

2001 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-SB55)

Received: 06/29/2001

Received By: agary

Wantcd: Soon

Identical to LRB:

For: Spencer Black (608) 266-7521

By/Representing: Susan McMurray

This file may be shown to any legislator: NO

Drafter: agary

May Contact:

Addl. Drafters:

Subject: **Transportation - driver licenses**
Transportation - motor vehicles
Transportation - traffic laws

Extra Copies: **TNF, PJH**

Submit via email: YES

Requester's email: Rep.Black@legis.state.wi.us

Pre Topic:

No specific pre topic given

Topic:

186

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	agary 06/29/2001	gilfokm 06/29/2001	kfollet 06/29/2001	_____	lrb_docadmin 06/29/2001	lrb_docadmin 06/29/2001	

FE Sent For:

<END>

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/1	agary	11-6/29-01 KMP	KJ 6/29	KJ/RS 6/29			

FE Sent For:

<END>

Assembly Democrat Budget Amendment Requests

Request number 186

Agency: Insurance

Description: mandatory auto insurance

Contact: Susan McMurray, Rep. Black's office 266-7521 or at home at 249-1167

Please prepare an amendment to ASA 1 to SB 55 based on 1999 SB 31, which relates to mandatory auto insurance.

~~TJF~~
ARG

*Call: Carpenter
Rex if questions*

1999 SENATE BILL 31

February 3, 1999 - Introduced by Senators MOEN, DECKER, ERPENBACH, JAUCH, BURKE, GROBSCHMIDT, ROBSON, ROESSLER and ROSENZWEIG, cosponsored by Representatives GUNDERSON, CULLEN, KRUG, TURNER, ZIEGELBAUER, J. LEHMAN, RYBA, KREUSER, BOYLE, PLALE, PLOUFF, BRANDEMUEHL, LASSA, STEINBRINK and BLACK. Referred to Committee on Insurance, Tourism, Transportation and Corrections.

1 AN ACT *to amend* 165.87 (2) (a), 194.41 (1), 302.46 (1) (a), 344.15 (1), 344.15 (2)
2 (intro.), 344.15 (4), 344.15 (5), 344.32 (1) (intro.), 344.33 (1), 344.35 (title),
3 344.35 (1), 344.35 (2), 344.51 (1m), 345.61 (1) (a), 345.61 (2) (c), 345.61 (3),
4 346.73, 814.63 (1) (c), 814.63 (2), 814.634 (1) (a), 814.635 (1) and 814.65 (1); and
5 *to create* 344.10 of the statutes; **relating to:** assuring financial responsibility
6 for the operation of motor vehicles, *granting rule-making authority and*
7 *providing a penalty.*

Analysis by the Legislative Reference Bureau

Under current law, the department of transportation (DOT) is required to notify the operator or owner of a motor vehicle that is involved in an accident that results in injury, death or property damage of \$500 or more and to obtain a deposit of security for the accident. A deposit is not required if the person can provide proof of financial responsibility (an applicable motor vehicle liability insurance policy or bond was in effect at the time of the accident providing not less than the following amounts for any single accident: \$25,000 for one person, \$50,000 for more than one person and \$10,000 for property damage).

With certain exceptions, failure to provide proof of financial responsibility or a deposit of security after an accident results in revocation of the operator's motor vehicle operating privilege or of the registration of any vehicles registered by the

