

2003 DRAFTING REQUEST

Bill

Received: **11/19/2002**

Received By: **phurley**

Wanted: **As time permits**

Identical to LRB:

For: **Jeff Stone (608) 266-8590**

By/Representing:

This file may be shown to any legislator: **NO**

Drafter: **phurley**

May Contact:

Addl. Drafters:

Subject: **Transportation - driver licenses**

Extra Copies: **TNF, ARG**

Submit via email: **YES**

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Display of operator's licenses for school bus drivers

Instructions:

Require school bus drivers to display a photo licensc

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>
/P1	phurley 12/04/2002	jdyer 12/04/2002	chaskett 12/09/2002	_____	lemery 12/09/2002		State
/1	phurley 04/28/2003	jdyer 04/29/2003	jfrantze 04/29/2003	_____	mbarman 04/29/2003		State
	phurley 05/02/2003	jdyer 05/02/2003		_____			

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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jdyer
05/05/2003

/2

jfrantze
05/05/2003

sbasford
05/05/2003

amentkow State
05/30/2003

FE Sent For:

at intro

<END>

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Handwritten notes:
 1/2 5/jw 265/5 26/5
 5/5

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Topic:

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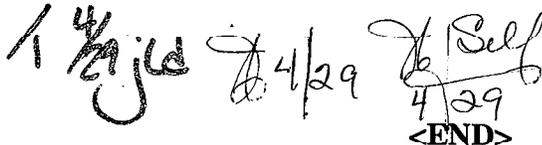
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FE Sent For:



 1/4/02 4/29 4/29 Self

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FE Sent For:

		12/1 PI SJK	11/12/02 CEN	12/16 VS/CEN			
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<END>

Jed

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Gen

- 1 AN ACT ...; relating to: displaying a school bus endorsement to an operator's
- 2 license when operating a school bus.

Analysis by the Legislative Reference Bureau

Under current law, a person must obtain, in addition to a valid motor vehicle operator's license, special authorization from the Department of Transportation (DOT) to operate a school bus. Depending on the number of violations within a ~~1~~ year period, a person who operates a school bus without special authorization may be fined not less than \$200 nor more than \$2000 and imprisoned for not less than ~~5~~ days nor more than ~~6~~ months. *SIX*

three

hyper

five

Also under current law, any photograph taken by DOT for an operator's license or an identification card is kept confidential, except for limited access to certain law enforcement officers for law enforcement purposes.

Under this bill, DOT issues an identification card that contains a photograph of a person who is authorized to operate a school bus and that identifies the person as an authorized school bus operator. The bill requires the person to display prominently the identification card whenever he or she operates a school bus. Failure to do so will result in the same penalties as operating a school bus without proper authorization from DOT.

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

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

1 SECTION 1. 343.03 (3) (b) of the statutes is amended to read:

2 343.03 (3) (b) *Commercial driver license*. A license authorizing the operation
 3 of "Class A", "Class B" or "Class C" vehicles, including a license issued under s.
 4 343.065, shall be labeled "Commercial Driver License" or "CDL". A commercial
 5 driver license may be endorsed to permit the operation of any other class or type of
 6 vehicle described in s. 343.04. The department shall issue to each person who is
 7 authorized under s. 343.04^(a) or 343.12 (4) to operate a school bus^{check A} an identification
 8 card that identifies a person as an authorized school bus operator and that contains
 9 a photograph of the person. A commercial driver license may be subject to
 10 restrictions, including the attachment of a special restrictions card as provided in s.
 11 343.17 (4).

12 History: 1989 a. 105; 1991 a. 12, 32, 39; 1995 a. 113.

13 SECTION 2. 343.12 (1) of the statutes is amended to read:

14 343.12 (1) (a) No person shall may operate a school bus without having first
 15 applied for and received authorization from the department in the form of a school
 16 bus endorsement to the person's valid operator's license and, notwithstanding s.
 17 343.237, without prominently displaying his or her identification card issued under
s. 343.03⁽³⁾(b).

18 History: 1971 c. 213 s. 5; 1973 c. 174, 218; 1975 c. 19, 199; 1977 c. 29 s. 1654 (7) (a); 1977 c. 125; 1977 c. 193 s. 17; 1977 c. 273, 418, 447; 1981 c. 71; 1981 c. 334 s. 25
 (1); 1983 a. 175, 459, 480; 1985 a. 337; 1987 a. 3; 1989 a. 105, 176, 359; 1991 a. 39, 277; 1993 a. 16; 1995 a. 113.

