

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3651/P1dn
ARG:kmg:rs

November 17, 2003

ATTN: Andrew Nowlan

Please review the attached draft carefully to ensure that it is consistent with your intent. As discussed, I have attempted to narrow the draft down a little from the language proposed in the original instructions.

There is a subtle distinction between amended s. 346.89 (2) and created s. 346.89 (3) in the attached draft, in that sub. (2) is a vehicle equipment prohibition while sub. (3) is a vehicle operator prohibition. However, it seems to me that created sub. (3) swallows up sub. (2), so I recommend eliminating sub. (2) in its present form and instead amending sub. (2) so that the language is identical to what appears as created sub. (3) in the attached draft.

The attached draft also includes a delayed effective date of approximately three months to allow law enforcement and DOT time to prepare for the change in law, and to allow time for education of the public on this matter. Is this okay?

Please let me know if you would like any changes to the attached draft.

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