoner~~ on which the sex offender committed the serious
25 sex offense that resulted in the sentence ~~that the prisoner~~ sex offender is serving.

1 ***-1855/2.30* SECTION 3390.** 304.11 (3) of the statutes is amended to read:

2 304.11 (3) If upon inquiry it further appears to the governor that the convicted
3 person has violated or failed to comply with any of those conditions, the governor may
4 issue his or her warrant remanding the person to the institution from which
5 discharged, and the person shall be confined and treated as though no pardon had
6 been granted, except that the person loses any applicable good time which he or she
7 had earned. If the person is returned to prison, the person is subject to the same
8 limitations as a revoked parolee under s. 302.11 (7). The department shall determine
9 the period of incarceration under s. 302.11 (7) (a) (am). If the governor determines
10 the person has not violated or failed to comply with the conditions, the person shall
11 be discharged subject to the conditional pardon.

12 ***b0283/2.1* SECTION 3390t.** 340.01 (2g) of the statutes is amended to read:

13 340.01 (2g) “All-terrain vehicle” means an engine-driven device which has a
14 net weight of ~~650~~ 900 pounds or less, which has a width of 48 inches or less, which
15 is equipped with a seat designed to be straddled by the operator and which is
16 designed to travel on 3 or more low-pressure tires. A low-pressure tire is a tire which
17 has a minimum width of 6 inches, which is designed to be mounted on a rim with a
18 maximum diameter of 12 inches and which is designed to be inflated with an
19 operating pressure not to exceed 6 pounds per square inch as recommended by the
20 manufacturer.

21 ***-0019/3.1* SECTION 3391.** 341.135 (1) of the statutes is amended to read:

22 341.135 (1) DESIGN. Every ~~6th~~ 7th year, the department shall establish new
23 designs of registration plates to be issued under ss. 341.14 (1a), (1m), (1q), (2), (2m),
24 (6m) ~~or, and~~ (6r), 341.25 (1) (a), (c), (h), and (j) and (2) (a), (b), and (c), and 341.26 (2)
25 and (3) (a) 1. and (am). Any design for registration plates issued for automobiles and

1 for vehicles registered on the basis of gross weight shall comply with the applicable
2 design requirements of ss. 341.12 (3), 341.13, and 341.14 (6r) (c). The designs for
3 registration plates specified in this subsection shall be as similar in appearance as
4 practicable during each ~~6-year~~ 7-year design interval. Each registration plate
5 issued under s. 341.14 (1a), (1m), (1q), (2), (2m), (6m), or (6r), 341.25 (1) (a), (c), (h),
6 or (j) or (2) (a), (b), or (c), or 341.26 (2) or (3) (a) 1. or (am) during each ~~6-year~~ 7-year
7 design interval shall be of the design established under this subsection. The
8 department may not redesign registration plates for the special ~~group~~ groups under
9 s. 341.14 (6r) (f) ~~53., 54., 55., or 56.~~ until January 1, 2005 July 1, 2007. Except for
10 registration plates issued under s. 341.14 (6r) (f) 53., 54., 55., or 56., the first design
11 cycle for registration plates issued under ss. 341.14 (1a), (1m), (1q), (2), (2m), (6m),
12 and (6r), 341.25 (1) (a), (c), (h), and (j) and (2) (a), (b), and (c), and 341.26 (2) and (3)
13 (a) 1. and (am) began July 1, 2000.

14 *~~0019/3.2~~* SECTION 3392. 341.135 (2) (a) 1. of the statutes is amended to read:
15 341.135 (2) (a) 1. Beginning with registrations initially effective on
16 July 1, 2000, upon receipt of a completed application to initially register a vehicle
17 under s. 341.14 (1a), (1m), (1q), (2), (2m), (6m), or (6r), except s. 341.14 (6r) (f) ~~53.,~~
18 ~~54., 55., or 56.,~~ or s. 341.25 (1) (a), (c), (h), or (j) or (2) (a), (b), or (c) or 341.26 (2) or
19 (3) (a) 1. or (am), the department shall issue and deliver prepaid to the applicant 2
20 new registration plates of the design established under sub. (1).

21 *~~0019/3.3~~* SECTION 3393. 341.135 (2) (a) 2. of the statutes is amended to read:
22 341.135 (2) (a) 2. Notwithstanding s. 341.13 (3), beginning with registrations
23 initially effective on July 1, ~~2005~~ 2007, upon receipt of a completed application to
24 initially register a vehicle under s. 341.14 (1a), (1m), (1q), (2), (2m), (6m), or (6r), or
25 s. 341.25 (1) (a), (c), (h), or (j) or (2) (a), (b), or (c) or 341.26 (2) or (3) (a) 1. or (am), or

1 to renew the registration of a vehicle under those sections for which a registration
2 plate has not been issued during the previous ~~6~~ 7 years, the department shall issue
3 and deliver prepaid to the applicant ~~2~~ new registration plates of the design
4 established for that ~~6-year~~ 7-year period under sub. (1).

5 ***-0019/3.4* SECTION 3394.** 341.135 (2) (am) of the statutes is amended to read:

6 341.135 (2) (am) Notwithstanding ~~ss. s.~~ s. 341.13 (3) and (3m), beginning with
7 registrations initially effective on July 1, 2000, upon receipt of a completed
8 application to renew the registration of a vehicle registered under s. 341.14 (1a),
9 (1m), (1q), (2), (2m), (6m), or (6r), except s. 341.14 (6r) (f) ~~53., 54., 55., or 56.,~~ or s.
10 341.25 (1) (a), (c), (h), or (j) or (2) (a), (b), or (c) for which a registration plate of the
11 design established under sub. (1) has not been issued, the department may issue and
12 deliver prepaid to the applicant ~~2~~ new registration plates of the design established
13 under sub. (1). This paragraph does not apply to registration plates issued under s.
14 341.14 (6r) (f) ~~52., 1997 stats.~~ This paragraph does not apply after June 30, 2005
15 2007.

16 ***-0019/3.5* SECTION 3395.** 341.135 (2) (e) of the statutes is amended to read:

17 341.135 (2) (e) The department shall issue new registration plates of the design
18 established under sub. (1) for every vehicle registered under s. 341.14 (1a), (1m), (1q),
19 (2), (2m), (6m), or (6r), 341.25 (1) (a), (c), (h), or (j) or (2) (a), (b), or (c), or 341.26 (2)
20 or (3) (a) 1. or (am) after ~~January 1, 2005~~ July 1, 2007.

21 ***-0017/2.1* SECTION 3396.** 341.14 (2) of the statutes is amended to read:

22 341.14 (2) Upon compliance with the laws relating to registration of
23 automobiles and motor homes; motor trucks, dual purpose motor homes, and dual
24 purpose farm trucks which have a gross weight of not more than 8,000 pounds; and
25 farm trucks which have a gross weight of not more than 12,000 pounds, including

1 payment of the prescribed registration fees therefor plus an additional fee of \$10 \$15
2 when registration plates are issued accompanied by an application showing
3 satisfactory proof that the applicant is the holder of an unexpired amateur radio
4 station license issued by the federal communications commission, the department
5 shall issue registration plates on which, in lieu of the usual registration number,
6 shall be inscribed in large legible form the call letters of such applicant as assigned
7 by the federal communications commission. The fee for reissuance of a plate under
8 this subsection shall be \$10 \$15.

9 *~~0017/2.2~~* SECTION 3397. 341.14 (2m) of the statutes is amended to read:

10 341.14 (2m) Upon compliance with laws relating to registration of motor
11 vehicles, including payment of the prescribed fee, and an additional fee of \$5 \$15
12 when the original or new registration plates are issued and accompanied by an
13 application showing satisfactory proof that the applicant has a collector's
14 identification number as provided in s. 341.266 (2) (d), the department shall issue
15 registration plates on which, in lieu of the usual registration number, shall be
16 inscribed the collector's identification number issued under s. 341.266 (2) (d). The
17 words "VEHICLE COLLECTOR" shall be inscribed across the lower or upper portion
18 of the plate at the discretion of the department. Additional registrations under this
19 subsection by the same collector shall bear the same collector's identification number
20 followed by a suffix letter for vehicle identification. Registration plates issued under
21 this subsection shall expire annually.

22 *~~0017/2.3~~* SECTION 3398. 341.14 (6) (d) of the statutes is amended to read:

23 341.14 (6) (d) For each additional vehicle, a person who maintains more than
24 one registration under this subsection at one time shall be charged a fee of \$10 \$15
25 for issuance or reissuance of the plates in addition to the annual registration fee for

1 the vehicle. Except as provided in par. (c), a motor truck or dual purpose farm truck
2 registered under this subsection shall be registered under this paragraph.

3 ***-0017/2.4* SECTION 3399.** 341.14 (6) (e) of the statutes is repealed.

