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1 (d) The department may place intensive sanctions program participants in the
2 treatment program described in sub. (1), but pars. (b) and (c) do not apply to those
3 participants.

4 (e) If an inmate is serving the term of confinement portion of a bifurcated
5 sentence imposed under s. 973.01, the sentence was imposed before the effective date
6 of this paragraph [revisor inserts date], and the inmate satisfies the criteria under
7 par. (a) 1., the inmate may, with the department's approval, petition the sentencing
8 court to determine whether he or she is eligible or ineligible to participate in the
9 earned release program under this subsection during the term of confinement. The
10 inmate shall serve a copy of the petition on the district attorney who prosecuted him
11 or her, and the district attorney may file a written response. The court shall exercise
12 its discretion in granting or denying the inmate's petition but must do so no later
13 than 90 days after the inmate files the petition. If the court determines under this
14 paragraph that the inmate is eligible to participate in the earned release program,
15 the court shall inform the inmate of the provisions of par. (c).

16 ***-1769/2.5* SECTION 2506.** 302.113 (2) of the statutes is amended to read:
17 302.113 (2) Except as provided in subs. (3) and (9), an inmate subject to this
18 section is entitled to release to extended supervision after he or she has served the
19 term of confinement in prison portion of the sentence imposed under s. 973.01, as
20 modified by the sentencing court under sub. (9g) or s. 302.045 (3m) (b) 1., 302.05 (3)
21 (c) 2. a., or 973.195 (1r), if applicable.

22 ***-1712/5.80* SECTION 2507.** 303.066 of the statutes is repealed.

23 ***-1769/2.6* SECTION 2508.** 304.06 (1) (b) of the statutes, as affected by 2001
24 Wisconsin Act 109, is amended to read:

1 304.06 (1) (b) Except as provided in s. 961.49 (2), 1999 stats., sub. (1m) or s.
2 302.045 (3), 302.05 (3) (b), 973.01 (6), or 973.0135, the parole commission may parole
3 an inmate of the Wisconsin state prisons or any felon or any person serving at least
4 one year or more in a county house of correction or a county reforestation camp
5 organized under s. 303.07, when he or she has served 25% of the sentence imposed
6 for the offense, or 6 months, whichever is greater. Except as provided in s. 939.62
7 (2m) (c) or 973.014 (1) (b) or (c), (1g) or (2), the parole commission may parole an
8 inmate serving a life term when he or she has served 20 years, as modified by the
9 formula under s. 302.11 (1) and subject to extension under s. 302.11 (1q) and (2), if
10 applicable. The person serving the life term shall be given credit for time served prior
11 to sentencing under s. 973.155, including good time under s. 973.155 (4). The
12 secretary may grant special action parole releases under s. 304.02. The department
13 or the parole commission shall not provide any convicted offender or other person
14 sentenced to the department's custody any parole eligibility or evaluation until the
15 person has been confined at least 60 days following sentencing.

16 ***-0336/P2.3* SECTION 2509.** 304.073 of the statutes is repealed.

17 ***-0336/P2.4* SECTION 2510.** 304.074 (1) of the statutes is repealed.

18 ***-0336/P2.5* SECTION 2511.** 304.074 (4) of the statutes is repealed.

19 ***-1195/3.1* SECTION 2512.** 340.01 (7m) of the statutes is amended to read:

20 340.01 (7m) "Commercial driver license" means a license issued to a person by
21 this state or another jurisdiction which is in accordance with the requirements of ~~the~~
22 ~~federal commercial motor vehicle safety act of 1986~~, 49 USC 31301 to 31317 or by
23 Canada or Mexico, and which authorizes the licensee to operate certain commercial
24 motor vehicles.

25 ***b0272/2.1* SECTION 2512m.** 340.01 (8) (d) of the statutes is amended to read:

1 340.01 (8) (d) The vehicle is transporting hazardous materials requiring
2 placarding or any quantity of a material listed as a select agent or toxin under 42 CFR
3 73.

4 *~~1195/3.2~~* SECTION 2513. 340.01 (13m) of the statutes is amended to read:
5 340.01 (13m) “Disqualification” means the loss or withdrawal of a person’s
6 privilege to operate a commercial motor vehicle relating to certain offenses
7 committed by the person while driving or operating a motor vehicle or while on duty
8 time with respect to a commercial motor vehicle.

9 *~~1575/3.1~~* SECTION 2516. 341.25 (1) (a) of the statutes is amended to read:
10 341.25 (1) (a) For each automobile, a fee of ~~\$45~~ \$55, except that an automobile
11 registered in this state prior to September 1, 1947, at a fee of less than \$18 shall be
12 registered at such lesser fee plus an additional fee of \$2.

13 *~~1575/3.2~~* SECTION 2518. 342.14 (1) of the statutes is amended to read:
14 342.14 (1) For filing an application for the first certificate of title, ~~\$8.50~~ \$18.50,
15 by the owner of the vehicle.

16 *~~0444/2.1~~* SECTION 2519. 342.14 (1r) of the statutes is amended to read:
17 342.14 (1r) Upon filing an application under sub. (1) or (3), an environmental
18 impact fee of \$9, by the person filing the application. All moneys collected under this
19 subsection shall be credited to the environmental fund for environmental
20 management. This subsection does not apply after December 31, 2003 2005.

21 *~~1575/3.3~~* SECTION 2520. 342.14 (3) of the statutes is amended to read:
22 342.14 (3) For a certificate of title after a transfer, ~~\$8.50~~ \$18.50, by the owner
23 of the vehicle.

24 *~~b0196/1.3~~* SECTION 2521m. 343.025 (2) of the statutes is amended to read:

1 343.025 (2) Beginning in 1991, the department shall annually submit a report
2 to the chief clerk of each house of the legislature for distribution to the legislature
3 under s. 13.172 (2) concerning the numbers of individuals, by counties in this state,
4 to whom the department distributed explanatory materials under ss. 343.14 (8),
5 343.20 (2m) and 343.50 (4).

6 ***b0272/2.2* SECTION 2521w.** 343.03 (1) (a) of the statutes is amended to read:

7 343.03 (1) (a) The department shall institute a classified driver license system
8 meeting all federal standards under 49 USC 31301 to 31317 and 49 CFR 383 and 384.

9 ***-1195/3.4* SECTION 2522.** 343.03 (1) (a) of the statutes, as affected by 2003
10 Wisconsin Act (this act), is amended to read:

11 343.03 (1) (a) The department shall institute a classified driver license system
12 meeting all federal standards under 49 USC 30304 (e) and 31301 to 31317 and 49
13 CFR 383 and 384.

14 ***-1195/3.5* SECTION 2523.** 343.03 (3) (a) of the statutes is amended to read:

15 343.03 (3) (a) *Regular license.* The standard license legend is “regular” or a
16 readily recognizable abbreviation thereof. The regular license, without any express
17 endorsements or restrictions as provided in this chapter, authorizes the licensee to
18 operate only “class D” vehicles as described in s. 343.04 (1) (d), except as otherwise
19 provided in this subsection. The license may be endorsed to permit operation of Type
20 1 motorcycles or school buses that are not commercial motor vehicles. A regular
21 license may be subject to restrictions, including the attachment of a special
22 restrictions card as provided in s. 343.17 (4).

23 ***-1195/3.6* SECTION 2524.** 343.03 (3) (e) of the statutes is amended to read:

24 343.03 (3) (e) *Occupational license.* A license issued under s. 343.10
25 authorizing only the operation of motor vehicles other than “Class A”, “Class B” or

1 “Class C” vehicles shall be labeled “Occupational License”. Licenses issued under s.
2 343.10 authorizing the operation of “Class A”, “Class B” or “Class C” vehicles shall
3 be labeled “CDL Occupational”. An occupational license may authorize the operation
4 of “Class D” or “Class M” vehicles, or both, but may not be endorsed to permit
5 operation of the vehicle types described in s. 343.04 (2). The license may be subject
6 to restrictions in addition to those provided in s. 343.10, including the attachment
7 of a special restrictions card as provided in s. 343.17 (4).

8 *–1195/3.6m* SECTION 2524r. 343.03 (5) (title) of the statutes is amended to
9 read:

10 343.03 (5) (title) INQUIRIES BEFORE ISSUANCE or renewal.