— end —

2001

Date (time) needed

soon

LRB b 1934, 1

**ADC CAUCUS BUDGET AMENDMENT
[ONLY FOR CAUCUS]**

ARG: King

See form **AMENDMENTS — COMPONENTS & ITEMS.**

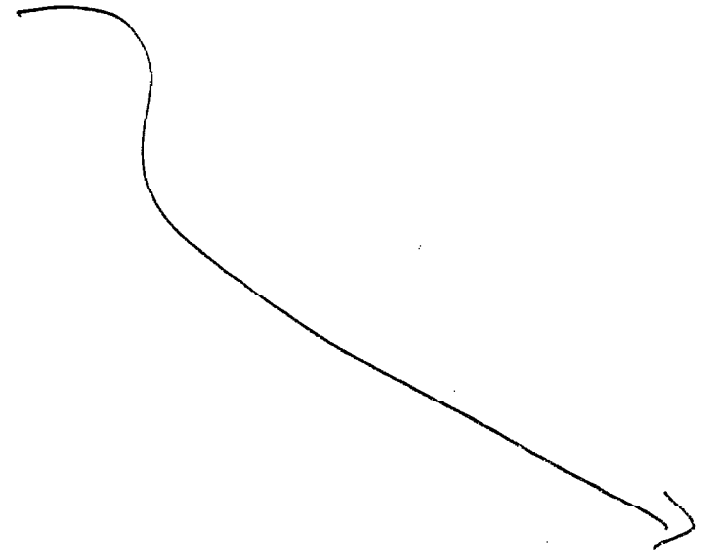
**CAUCUS AMENDMENT
TO ASSEMBLY SUBSTITUTE AMENDMENT 1
TO 2001 SENATE BILL 55**

>>FOR CAUCUS SUPERAMENDMENT — NOT FOR INTRODUCTION<<

At the locations indicated, amend the substitute amendment as follows:

#. Page ⁵~~98~~, line ²⁰~~27~~: after that line insert :

~~#. Page , line :~~
~~#. Page , line :~~
~~#. Page , line :~~
~~#. Page , line :~~
~~#. Page , line :~~



BILL

356
197A.M.C.

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SECTION 1. 194.41 (1) of the statutes is amended to read:

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194.41 (1) No permit or vehicle registration may be issued to a common motor carrier of property, contract motor carrier, or rental company, no permit or vehicle registration may remain in force to operate any motor vehicle under the authority of this chapter, and no vehicle registration may be issued or remain in force for a semitrailer unless the carrier or rental company has on file with the department and in effect an approved certificate for a policy of insurance or other written contract in such form and containing such terms and conditions as may be approved by the department issued by an insurer authorized to do a surety or automobile motor vehicle liability business in this state under which the insurer assumes the liability prescribed by this section with respect to the operation of such motor vehicles. The certificate or other contract is subject to the approval of the department and shall provide that the insurer shall be directly liable for and shall pay all damages for injuries to or for the death of persons or for injuries to or destruction of property that may be recovered against the owner or operator of any such motor vehicles by reason of the negligent operation thereof in such amount as the department may require. Liability may be restricted so as to be inapplicable to damage claims on account of injury to or destruction of property transported, but the department may require a certificate or other contract protecting the owner of the property transported by carriers from loss or damage in the such amount and under the such conditions as the department may require. No permit or vehicle registration may be issued to a common motor carrier of passengers by any motor vehicle, or other carrier of passengers by motor bus, except those registered in accordance with s. 341.26 (2) (a) and (d), and no permit or vehicle registration may remain in force to operate any motor vehicle unless it has on file with the department a like certificate or other

BILL

1 contract in the form and containing the such terms and conditions as may be
 2 approved by the department for the payment of damages for injuries to property and
 3 injuries to or for the death of persons, including passengers, in the such amounts as
 4 the department may require. This subsection does not apply to a motor carrier that
 5 is registered by another state under a single-state registration system consistent
 6 with the standards under 49 USC 14504. "

7 ~~SECTION 2. 302.46 (1) (a) of the statutes is amended to read:~~

8 ~~302.46 (1) (a) On or after October 1, 1987, if If a court imposes a fine or forfeiture~~
 9 ~~for a violation of state law or for a violation of a municipal or county ordinance except~~
 10 ~~for a violation of s. 101.123 (2) (a), (am) 1., (ar), or (bm) or (5) or state laws or~~
 11 ~~municipal or county ordinances involving nonmoving traffic violations, financial~~
 12 ~~responsibility violations under s. 344.10 (1) (a) 2., or safety belt use violations under~~
 13 ~~s. 347.48 (2m), the court, in addition, shall impose a jail assessment in an amount~~
 14 ~~of 1% of the fine or forfeiture imposed or \$10, whichever is greater. If multiple~~
 15 ~~offenses are involved, the court shall determine the jail assessment on the basis of~~
 16 ~~each fine or forfeiture. If a fine or forfeiture is suspended in whole or in part, the court~~
 17 ~~shall reduce the jail assessment in proportion to the suspension.~~