4 ***-0017/2.5* SECTION 3400.** 341.14 (6m) (a) of the statutes is amended to read:

5 341.14 (6m) (a) Upon application to register an automobile or motor truck
6 which has a gross weight of not more than 8,000 pounds by any person who is a
7 resident of this state and a member or retired member of the national guard, the
8 department shall issue to the person special plates whose colors and design shall be
9 determined by the department and which have the words "Wisconsin guard member"
10 placed on the plates in the manner designated by the department. The department
11 shall consult with or obtain the approval of the adjutant general with respect to any
12 word or symbol used to identify the national guard. An additional fee of \$10 \$15 shall
13 be charged for the issuance or reissuance of the plates. Registration plates issued
14 under this subsection shall expire annually.

15 ***-0017/2.6* SECTION 3401.** 341.14 (6r) (b) 2. of the statutes is amended to read:

16 341.14 (6r) (b) 2. An additional fee of \$10 \$15 shall be charged for the issuance
17 or reissuance of the plates for special groups specified under par. (f) ~~1. to 34., 48., 49.~~
18 ~~and 51.~~

19 ***b0690/2.11* SECTION 3401x.** 341.14 (6r) (b) 3. of the statutes is amended to
20 read:

21 341.14 (6r) (b) 3. An additional fee of \$15 shall be charged for the issuance or
22 reissuance of a plate issued on an annual basis for a special group specified under
23 par. (f) 35. to 47., 53., 54. ~~or 55., 55., or 56.~~ or designated by the department under
24 par. (fm). An additional fee of \$15 shall be charged for the issuance or reissuance of
25 a plate issued on a biennial basis for a special group specified under par. (f) 35. to 47.,

1 53., 54. ~~or 55., 55., or 56.~~ or designated by the department under par. (fm) if the plate
2 is issued during the first year of the biennial registration period or \$15 for the
3 issuance or reissuance if the plate is issued during the 2nd year of the biennial
4 registration period. The department shall deposit in the general fund and credit to
5 the appropriation account under s. 20.395 (5) (c) all fees collected under this
6 subdivision for the issuance or reissuance of a plate for a special group designated
7 by the department under par. (fm).

8 *~~0017/2.7~~* SECTION 3402. 341.14 (6r) (b) 3. of the statutes, as affected by 2001
9 Wisconsin Act (this act), is amended to read:

10 341.14 (6r) (b) 3. An additional fee of \$15 shall be charged for the issuance or
11 reissuance of a plate issued ~~on an annual basis~~ for a special group specified under
12 ~~par. (f) 35. to 47., 53., 54., 55., or 56.~~ or designated by the department under par. (fm).
13 ~~An additional fee of \$15 shall be charged for the issuance or reissuance of a plate~~
14 ~~issued on a biennial basis for a special group specified under par. (f) 35. to 47., 53.,~~
15 ~~54., 55., or 56. or designated by the department under par. (fm) if the plate is issued~~
16 ~~during the first year of the biennial registration period or \$15 for the issuance or~~
17 ~~reissuance if the plate is issued during the 2nd year of the biennial registration~~
18 ~~period. The department shall deposit in the general fund and credit to the~~
19 ~~appropriation account under s. 20.395 (5) (c) all fees collected under this subdivision~~
20 ~~for the issuance or reissuance of a plate for a special group designated by the~~
21 ~~department under par. (fm).~~

22 *~~0017/2.8~~* SECTION 3403. 341.14 (6r) (b) 4. of the statutes is amended to read:

23 341.14 (6r) (b) 4. An additional fee of \$20 that is in addition to the fee under
24 subd. 2. ~~or 3.~~ shall be charged for the issuance or renewal of a plate issued on an
25 annual basis for a special group specified under par. (f) 35. to 47. An additional fee

1 of \$40 that is in addition to the fee under subd. 2. ~~or 3.~~ shall be charged for the
2 issuance or renewal of a plate issued on a biennial basis for a special group specified
3 under par. (f) 35. to 47. if the plate is issued or renewed during the first year of the
4 biennial registration period or \$20 for the issuance or renewal if the plate is issued
5 or renewed during the 2nd year of the biennial registration period. The fee under
6 this subdivision is deductible as a charitable contribution for purposes of the taxes
7 under ch. 71.

8 ***-0017/2.9* SECTION 3404.** 341.14 (6r) (b) 6. of the statutes is amended to read:

9 341.14 (6r) (b) 6. An additional fee of \$20 that is in addition to the fee under
10 subd. ~~3.~~ 2. shall be charged for the issuance or renewal of a plate issued on an annual
11 basis for the special group specified under par. (f) 53. An additional fee of \$40 that
12 is in addition to the fee under subd. ~~3.~~ 2. shall be charged for the issuance or renewal
13 of a plate issued on a biennial basis for the special group specified under par. (f) 53.
14 if the plate is issued or renewed during the first year of the biennial registration
15 period or \$20 for the issuance or renewal if the plate is issued or renewed during the
16 2nd year of the biennial registration period. All moneys received under this
17 subdivision in excess of the initial costs of data processing for the special group plate
18 under par. (f) 53. or \$35,000, whichever is less, shall be deposited in the children's
19 trust fund. To the extent permitted under ch. 71, the fee under this subdivision is
20 deductible as a charitable contribution for purposes of the taxes under ch. 71.

21 ***-0017/2.10* SECTION 3405.** 341.14 (6r) (b) 7. of the statutes is amended to
22 read:

23 341.14 (6r) (b) 7. An additional fee of \$25 that is in addition to the fee under
24 subd. ~~3.~~ 2. shall be charged for the issuance or renewal of a plate issued on an annual
25 basis for the special group specified under par. (f) 54. An additional fee of \$50 that

1 is in addition to the fee under subd. 3. 2. shall be charged for the issuance or renewal
2 of a plate issued on the biennial basis for the special group specified under par. (f) 54.
3 if the plate is issued or renewed during the first year of the biennial registration
4 period or \$25 for the issuance or renewal if the plate is issued or renewed during the
5 2nd year of the biennial registration period. All moneys received under this
6 subdivision in excess of the initial costs of production of the special group plate under
7 par. (f) 54. or \$196,700, whichever is less, shall be deposited in the conservation fund
8 and credited to the appropriation under s. 20.370 (5) (au). To the extent permitted
9 under ch. 71, the fee under this subdivision is deductible as a charitable contribution
10 for purposes of the taxes under ch. 71.

11 *–0017/2.11* SECTION 3406. 341.14 (6r) (b) 8. (intro.) of the statutes is amended
12 to read:

13 341.14 (6r) (b) 8. (intro.) An additional fee of \$25 that is in addition to the fee
14 under subd. 3. 2. shall be charged for the issuance or renewal of a plate issued on an
15 annual basis for the special group specified under par. (f) 55. An additional fee of \$50
16 that is in addition to the fee under subd. 3. 2. shall be charged for the issuance or
17 renewal of a plate issued on the biennial basis for the special group specified under
18 par. (f) 55. if the plate is issued or renewed during the first year of the biennial
19 registration period or \$25 for the issuance or renewal if the plate is issued or renewed
20 during the 2nd year of the biennial registration period. For each professional football
21 team for which plates are produced under par. (f) 55., all moneys received under this
22 subdivision in excess of the initial costs of data processing for the special group plate
23 related to that team under par. (f) 55. or \$35,000, whichever is less, shall be deposited
24 in the general fund and credited as follows:

1 ***b0690/2.14* SECTION 3406d.** 341.14 (6r) (b) 9. of the statutes is created to
2 read:

3 341.14 (6r) (b) 9. An additional fee of \$20 that is in addition to the fee under
4 subd. 3. shall be charged for the issuance or renewal of a plate issued on an annual
5 basis for the special group specified under par. (f) 56. An additional fee of \$40 that
6 is in addition to the fee under subd. 3. shall be charged for the issuance or renewal
7 of a plate issued on a biennial basis for the special group specified under par. (f) 56.,
8 if the plate is issued or renewed during the first year of the biennial registration
9 period or \$20 for the issuance or renewal if the plate is issued or renewed during the
10 2nd year of the biennial registration period. All moneys received under this
11 subdivision in excess of the initial costs of production of the special group plate under
12 par. (f) 56. or \$196,700, whichever is less, shall be deposited in the artistic
13 endowment fund under s. 25.78. To the extent permitted under ch. 71, the fee under
14 this subdivision is deductible as a charitable contribution for purposes of the taxes
15 under ch. 71.

16 ***b0690/2.14* SECTION 3406dm.** 341.14 (6r) (b) 9. of the statutes, as created by
17 2001 Wisconsin Act (this act), is amended to read:

18 341.14 (6r) (b) 9. An additional fee of \$20 that is in addition to the fee under
19 subd. ~~3.~~ 2. shall be charged for the issuance or renewal of a plate issued on an annual
20 basis for the special group specified under par. (f) 56. An additional fee of \$40 that
21 is in addition to the fee under subd. ~~3.~~ 2. shall be charged for the issuance or renewal
22 of a plate issued on a biennial basis for the special group specified under par. (f) 56.,
23 if the plate is issued or renewed during the first year of the biennial registration
24 period or \$20 for the issuance or renewal if the plate is issued or renewed during the
25 2nd year of the biennial registration period. All moneys received under this

1 subdivision in excess of the initial costs of production of the special group plate under
2 par. (f) 56. or \$196,700, whichever is less, shall be deposited in the artistic
3 endowment fund under s. 25.78. To the extent permitted under ch. 71, the fee under
4 this subdivision is deductible as a charitable contribution for purposes of the taxes
5 under ch. 71.