11 *–1195/3.7* SECTION 2525. 343.03 (5) of the statutes is renumbered 343.03 (5)
12 (a) and amended to read:

13 343.03 (5) (a) Before issuing ~~a~~ or renewing any license under this chapter, the
14 department shall obtain driver record information from the national driver registry
15 and commercial driver license information system to determine whether the
16 applicant holds a commercial driver license, or a license that is revoked, suspended
17 or canceled, or is otherwise disqualified. If the applicant is currently licensed in
18 another state, the department shall obtain information on the applicant’s license
19 status with the state of licensure before issuing a license.

20 *–1195/3.8* SECTION 2526. 343.03 (5) (b) of the statutes is created to read:

21 343.03 (5) (b) 1. Before issuing or renewing a commercial driver license, the
22 department shall, within the time period specified in 49 CFR 384.232, request from
23 any other jurisdiction that has issued an operator’s license or commercial driver
24 license to the person within the previous 10 years the driving record of the person
25 as required under 49 CFR 384.206 (a) (2) (ii).

1 2. Subdivision 1. does not apply to a renewal of a person's commercial driver
2 license if the department has previously issued or renewed a commercial driver
3 license after the effective date of this subdivision [revisor inserts date], and, in
4 connection with the previous issuance or renewal, the department recorded on the
5 person's driving record under s. 343.23 (2) (a) the date on which the operator's record
6 check under subd. 1. was performed.

7 *~~1195/3.9~~* SECTION 2527. 343.03 (6) of the statutes is renumbered 343.03 (6)
8 (a).

9 *~~1195/3.10~~* SECTION 2528. 343.03 (6) (b) of the statutes is created to read:
10 343.03 (6) (b) The department shall, upon request and within 30 days of the
11 request, provide to the driver licensing agencies of other jurisdictions the driving
12 record of any person currently or previously licensed by the department, as required
13 under 49 CFR 384.206 (a) (2) (iii).

14 *~~1195/3.11~~* SECTION 2529. 343.03 (6) (c) of the statutes is created to read:
15 343.03 (6) (c) The department shall, upon request and within the time period
16 specified in s. 343.23 (2) (am) 1. b. and c., provide the operating record file
17 information specified in s. 343.23 (2) (am) 1. b. and c. to any of the following
18 requesters:

- 19 1. The person holding the commercial driver license.
- 20 2. The U.S. secretary of transportation.
- 21 3. Any employer or prospective employer of the person holding the commercial
22 driver license, after notice to such person.
- 23 4. Any driver licensing agency of another jurisdiction or law enforcement
24 agency.

1 5. Any governmental entity having access to the commercial driver license
2 information system.

3 6. Any authorized agent of a requester specified in subds. 1. to 5.

4 ***-1195/3.12*** SECTION 2530. 343.03 (7) (title) of the statutes is amended to
5 read:

6 343.03 (7) (title) NOTIFICATION OF COMMERCIAL DRIVER LICENSE ISSUANCE AND
7 CERTAIN VIOLATIONS.

8 ***-1195/3.13*** SECTION 2531. 343.03 (7) of the statutes is renumbered 343.03
9 (7) (a).

10 ***-1195/3.14*** SECTION 2532. 343.03 (7) (b) of the statutes is created to read:

11 343.03 (7) (b) Within 10 days after the disqualification of the holder of a
12 commercial driver license from operating a commercial motor vehicle for at least 60
13 days, or after the revocation, suspension, or cancellation of a commercial driver
14 license for at least 60 days, the department shall notify the commercial driver license
15 information system and, if the license was not issued by the department, the
16 jurisdiction that issued the license of the disqualification, revocation, suspension, or
17 cancellation and the violation that resulted in the disqualification, revocation,
18 suspension, or cancellation.

19 ***-1195/3.15*** SECTION 2533. 343.03 (7) (c) of the statutes is created to read:

20 343.03 (7) (c) Within 30 days after a conviction of the holder of a commercial
21 driver license issued by another jurisdiction for violating any state law or local
22 ordinance of this state or any law of a federally recognized American Indian tribe or
23 band in this state in conformity with any state law relating to motor vehicle traffic
24 control, other than parking violations, or after a conviction of the holder of an
25 operator's license issued by another jurisdiction, other than a commercial driver

1 license, for operating a commercial motor vehicle without a commercial driver
2 license, the department shall notify the driver licensing agency of the jurisdiction
3 that issued the license of the conviction.

4 ***-1195/3.16*** SECTION 2534. 343.03 (7) (c) of the statutes, as created by 2003
5 Wisconsin Act (this act), is amended to read:

6 343.03 (7) (c) Within ~~30~~ 10 days after a conviction of the holder of a commercial
7 driver license issued by another jurisdiction for violating any state law or local
8 ordinance of this state or any law of a federally recognized American Indian tribe or
9 band in this state in conformity with any state law relating to motor vehicle traffic
10 control, other than parking violations, or after a conviction of the holder of an
11 operator's license issued by another jurisdiction, other than a commercial driver
12 license, for operating a commercial motor vehicle without a commercial driver
13 license, the department shall notify the driver licensing agency of the jurisdiction
14 that issued the license of the conviction.

15 ***b0272/2.5*** SECTION 2534g. 343.04 (1) (c) 2. of the statutes is amended to read:

16 343.04 (1) (c) 2. The vehicle is transporting hazardous materials requiring
17 placarding or any quantity of a material listed as a select agent or toxin under 42 CFR
18 73.

19 ***b0272/2.5*** SECTION 2534i. 343.04 (2) (a) of the statutes is amended to read:

20 343.04 (2) (a) *Hazardous materials transporter.* Hazardous materials
21 transporter vehicles are vehicles transporting hazardous materials requiring
22 placarding or any quantity of a material listed as a select agent or toxin under 42 CFR
23 73.

24 ***b0272/2.5*** SECTION 2534k. 343.055 (3) of the statutes is amended to read:

1 343.055 (3) VEHICLES TRANSPORTING HAZARDOUS MATERIALS, CARRYING PASSENGERS
2 OR TOWING DOUBLE OR TRIPLE TRAILERS NOT WAIVED. Nothing in this section authorizes
3 the operation of a combination vehicle with double or triple trailers, a vehicle
4 transporting hazardous materials requiring placarding except as provided in sub. (1)
5 (c), a vehicle transporting any quantity of a material listed as a select agent or toxin
6 under 42 CFR 73, or a vehicle carrying or designed to transport the driver and 15 or
7 more persons, by a person who does not hold a valid operator's license properly
8 endorsed to permit such operation.

9 ***-1195/3.17*** SECTION 2535. 343.06 (2) of the statutes is amended to read:

10 343.06 (2) The department shall not issue a commercial driver license,
11 including a renewal, ~~occupational~~, or reinstated license, to any person during any
12 period of disqualification under s. 343.315 or 49 CFR 383.51 or the law of another
13 jurisdiction in substantial conformity therewith, as the result of one or more
14 disqualifying offenses committed on or after July 1, 1987, or to any person whose
15 operating privilege is revoked, suspended, or canceled. Any person who is known to
16 the department to be subject to disqualification as described in s. 343.44 (1) (d) shall
17 be disqualified by the department as provided in s. 343.315.

18 ***b0272/2.6*** SECTION 2536g. 343.07 (1m) (d) of the statutes is created to read:

19 343.07 (1m) (d) No person holding an instruction permit issued under this
20 subsection may operate a vehicle transporting hazardous materials requiring
21 placarding or any quantity of a material listed as a select agent or toxin under 42 CFR
22 73.

23 ***-1195/3.19*** SECTION 2537. 343.10 (1) (b) of the statutes is amended to read:

24 343.10 (1) (b) The application shall be in a form established by the department
25 and shall identify the specific motor vehicle that the applicant seeks authorization

1 to operate, including the vehicle classification and any required endorsements. The
2 application shall include an explanation of why operating the motor vehicle is
3 essential to the person's livelihood and identify the person's occupation or trade. The
4 application shall identify the applicant's employer, and include proof of financial
5 responsibility as specified in s. 343.38 (1) (c) covering the vehicle or vehicles that the
6 applicant requests authorization to operate. The application shall identify the hours
7 of operation and routes of travel being requested by the applicant in accord with the
8 restrictions of sub. (5). ~~The applicant shall certify whether, to the best of personal~~
9 ~~knowledge, he or she is disqualified under s. 343.315.~~

10 *~~1195/3.20~~* SECTION 2538. 343.10 (1) (d) of the statutes is repealed.

11 *~~1195/3.21~~* SECTION 2539. 343.10 (1) (e) of the statutes is repealed.