18 ^{3427ra} SECTION 3. 344.10 of the statutes is created to read:

19 **344.10 Compulsory financial responsibility; limits and penalties. (1)**

20 (a) 1. No person may operate a motor vehicle upon a highway in this state unless the
 21 owner or operator has in effect a motor vehicle liability policy or bond for the motor
 22 vehicle, which meets the requirements under s. 344.15, insuring against loss
 23 resulting from liability imposed by law for bodily injury, death, and property damage
 24 sustained by any person arising out of the ownership, maintenance, operation, or use
 25 of the motor vehicle.

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→ #. Page 1118, line 21: after that line insert:

BILL

1 2. No person may operate a motor vehicle upon a highway in this state unless
2 the person has in his or her immediate possession at all times while operating the
3 motor vehicle proof that he or she is in compliance with subd. 1. or that the
4 requirements of subd. 1. do not apply to him or her. The operator of the motor vehicle
5 shall display the proof required under this subdivision upon demand from any law
6 enforcement officer.

7 (b) 1. No person charged with violating par. (a) 1. may be convicted if the person
8 produces proof that he or she was in compliance with par. (a) 1. or that the
9 requirements of par. (a) 1. did not apply to him or her at the time of the issuance of
10 the citation. Such proof may be produced either at the time of the person's
11 appearance in court in response to the uniform traffic citation, or in the office of the
12 officer issuing the citation within 5 days after the date of issuance of the uniform
13 traffic citation.

14 2. Proof of compliance with par. (a) 1. may be evidenced by display of the motor
15 vehicle liability policy or bond in effect for the motor vehicle under s. 344.15 or a copy
16 of that policy or bond, or an identification card issued to the person by the insurer
17 indicating that the policy or bond is in effect, or a certification of insurance under s.
18 344.31 or a copy of that certification.

19 3. The department shall promulgate a rule specifying the form of proof that
20 may be displayed by a person under par. (c) to show that the requirements under par.
21 (a) 1. do not apply to him or her.

22 (c) Paragraph (a) 1. does not apply to:

23 1. Any person operating a vehicle owned by a self-insurer under s. 344.16, if
24 operating with the owner's permission.

BILL

1 2. Any person operating a vehicle insured as required by s. 121.53, 194.41, or
2 194.42, if operating with the owner's permission.

3 3. Any person who has filed proof of financial responsibility as provided under
4 sub. (2) or any person operating a vehicle owned by the person who has filed such
5 proof, if operating with the owner's permission.

6 4. The operator of a vehicle owned by or leased to the United States, this or
7 another state, or any county or municipality of this or another state, if operating with
8 the owner's or lessee's permission.

9 (2) Proof of financial responsibility may be evidenced by a deposit of money or
10 securities in the amount, form, and manner specified in s. 344.37.

11 (3) Notwithstanding s. 349.02, a law enforcement officer may not stop or
12 inspect a vehicle solely to determine compliance with sub. (1) (a) 1. or 2. or both or
13 a local ordinance in conformity with sub. (1) (a) 1. or 2. or both. This subsection does
14 not limit the authority of a law enforcement officer to issue a citation for a violation
15 of sub. (1) (a) 1. or 2. or both or a local ordinance in conformity with sub. (1) (a) 1. or
16 2. or both observed in the course of a stop or inspection made for other purposes,
17 except that a law enforcement officer may not take a person into physical custody
18 solely for a violation of sub. (1) (a) 1. or 2. or both or a local ordinance in conformity
19 with sub. (1) (a) 1. or 2. or both.

20 (4) The department shall include with each operator's license issued under ch.
21 343 notification of the requirements and penalties under this section.

22 (5) (a) Any person who violates sub. (1) (a) 1. shall forfeit not more than \$500.

23 (b) Any person who violates sub. (1) (a) 2. may be required to forfeit \$10.