6 ***b0690/2.14* SECTION 3406e.** 341.14 (6r) (c) of the statutes is amended to read:

7 341.14 (6r) (c) Special group plates shall display the word “Wisconsin”, the
8 name of the applicable authorized special group, a symbol representing the special
9 group, not exceeding one position, and identifying letters or numbers or both, not
10 exceeding 6 positions and not less than one position. The department shall specify
11 the design for special group plates, but the department shall consult the president
12 of the University of Wisconsin System before specifying the word or symbol used to
13 identify the special groups under par. (f) 35. to 47., the secretary of natural resources
14 before specifying the word or symbol used to identify ~~for~~ the special group under par.
15 (f) 50. ~~and~~, the chief executive officer of the professional football team and an
16 authorized representative of the league of professional football teams described in
17 s. 229.823 to which that team belongs before specifying the design for the applicable
18 special group plate under par. (f) 55., and the executive secretary of the arts board
19 before specifying the word or symbol used to identify the special group under par. (f)
20 56. Special group plates under par. (f) 50. shall be as similar as possible to regular
21 registration plates in color and design.

22 ***b0690/2.14* SECTION 3406f.** 341.14 (6r) (f) 56. of the statutes is created to
23 read:

24 341.14 (6r) (f) 56. Persons interested in expressing their support of the arts.

1 ***b0690/2.14* SECTION 3406g.** 341.14 (6r) (fm) 7. of the statutes is amended to
2 read:

3 341.14 (6r) (fm) 7. ~~Except for the authorized special group enumerated under~~
4 ~~par. (f) 55., after~~ After October 1, 1998, additional authorized special groups may
5 only be special groups designated by the department under this paragraph. The
6 authorized special groups enumerated in par. (f) shall be limited solely to those
7 special groups specified under par. (f) on October 1, 1998, ~~except for the authorized~~
8 ~~special group enumerated under par. (f) 55.~~ This subdivision does not apply to the
9 special group groups specified under par. (f) 54., 55., and 56.

10 ***-0017/2.12* SECTION 3407.** 341.14 (8) of the statutes is amended to read:

11 341.14 (8) If a special plate for a group associated with a branch of the armed
12 services or otherwise military in nature has been issued to a person under this
13 section, upon application by the surviving spouse of the person, the department may
14 permit the surviving spouse to retain the plate. If the plate has been returned to the
15 department or surrendered to another state, the department may reissue the plate
16 to the surviving spouse. The department shall charge an additional fee of \$10 \$15
17 to reissue the plate. This subsection does not apply to a special plate issued under
18 s. 341.14 (1) or (1r).

19 ***b0396/1.2* SECTION 3408g.** 342.14 (1r) of the statutes is amended to read:

20 342.14 (1r) ~~Upon filing an application under sub. (1) or (3) before December 1,~~
21 ~~1999, an environmental impact fee of \$5, by the person filing the application.~~ Upon
22 filing an application under sub. (1) or (3) ~~on or after December 1, 1999,~~ an
23 environmental impact fee of \$6, by the person filing the application. All moneys
24 collected under this subsection shall be credited to the environmental fund for

1 environmental management. This subsection does not apply after ~~June 30, 2001~~
2 December 31, 2003.

3 *b0396/1.2* SECTION 3408r. 342.14 (1r) of the statutes, as affected by 2001
4 Wisconsin Act (this act), is amended to read:

5 342.14 (1r) Upon filing an application under sub. (1) or (3), an environmental
6 impact fee of \$6 ~~\$9~~, by the person filing the application. All moneys collected under
7 this subsection shall be credited to the environmental fund for environmental
8 management. This subsection does not apply after December 31, 2003.

9 *b0493/3.1* SECTION 3409f. 343.10 (5) (a) 3. of the statutes is amended to read:

10 343.10 (5) (a) 3. If the applicant has 2 or more prior convictions, suspensions
11 or revocations, as counted under s. 343.307 (1), the occupational license of the
12 applicant shall restrict the applicant's operation under the occupational license to
13 vehicles that are equipped with a functioning ignition interlock device if the court
14 has ordered under s. 346.65 (6) (a) 1. ~~that a motor vehicle owned by the person~~
15 343.301 (1) that each motor vehicle titled in the name of the person be equipped with
16 an ignition interlock device or has ordered under s. 346.65 (6) (a) 1. that the motor
17 vehicle owned by the person and used in the violation or improper refusal be
18 equipped with an ignition interlock device. A person to whom a restriction under this
19 subdivision applies violates that restriction if he or she requests or permits another
20 to blow into an ignition interlock device or to start a motor vehicle equipped with an
21 ignition interlock device for the purpose of providing the person an operable motor
22 vehicle without the necessity of first submitting a sample of his or her breath to
23 analysis by the ignition interlock device. If the occupational license restricts the
24 applicant's operation to a vehicle that is equipped with an ignition interlock device,

1 the applicant shall be liable for the reasonable costs of equipping the vehicle with the
2 ignition interlock device.

3 ***b0493/3.1* SECTION 3409g.** 343.10 (5) (a) 3. of the statutes, as affected by
4 2001 Wisconsin Act (this act), is amended to read:

5 343.10 (5) (a) 3. If the applicant has 2 or more prior convictions, suspensions,
6 or revocations, as counted under s. 343.307 (1), the occupational license of the
7 applicant shall restrict the applicant's operation under the occupational license to
8 vehicles that are equipped with a functioning ignition interlock device if the court
9 has ordered under s. 343.301 (1) that each motor vehicle titled in the name of the
10 person be equipped with an ignition interlock device or has ordered under s. 346.65
11 (6) (a) 1., ~~1999 stats.~~, that the motor vehicle owned by the person and used in the
12 violation or improper refusal be equipped with an ignition interlock device. A person
13 to whom a restriction under this subdivision applies violates that restriction if he or
14 she requests or permits another to blow into an ignition interlock device or to start
15 a motor vehicle equipped with an ignition interlock device for the purpose of
16 providing the person an operable motor vehicle without the necessity of first
17 submitting a sample of his or her breath to analysis by the ignition interlock device.
18 If the occupational license restricts the applicant's operation to a vehicle that is
19 equipped with an ignition interlock device, the applicant shall be liable for the
20 reasonable costs of equipping the vehicle with the ignition interlock device.

21 ***-0272/2.1* SECTION 3410.** 343.24 (2) (a) of the statutes is amended to read:

22 343.24 (2) (a) For each file search, \$3 \$5.

23 ***b0241/2.3* SECTION 3410k.** 343.24 (2) (a) of the statutes, as affected by 2001
24 Wisconsin Act (this act), is amended to read:

25 343.24 (2) (a) For each file search, \$5 \$5.20.

1 ***-0272/2.2*** SECTION 3411. 343.24 (2) (b) of the statutes is amended to read:

2 343.24 (2) (b) For each computerized search, ~~\$3~~ \$5.

3 ***b0241/2.4*** SECTION 3411k. 343.24 (2) (b) of the statutes, as affected by 2001
4 Wisconsin Act (this act), is amended to read:

5 343.24 (2) (b) For each computerized search, ~~\$5~~ \$5.20.

6 ***-0272/2.3*** SECTION 3412. 343.24 (2) (c) of the statutes is amended to read:

7 343.24 (2) (c) For each search requested by telephone, ~~\$4~~ \$6, or an established
8 monthly service rate determined by the department.

9 ***b0241/2.5*** SECTION 3412k. 343.24 (2) (c) of the statutes, as affected by 2001
10 Wisconsin Act (this act), is amended to read:

11 343.24 (2) (c) For each search requested by telephone, ~~\$6~~ \$6.20, or an
12 established monthly service rate determined by the department.

13 ***-0272/2.4*** SECTION 3413. 343.24 (2m) of the statutes is amended to read:

14 343.24 (2m) If the department, in maintaining a computerized operating
15 record system, makes copies of its operating record file database, or a portion thereof,
16 on computer tape or other electronic media, copies of the tape or media may be
17 furnished to any person on request. The department may also furnish to any person
18 upon request records on computer tape or other electronic media that contain
19 information from files of uniform traffic citations or motor vehicle accidents and that
20 were produced for or developed by the department for purposes related to
21 maintenance of the operating record file database. The department shall charge a
22 fee of ~~\$3~~ \$5 for each file of vehicle operators' records contained in the tape or media.
23 The department shall charge a fee of not more than ~~\$3~~ \$5 for each file of uniform
24 traffic citations or motor vehicle accidents contained in the tape or media. Nothing
25 in this subsection requires the department to produce records of particular files or

1 data in a particular format except as those records or data are made by the
2 department for its purposes.