12 *~~1195/3.22~~* SECTION 2540. 343.10 (1) (f) of the statutes is repealed.

13 *~~1195/3.23~~* SECTION 2541. 343.10 (2) (c) of the statutes is amended to read:

14 343.10 (2) (c) No occupational license permitting the operation of a commercial
15 motor vehicle may be granted to a person ~~during a period of disqualification under~~
16 ~~s. 343.315.~~

17 *~~1195/3.24~~* SECTION 2542. 343.10 (7) (e) of the statutes is amended to read:

18 343.10 (7) (e) The occupational license issued by the department shall contain
19 the restrictions required by sub. (5). The occupational license authorizes the licensee
20 to operate a motor vehicle only when that operation is an essential part of the
21 licensee's occupation or trade. If the department determines that the applicant is
22 eligible under sub. (2), the department may impose such conditions and limitations
23 upon the authorization to operate ~~commercial or noncommercial~~ motor vehicles as
24 in the secretary's judgment are necessary in the interest of public safety and welfare,
25 including reexamination of the person's qualifications to operate a ~~commercial or~~

1 ~~noncommercial~~ motor vehicle or a particular type thereof. The department may limit
2 such authorization to include, without limitation, the operation of particular
3 vehicles, particular kinds of operation and particular traffic conditions.

4 ***-1195/3.25* SECTION 2543.** 343.10 (7) (g) of the statutes is repealed.

5 ***-1195/3.26* SECTION 2544.** 343.12 (2) (intro.) of the statutes is amended to
6 read:

7 343.12 (2) (intro.) The Except as provided in sub. (2m), the department shall
8 issue a school bus endorsement to a person only if such person meets all of the
9 following requirements:

10 ***-1195/3.27* SECTION 2545.** 343.12 (2m) of the statutes is created to read:

11 343.12 (2m) The department shall issue a school bus endorsement to a person,
12 authorizing operation of a school bus that is a commercial motor vehicle, only if such
13 person meets all of the requirements specified in sub. (2) and, in addition, meets all
14 of the following requirements:

15 (a) Has been or is at the same time issued a valid commercial driver license.

16 (b) Qualifies for the endorsement under s. 343.17 (3) (d) 3., including passing
17 the knowledge and driving skills tests required for obtaining such an endorsement.

18 (c) Passes a knowledge test in compliance with the requirements of 49 CFR
19 383.123 (a) (2).

20 (d) Passes a driving skills test in compliance with the requirements of 49 CFR
21 383.123 (a) (3). If the test specified under sub. (2) (h) and s. 343.16 (1) meets the
22 requirements of 49 CFR 383.123 (a) (3), no additional driving skills test is required
23 under this paragraph.

24 ***-1195/3.28* SECTION 2546.** 343.12 (3) of the statutes is amended to read:

1 343.12 (3) The Notwithstanding sub. (2) (a) and (g), the department may issue
2 a school bus endorsement under sub. (2) to a person who is more than 70 years of age
3 if the person meets the requirements specified in sub. (2) (c) to (f) and (h) before
4 issuance of the endorsement and annually takes and passes a physical examination
5 prior to issuance or renewal of the endorsement to determine that the person meets
6 the physical standards established under sub. (2) (g). Notwithstanding sub. (2) (a)
7 and (g), the department may issue a school bus endorsement under sub. (2m) to a
8 person who is more than 70 years of age if the person meets the requirements
9 specified in subs. (2) (c) to (f) and (h) and (2m) (a) to (d) before issuance of the
10 endorsement and annually takes and passes a physical examination prior to
11 issuance or renewal of the endorsement to determine that the person meets the
12 physical standards established under sub. (2) (g).

13 ***b0062/1.50* SECTION 2547t.** 343.12 (4) (a) (intro.) and 1. of the statutes are
14 consolidated, renumbered 343.12 (4) (a) and amended to read:

15 343.12 (4) (a) Notwithstanding sub. (1), a person may operate a school bus in
16 this state if ~~one or more of the following requirements are met:~~ 1. ~~The~~ the person
17 is a nonresident holding a valid commercial driver license with a “P” passenger an
18 “S” endorsement and the school bus is a commercial motor vehicle or, if the school bus
19 is not a commercial motor vehicle, the person is a resident of Iowa, Illinois, Michigan,
20 or Minnesota holding a valid operator’s license and any additional endorsements
21 required by the person’s home jurisdiction for the operation of a school bus and the
22 origin or destination of the trip is in another state.

23 ***-1195/3.31* SECTION 2549.** 343.12 (4) (a) 2. of the statutes is repealed.

24 ***b0062/1.51* SECTION 2550d.** 343.12 (4) (a) 3. of the statutes is repealed.

25 ***-1195/3.33* SECTION 2551.** 343.12 (4) (b) of the statutes is amended to read:

1 343.12 (4) (b) The department may, by rule, establish standards for the
2 employment by an employer of a person under par. (a) 3. as an operator of a school
3 bus in this state. The rules may require the person to meet the qualifications
4 contained in sub. (2) ~~or~~, (2m), or (3) and any rules of the department applicable to
5 residents.

6 ***b0272/2.7* SECTION 2551c.** 343.125 of the statutes is created to read:

7 **343.125 Endorsements for transporting certain hazardous materials.**

8 (1) In this section, ““H” endorsement” means an endorsement specified in s.
9 343.17 (3) (d) 1m.

10 (2) The department may not issue or renew an “H” endorsement to a
11 commercial driver license unless all of the following apply:

12 (a) The applicant has submitted to the department documentary proof, in one
13 or more of the following forms, that the applicant is a U.S. citizen or that the
14 applicant’s permanent presence in the United States is authorized under federal law:

15 1. A U.S. passport.

16 2. A birth certificate bearing an official seal or other mark of authentication and
17 issued by a state, county, or municipality within the United States or by a territory
18 or possession of the United States.

19 3. A certification of birth abroad issued by the federal department of state.

20 4. A certificate of naturalization.

21 5. A certificate of U.S. citizenship.

22 6. A permanent resident card or alien registration receipt card.

23 7. Any other proof specified in 49 CFR 383.71 (a) (9).

1 (b) If the applicant submits proof described under par. (a) 6. or 7., the applicant
2 submits his or her bureau of citizenship and immigration services alien registration
3 number.

4 (c) The applicant has passed any knowledge test required by the department.

5 (d) The department of transportation has received notice from the federal
6 transportation security administration of the federal department of homeland
7 security that the applicant does not pose a security threat warranting denial of an
8 “H” endorsement or that the applicant has received a waiver under 49 CFR 1572.143.

9 (3) (a) Except as provided in par. (b), an “H” endorsement shall expire 4 years
10 after the licensee’s next birthday after the date of issuance or renewal.

11 (b) 1. The initial period for which an “H” endorsement is valid is “.” from the
12 date on which the “H” endorsement is issued until the earlier of the following dates:

13 a. The date on which the licensee’s commercial driver license expires. This
14 subd. 1. a. does not apply if the licensee renews his or her commercial driver license
15 at the same time that the “H” endorsement is issued.

16 b. The date 4 years before the date on which the licensee’s commercial driver
17 license expires.

18 2. Notwithstanding subd. 1., if “.” as determined under subd. 1. is less than 12
19 months, the initial period for which an “H” endorsement is valid is “.” from the date
20 on which the “H” endorsement is issued until the later of the dates specified in subd.
21 1. a. or b.

22 (4) Within 15 days after receiving notice from the federal transportation
23 security administration of the federal department of homeland security, the
24 department of transportation shall do all of the following:

1 (a) Update the department's records to reflect the notice received, the issuance,
2 denial, or cancellation of an "H" endorsement, and, if applicable, the expiration date
3 of the "H" endorsement.

4 (b) Notify the commercial driver license information system of the notice
5 received and the department's action.

6 (c) Issue the "H" endorsement, if the department received notice described in
7 sub. (2) (d) and the applicant is otherwise eligible for issuance of the "H"
8 endorsement.

9 (d) Cancel or deny the "H" endorsement, if the notice is of a final administrative
10 determination that the applicant or licensee poses a security threat warranting
11 denial of an "H" endorsement.

12 (5) Notwithstanding s. 227.42, there is no right to a hearing on any cancellation
13 or denial of an "H" endorsement under this section.