19 SECTION 3. 343.12 (4) (a) 4. of the statutes is created to read:

20 343.12 (4) (a) 4. Notwithstanding s. 343.237, the person prominently displays
 an identification card issued under s. 343.03⁽³⁾(b).

21 History: 1971 c. 213 s. 5; 1973 c. 174, 218; 1975 c. 19, 199; 1977 c. 29 s. 1654 (7) (a); 1977 c. 125; 1977 c. 193 s. 17; 1977 c. 273, 418, 447; 1981 c. 71; 1981 c. 334 s. 25
 (1); 1983 a. 175, 459, 480; 1985 a. 337; 1987 a. 3; 1989 a. 105, 176, 359; 1991 a. 39, 277; 1993 a. 16; 1995 a. 113.

SECTION 4. Effective date.

1 (1) The ^{treatment} ~~amendment~~ of section 343.12 (1) ^{and} ~~of the statutes~~ and the creation of
2 ~~section 343.12~~ (4) (a) 4. of the statutes takes effect on the first day of the 7th month
3 beginning after publication. ✓

4 (END)



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-0791/P1

PJH/jld/cph

1 RMR
Stays

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

Regen

- 1 AN ACT *to amend* 343.03 (3) (b) and 343.12 (1); and *to create* 343.12 (4) (a) 4.
2 of the statutes; **relating to:** displaying a school bus endorsement to an
3 operator's license when operating a school bus.

Analysis by the Legislative Reference Bureau

Under current law, a person must obtain, in addition to a valid motor vehicle operator's license, special authorization from the Department of Transportation (DOT) to operate a school bus. Depending on the number of violations within a three-year period, a person who operates a school bus without special authorization may be fined not less than \$200 nor more than \$2,000 and imprisoned for not less than five days nor more than six months.

Also under current law, any photograph taken by DOT for an operator's license or an identification card is kept confidential, except for limited access to certain law enforcement officers for law enforcement purposes.

Under this bill, DOT issues an identification card that contains a photograph of a person who is authorized to operate a school bus and that identifies the person as an authorized school bus operator. The bill requires the person to display prominently the identification card whenever he or she operates a school bus. Failure to do so will result in the same penalties as operating a school bus without proper authorization from DOT.

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

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

1 **SECTION 1.** 343.03 (3) (b) of the statutes is amended to read:

2 343.03 (3) (b) *Commercial driver license.* A license authorizing the operation
3 of "Class A", "Class B" or "Class C" vehicles, including a license issued under s.
4 343.065, shall be labeled "Commercial Driver License" or "CDL". A commercial
5 driver license may be endorsed to permit the operation of any other class or type of
6 vehicle described in s. 343.04. The department shall issue to each person who is
7 authorized under s. 343.04 (2) (e) or 343.12 (4) to operate a school bus an
8 identification card that identifies a person as an authorized school bus operator and
9 that contains a photograph of the person. A commercial driver license may be subject
10 to restrictions, including the attachment of a special restrictions card as provided in
11 s. 343.17 (4).

12 **SECTION 2.** 343.12 (1) of the statutes is amended to read:

13 343.12 (1) (a) No person shall may operate a school bus without having first
14 applied for and received authorization from the department in the form of a school
15 bus endorsement to the person's valid operator's license and, notwithstanding s.
16 343.237, without prominently displaying his or her identification card issued under
17 s. 343.03 (3) (b).

18 **SECTION 3.** 343.12 (4) (a) 4. of the statutes is created to read:

19 343.12 (4) (a) 4. Notwithstanding s. 343.237, the person prominently displays
20 an identification card issued under s. 343.03 (3) (b).

21 **SECTION 4. Effective date.**

0791 - Changes

DOT to develop rule to have bus
companies develop & issue identification
cards

bus companies to bear cost of producing &
issuing

look at 289.05(4): the dept shall promulgate,
by rule, standards...

look at 121.52 for possible def of school bus
service provider



OTHER

2003 BILL

1 AN ACT *to amend* 343.03 (3) (b) and 343.12 (1); and *to create* 343.12 (4) (a) 4.
 2 of the statutes; **relating to:** displaying a school bus, issuing and endorsement to an
 3 operator's license when operating a school bus, operator identification card

Analysis by the Legislative Reference Bureau

Under current law, a person must obtain, in addition to a valid motor vehicle operator's license, special authorization from the Department of Transportation (DOT) to operate a school bus. Depending on the number of violations within a three-year period, a person who operates a school bus without special authorization may be fined not less than \$200 nor more than \$2,000 and imprisoned for not less than five days nor more than six months.