3 ***b0241/2.6* SECTION 3413k.** 343.24 (2m) of the statutes, as affected by 2001
4 Wisconsin Act (this act), is amended to read:

5 343.24 (2m) If the department, in maintaining a computerized operating
6 record system, makes copies of its operating record file database, or a portion thereof,
7 on computer tape or other electronic media, copies of the tape or media may be
8 furnished to any person on request. The department may also furnish to any person
9 upon request records on computer tape or other electronic media that contain
10 information from files of uniform traffic citations or motor vehicle accidents and that
11 were produced for or developed by the department for purposes related to
12 maintenance of the operating record file database. The department shall charge a
13 fee of \$5 \$5.20 for each file of vehicle operators' records contained in the tape or
14 media. The department shall charge a fee of not more than \$5 \$5.20 for each file of
15 uniform traffic citations or motor vehicle accidents contained in the tape or media.
16 Nothing in this subsection requires the department to produce records of particular
17 files or data in a particular format except as those records or data are made by the
18 department for its purposes.

19 ***-0272/2.5* SECTION 3414.** 343.245 (3m) (b) of the statutes is amended to read:

20 343.245 (3m) (b) The department shall establish and collect reasonable fees
21 from employers in the program sufficient to defray the costs of instituting and
22 maintaining the program, including the registration and withdrawal of employees.
23 The fee for each notification by the department to an employer under par. (a) shall
24 be \$3 \$5.

1 ***b0241/2.7* SECTION 3414k.** 343.245 (3m) (b) of the statutes, as affected by
2 2001 Wisconsin Act (this act), is amended to read:

3 343.245 (3m) (b) The department shall establish and collect reasonable fees
4 from employers in the program sufficient to defray the costs of instituting and
5 maintaining the program, including the registration and withdrawal of employees.
6 The fee for each notification by the department to an employer under par. (a) shall
7 be ~~\$5~~ \$5.20.

8 ***b0493/3.2* SECTION 3415m.** 343.30 (1q) (b) 3. of the statutes is amended to
9 read:

10 343.30 (1q) (b) 3. Except as provided in subd. 4m., if the number of convictions
11 under ss. 940.09 (1) and 940.25 in the person's lifetime, plus the total number of other
12 convictions, suspensions, and revocations counted under s. 343.307 (1) within a
13 10-year period, equals 2, the court shall revoke the person's operating privilege for
14 not less than one year nor more than 18 months. After the first 60 days of the
15 revocation period or, if the total number of convictions, suspensions, and revocations
16 counted under this subdivision within any 5-year period equals 2, after one year of
17 the revocation period has elapsed, the person is eligible for an occupational license
18 under s. 343.10 if he or she has completed the assessment and is complying with the
19 driver safety plan ordered under par. (c).

20 ***b0493/3.2* SECTION 3416m.** 343.30 (1q) (b) 4. of the statutes is amended to
21 read:

22 343.30 (1q) (b) 4. Except as provided in subd. 4m., if the number of convictions
23 under ss. 940.09 (1) and 940.25 in the person's lifetime, plus the total number of other
24 convictions, suspensions, and revocations counted under s. 343.307 (1), equals 3 or
25 more, the court shall revoke the person's operating privilege for not less than 2 years

1 nor more than 3 years. After the first 90 days of the revocation period or, if the total
2 number of convictions, suspensions, and revocations counted under this subdivision
3 within any 5-year period equals 2 or more, after one year of the revocation period has
4 elapsed, the person is eligible for an occupational license under s. 343.10 if he or she
5 has completed the assessment and is complying with the driver safety plan ordered
6 under par. (c).

7 *b0493/3.2* SECTION 3417m. 343.301 of the statutes is created to read:

8 **343.301 Installation of ignition interlock device or immobilization of**
9 **a motor vehicle. (1) IGNITION INTERLOCK. (a)** If a person improperly refuses to take
10 a test under s. 343.305 or violates s. 346.63 (1) or (2), 940.09 (1), or 940.25, and the
11 person has a total of 2 or more convictions, suspensions, or revocations, counted
12 under s. 343.307 (1) within any 5-year period, the court shall order that the person's
13 operating privilege for the operation of "Class D" vehicles be restricted to operating
14 vehicles that are equipped with an ignition interlock device and shall order that each
15 motor vehicle titled in the name of the person be equipped with an ignition interlock
16 device. This paragraph does not apply if the court orders the immobilization of each
17 motor vehicle titled in the name of the person under sub. (2) or, if the person has 2
18 or more prior convictions, suspensions, or revocations for purposes of this paragraph,
19 to the motor vehicle that the court orders to be seized and forfeited under s. 346.65
20 (6).

21 (b) The court shall order the operating privilege restriction and the installation
22 of an ignition interlock device under par. (a) for a period of not less than one year nor
23 more than the maximum operating privilege revocation period permitted for the
24 refusal or violation, beginning one year after the operating privilege revocation
25 period begins.

1 (c) If the court restricts the person's operating privilege under par. (a), the
2 person shall be liable for the reasonable cost of equipping and maintaining any
3 ignition interlock device installed in his or her motor vehicle.

4 (d) A person to whom an order under par. (a) applies violates that order if he
5 or she requests or permits another to blow into an ignition interlock device or to start
6 a motor vehicle equipped with an ignition interlock device for the purpose of
7 providing the person an operable motor vehicle without the necessity of first
8 submitting a sample of his or her breath to analysis by the ignition interlock device.

9 (e) The court may not order a motor vehicle equipped with an ignition interlock
10 device if that would result in undue hardship or extreme inconvenience or would
11 endanger the health and safety of a person.

12 (2) IMMOBILIZATION. (a) If a person improperly refuses to take a test under s.
13 343.305 or violates s. 346.63 (1) or (2), 940.09 (1), or 940.25, and the person has a total
14 of 2 or more convictions, suspensions, or revocations counted under s. 343.307 (1)
15 within any 5-year period, the court shall order that each motor vehicle titled in the
16 name of the person be immobilized. This paragraph does not apply if the court orders
17 the operating privilege restriction and the installation of an ignition interlock device
18 in each motor vehicle titled in the name of the person under sub. (1) or, if the person
19 has 2 or more prior convictions, suspensions, or revocations for purposes of this
20 paragraph, to the motor vehicle that the court orders to be seized and forfeited under
21 s. 346.65 (6).

22 (b) The court shall order the immobilization under par. (a) for a period of not
23 less than one year nor more than the maximum operating privilege revocation period
24 permitted for the refusal or violation, beginning on the first day of the operating
25 privilege revocation period.

1 (c) If the court orders that the person's motor vehicle be immobilized, the person
2 shall be liable for the reasonable cost of equipping and maintaining any
3 immobilization device installed on his or her motor vehicle.

4 (d) The court shall notify the department, in a form and manner prescribed by
5 the department, that an order to immobilize a motor vehicle has been entered. The
6 registration records of the department shall reflect that the order has been entered
7 against the motor vehicle and remains unexecuted. Any law enforcement officer may
8 execute that order based on the information provided by the department. The law
9 enforcement agency shall notify the department when an order has been executed
10 under this paragraph and the department shall amend its vehicle registration
11 records to reflect that notification.

12 (e) Within 10 days after immobilizing a motor vehicle under par. (d), the law
13 enforcement agency that immobilized the vehicle shall provide notice of the
14 immobilization to all lienholders of record. The notice shall set forth the year, make,
15 model, and vehicle identification number of the motor vehicle, where the motor
16 vehicle is located and the reason for the immobilization.

17 (f) The court may not order a motor vehicle immobilized if that would result in
18 undue hardship or extreme inconvenience or would endanger the health and safety
19 of a person.

20 ***b0493/3.2* SECTION 3418m.** 343.301 (1) (a) of the statutes, as created by 2001
21 Wisconsin Act ... (this act), is renumbered 343.301 (1) (a) 2. and amended to read:

22 343.301 (1) (a) 2. If a person improperly refuses to take a test under s. 343.305
23 or violates s. 346.63 (1) or (2), 940.09 (1), or 940.25, and the person has a total of 2
24 or more convictions, suspensions, or revocations, counted under s. 343.307 (1) within
25 any 5-year period, the court shall order that the person's operating privilege for the

1 operation of “Class D” vehicles be restricted to operating vehicles that are equipped
2 with an ignition interlock device and shall order that each motor vehicle titled in the
3 name of the person be equipped with an ignition interlock device. This paragraph
4 subdivision does not apply if the court orders the immobilization of each motor
5 vehicle titled in the name of the person under sub. (2) (a) 2. or, if the person has 2 or
6 more prior convictions, suspensions, or revocations for purposes of this paragraph,
7 to the motor vehicle that the court orders to be seized and forfeited under s. 346.65
8 (6).

9 *b0493/3.2* SECTION 3419m. 343.301 (1) (a) 1. of the statutes is created to
10 read:

11 343.301 (1) (a) 1. Except as provided in subd. 2., if a person improperly refuses
12 to take a test under s. 343.305 or violates s. 346.63 (1) or (2), 940.09 (1), or 940.25,
13 and the person has a total of one or more prior convictions, suspensions, or
14 revocations, counting convictions under ss. 940.09 (1) and 940.25 in the person’s
15 lifetime and other convictions, suspensions, and revocations counted under s.
16 343.307 (1), the court may order that the person’s operating privilege for the
17 operation of “Class D” vehicles be restricted to operating “Class D” vehicles that are
18 equipped with an ignition interlock device.