14 (6) Notwithstanding sub. (3) and s. 343.20 (1) (a), the department may require
15 any person who holds a valid "H" endorsement on November 1, 2003, to apply for
16 renewal of that endorsement, if that endorsement expires after November 1, 2008.
17 The department shall provide the notice required under s. 343.20 (2) (b). The
18 department may cancel the "H" endorsement of any person who fails to renew within
19 "." specified by the department under this subsection. This subsection does not apply
20 to "H" endorsements that are issued or renewed after November 1, 2003.

21 *b0272/2.7* SECTION 2551e. 343.14 (2g) of the statutes is created to read:
22 343.14 (2g) (a) Notwithstanding ss. 111.321, 111.322, and 111.335 and any
23 other provision of law, in addition to the information required under sub. (2), the
24 application form for an "H" endorsement specified in s. 343.17 (3) (d) 1m. shall

1 include all of the information and statements required under 49 CFR 1572.5 (e),
2 including all of the following:

3 1. The list of disqualifying felony criminal offenses specified in 49 CFR
4 1572.103 (b).

5 2. A statement that the individual signing the application meets all of the
6 following requirements:

7 a. The individual has not been convicted, or found not guilty by reason of
8 insanity, of any disqualifying felony criminal offense described in subd. 1. in any
9 jurisdiction during the 7–year period preceding the date of the application.

10 b. The individual has not been released from incarceration in any jurisdiction
11 for committing any disqualifying felony criminal offense described in subd. 1. within
12 the 5–year period preceding the date of the application.

13 c. The individual is not wanted or under indictment for any disqualifying felony
14 criminal offense described in subd. 1.

15 d. The individual is a U.S. citizen who has not renounced that citizenship, or
16 is lawfully admitted for permanent residence to the United States. If the applicant
17 is lawfully admitted for permanent residence to the United States, the applicant
18 shall provide the applicant's alien registration number issued by the federal
19 department of homeland security.

20 3. A statement that the individual signing the application has been informed
21 that s. 343.245 (2) (a) 1. and federal regulations under 49 CFR 1572.5 impose an
22 ongoing obligation to disclose to the department within 24 hours if the individual is
23 convicted, or found not guilty by reason of insanity, of any disqualifying felony
24 criminal offense described in subd. 1., or adjudicated as a mental defective or

1 committed to a mental institution, while he or she holds an “H” endorsement
2 specified in s. 343.17 (3) (d) 1m.

3 4. Notwithstanding sub. (2) (br) and the provisions of any memorandum of
4 understanding entered into under s. 49.857 (2), the applicant’s social security
5 number.

6 (b) Upon receiving a completed application form for an “H” endorsement
7 specified in s. 343.17 (3) (d) 1m., the department of transportation shall immediately
8 forward the application to the federal transportation security administration of the
9 federal department of homeland security. The department of transportation shall
10 also inform the applicant that the applicant has a right to obtain a copy of the
11 applicant’s criminal history record by submitting a written request for that record
12 to the federal transportation security administration.

13 ***b0196/1.4* SECTION 2551h.** 343.14 (8) of the statutes is repealed.

14 ***b0272/2.7* SECTION 2551j.** 343.16 (1) (a) of the statutes is amended to read:

15 343.16 (1) (a) *General.* The department shall examine every applicant for an
16 operator’s license, including applicants for license renewal as provided in sub. (3),
17 and every applicant for authorization to operate a vehicle class or type for which the
18 applicant does not hold currently valid authorization, other than an instruction
19 permit. Except as provided in sub. (2) (cm) and (e), the examinations of applicants
20 for licenses authorizing operation of “Class A”, “Class B”, “Class C”, “Class D” or
21 “Class M” vehicles shall include both a knowledge test and an actual demonstration
22 in the form of a driving skills test of the applicant’s ability to exercise ordinary and
23 reasonable control in the operation of a representative vehicle. The department shall
24 not administer a driving skills test to a person applying for authorization to operate
25 “Class M” vehicles who has failed 2 previous such skills tests unless the person has

1 successfully completed a rider course approved by the department. The department
2 may, by rule, exempt certain persons from the rider course requirement of this
3 paragraph. The driving skills of applicants for endorsements authorizing the
4 operation of commercial motor vehicles equipped with air brakes, the transportation
5 of passengers in commercial motor vehicles or the operation of school buses, as
6 provided in s. 343.04 (2) (b), (d) or (e), shall also be tested by an actual demonstration
7 of driving skills. The department may endorse an applicant's commercial driver
8 license for transporting hazardous materials requiring placarding or any quantity
9 of a material listed as a select agent or toxin under 42 CFR 73, subject to s. 343.125,
10 or for the operation of tank vehicles or vehicles towing double or triple trailers, as
11 described in s. 343.04 (2) (a), (c) or (f), based on successful completion of a knowledge
12 test. In administering the knowledge test, the department shall attempt to
13 accommodate any special needs of the applicant. Except as may be required by the
14 department for an "H" or "S" endorsement, the knowledge test is not intended to be
15 a test for literacy or English language proficiency. This paragraph does not prohibit
16 the department from requiring an applicant to correctly read and understand
17 highway signs.

18 *~~1195/3.34~~* SECTION 2552. 343.17 (3) (b) of the statutes is amended to read:

19 343.17 (3) (b) The reverse side of the license shall contain an explanation of any
20 restriction codes or endorsement abbreviations used on the front of the license, in
21 sufficient detail to identify the nature of the restrictions or endorsements to a law
22 enforcement officer of this state or another jurisdiction. Except for a commercial
23 driver license ~~or a license labeled "CDL-Occupational" as described in s. 343.03 (3)~~
24 ~~(b) and (e)~~, a part of the reverse side of each license shall be printed to serve as a

1 document of gift under s. 157.06 (2) (b) and (c) or a document of refusal to make an
2 anatomical gift under s. 157.06 (2) (i).

3 *b0272/2.8* SECTION 2552g. 343.17 (3) (d) 1m. of the statutes is amended to
4 read:

5 343.17 (3) (d) 1m. “H” endorsement, which authorizes the driver to operate
6 vehicles transporting hazardous materials requiring placarding or any quantity of
7 a material listed as a select agent or toxin under 42 CFR 73.

8 *b0272/2.8* SECTION 2552i. 343.17 (3) (d) 6. of the statutes is amended to read:

9 343.17 (3) (d) 6. “X” endorsement, which is an optional endorsement that may
10 be used to indicate that the licensee holds both “H” and “N” endorsements. The
11 department may not issue or renew an endorsement under this subdivision after the
12 effective date of this subdivision [revisor inserts date].

13 *-1195/3.35* SECTION 2553. 343.175 (2) (ag) of the statutes is amended to read:

14 343.175 (2) (ag) The department shall print a separate document to be issued
15 to all persons issued a commercial driver license ~~or a license labeled~~
16 ~~“CDL-Occupational” as described in s. 343.03 (3) (b) and (e)~~ and make provisions so
17 that the document may be attached to the reverse side of the license document along
18 one edge. This document shall serve as a document of gift under s. 157.06 (2) (b) and
19 (c) or a document of refusal to make an anatomical gift under s. 157.06 (2) (i).

20 *b0272/2.9* SECTION 2553m. 343.20 (1) (a) of the statutes is amended to read:

21 343.20 (1) (a) Except as otherwise expressly provided in this chapter,
22 reinstated licenses, probationary licenses issued under s. 343.085 and original
23 licenses other than instruction permits shall expire 2 years from the date of the
24 applicant’s next birthday. All Subject to s. 343.125 (3), all other licenses and license
25 endorsements shall expire 8 years after the date of issuance. The department may

1 institute any system of initial license issuance which it deems advisable for the
2 purpose of gaining a uniform rate of renewals. In order to put such a system into
3 operation, the department may issue licenses which are valid for any period less than
4 the ordinary effective period of such license. If the department issues a license that
5 is valid for less than the ordinary effective period as authorized by this paragraph,
6 the fees due under s. 343.21 (1) (a), (b) and (d) shall be prorated accordingly.

7 ***b0272/2.10* SECTION 2554g.** 343.20 (2) of the statutes is renumbered 343.20
8 (2) (a) and amended to read:

9 343.20 (2) (a) The department shall mail to the last-known address of a
10 licensee at least 30 days prior to the expiration of the license a notice of the date upon
11 which ~~such~~ the license must be renewed.

12 (c) Failure to receive notice to renew ~~such a~~ license or endorsement shall not
13 be a defense to a charge of operating a motor vehicle without a valid operator's license
14 or endorsement.