Also under current law, any photograph taken by DOT for an operator's license or an identification card is kept confidential, except for limited access to certain law enforcement officers for law enforcement purposes.

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Insert A

BILL

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

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

1 **SECTION 1.** 343.03 (3) (b) of the statutes is amended to read:

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3 of "Class A", "Class B" or "Class C" vehicles, including a license issued under s.
4 343.065, shall be labeled "Commercial Driver License" or "CDL". A commercial
5 driver license may be endorsed to permit the operation of any other class or type of
6 vehicle described in s. 343.04. The department shall issue to each person who is
7 authorized under s. 343.04 (2) (e) or 343.12 (4) to operate a school bus an
8 identification card that identifies a person as an authorized school bus operator and
9 that contains a photograph of the person. A commercial driver license may be subject
10 to restrictions, including the attachment of a special restrictions card as provided in
11 s. 343.17 (4).

12 **SECTION 2.** 343.12 (1) of the statutes is amended to read:

13 343.12 (1) (a) No person shall may operate a school bus without having first
14 applied for and received authorization from the department in the form of a school
15 bus endorsement to the person's valid operator's license and, notwithstanding s.
16 343.237, without prominently displaying his or her identification card issued under
17 s. ~~343.03(3)(b)~~ 110.06(2m).

18 **SECTION 3.** 343.12 (4) (a) 4. of the statutes is created to read:

19 343.12 (4) (a) 4. Notwithstanding s. 343.237, the person prominently displays
20 an identification card issued under s. ~~343.03(3)(b)~~ 110.06(2m)

21 **SECTION 4. Effective date.** This act takes effect on the day after publication, except as follows:

Insert B

110.06(2m)

plain period

keep

110.06(2m)

21 Fix component

2003-2004 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0791/lins
PJH:jld:jf

1 INSERT A:

Ⓢ Under this bill, an owner of a school bus is required to issue an identification card, designed by DOT, that contains the name and photograph of the person who operates the school bus.

2

3 INSERT B:

4 SECTION 1. 110.06 (title) of the statutes is amended to read:

5 110.06 (title) **Rules; identification cards; school bus presale inspection;**
6 **penalties.**

7 History: 1975 c. 429; 1977 c. 29 ss. 1047, 1654 (7) (a), (c); 1978 c. 325; 1979 c. 154; 1983 a. 175, 538; 1985 a. 287.

8 SECTION 2. 110.06 (2m) of the statutes is created to read:

9 110.06 (2m) Any person who owns a motor vehicle that is used as a school bus
10 shall issue an identification card to the operator of the motor vehicle. The
11 identification card shall contain the name and a photograph of the operator and the
12 department shall, by rule, prescribe the form and additional content of the
13 identification card.

14 SECTION 3. 121.52 (1) (a) of the statutes is amended to read:

15 121.52 (1) (a) Rules governing the design, construction, inspection, and
16 operation of school buses and the identification of school bus operators adopted by the
17 secretary of transportation under s. 110.06 (2) and (2m) shall by reference be made
18 part of any contract for the transportation of pupils.

19 History: 1977 c. 29 s. 1654 (7) (d); 1985 a. 218; 1993 a. 492; 1995 s. 27 ss. 4079, 9145 (1); 1997 a. 27.

20 SECTION 4. 121.52 (2) (c) of the statutes is amended to read:

21 121.52 (2) (c) The form of contract shall be prescribed by the department and
22 shall provide that all parties to the contract are subject at all times to rules adopted



1 by the secretary of transportation under s. 110.06 (2) and (2m)[✓] and by the
2 department.

History: 1977 c. 29 s. 1654 (7) (d); 1985 a. 218; 1993 a. 492; 1995 a. 27 ss. 4079, 9145 (1); 1997 a. 27.

(end ins)

Mentkowski, Annie

From: Dolezalek, Corey
Sent: Friday, May 30, 2003 10:16 AM
To: LRB.Legal
Subject: Draft review: LRB 03-0791/2 Topic: Display of operator's licenses for school bus drivers

It has been requested by <Dolezalek, Corey> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB 03-0791/2 Topic: Display of operator's licenses for school bus drivers