19 *b0493/3.2* SECTION 3420m. 343.301 (1) (b) of the statutes, as created by 2001
20 Wisconsin Act ... (this act), is renumbered 343.301 (1) (b) 2. and amended to read:

21 343.301 (1) (b) 2. The court shall order the operating privilege restriction and
22 the installation of an ignition interlock device under par. (a) 2. for a period of not less
23 than one year nor more than the maximum operating privilege revocation period
24 permitted for the refusal or violation, beginning on the first day of the operating
25 privilege revocation period.

1 ***b0493/3.2* SECTION 3420n.** 343.301 (1) (b) 1. of the statutes is created to read:

2 343.301 (1) (b) 1. The court may restrict the operating privilege restriction
3 under par. (a) 1. for a period of not less than one year nor more than the maximum
4 operating privilege revocation period permitted for the refusal or violation.

5 ***b0493/3.2* SECTION 3420p.** 343.301 (2) (a) of the statutes, as created by 2001
6 Wisconsin Act (this act), is renumbered 343.301 (2) (a) 2. and amended to read:

7 343.301 (2) (a) 2. If a person improperly refuses to take a test under s. 343.305
8 or violates s. 346.63 (1) or (2), 940.09 (1), or 940.25, and the person has a total of 2
9 or more convictions, suspensions, or revocations counted under s. 343.307 (1) within
10 any 5–year period, the court shall order that each motor vehicle titled in the name
11 of the person be immobilized. This ~~paragraph~~ subdivision does not apply if the court
12 orders the the operating privilege restriction and the installation of an ignition
13 interlock device in each motor vehicle titled in the name of the person under sub. (1)
14 (a) 1. or, if the person has 2 or more prior convictions, suspensions, or revocations for
15 purposes of this paragraph, to they motor vehicle that the court orders to be seized
16 and forfeited under s. 346.65 (6).

17 ***b0493/3.2* SECTION 3420r.** 343.301 (2) (a) 1. of the statutes is created to read:

18 343.301 (2) (a) 1. Except as provided in subd. 2., if a person improperly refuses
19 to take a test under s. 343.305 or violates s. 346.63 (1) or (2), 940.09 (1), or 940.25,
20 and the person has a total of one or more prior convictions, suspensions, or
21 revocations, counting convictions under ss. 940.09 (1) and 940.25 in the person's
22 lifetime and other convictions, suspensions, and revocations counted under s.
23 343.307 (1), the court may order that the motor vehicle used during the refusal or
24 violation and titled in the name of the person be immobilized.

1 ***b0493/3.2* SECTION 3420s.** 343.301 (2) (b) of the statutes, as created by 2001
2 Wisconsin Act (this act), is renumbered 343.301 (2) (b) 2. and amended to read:

3 343.301 (2) (b) 2. The court shall order the immobilization under par. (a) 2. for
4 a period of not less than one year nor more than the maximum operating privilege
5 revocation period permitted for the refusal or violation, beginning on the first day of
6 the operating privilege revocation period.

7 ***b0493/3.2* SECTION 3420t.** 343.301 (2) (b) 1. of the statutes is created to read:

8 343.301 (2) (b) 1. The court may order the immobilization under par. (a) 1. for
9 a period of not less than one year nor more than the maximum operating privilege
10 revocation period permitted for the refusal or violation.

11 ***b0493/3.2* SECTION 3421m.** 343.305 (10) (b) 3. of the statutes is amended to
12 read:

13 343.305 (10) (b) 3. Except as provided in subd. 4m., if the number of convictions
14 under ss. 940.09 (1) and 940.25 in the person's lifetime, plus the total number of other
15 convictions, suspensions, and revocations counted under s. 343.307 (2) within a
16 10-year period, equals 2, the court shall revoke the person's operating privilege for
17 2 years. After the first 90 days of the revocation period or, if the total number of
18 convictions, suspensions, and revocations counted under this subdivision within any
19 5-year period equals 2, after one year of the revocation period has elapsed, the person
20 is eligible for an occupational license under s. 343.10 if he or she has completed the
21 assessment and is complying with the driver safety plan.

22 ***b0493/3.2* SECTION 3422m.** 343.305 (10) (b) 4. of the statutes is amended to
23 read:

24 343.305 (10) (b) 4. Except as provided in subd. 4m., if the number of convictions
25 under ss. 940.09 (1) and 940.25 in the person's lifetime, plus the total number of other

1 convictions, suspensions, and revocations counted under s. 343.307 (2) within a
2 10-year period, equals 2, the court shall revoke the person's operating privilege for
3 2 years. After the first 90 days of the revocation period or, if the total number of
4 convictions, suspensions, and revocations counted under this subdivision within any
5 5-year period equals 2, after one year of the revocation period has elapsed, the person
6 is eligible for an occupational license under s. 343.10 if he or she has completed the
7 assessment and is complying with the driver safety plan.

8 *b0493/3.2* SECTION 3423g. 343.305 (10m) of the statutes is amended to read:

9 343.305 (10m) REFUSALS; SEIZURE, IMMOBILIZATION OR IGNITION INTERLOCK OF A
10 MOTOR VEHICLE. If the person whose operating privilege is revoked under sub. (10)
11 has 2 or more ~~prior~~ convictions, suspensions, or revocations, as counted under s.
12 343.307 (1) within any 5-year period, the procedure under s. 343.301 shall be
13 followed if the court orders the immobilization of each motor vehicle titled in the
14 name of the person or if the court requires that the person's operating privilege for
15 the operation of "Class D" vehicles be restricted to operating "Class D" vehicles
16 equipped with an ignition interlock device and that each vehicle titled in the name
17 of the person be equipped with an ignition interlock device. If the number of
18 convictions under ss. 940.09 (1) and 940.25 in the lifetime of the person whose
19 operating privilege is revoked under sub. (10), plus the total number of other
20 convictions, suspensions, and revocations counted under s. 343.307 (1), equals 2 or
21 more, the procedure under s. 346.65 (6) shall be followed regarding the
22 immobilization or seizure and forfeiture of a motor vehicle owned by the person or
23 the equipping of a motor vehicle owned by the person with an ignition interlock
24 device.

1 ***b0493/3.2* SECTION 3423h.** 343.305 (10m) of the statutes, as affected by 2001
2 Wisconsin Act (this act), is renumbered 343.305 (10m) (b) and amended to read:

3 343.305 (10m) (b) If the person whose operating privilege is revoked under sub.
4 (10) has 2 or more convictions, suspensions, or revocations, as counted under s.
5 343.307 (1) within any 5-year period, the procedure under s. 343.301 shall be
6 followed if the court orders the immobilization of each motor vehicle titled in the
7 name of the person or if the court requires that the person's operating privilege for
8 the operation of "Class D" vehicles be restricted to operating "Class D" vehicles
9 equipped with an ignition interlock device and that each vehicle titled in the name
10 of the person be equipped with an ignition interlock device. If the number of
11 convictions under ss. 940.09 (1) and 940.25 in the lifetime of the person whose
12 operating privilege is revoked under sub. (10), plus the total number of other
13 convictions, suspensions, and revocations counted under s. 343.307 (1), equals 2 or
14 more, the procedure under s. 346.65 (6) shall be followed ~~regarding the~~
15 ~~immobilization or if the court orders~~ seizure and forfeiture of ~~a~~ the motor vehicle
16 used in the improper refusal and owned by the person ~~or the equipping of a motor~~
17 ~~vehicle owned by the person with an ignition interlock device.~~

18 ***b0493/3.2* SECTION 3423j.** 343.305 (10m) (a) of the statutes is created to read:

19 343.305 (10m) (a) Except as provided in par. (b), if the person whose operating
20 privilege is revoked under sub. (10) has one or more prior convictions, suspensions,
21 or revocations, as counted under s. 343.307 (1), the procedure under s. 343.301 shall
22 be followed if the court orders the immobilization of the motor vehicle used in the
23 violation and owned by the person or if the court requires that the person's operating
24 privilege for the operation of "Class D" vehicles be restricted to operating "Class D"
25 vehicles equipped with an ignition interlock device. If the number of convictions

1 under ss. 940.09 (1) and 940.25 in the lifetime of the person whose operating privilege
2 is revoked under sub. (10), plus the total number of other convictions, suspensions,
3 and revocations counted under s. 343.307 (1), equals 2 or more, the procedure under
4 s. 346.65 (6) shall be followed if the court orders seizure and forfeiture of the motor
5 vehicle used in the improper refusal and owned by the person.

6 ***b0493/3.2* SECTION 3424b.** 343.31 (3) (bm) 3. of the statutes is amended to
7 read:

8 343.31 (3) (bm) 3. Except as provided in subd. 4m., if the number of convictions
9 under ss. 940.09 (1) and 940.25 in the person's lifetime, plus the total number of
10 suspensions, revocations, and other convictions counted under s. 343.307 (1) within
11 a 10-year period, equals 2, the department shall revoke the person's operating
12 privilege for not less than one year nor more than 18 months. If an Indian tribal court
13 in this state revokes the person's privilege to operate a motor vehicle on tribal lands
14 for not less than one year nor more than 18 months for the conviction specified in par.
15 (bm) (intro.), the department shall impose the same period of revocation. After the
16 first 60 days of the revocation period or, if the total number of convictions,
17 suspensions, and revocations counted under this subdivision within any 5-year
18 period equals 2, after one year of the revocation period has elapsed, the person is
19 eligible for an occupational license under s. 343.10.