15 ***b0272/2.10* SECTION 2554h.** 343.20 (2) (b) of the statutes is created to read:

16 343.20 (2) (b) Notwithstanding par. (a), at least 180 days prior to the expiration
17 of an "H" endorsement specified in s. 343.17 (3) (d) 1m., the department of
18 transportation shall mail a notice to the last-known address of the licensee that the
19 licensee is required to pass a security threat assessment screening by the federal
20 transportation security administration of the federal department of homeland
21 security as part of the application to renew the endorsement. The notice shall inform
22 the licensee that the licensee may commence the federal security threat assessment
23 screening at any time, but no later than 90 days before expiration of the
24 endorsement.

25 ***b0196/1.5* SECTION 2554k.** 343.20 (2m) of the statutes is amended to read:

1 343.20 (2m) The department shall include with the notice that it mails under
2 sub. (2) information regarding the requirements of s. 347.48 (4); and information, as
3 developed by all organ procurement organizations in cooperation with the
4 department, that promotes anatomical donations and which relates to the
5 anatomical donation opportunity available under s. 343.175; ~~and, for licensees aged~~
6 ~~65 years or older, material, as provided by the department, explaining the voluntary~~
7 ~~program that is specified in s. 71.55 (10) (b).~~

8 *~~1195/3.37~~* SECTION 2555. 343.22 (2) (b) of the statutes is amended to read:

9 343.22 (2) (b) In lieu of applying for a duplicate license or identification card,
10 notify the department in writing of his or her change of address. This paragraph does
11 not apply to persons issued a commercial driver license ~~or a license labeled~~
12 ~~“CDL–Occupational” as described in s. 343.03 (3) (b) and (e).~~

13 *b0062/1.55* SECTION 2555g. 343.23 (1) (intro.) of the statutes is amended to
14 read:

15 343.23 (1) (intro.) The department shall maintain a record of every application
16 for license, permit, or endorsement received by it and of every suspension, revocation
17 ~~and, cancellation, and disqualification~~ by the department and shall maintain
18 suitable indexes containing:

19 *b0062/1.55* SECTION 2555m. 343.23 (1) (c) of the statutes is amended to read:

20 343.23 (1) (c) The name of every person whose license or operating privilege has
21 been suspended, revoked, or canceled, or who is disqualified, by the department and
22 note thereon the reason for such action.

23 *b0272/2.11* SECTION 2555x. 343.23 (2) (a) (intro.) of the statutes is amended
24 to read:

1 343.23 (2) (a) (intro.) The department shall maintain a file for each licensee or
2 other person containing the application for license, permit or endorsement, a record
3 of reports or abstract of convictions, any notice received from the federal
4 transportation security administration concerning the person's eligibility for an "H"
5 endorsement specified in s. 343.17 (3) (d) 1m., the status of the person's authorization
6 to operate different vehicle groups, a record of any out-of-service orders issued
7 under s. 343.305 (7) (b) or (9) (am) and a record of any reportable accident in which
8 the person has been involved, including specification of any type of license and
9 endorsements issued under this chapter under which the person was operating at
10 the time of the accident and an indication whether or not the accident occurred in the
11 course of any of the following:

12 *~~1195/3.38~~* SECTION 2556. 343.23 (2) (am) of the statutes is created to read:

13 343.23 (2) (am) 1. The file specified in par. (a) shall include the following:

14 a. For a person holding a commercial driver license issued by the department,
15 a record of any disqualification by another jurisdiction of the person from operating
16 a commercial motor vehicle for at least 60 days or of the revocation, suspension, or
17 cancellation by another jurisdiction of the person's commercial driver license for at
18 least 60 days, and the violation that resulted in the disqualification, revocation,
19 suspension, or cancellation, as specified in any notice received from the other
20 jurisdiction.

21 b. For a person holding a commercial driver license issued by the department,
22 a record of any violation in another jurisdiction of any law of that jurisdiction,
23 including any local law of that jurisdiction, or of any law of a federally recognized
24 American Indian tribe or band in that jurisdiction, in conformity with any law of this
25 state relating to motor vehicle traffic control, other than a parking violation, as

1 specified in any notice received from that jurisdiction. The department shall record
2 this information within 10 days after receipt of the notice.

3 c. For a person holding a commercial driver license issued by this state or
4 another jurisdiction, a record of each violation, while operating any motor vehicle,
5 of any state law or local ordinance of this state or any law of a federally recognized
6 American Indian tribe or band in this state in conformity with any law of this state
7 relating to motor vehicle traffic control, other than a parking violation. The
8 department shall record the information under this subdivision within 10 days after
9 the date of conviction.

10 2. In maintaining the department's file specified in subd. 1. and par. (a), the
11 department may not conceal, withhold, or mask from the department's file, or
12 otherwise allow in any way a person to avoid the department's recording in the
13 department's file of, any information required to be recorded in the department's file
14 under 49 CFR 384.225 and 384.226, regardless of whether the person has obtained
15 deferral of imposition of judgment, been allowed to enter a diversion program, or
16 otherwise obtained delayed or suspended judgment or alternative sentencing from
17 a court.

18 ***-1195/3.39*** SECTION 2557. 343.23 (2) (b) of the statutes is amended to read:
19 343.23 (2) (b) The information specified in ~~par.~~ pars. (a) and (am) must be filed
20 by the department so that the complete operator's record is available for the use of
21 the secretary in determining whether operating privileges of such person shall be
22 suspended, revoked, canceled, or withheld, or the person disqualified, in the interest
23 of public safety. The record of suspensions, revocations, and convictions that would
24 be counted under s. 343.307 (2) shall be maintained permanently. The record of
25 convictions for disqualifying offenses under s. 343.315 (2) (h) shall be maintained for

1 at least 10 years. The record of convictions for disqualifying offenses under s.
2 343.315 (2) (f) and (j), and all records specified in par. (am), shall be maintained for
3 at least 3 years. The record of convictions for disqualifying offenses under s. 343.315
4 (2) (a) to (e) shall be maintained permanently, except that 5 years after a licensee
5 transfers residency to another state such record may be transferred to another state
6 of licensure of the licensee if that state accepts responsibility for maintaining a
7 permanent record of convictions for disqualifying offenses. Such reports and records
8 may be cumulative beyond the period for which a license is granted, but the secretary,
9 in exercising the power of suspension granted under s. 343.32 (2) may consider only
10 those reports and records entered during the 4–year period immediately preceding
11 the exercise of such power of suspension.

12 *b0272/2.12* SECTION 2557g. 343.245 (2) (a) 1. of the statutes is amended to
13 read:

14 343.245 (2) (a) 1. ‘To state.’ A person, after applying for or receiving a
15 commercial driver license issued by this state, who is convicted of violating in a motor
16 vehicle any law of this state or local ordinance adopted in conformity therewith or
17 a law enacted by a federally recognized American Indian tribe or band in this state
18 which is in conformity with any law of this state, or the law of another jurisdiction,
19 relating to motor vehicle traffic control, other than parking violations, shall notify
20 the department of the conviction in the manner specified by the department within
21 30 days after the date of conviction. Notwithstanding any other provision of law, a
22 person who holds an “H” endorsement specified in s. 343.17 (3) (d) 1m. shall notify
23 the department within 24 hours if the person is convicted, or found not guilty by
24 reason of insanity, of any disqualifying felony criminal offense described in s. 343.14
25 (2g) (a) 1., or adjudicated as a mental defective or committed to a mental institution.

1 ***b0272/2.12* SECTION 2557i.** 343.265 (1r) of the statutes is created to read:
2 343.265 (1r) Notwithstanding sub. (1), the department shall accept the
3 voluntary surrender of an “H” endorsement specified in s. 343.17 (3) (d) 1m. Upon
4 accepting the surrender, the department shall immediately cancel the endorsement
5 if the licensee is not eligible for the endorsement. Following cancellation under this
6 subsection, the department shall take the actions required in s. 343.125 (4) (a) and
7 (b). Upon accepting the surrender from a person to whom the department would not
8 be prohibited from issuing an “H” endorsement, the department may remove that
9 endorsement from the licensee’s commercial driver license as a temporary surrender.
10 The department may not issue an “H” endorsement to any person whose “H”
11 endorsement is removed as a temporary surrender under this subsection unless the
12 person applies for initial issuance of an “H” endorsement.