24

SECTION ^{3427ch} 344.15 (1) of the statutes is amended to read:

BILL

1 344.15 (1) No policy or bond is effective under s. 344.10 or 344.14 unless issued
 2 by an insurer authorized to do ~~an automobile~~ a motor vehicle liability or surety
 3 business in this state, except as provided in sub. (2), or unless the policy or bond is
 4 subject, if the accident has resulted in bodily injury or death, to a limit, exclusive of
 5 interest and costs, of not less than \$25,000 because of bodily injury to or death of one
 6 person in any one accident and, subject to that limit for one person, to a limit of not
 7 less than \$50,000 because of bodily injury to or death of 2 or more persons in any one
 8 accident and, if the accident has resulted in injury to or destruction of property, to
 9 a limit of not less than \$10,000 because of injury to or destruction of property of
 10 others in any one accident.

11 ^{3427ri} SECTION ~~§.~~ 344.15 (2) (intro.) of the statutes is amended to read:

12 344.15 (2) (intro.) A policy or bond with respect to a vehicle which was not
 13 registered in this state or was registered elsewhere at the time of the effective date
 14 of the policy or bond or the most recent renewal thereof may be effective under s.
 15 344.10 or 344.14 even though not issued by an insurer authorized to do ~~an automobile~~
 16 a motor vehicle liability or surety business in this state if the following conditions are
 17 complied with:

18 ^{3427rj} SECTION ~~§.~~ 344.15 (4) of the statutes is amended to read:

19 344.15 (4) After receipt of the report of an accident of the type specified in s.
 20 344.12, the secretary may forward to the insurer named therein, that portion of the
 21 report or other notice which pertains to ~~an automobile~~ a motor vehicle liability policy
 22 or bond. The secretary shall assume that ~~an automobile~~ a motor vehicle liability
 23 policy or bond as described in this section was in effect and applied to both the owner
 24 and operator with respect to the accident unless the insurer notifies the secretary
 25 otherwise within 30 days from the mailing to the insurer of that portion of the report

BILL

1 or other notice pertaining to the ~~automobile~~ motor vehicle liability policy or bond.
2 Upon receipt of notice from the insurer that ~~an automobile~~ a motor vehicle liability
3 policy or bond was in effect as to the owner only, the operator only or was not in effect
4 as to either of them, the secretary shall within the remainder of the 90-day period
5 specified in s. 344.13 (3) require the owner or operator or both, whichever is
6 applicable, to deposit security pursuant to this chapter. As respects permission to
7 operate the vehicle, the insurer may correct the report or other notice only if it files
8 with the secretary within the 30-day period specified in this subsection an affidavit
9 signed by the owner stating that the operator did not have the owner's permission
10 to operate the vehicle. Where the insurer's failure to notify the secretary within 30
11 days of a correction in that portion of the report or other notice pertaining to ~~an~~
12 ~~automobile~~ a motor vehicle liability policy or bond is caused by fraud, the insurer
13 shall notify the secretary of the correction within 30 days of the time the fraud is
14 discovered.

15 SECTION ^{3427rk} 344.15 (5) of the statutes is amended to read:

16 344.15 (5) Nothing in this chapter shall be construed to impose any obligation
17 not otherwise assumed by the insurer in its ~~automobile~~ motor vehicle liability policy
18 or bond except that if no correction is made in the report or other notice within 30
19 days after it is mailed to the insurer, the insurer, except in case of fraud, whenever
20 such fraud may occur, is estopped from using as a defense to its liability the insured's
21 failure to give permission to the operator or a violation of the purposes of use specified
22 in the ~~automobile~~ motor vehicle liability policy or bond or the use of the vehicle
23 beyond agreed geographical limits.