20 ***-2018/2.6* SECTION 3425.** 343.31 (3) (bm) 4. of the statutes is amended to
21 read:

22 343.31 (3) (bm) 4. Except as provided in subd. 4m., if the number of convictions
23 under ss. 940.09 (1) and 940.25 in the person's lifetime, plus the total number of other
24 suspensions, revocations and convictions counted under s. 343.307 (1), equals 3 or
25 more, the department shall revoke the person's operating privilege for not less than

1 2 years nor more than 3 years. If an Indian tribal court in this state revokes the
2 person's privilege to operate a motor vehicle on tribal lands for not less than 2 years
3 nor more than 3 years for the conviction specified in par. (bm) (intro.), the department
4 shall impose the same period of revocation. After the first 90 days one year of the
5 revocation period has elapsed, the person is eligible for an occupational license under
6 s. 343.10.

7 *b0493/3.3* SECTION 3426m. 343.31 (3m) (a) of the statutes is amended to
8 read:

9 343.31 (3m) (a) Any person who has his or her operating privilege revoked
10 under sub. (3) (c) or (f) is eligible for an occupational license under s. 343.10 after the
11 first 120 days of the revocation period, except that if the total number of convictions,
12 suspensions, or revocations for any offense that is counted under s. 343.307 (1) within
13 any 5-year period equals 2 or more, the person is eligible for an occupational license
14 under s. 343.10 after one year of the revocation period has elapsed.

15 *b0493/3.3* SECTION 3427m. 343.31 (3m) (b) of the statutes is amended to
16 read:

17 343.31 (3m) (b) Any person who has his or her operating privilege revoked
18 under sub. (3) (e) is eligible for an occupational license under s. 343.10 after the first
19 60 days of the revocation period, except that if the total number of convictions,
20 suspensions, or revocations for any offense that is counted under s. 343.307 (1) within
21 any 5-year period equals 2 or more, the person is eligible for an occupational license
22 under s. 343.10 after one year of the revocation period has elapsed.

23 *-1394/2.53* SECTION 3428. 345.26 (1) (b) 1. of the statutes is amended to read:

24 345.26 (1) (b) 1. If the person makes a deposit for a violation of a traffic
25 regulation, the person need not appear in court at the time fixed in the citation, and

1 the person will be deemed to have tendered a plea of no contest and submitted to a
2 forfeiture and a penalty assessment, if required by s. 757.05, a jail assessment, if
3 required by s. 302.46 (1), a truck driver education assessment, if required by s.
4 349.04, a railroad crossing improvement assessment, if required by s. 346.177,
5 346.495 or 346.65 (4r), and a crime laboratories and drug law enforcement
6 assessment, if required by s. 165.755, plus any applicable fees prescribed in ch. 814,
7 not to exceed the amount of the deposit that the court may accept as provided in s.
8 345.37; and

9 ***-1394/2.54* SECTION 3429.** 345.26 (2) (b) of the statutes is amended to read:
10 345.26 (2) (b) In addition to the amount in par. (a), the deposit shall include
11 court costs, including any applicable fees prescribed in ch. 814, any applicable
12 penalty assessment, any applicable jail assessment, any applicable truck driver
13 education assessment, any applicable railroad crossing improvement assessment,
14 and any applicable crime laboratories and drug law enforcement assessment.

15 ***-1394/2.55* SECTION 3430.** 345.36 (2) (b) of the statutes is amended to read:
16 345.36 (2) (b) Deem the nonappearance a plea of no contest and enter judgment
17 accordingly. If the defendant has posted bond for appearance at that date, the court
18 may also order the bond forfeited. The court shall promptly mail a copy of the
19 judgment to the defendant. The judgment shall allow not less than 20 days from the
20 date thereof for payment of any forfeiture, penalty assessment, jail assessment,
21 railroad crossing improvement assessment, truck driver education assessment,
22 crime laboratories and drug law enforcement assessment, and costs imposed. If the
23 defendant moves to open the judgment within 20 days after the date set for trial, and
24 shows to the satisfaction of the court that the failure to appear was due to mistake,
25 inadvertence, surprise, or excusable neglect, the court shall open the judgment,

1 reinstate the not guilty plea, and set a new trial date. The court may impose costs
2 under s. 814.07. The court shall immediately notify the department to delete the
3 record of conviction based upon the original judgment.

4 ***-1394/2.57* SECTION 3432.** 345.37 (2) of the statutes is amended to read:

5 345.37 (2) If the defendant has made a deposit under s. 345.26, the citation may
6 serve as the initial pleading and the defendant shall be deemed to have tendered a
7 plea of no contest and submitted to a forfeiture and a penalty assessment, if required
8 by s. 757.05, a jail assessment, if required by s. 302.46 (1), a truck driver education
9 assessment, if required by s. 349.04, a railroad crossing improvement assessment,
10 if required by s. 346.177, 346.495 or 346.65 (4r), and a crime laboratories and drug
11 law enforcement assessment, if required by s. 165.755, plus costs, including any
12 applicable fees prescribed in ch. 814, not exceeding the amount of the deposit. The
13 court may either accept the plea of no contest and enter judgment accordingly, or
14 reject the plea and issue a summons under ch. 968. If the defendant fails to appear
15 in response to the summons, the court shall issue a warrant under ch. 968. If the
16 court accepts the plea of no contest, the defendant may move within 6 months after
17 the date set for the appearance to withdraw the plea of no contest, open the judgment,
18 and enter a plea of not guilty upon a showing to the satisfaction of the court that the
19 failure to appear was due to mistake, inadvertence, surprise, or excusable neglect.
20 If on reopening the defendant is found not guilty, the court shall immediately notify
21 the department to delete the record of conviction based on the original proceeding
22 and shall order the defendant's deposit returned.

23 ***-1394/2.58* SECTION 3433.** 345.37 (5) of the statutes is amended to read:

24 345.37 (5) Within 5 working days after forfeiture of deposit or entry of default
25 judgment, the official receiving the forfeiture, the penalty assessment, if required by

1 s. 757.05, the jail assessment, if required by s. 302.46 (1), the truck driver education
2 assessment, if required by s. 349.04, the railroad crossing improvement assessment,
3 if required by s. 346.177, 346.495 or 346.65 (4r), and the crime laboratories and drug
4 law enforcement assessment, if required by s. 165.755, shall forward to the
5 department a certification of the entry of default judgment or a judgment of
6 forfeiture.

7 ***-1394/2.59* SECTION 3434.** 345.375 (2) of the statutes is amended to read:

8 345.375 (2) Upon default of the defendant corporation or limited liability
9 company or upon conviction, judgment for the amount of the forfeiture, the penalty
10 assessment, if required under s. 757.05, the jail assessment, if required by s. 302.46
11 (1), the truck driver education assessment, if required by s. 349.04, and the crime
12 laboratories and drug law enforcement assessment, if required under s. 165.755,
13 shall be entered.

14 ***-1394/2.60* SECTION 3435.** 345.47 (1) (intro.) of the statutes is amended to
15 read:

16 345.47 (1) (intro.) If the defendant is found guilty, the court may enter
17 judgment against the defendant for a monetary amount not to exceed the maximum
18 forfeiture, penalty assessment, if required by s. 757.05, the jail assessment, if
19 required by s. 302.46 (1), the truck driver education assessment, if required by s.
20 349.04, the railroad crossing improvement assessment, if required by s. 346.177,
21 346.495 or 346.65 (4r), and the crime laboratories and drug law enforcement
22 assessment, if required by s. 165.755, provided for the violation and for costs under
23 s. 345.53 and, in addition, may suspend or revoke his or her operating privilege under
24 s. 343.30. If the judgment is not paid, the court shall order:

25 ***-1394/2.61* SECTION 3436.** 345.47 (1) (b) of the statutes is amended to read:

1 345.47 (1) (b) In lieu of imprisonment and in addition to any other suspension
2 or revocation, that the defendant's operating privilege be suspended. The operating
3 privilege shall be suspended for 30 days or until the person pays the forfeiture, the
4 penalty assessment, if required by s. 757.05, the jail assessment, if required by s.
5 302.46 (1), the truck driver education assessment, if required by s. 349.04, the
6 railroad crossing improvement assessment, if required by s. 346.177, 346.495 or
7 346.65 (4r), and the crime laboratories and drug law enforcement assessment, if
8 required by s. 165.755, but not to exceed 2 years. Suspension under this paragraph
9 shall not affect the power of the court to suspend or revoke under s. 343.30 or the
10 power of the secretary to suspend or revoke the operating privilege. This paragraph
11 does not apply if the judgment was entered solely for violation of an ordinance
12 unrelated to the violator's operation of a motor vehicle.