13 ***b0272/2.12* SECTION 2557k.** 343.28 (1) of the statutes is amended to read:
14 343.28 (1) Whenever a person is convicted of a moving traffic violation under
15 chs. 341 to 349 or under a local ordinance enacted under ch. 349, the clerk of the court
16 in which the conviction occurred, or the justice, judge or magistrate of a court not
17 having a clerk, shall, as provided in s. 345.48, forward to the department the record
18 of such conviction. The record of conviction forwarded to the department shall state
19 whether the offender was involved in an accident at the time of the offense, whether
20 the offender was operating a commercial motor vehicle at the time of the offense and,
21 if so, whether the offender was transporting hazardous materials requiring
22 placarding or any quantity of a material listed as a select agent or toxin under 42 CFR
23 73, or was operating a vehicle designed to carry, or actually carrying, 16 or more
24 passengers, including the driver. Whenever a person is convicted of exceeding a

1 posted speed limit, the record of conviction forwarded to the department shall
2 include the number of miles per hour in excess of the posted speed limit.

3 ***b0272/2.12* SECTION 2557m.** 343.28 (2) of the statutes is amended to read:

4 343.28 (2) Whenever a person is convicted of any offense for which s. 343.31
5 makes mandatory the revocation by the secretary of such person's operating
6 privilege, the court in which the conviction occurred shall require the surrender to
7 it of any license then held by such person. The clerk of the court, or the justice, judge
8 or magistrate if the court has no clerk, shall, as provided in s. 345.48, forward to the
9 department the record of conviction and any surrendered licenses. The record of
10 conviction forwarded to the department shall state whether the offender was
11 involved in an accident at the time of the offense, whether the offender was operating
12 a commercial motor vehicle at the time of the offense and, if so, whether the offender
13 was transporting hazardous materials requiring placarding or any quantity of a
14 material listed as a select agent or toxin under 42 CFR 73, or was operating a vehicle
15 designed to carry, or actually carrying, 16 or more passengers, including the driver.

16 ***-1195/3.40* SECTION 2558.** 343.307 (2) (d) of the statutes is amended to read:

17 343.307 (2) (d) Convictions under the law of another jurisdiction that is in
18 substantial conformity with 49 CFR 383.51 (b) ~~(2) (i) or (ii) or both~~ Table 1, items (1)
19 to (4).

20 ***-1195/3.43* SECTION 2562.** 343.315 (2) (a) (intro.) of the statutes is amended
21 to read:

22 343.315 (2) (a) (intro.) Except as provided in par. (b), a person shall be
23 disqualified from operating a commercial motor vehicle for a one-year period upon
24 a first conviction of any of the following offenses, committed on or after July 1, 1987,

1 while driving or operating a commercial motor vehicle or committed on or after
2 September 30, 2005, while driving or operating any motor vehicle:

3 *~~1195/3.44~~* SECTION 2563. 343.315 (2) (a) 7. of the statutes is created to read:

4 343.315 (2) (a) 7. Operating a commercial motor vehicle when the person's
5 commercial driver license is revoked, suspended, or canceled based on the person's
6 operation of a commercial motor vehicle or when the person is disqualified from
7 operating a commercial motor vehicle.

8 *~~1195/3.45~~* SECTION 2564. 343.315 (2) (a) 8. of the statutes is created to read:

9 343.315 (2) (a) 8. Causing a fatality through negligent or criminal operation
10 of a commercial motor vehicle.

11 *b0272/2.13* SECTION 2564m. 343.315 (2) (b) of the statutes is amended to
12 read:

13 343.315 (2) (b) If any of the violations listed in par. (a) occurred in the course
14 of transporting hazardous materials requiring placarding or any quantity of a
15 material listed as a select agent or toxin under 42 CFR 73 on or after July 1, 1987,
16 the person shall be disqualified from operating a commercial motor vehicle for a
17 3-year period.

18 *~~1195/3.46~~* SECTION 2565. 343.315 (2) (e) of the statutes is amended to read:

19 343.315 (2) (e) A person is disqualified for life from operating a commercial
20 motor vehicle if the person uses a commercial motor vehicle on or after July 1, 1987,
21 or uses any motor vehicle on or after September 30, 2005, in the commission of a
22 felony involving the manufacture, distribution, delivery or dispensing of a controlled
23 substance or controlled substance analog, or possession with intent to manufacture,
24 distribute, deliver or dispense a controlled substance or controlled substance analog.

1 No person who is disqualified under this paragraph is eligible for reinstatement
2 under par. (d).

3 *~~1195/3.47~~* SECTION 2566. 343.315 (2) (f) (intro.) of the statutes is amended
4 to read:

5 343.315 (2) (f) (intro.) A person is disqualified for a period of 60 days from
6 operating a commercial motor vehicle if convicted of 2 serious traffic violations, and
7 120 days if convicted of 3 serious traffic violations, arising from separate occurrences
8 committed within a 3-year period while driving or operating a commercial motor
9 vehicle or while driving or operating any motor vehicle if the person holds a
10 commercial driver license. The 120-day period of disqualification under this
11 paragraph shall be in addition to any other period of disqualification imposed under
12 this paragraph. In this paragraph, “serious traffic violations” means any of the
13 following offenses committed while operating a commercial motor vehicle, or any of
14 the following offenses committed while operating any motor vehicle if the offense
15 results in the revocation, cancellation, or suspension of the person’s operator’s
16 license or operating privilege:

17 *~~1195/3.48~~* SECTION 2567. 343.315 (2) (f) 2. of the statutes is amended to
18 read:

19 343.315 (2) (f) 2. Violating any state or local law of this state or any law of a
20 federally recognized American Indian tribe or band in this state in conformity with
21 any state law or any law of another jurisdiction relating to motor vehicle traffic
22 control, arising in connection with a fatal accident, other than parking, vehicle
23 weight or vehicle defect violations, or violations described in par. (a) 8.

24 *~~1195/3.49~~* SECTION 2568. 343.315 (2) (f) 6. of the statutes is created to read:

1 343.315 (2) (f) 6. Operating a commercial motor vehicle when the person has
2 not obtained a commercial driver license.

3 ***-1195/3.50*** SECTION 2569. 343.315 (2) (f) 7. of the statutes is created to read:

4 343.315 (2) (f) 7. Operating a commercial motor vehicle when the person does
5 not have in his or her immediate possession the person's commercial driver license
6 document, including any special restrictions cards issued under s. 343.10 (7) (d) or
7 343.17 (4), unless the person produces in court or in the office of the law enforcement
8 officer that issued the citation, by the date that the person must appear in court or
9 pay any fine or forfeiture with respect to the citation, a commercial driver license
10 document issued to the person prior to the date of the citation and valid at the time
11 of the citation.

12 ***-1195/3.51*** SECTION 2570. 343.315 (2) (f) 8. of the statutes is created to read:

13 343.315 (2) (f) 8. Operating a commercial motor vehicle without the proper
14 class of commercial driver license or endorsements for the specific vehicle group
15 being operated or for the passengers or type of cargo being transported.

16 ***b0062/1.78*** SECTION 2570g. 343.315 (2) (h) of the statutes is amended to
17 read:

18 343.315 (2) (h) Except as provided in par. (i), a person is disqualified for a period
19 of 90 days from operating a commercial motor vehicle if convicted of an
20 out-of-service violation, or one year if convicted of 2 out-of-service violations, or 3
21 years if convicted of 3 or more out-of-service violations, arising from separate
22 occurrences committed within a 10-year period while driving or operating a
23 commercial motor vehicle. A disqualification under this paragraph shall be in
24 addition to any penalty imposed under s. 343.44. In this paragraph, "out-of-service

1 violation” means violating s. 343.44 (1) (c) by operating a commercial motor vehicle
2 while the operator or vehicle is ordered out-of-service under state or federal law.

3 *b0272/2.14* SECTION 2570m. 343.315 (2) (i) of the statutes is amended to
4 read:

5 343.315 (2) (i) If the violation listed in par. (h) occurred in the course of
6 transporting hazardous materials requiring placarding or any quantity of a material
7 listed as a select agent or toxin under 42 CR 73, or while operating a vehicle designed
8 to carry, or actually carrying, 16 or more passengers, including the driver, the person
9 shall be disqualified from operating a commercial motor vehicle for 180 days upon
10 a first conviction, or for a 3-year period for a 2nd or subsequent conviction, arising
11 from separate occurrences committed within a 10-year period while driving or
12 operating a commercial motor vehicle. A disqualification under this paragraph shall
13 be in addition to any penalty imposed under s. 343.44.