24 SECTION ^{3427rL} 344.32 (1) (intro.) of the statutes is amended to read:

BILL

1 344.32 (1) (intro.) A nonresident may give proof of financial responsibility by
2 filing with the secretary a written certification of an insurer authorized to transact
3 ~~an automobile~~ a motor vehicle liability or surety business in the state in which the
4 person resides or by transmitting such certification to the secretary by another
5 means approved by the secretary, provided the certification otherwise conforms to
6 this chapter. The secretary shall accept the certification if the insurer complies with
7 the following with respect to the policies so certified:

8 ^{3427rm} SECTION ~~9~~ 344.33 (1) of the statutes is amended to read:

9 344.33 (1) CERTIFICATION. In ~~this chapter~~ ss. 344.30 to 344.34, “motor vehicle
10 liability policy” means a motor vehicle policy of liability insurance, certified as
11 provided in s. 344.31 or 344.32 as proof of financial responsibility for the future, and
12 issued, except as otherwise provided in s. 344.32, by an insurer authorized to do an
13 ~~automobile~~ a motor vehicle liability business in this state to or for the benefit of the
14 person named in the policy as the insured.

15 ^{3427rn} SECTION ~~10~~ 344.35 (title) of the statutes is amended to read:

16 344.35 (title) ~~This chapter~~ Section 344.33 not to affect other policies.

17 ^{3427ro} SECTION ~~11~~ 344.35 (1) of the statutes is amended to read:

18 344.35 (1) ~~This chapter~~ Section 344.33 does not apply to or affect policies of
19 ~~automobile~~ motor vehicle insurance against liability which may now or hereafter be
20 required by any other law of this state. If such policies contain an agreement or are
21 endorsed to conform to the requirements of ~~this chapter~~ s. 344.33, they may be
22 certified as proof of financial responsibility under this chapter.

23 ^{3427rp} SECTION ~~12~~ 344.35 (2) of the statutes is amended to read:

24 344.35 (2) ~~This chapter~~ Section 344.33 does not apply to or affect policies
25 insuring solely the insured named in the policy against liability resulting from the

BILL

1 maintenance or use by persons in the insured's employ or on the insured's behalf of
2 motor vehicles not owned by the insured.

rq

3 SECTION ^{3427 r9} 344.51 (1m) of the statutes is amended to read:

4 344.51 (1m) No lessor or rental company may for compensation rent or lease
5 any motor vehicle unless there is filed with the department on a form prescribed by
6 the department a certificate for a good and sufficient bond or policy of insurance
7 issued by an insurer authorized to do an automobile a motor vehicle liability
8 insurance or surety business in this state. The certificate shall provide that the
9 insurer which issued it will be liable for damages caused by the negligent operation
10 of the motor vehicle in the amounts set forth in s. 344.01 (2) (d). No lessor or rental
11 company complying with this subsection, and no lessor or rental company entering
12 into or acquiring an interest in any contract for the rental or leasing of a motor vehicle
13 for which any other lessor or rental company has complied with this subsection, is
14 liable for damages caused by the negligent operation of the motor vehicle by another
15 person. "

16 SECTION ^{3441 r} 345.61 (1) (a) of the statutes is amended to read:

17 345.61 (1) (a) Any domestic or foreign surety company which has qualified to
18 transact surety business in this state may, in any year, become surety in an amount
19 not to exceed \$200 with respect to any guaranteed arrest bond certificates issued in
20 such year by an automobile club, by an association, or by an insurance company
21 authorized to write ~~automobile~~ motor vehicle liability insurance within this state, by
22 filing with the commissioner of insurance an undertaking thus to become surety. "

23 SECTION ~~15.~~ 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~~

#. Page 1124, line 20: after that line insert:

BILL

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 motor vehicle liability~~
 5 ~~insurance and surety business, guarantee the appearance of the persons whose~~
 6 ~~signature appears on the card or certificate and that they will in the event of failure~~
 7 ~~of the person to appear in court at the time of trial, pay any fine or forfeiture imposed~~
 8 ~~on the person, including the penalty assessment required by s. 757.05, the jail~~
 9 ~~assessment required by s. 302.46 (1), the railroad crossing improvement assessment~~
 10 ~~required by s. 346.177, 346.495, or 346.65 (4), and the crime laboratories and drug~~
 11 ~~law enforcement assessment required by s. 165.755, in an amount not exceeding~~
 12 ~~\$200, or \$1,000 as provided in sub. (1) (b).~~