13 *~~1394/2.62~~* SECTION 3437. 345.47 (1) (c) of the statutes is amended to read:

14 345.47 (1) (c) If a court or judge suspends an operating privilege under this
15 section, the court or judge shall immediately take possession of the suspended license
16 and shall forward it to the department together with the notice of suspension, which
17 shall clearly state that the suspension was for failure to pay a forfeiture, a penalty
18 assessment, if required by s. 757.05, a truck driver education assessment, if required
19 by s. 349.04, a jail assessment, if required by s. 302.46 (1), a railroad crossing
20 improvement assessment, if required by s. 346.177, 346.495 or 346.65 (4r), and a
21 crime laboratories and drug law enforcement assessment, if required by s. 165.755,
22 imposed by the court. The notice of suspension and the suspended license, if it is
23 available, shall be forwarded to the department within 48 hours after the order of
24 suspension. If the forfeiture, penalty assessment, jail assessment, truck driver
25 education assessment, railroad crossing improvement assessment, and crime

1 laboratories and drug law enforcement assessment are paid during a period of
2 suspension, the court or judge shall immediately notify the department. Upon
3 receipt of the notice and payment of the reinstatement fee under s. 343.21 (1) (j), the
4 department shall return the surrendered license.

5 ***-1394/2.63* SECTION 3438.** 345.47 (2) of the statutes is amended to read:

6 345.47 (2) The payment of any judgment may be suspended or deferred for not
7 more than 60 days in the discretion of the court. In cases where a deposit has been
8 made, any forfeitures, penalty assessments, jail assessments, truck driver education
9 assessments, railroad crossing improvement assessments, crime laboratories and
10 drug law enforcement assessments, and costs shall be taken out of the deposit and
11 the balance, if any, returned to the defendant.

12 ***-1394/2.64* SECTION 3439.** 345.47 (3) of the statutes is amended to read:

13 345.47 (3) When a defendant is imprisoned for nonpayment of a forfeiture, a
14 penalty assessment, a jail assessment, a truck driver education assessment, a
15 railroad crossing improvement assessment, or a crime laboratories and drug law
16 enforcement assessment for an action brought by a municipality located in more
17 than one county, any commitment to a county institution shall be to the county in
18 which the action was tried.

19 ***-1394/2.65* SECTION 3440.** 345.49 (1) of the statutes is amended to read:

20 345.49 (1) Any person imprisoned under s. 345.47 for nonpayment of a
21 forfeiture, a penalty assessment, if required by s. 757.05, a jail assessment, if
22 required by s. 302.46 (1), a truck driver education assessment, if required by s.
23 349.04, a railroad crossing improvement assessment, if required by s. 346.177,
24 346.495 or 346.65 (4r), or a crime laboratories and drug law enforcement assessment,
25 if required by s. 165.755, may, on request, be allowed to work under s. 303.08. If the

1 person does work, earnings shall be applied on the unpaid forfeiture, penalty
2 assessment, truck driver education assessment, jail assessment, railroad crossing
3 improvement assessment, or crime laboratories and drug law enforcement
4 assessment after payment of personal board and expenses and support of personal
5 dependents to the extent directed by the court.

6 ***-1394/2.66* SECTION 3441.** 345.49 (2) of the statutes is amended to read:

7 345.49 (2) Any person who is subject to imprisonment under s. 345.47 for
8 nonpayment of a forfeiture, penalty assessment, truck driver education assessment,
9 jail assessment, railroad crossing improvement assessment, or crime laboratories
10 and drug law enforcement assessment may be placed on probation to some person
11 satisfactory to the court for not more than 90 days or until the forfeiture, penalty
12 assessment, truck driver education assessment, jail assessment, railroad crossing
13 improvement assessment, or crime laboratories and drug law enforcement
14 assessment is paid if that is done before expiration of the 90-day period. The
15 payment of the forfeiture, penalty assessment, truck driver education assessment,
16 jail assessment, railroad crossing improvement assessment, or crime laboratories
17 and drug law enforcement assessment during that period shall be a condition of the
18 probation. If the forfeiture, penalty assessment, truck driver education assessment,
19 jail assessment, railroad crossing improvement assessment, or crime laboratories
20 and drug law enforcement assessment is not paid or the court deems that the
21 interests of justice require, probation may be terminated and the defendant
22 imprisoned as provided in sub. (1) or s. 345.47.

23 ***-1394/2.67* SECTION 3442.** 345.61 (2) (c) of the statutes is amended to read:

24 345.61 (2) (c) "Guaranteed arrest bond certificate" as used in this section means
25 any printed card or other certificate issued by an automobile club, association or

1 insurance company to any of its members or insureds, which card or certificate is
2 signed by the member or insureds and contains a printed statement that the
3 automobile club, association or insurance company and a surety company, or an
4 insurance company authorized to transact both automobile liability insurance and
5 surety business, guarantee the appearance of the persons whose signature appears
6 on the card or certificate and that they will in the event of failure of the person to
7 appear in court at the time of trial, pay any fine or forfeiture imposed on the person,
8 including the penalty assessment required by s. 757.05, the truck driver education
9 assessment required by s. 349.04, the jail assessment required by s. 302.46 (1), the
10 railroad crossing improvement assessment required by s. 346.177, 346.495 or 346.65
11 (4r), and the crime laboratories and drug law enforcement assessment required by
12 s. 165.755, in an amount not exceeding \$200, or \$1,000 as provided in sub. (1) (b).

13 ***b0518/3.1* SECTION 3442g.** 346.57 (4) (L) of the statutes is created to read:
14 346.57 (4) (L) Thirty–five miles per hour on STH 58 from I 90/94 in the city of
15 Mauston to Fairway Lane in the town of Lisbon, in Juneau County.

16 ***b0518/3.1* SECTION 3442h.** 346.57 (4) (m) of the statutes is created to read:
17 346.57 (4) (m) Forty–five miles per hour on STH 58 from Fairway Lane to
18 Welch Prairie Road in the town of Lisbon, in Juneau County.

19 ***b0518/3.1* SECTION 3442j.** 346.57 (6) (a) of the statutes is amended to read:
20 346.57 (6) (a) On state trunk highways and connecting highways and on county
21 trunk highways or highways marked and signed as county trunks, the speed limits
22 specified in sub. (4) (e) and, (f), (L), and (m) are not effective unless official signs
23 giving notice thereof have been erected by the authority in charge of maintenance of
24 the highway in question. The speed limit specified in sub. (4) (g) and (k) is not
25 effective on any highway unless official signs giving notice thereof have been erected

1 by the authority in charge of maintenance of the highway in question. The signs shall
2 be erected at such points as the authority in charge of maintenance deems necessary
3 to give adequate warning to users of the highway in question, but an alleged failure
4 to post a highway as required by this paragraph is not a defense to a prosecution for
5 violation of the speed limits specified in sub. (4) (e), (f), (g) or, (k), (L), or (m), or in an
6 ordinance enacted in conformity therewith, if official signs giving notice of the speed
7 limit have been erected at those points on the highway in question where a person
8 traversing such highway would enter it from an area where a different speed limit
9 is in effect.

10 ***b0518/3.1* SECTION 3442k.** 346.60 (2) (a) of the statutes is amended to read:

11 346.60 (2) (a) Except as provided in sub. (3m) or (5), any person violating s.
12 346.57 (4) (d) to (g) or, (h), (L), or (m) or (5) or 346.58 may be required to forfeit not
13 less than \$30 nor more than \$300.

14 ***b0518/3.1* SECTION 3442m.** 346.60 (3m) (a) of the statutes is amended to
15 read:

16 346.60 (3m) (a) If an operator of a vehicle violates s. 346.57 (2), (3), (4) (d) to
17 (h), (L), or (m) or (5) where persons engaged in work in a highway maintenance or
18 construction area or in a utility work area are at risk from traffic, any applicable
19 minimum and maximum forfeiture specified in sub. (2) or (3) for the violation shall
20 be doubled.

21 ***b0493/3.4* SECTION 3443c.** 346.65 (2g) (d) of the statutes is created to read:

22 346.65 (2g) (d) If the court imposes imprisonment under sub. (2) (b), the court
23 shall ensure that the person is imprisoned for not less than 5 days or ordered to
24 perform not less than 30 days of community service work under s. 973.03 (3) (a).

25 ***b0493/3.4* SECTION 3443g.** 346.65 (6) (a) 1. of the statutes is amended to read:

1 346.65 (6) (a) 1. ~~The~~ Except as provided in s. 343.301, the court may order a law
2 enforcement officer to seize the motor vehicle used in the violation or improper
3 refusal and owned by the person, or, if the motor vehicle is not ordered seized, shall
4 order a law enforcement officer to equip the motor vehicle with an ignition interlock
5 device or immobilize any motor vehicle owned by the person, whose operating
6 privilege is revoked under s. 343.305 (10) or who committed a violation of s. 346.63
7 (1) (a), (b) or (2) (a) 1. or 2., 940.09 (1) (a) or (b), (c) or (d) or 940.25 (1) (a), (b), (c) or
8 (d) if the person whose operating privilege is revoked under s. 343.305 (10) or who
9 is convicted of the violation has 2 or more prior suspensions, revocations or
10 convictions, counting convictions under ss. 940.09 (1) and 940.25 in the person's
11 lifetime, plus other convictions, suspensions or revocations counted under s. 343.307
12 (1). The court may not order a motor vehicle seized, equipped with an ignition
13 interlock device or immobilized if that would result in undue hardship or extreme
14 inconvenience or would endanger the health and safety of a person.