14 *-1195/3.52* SECTION 2571. 343.315 (2) (k) of the statutes is created to read:

15 343.315 (2) (k) A person disqualified by federal authorities under 49 USC
16 31310 (f) and 49 CFR 383.52 on the basis that the person’s continued operation of a
17 commercial motor vehicle would create an imminent hazard, as defined in 49 USC
18 5102 and 49 CFR 383.5, is disqualified from operating a commercial motor vehicle
19 for the period of disqualification determined by the federal authority upon receipt by
20 the department of the notice of disqualification provided for in 49 CFR 383.52 (d).

21 *b0062/1.79* SECTION 2571y. 343.44 (1) (c) of the statutes is amended to read:

22 343.44 (1) (c) *Operating while ordered out-of-service.* No person may operate
23 a commercial motor vehicle while the person or the commercial motor vehicle is
24 ordered out-of-service under state or federal law.

25 *-1195/3.53* SECTION 2572. 343.44 (1) (d) of the statutes is amended to read:

1 343.44 (1) (d) *Operating while disqualified.* No person may operate a
2 commercial motor vehicle while disqualified under s. 343.315 or 49 CFR 383.51,
3 under the law of another jurisdiction or Mexico that provides for disqualification of
4 commercial drivers in a manner similar to 49 CFR 383.51, or under a determination
5 by the federal ~~highway~~ motor carrier safety administration under the federal rules
6 of practice for motor carrier safety contained in 49 CFR 386 that the person is no
7 longer qualified to operate a vehicle under 49 CFR 391.

8 *~~1195/3.54~~* SECTION 2573. 343.44 (2) (b) (intro.) of the statutes is amended
9 to read:

10 343.44 (2) (b) (intro.) Except as provided in par. (am), any person who violates
11 sub. (1) (b), ~~(e)~~ or (d) shall be fined not more than \$2,500 or imprisoned for not more
12 than one year in the county jail or both. In imposing a sentence under this
13 paragraph, or a local ordinance in conformity with this paragraph, the court shall
14 review the record and consider the following:

15 *~~1195/3.55~~* SECTION 2574. 343.44 (2) (bm) of the statutes is created to read:

16 343.44 (2) (bm) Any person who violates sub. (1) (c) shall be fined not less than
17 \$1,100 nor more than \$2,750 or imprisoned for not more than one year in the county
18 jail or both. In imposing a sentence under this paragraph, the court shall review the
19 record and consider the factors specified in par. (b) 1. to 5.

20 *~~b0196/1.6~~* SECTION 2574h. 343.50 (4) of the statutes is amended to read:

21 343.50 (4) APPLICATION. The application for an identification card shall include
22 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), and
23 (em), and such further information as the department may reasonably require to
24 enable it to determine whether the applicant is entitled by law to an identification
25 card, ~~and, for applicants who are aged 65 years or older, material, as provided by the~~

1 ~~department, explaining the voluntary program that is specified in s. 71.55 (10) (b).~~
2 The department shall, as part of the application process, take a photograph of the
3 applicant to comply with sub. (3). No application may be processed without the
4 photograph being taken. Misrepresentations in violation of s. 343.14 (5) are
5 punishable as provided in s. 343.14 (9).

6 ***-0529/4.225* SECTION 2575.** 344.185 (2) (e) 2. of the statutes is amended to
7 read:

8 344.185 (2) (e) 2. All other proceeds of the sale remaining after the payments
9 under subd. 1. shall be retained by the secretary of transportation and applied as
10 security for payment of judgments and assignments as provided under s. 344.20 (2).
11 Any amounts not used to pay judgments or assignments shall be transmitted to the
12 ~~state treasurer~~ secretary of administration for deposit in the school fund.

13 ***-0529/4.226* SECTION 2579.** 345.08 of the statutes is amended to read:

14 **345.08 Suit to recover protested tax or fee.** No suit shall be maintained
15 in any court to restrain or delay the collection or payment of the taxes levied or the
16 fees imposed or enacted in chs. 341 to 349. The aggrieved taxpayer shall pay the tax
17 or fee as and when due and, if paid under protest, may at any time within 90 days
18 from the date of such payment sue the state in an action at law to recover the tax or
19 fee so paid. If it is finally determined that such tax or fee or any part thereof was
20 wrongfully collected for any reason, the ~~department~~ secretary of administration
21 ~~shall issue a warrant on the state treasurer for pay from the transportation fund~~ the
22 amount of such tax or fee so adjudged to have been wrongfully collected ~~and the state~~
23 ~~treasurer shall pay the same out of the transportation fund.~~ A separate suit need not
24 be filed for each separate payment made by any taxpayer, but a recovery may be had
25 in one suit for as many payments as were made within the 90-day period preceding

1 the commencement of the action. Such suits shall be commenced as provided in s.
2 775.01.

3 ***b0272/2.15* SECTION 2579m.** 345.11 (2m) (b) of the statutes is amended to
4 read:

5 345.11 (2m) (b) Whether the vehicle was transporting hazardous materials
6 requiring placarding or any quantity of a material listed as a select agent or toxin
7 under 42 CFR 73.

8 ***-0529/4.227* SECTION 2580.** 346.177 (3) of the statutes is amended to read:

9 346.177 (3) If any deposit is made for an offense to which this section applies,
10 the person making the deposit shall also deposit a sufficient amount to include the
11 railroad crossing improvement assessment under this section. If the deposit is
12 forfeited, the amount of the railroad crossing improvement assessment shall be
13 transmitted to the ~~state treasurer~~ secretary of administration under sub. (4). If the
14 deposit is returned, the amount of the railroad crossing improvement assessment
15 shall also be returned.

16 ***-0529/4.228* SECTION 2581.** 346.177 (4) of the statutes is amended to read:

17 346.177 (4) The clerk of the circuit court shall collect and transmit to the county
18 treasurer the railroad crossing improvement assessment as required under s. 59.40
19 (2) (m). The county treasurer shall then pay the ~~state treasurer~~ secretary of
20 administration as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of
21 administration shall deposit all amounts received under this subsection in the
22 transportation fund to be appropriated under s. 20.395 (2) (gj).

23 ***-0529/4.229* SECTION 2583.** 346.495 (3) of the statutes is amended to read:

24 346.495 (3) If any deposit is made for an offense to which this section applies,
25 the person making the deposit shall also deposit a sufficient amount to include the

1 railroad crossing improvement assessment under this section. If the deposit is
2 forfeited, the amount of the railroad crossing improvement assessment shall be
3 transmitted to the ~~state treasurer~~ secretary of administration under sub. (4). If the
4 deposit is returned, the amount of the railroad crossing improvement assessment
5 shall also be returned.

6 ***-0529/4.230*** SECTION 2584. 346.495 (4) of the statutes is amended to read:

7 346.495 (4) The clerk of the circuit court shall collect and transmit to the county
8 treasurer the railroad crossing improvement assessment as required under s. 59.40
9 (2) (m). The county treasurer shall then pay the ~~state treasurer~~ secretary of
10 administration as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of
11 administration shall deposit all amounts received under this subsection in the
12 transportation fund to be appropriated under s. 20.395 (2) (gj).

13 ***-0529/4.231*** SECTION 2588. 346.65 (4r) (c) of the statutes is amended to read:

14 346.65 (4r) (c) If any deposit is made for an offense to which this subsection
15 applies, the person making the deposit shall also deposit a sufficient amount to
16 include the railroad crossing improvement assessment under this subsection. If the
17 deposit is forfeited, the amount of the railroad crossing improvement assessment
18 shall be transmitted to the ~~state treasurer~~ secretary of administration under par. (d).
19 If the deposit is returned, the amount of the railroad crossing improvement
20 assessment shall also be returned.

21 ***-0529/4.232*** SECTION 2589. 346.65 (4r) (d) of the statutes is amended to read:

22 346.65 (4r) (d) The clerk of the circuit court shall collect and transmit to the
23 county treasurer the railroad crossing improvement assessment as required under
24 s. 59.40 (2) (m). The county treasurer shall then pay the ~~state treasurer~~ secretary
25 of administration as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of

1 administration shall deposit all amounts received under this paragraph in the
2 transportation fund to be appropriated under s. 20.395 (2) (gj).

3 ***-0529/4.233* SECTION 2590.** 346.655 (2) (a) of the statutes is amended to read:

4 346.655 (2) (a) Except as provided in par. (b), the clerk of court shall collect and
5 transmit the amount under sub. (1) to the county treasurer as provided in s. 59.40
6 (2) (m). The county treasurer shall then make payment of 38.5% of the amount to
7 the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2.