Insert B

Insert B

13 SECTION 345.61 (3) of the statutes is amended to read:

14 345.61 (3) Any guaranteed arrest bond certificate with respect to which a
 15 surety company has become surety, or a guaranteed arrest bond certificate issued by
 16 an insurance company authorized to transact both automobile motor vehicle liability
 17 insurance and surety business within this state as herein provided, shall, when
 18 posted by the person whose signature appears thereon, be accepted in lieu of cash bail
 19 or other bond in an amount not to exceed \$200, or \$1,000 as provided in sub. (1) (b),
 20 as a bail bond, to guarantee the appearance of such person in any court in this state,
 21 including all municipal courts in this state, at such time as may be required by such
 22 court, when the person is arrested for violation of any vehicle law of this state or any
 23 motor vehicle ordinance of any county or municipality in this state except for the
 24 offense of driving under the influence of intoxicating liquors or of drugs or for any
 25 felony committed prior to the date of expiration shown on such guaranteed arrest

#. Page 1125, line 10: after that line insert

BILL

1 bond certificates; provided, that any such guaranteed arrest bond certificates so
 2 posted as bail bond in any court in this state shall be subject to the forfeiture and
 3 enforcement provisions with respect to bail bonds in criminal cases as otherwise
 4 provided by law or as hereafter may be provided by law, and that any such
 5 guaranteed arrest bond certificate posted as a bail bond in any municipal court of this
 6 state shall be subject to the forfeiture and enforcement provisions, if any, of the
 7 charter or ordinance of the particular county or municipality pertaining to bail bonds
 8 posted. "

8 *#. Page 1129, line 6: after that line insert:*

9 *3495d* " SECTION 346.73 of the statutes is amended to read:

10 **346.73 Accident reports not to be used in trial.** Notwithstanding s. 346.70
 11 (4) (f), accident reports required to be filed with or transmitted to the department or
 12 a county or municipal authority shall not be used as evidence in any judicial trial,
 13 civil or criminal, arising out of an accident, except that such reports may be used as
 14 evidence in a trial for a violation of s. 344.10 or in any administrative proceeding
 15 conducted by the department. The department shall furnish upon demand of any
 16 person who has or claims to have made such a report, or upon demand of any court,
 17 a certificate showing that a specified accident report has or has not been made to the
 18 department solely to prove a compliance or a failure to comply with the requirement
 19 that such a report be made to the department. "

20 ~~SECTION 18. 757.05 (1) (a) of the statutes is amended to read:~~

21 ~~757.05 (1) (a) Whenever a court imposes a fine or forfeiture for a violation of~~
 22 ~~state law or for a violation of a municipal or county ordinance except for a violation~~
 23 ~~of s. 101.123 (2) (a), (am) 1., (ar), or (bm) or (5) or state laws or municipal or county~~
 24 ~~ordinances involving nonmoving traffic violations, financial responsibility violations~~
 25 ~~under s. 344.10 (1) (a) 2., or safety belt use violations under s. 347.48 (2m), there shall~~

Insert C.

BILL

#, Page 1208, line 8: after that line insert:

1 be imposed in addition a penalty assessment in an amount of 23% of the fine or
2 forfeiture imposed. If multiple offenses are involved, the penalty assessment shall
3 be based upon the total fine or forfeiture for all offenses. When a fine or forfeiture
4 is suspended in whole or in part, the penalty assessment shall be reduced in
5 proportion to the suspension.

6 SECTION 19. 814.63 (1) (c) of the statutes is amended to read:

7 814.63 (1) (c) This subsection does not apply to an action for a violation of s.
8 101.123 (2) (a), (am) 1., (ar), or (bm) or (5), a financial responsibility violation under
9 s. 344.10 (1) (a) 2., or a safety belt use violation under s. 347.48 (2m).

10 SECTION ^{3832r} 20. 814.63 (2) of the statutes is amended to read:

11 814.63 (2) Upon the disposition of a forfeiture action in circuit court for
12 violation of a county, town, city, village, town sanitary district, or public inland lake
13 protection and rehabilitation district ordinance, except an action for a financial
14 responsibility violation under s. 344.10 (1) (a) 2. or a safety belt use violation under
15 s. 347.48 (2m), the county, town, city, village, town sanitary district, or public inland
16 lake protection and rehabilitation district shall pay a nonrefundable fee of \$5 to the
17 clerk of circuit court.