15 ***b0493/3.4* SECTION 3443k.** 346.65 (6) (a) 1. of the statutes, as affected by
16 2001 Wisconsin Act (this act), is amended to read:

17 346.65 (6) (a) 1. ~~Except as provided in s. 343.301, the~~ The court may order a law
18 enforcement officer to seize the motor vehicle used in the violation or improper
19 refusal and owned by the person, ~~or, if the motor vehicle is not ordered seized, shall~~
20 ~~order a law enforcement officer to equip the motor vehicle with an ignition interlock~~
21 ~~device or immobilize any motor vehicle owned by the person,~~ whose operating
22 privilege is revoked under s. 343.305 (10) or who committed a violation of s. 346.63
23 (1) (a), ~~or~~ (b) or (2) (a) 1. or 2., 940.09 (1) (a) ~~or~~, (b), (c), or (d), or 940.25 (1) (a), (b), (c),
24 or (d) if the person whose operating privilege is revoked under s. 343.305 (10) or who
25 is convicted of the violation has 2 or more prior suspensions, revocations, or

1 convictions, counting convictions under ss. 940.09 (1) and 940.25 in the person's
2 lifetime, plus other convictions, suspensions, or revocations counted under s. 343.307
3 (1). The court may not order a motor vehicle seized, ~~equipped with an ignition~~
4 ~~interlock device or immobilized if that~~ if the court enters an order under s. 343.301
5 to immobilize the motor vehicle or equip the motor vehicle with an ignition interlock
6 device or if seizure would result in undue hardship or extreme inconvenience or
7 would endanger the health and safety of a person.

8 *b0493/3.4* SECTION 3443m. 346.65 (6) (m) of the statutes is amended to read:

9 346.65 (6) (m) ~~The~~ Except as provided in s. 343.301, the court may order a
10 vehicle to be immobilized under this subsection for not more than the period that the
11 person's operating privilege is revoked under s. 343.30 or 343.31. The court may
12 order a vehicle to be equipped with an ignition interlock device under this subsection
13 for not more than 2 years more than the period that the person's operating privilege
14 is revoked under s. 343.30 or 343.31. If the court orders any motor vehicle
15 immobilized or equipped with an ignition interlock device under this subsection, the
16 owner shall be liable for the reasonable costs of the immobilization or the equipping
17 of the ignition interlock device. If a motor vehicle that is immobilized is subject to
18 a security agreement, the court shall release the motor vehicle to the secured party
19 upon the filing of an affidavit by the secured party that the security agreement is in
20 default and upon payment of the accrued cost of immobilizing the motor vehicle.

21 *-1778/2.1* SECTION 3444. 346.655 (1) of the statutes is amended to read:

22 346.655 (1) If a court imposes a fine or a forfeiture for a violation of s. 346.63
23 (1) or (5), or a local ordinance in conformity therewith, or s. 346.63 (2) or (6) or 940.25,
24 or s. 940.09 where the offense involved the use of a vehicle, it shall impose a driver
25 improvement surcharge in an amount of \$345 \$355 in addition to the fine or

1 forfeiture, penalty assessment, jail assessment and, crimes laboratories and drug
2 law enforcement assessment, and, if required by s. 349.04, truck driver education
3 assessment.

4 ***-1394/2.68* SECTION 3445.** 346.655 (2) (b) of the statutes is amended to read:

5 346.655 (2) (b) If the forfeiture is imposed by a municipal court, the court shall
6 transmit the amount to the treasurer of the county, city, town, or village, and that
7 treasurer shall make payment of 38.5% of the amount to the state treasurer as
8 provided in s. 66.0114 (1) (b) (bm). The treasurer of the city, town, or village shall
9 transmit the remaining 61.5% of the amount to the treasurer of the county.

10 ***b0493/3.5* SECTION 3445f.** 347.413 (1) of the statutes is amended to read:

11 347.413 (1) No person may remove, disconnect, tamper with or otherwise
12 circumvent the operation of an ignition interlock device installed in response to the
13 court order under s. 343.301 (1) or 346.65 (6). This subsection does not apply to the
14 removal of an ignition interlock device upon the expiration of the order requiring the
15 motor vehicle to be so equipped or to necessary repairs to a malfunctioning ignition
16 interlock device by a person authorized by the department.

17 ***b0493/3.5* SECTION 3445g.** 347.413 (1) of the statutes, as affected by 2001
18 Wisconsin Act (this act), is amended to read:

19 347.413 (1) No person may remove, disconnect, tamper with, or otherwise
20 circumvent the operation of an ignition interlock device installed in response to the
21 court order under s. 343.301 (1) or 346.65 (6), 1999 stats., or s. 343.301 (1). This
22 subsection does not apply to the removal of an ignition interlock device upon the
23 expiration of the order requiring the motor vehicle to be so equipped or to necessary
24 repairs to a malfunctioning ignition interlock device by a person authorized by the
25 department.

1 ***b0493/3.5* SECTION 3445h.** 347.417 (1) of the statutes is amended to read:

2 347.417 (1) No person may remove, disconnect, tamper with or otherwise
3 circumvent the operation of any immobilization device installed in response to a
4 court order under s. 343.301 (2) or 346.65 (6). This subsection does not apply to the
5 removal of an immobilization device pursuant to a court order or to necessary repairs
6 to a malfunctioning immobilization device.

7 ***b0493/3.5* SECTION 3445j.** 347.417 (1) of the statutes, as affected by 2001
8 Wisconsin Act (this act), is amended to read:

9 347.417 (1) No person may remove, disconnect, tamper with, or otherwise
10 circumvent the operation of any immobilization device installed in response to a
11 court order under s. ~~343.301 (2) or 346.65 (6)~~, 1999 stats., or s. 343.301 (2). This
12 subsection does not apply to the removal of an immobilization device pursuant to a
13 court order or to necessary repairs to a malfunctioning immobilization device.

14 ***b0493/3.5* SECTION 3445k.** 347.417 (2) of the statutes is amended to read:

15 347.417 (2) The department shall design a warning label which shall be affixed
16 by the owner of each immobilization device before the device is used to immobilize
17 any motor vehicle under s. ~~343.301 (2) or 346.65 (6)~~. The label shall provide notice
18 of the penalties for removing, disconnecting, tampering with or otherwise
19 circumventing the operation of the immobilization device.

20 ***b0493/3.5* SECTION 3445m.** 347.417 (2) of the statutes, as affected by 2001
21 Wisconsin Act (this act), is amended to read:

22 347.417 (2) The department shall design a warning label which shall be affixed
23 by the owner of each immobilization device before the device is used to immobilize
24 any motor vehicle under s. ~~343.301 (2) or 346.65 (6)~~, 1999 stats., or s. 343.301 (2).
25 The label shall provide notice of the penalties for removing, disconnecting,

1 tampering with, or otherwise circumventing the operation of the immobilization
2 device.

3 ***b0240/1.1* SECTION 3446k.** 348.25 (8) (a) 1. of the statutes is amended to
4 read:

5 348.25 (8) (a) 1. For a vehicle or combination of vehicles ~~which~~ that exceeds
6 length limitations, \$15, except that if the application for a permit for a vehicle
7 described in this subdivision is submitted to the department after
8 December 31, ~~1999~~ 2001, and before ~~July 1, 2003~~ March 1, 2009, the fee is \$17.

9 ***b0240/1.1* SECTION 3447k.** 348.25 (8) (a) 2. of the statutes is amended to
10 read:

11 348.25 (8) (a) 2. For a vehicle or combination of vehicles ~~which~~ that exceeds
12 either width limitations or height limitations, \$20, except that if the application for
13 a permit for a vehicle described in this subdivision is submitted to the department
14 after December 31, ~~1999~~ 2001, and before ~~July 1, 2003~~ March 1, 2009, the fee is ~~\$22~~
15 \$23.

16 ***b0240/1.1* SECTION 3448k.** 348.25 (8) (a) 2m. of the statutes is amended to
17 read:

18 348.25 (8) (a) 2m. For a vehicle or combination of vehicles ~~which~~ that exceeds
19 both width and height limitations, \$25, except that if the application for a permit for
20 a vehicle described in this subdivision is submitted to the department after
21 December 31, ~~1999~~ 2001, and before ~~July 1, 2003~~ March 1, 2009, the fee is ~~\$28~~ \$29.

22 ***b0240/1.1* SECTION 3449k.** 348.25 (8) (b) 1. of the statutes is amended to
23 read:

24 348.25 (8) (b) 1. For a vehicle or combination of vehicles ~~which~~ that exceeds
25 length limitations, \$60, except that if the application for a permit for a vehicle