#, Page 1208, line 13: after that line insert:

18 SECTION ^{3834r} 21. 814.634 (1) (a) of the statutes is amended to read:

19 814.634 (1) (a) Except for an action for a financial responsibility violation
20 under s. 344.10 (1) (a) 2. or a safety belt use violation under s. 347.48 (2m), the clerk
21 of circuit court shall charge and collect a \$40 court support services fee from any
22 person, including any governmental unit, as defined in s. 108.02 (17), paying a fee
23 under s. 814.61 (1) (a), (3), or (8) (am) or 814.63 (1).

24 SECTION ^{3834r} 22. 814.635 (1) of the statutes is amended to read:

BILL

1 814.635 (1) Except for an action for a financial responsibility violation under
 2 s. 344.10 (1) (a) 2. or a safety belt use violation under s. 347.48 (2m), the clerk of
 3 circuit court shall charge and collect a \$9 justice information system fee from any
 4 person, including any governmental unit, as defined in s. 108.02 (17), paying a fee
 5 under s. 814.61 (1) (a), (3), or (8) (am), 814.62 (1), (2), or (3) (a) or (b), or 814.63 (1).
 6 The justice information system fee is in addition to the other fees listed in this
 7 section.

8 ^{3834v} SECTION 23. 814.65 (1) of the statutes is amended to read:

9 814.65 (1) COURT COSTS. In a municipal court action, except an action for
 10 violation of an ordinance in conformity with s. 344.10 (1) (a) 2. or 347.48 (2m), the
 11 municipal judge shall collect a fee of not less than \$15 nor more than \$23 on each
 12 separate matter, whether it is on default of appearance, a plea of guilty or no contest,
 13 on issuance of a warrant or summons, or the action is tried as a contested matter.
 14 Of each fee received by the judge under this subsection, the municipal treasurer shall
 15 pay monthly \$5 to the state treasurer for deposit in the general fund and shall retain
 16 the balance for the use of the municipality. " ✓ #. Page 1362, line 21: after that
 line insert:

17 ~~SECTION 24. Nonstatutory provisions, transportation.~~
 18 ~~"(6) (c) Financial responsibility for operation of motor vehicle.~~
 19 ~~"(2) The department of transportation shall submit in proposed form the rule~~
 20 ~~required under section 344.10 (1) (b) 3. of the statutes, as created by this act, to the~~
 21 ~~legislative council staff under section 227.15 (1) of the statutes no later than the first~~
 22 ~~day of the 9th month beginning after the effective date of this subsection. "~~

23 **SECTION 25. Effective dates.** This act takes effect on the first day of the 12th
 24 month beginning after publication, except as follows:

25 (1) SECTION 24 (1) of this act takes effect on the day after publication.

(END)

insert
B

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb1934/lins
ARG:.....

INSERT A

1. Page 1089, line 9: after "violations" insert "financial responsibility violations under s. 344.10 (1) (a) 2.".

INSERT B

2. Page 1125, line 10: after that line insert:

"SECTION 3442b. 345.61 (2) (c) of the statutes, as affected by 2001 Wisconsin Act ... (this act), is amended to read:

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

INSERT C

✓ 3. Page 1182, line 22: after "traffic violations" insert "financial responsibility violations under s. 344.10 (1) (a) 2.,".

✓ 4. Page 1208, line 7: after "(5)" insert "a financial responsibility violation under s. 344.10 (1) (a) 2.,".

INSERT D

✓ 5. Page 1425, line 21: after that line insert:

"(8^z) FINANCIAL RESPONSIBILITY FOR OPERATION OF MOTOR VEHICLE. The treatment of sections 194.41 (1), 344.10, 344.15 (1), (2) (intro.), (4), and (5), 344.32 (1) (intro.), 344.33 (1), 344.35 (title), (1), and (2), 344.51 (1m), 345.61 (1) (a), (2) (c) (by SECTION 3442b), and (3), 346.73, 814.63 (2), 814.634 (1) (a), 814.635 (1), and 814.65 (1) of the statutes takes effect on the first day of the 12th month beginning after publication."

E. Data