8 ***-0529/4.234* SECTION 2591.** 346.655 (2) (b) of the statutes is amended to read:

9 346.655 (2) (b) If the forfeiture is imposed by a municipal court, the court shall
10 transmit the amount to the treasurer of the county, city, town, or village, and that
11 treasurer shall make payment of 38.5% of the amount to the ~~state treasurer~~
12 secretary of administration as provided in s. 66.0114 (1) (bm). The treasurer of the
13 city, town, or village shall transmit the remaining 61.5% of the amount to the
14 treasurer of the county.

15 ***-0529/4.235* SECTION 2592.** 346.655 (3) of the statutes is amended to read:

16 346.655 (3) All moneys collected from the driver improvement surcharge that
17 are transmitted to the county treasurer under sub. (2) (a) or (b), except the amounts
18 that the county treasurer is required to transmit to the ~~state treasurer~~ secretary of
19 administration under sub. (2) (a) or (b), shall be retained by the county treasurer and
20 disbursed to the county department under s. 51.42 for services under s. 51.42 for
21 drivers referred through assessment.

22 ***-1190/1.1* SECTION 2594.** 348.25 (8) (a) 1. of the statutes is amended to read:

23 348.25 (8) (a) 1. For a vehicle or combination of vehicles which exceeds length
24 limitations, \$15, except that if the application for a permit for a vehicle described in

1 this subdivision is submitted to the department after December 31, 1999, and before
2 July 1, ~~2003~~ 2005, the fee is \$17.

3 ***-1190/1.2* SECTION 2595.** 348.25 (8) (a) 2. of the statutes is amended to read:

4 348.25 (8) (a) 2. For a vehicle or combination of vehicles which exceeds either
5 width limitations or height limitations, \$20, except that if the application for a
6 permit for a vehicle described in this subdivision is submitted to the department
7 after December 31, 1999, and before July 1, ~~2003~~ 2005, the fee is \$22.

8 ***-1190/1.3* SECTION 2596.** 348.25 (8) (a) 2m. of the statutes is amended to
9 read:

10 348.25 (8) (a) 2m. For a vehicle or combination of vehicles which exceeds both
11 width and height limitations, \$25, except that if the application for a permit for a
12 vehicle described in this subdivision is submitted to the department after
13 December 31, 1999, and before July 1, ~~2003~~ 2005, the fee is \$28.

14 ***-1190/1.4* SECTION 2597.** 348.25 (8) (b) 1. of the statutes is amended to read:

15 348.25 (8) (b) 1. For a vehicle or combination of vehicles which exceeds length
16 limitations, \$60, except that if the application for a permit for a vehicle described in
17 this subdivision is submitted to the department after December 31, 1999, and before
18 July 1, ~~2003~~ 2005, the fee is \$66.

19 ***-1190/1.5* SECTION 2598.** 348.25 (8) (b) 2. of the statutes is amended to read:

20 348.25 (8) (b) 2. For a vehicle or combination of vehicles which exceeds width
21 limitations or height limitations or both, \$90, except that if the application for a
22 permit for a vehicle described in this subdivision is submitted to the department
23 after December 31, 1999, and before July 1, ~~2003~~ 2005, the fee is \$99.

24 ***-1190/1.6* SECTION 2599.** 348.25 (8) (b) 3. a. of the statutes is amended to
25 read:

1 348.25 (8) (b) 3. a. If the gross weight is 90,000 pounds or less, \$200, except that
2 if the application for a permit for a vehicle described in this subd. 3. a. is submitted
3 to the department after December 31, 1999, and before July 1, ~~2003~~ 2005, the fee is
4 \$220.

5 *~~1190/1.7~~* SECTION 2600. 348.25 (8) (b) 3. b. of the statutes is amended to
6 read:

7 348.25 (8) (b) 3. b. If the gross weight is more than 90,000 pounds but not more
8 than 100,000 pounds, \$350, except that if the application for a permit for a vehicle
9 described in this subd. 3. b. is submitted to the department after December 31, 1999,
10 and before July 1, ~~2003~~ 2005, the fee is \$385.

11 *~~1190/1.8~~* SECTION 2601. 348.25 (8) (b) 3. c. of the statutes is amended to
12 read:

13 348.25 (8) (b) 3. c. If the gross weight is greater than 100,000 pounds, \$350 plus
14 \$100 for each 10,000–pound increment or fraction thereof by which the gross weight
15 exceeds 100,000 pounds, except that if the application for a permit for a vehicle
16 described in this subd. 3. c. is submitted to the department after December 31, 1999,
17 and before July 1, ~~2003~~ 2005, the fee is \$385 plus \$110 for each 10,000–pound
18 increment or fraction thereof by which the gross weight exceeds 100,000 pounds.

19 *~~1190/1.9~~* SECTION 2602. 348.25 (8) (bm) 1. of the statutes is amended to
20 read:

21 348.25 (8) (bm) 1. Unless a different fee is specifically provided, the fee for a
22 consecutive month permit is one–twelfth of the fee under par. (b) for an annual
23 permit times the number of months for which the permit is desired, plus \$15 for each
24 permit issued. This subdivision does not apply to applications for permits submitted
25 after December 31, 1999, and before July 1, ~~2003~~ 2005.

1 ***-1190/1.10*** SECTION 2603. 348.25 (8) (bm) 2. of the statutes is amended to
2 read:

3 348.25 (8) (bm) 2. Unless a different fee is specifically provided, the fee for a
4 consecutive month permit is one-twelfth of the fee under par. (b) for an annual
5 permit times the number of months for which the permit is desired, plus \$16.50 for
6 each permit issued, rounded to the nearest whole dollar. This subdivision does not
7 apply to applications submitted before January 1, 2000, or submitted after
8 June 30, ~~2003~~ 2005.

9 ***-1229/2.3*** SECTION 2604. 348.25 (8) (e) of the statutes is amended to read:

10 348.25 (8) (e) The officer or agency authorized to issue a permit under s. 348.26
11 or 348.27 may require any applicant for a permit under s. 348.26 or 348.27 to pay the
12 cost of any special investigation undertaken to determine whether a permit should
13 be approved or denied and to pay an additional fee ~~of \$5~~ established by the
14 department by rule per permit if a department telephone call-in procedure or
15 Internet procedure is used. The fee shall approximate the cost to the department for
16 providing this service to persons so requesting.

17 ***-0529/4.236*** SECTION 2605. 349.04 (3) of the statutes is amended to read:

18 349.04 (3) If any deposit is made for an offense to which this section applies,
19 the person making the deposit shall also deposit a sufficient amount to include the
20 truck driver education assessment under this section. If the deposit is forfeited, the
21 amount of the truck driver education assessment shall be transmitted to the state
22 treasurer secretary of administration under sub. (4). If the deposit is returned, the
23 amount of the truck driver education assessment shall also be returned.

24 ***-0529/4.237*** SECTION 2606. 349.04 (4) of the statutes is amended to read:

1 349.04 (4) The clerk of the circuit court shall collect and transmit to the county
2 treasurer the truck driver education assessment as required under s. 59.40 (2) (m).
3 The county treasurer shall then pay the ~~state treasurer~~ secretary of administration
4 as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of administration shall
5 deposit all amounts received under this subsection in the general fund to be credited
6 to the appropriation account under s. 20.292 (1) (hm).

7 *~~0529/4.238~~* SECTION 2607. 350.115 (1) (c) of the statutes is amended to read:

8 350.115 (1) (c) If any deposit is made for an offense to which this section applies,
9 the person making the deposit shall also deposit a sufficient amount to include the
10 snowmobile registration restitution payment prescribed in this section. If the
11 deposit is forfeited, the amount of the snowmobile registration restitution payment
12 shall be transmitted to the ~~state treasurer~~ secretary of administration under par. (d).
13 If the deposit is returned, the snowmobile registration restitution payment shall also
14 be returned.

15 *~~0529/4.239~~* SECTION 2608. 350.115 (1) (d) of the statutes is amended to read:

16 350.115 (1) (d) The clerk of the court shall collect and transmit to the county
17 treasurer the snowmobile registration restitution payment and other amounts
18 required under s. 59.40 (2) (m). The county treasurer shall then make payment to
19 the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2.

20 *~~b0322/2.3~~* SECTION 2608m. 350.12 (4) (b) (intro.) of the statutes is amended
21 to read:

22 350.12 (4) (b) *Trail aids and related costs.* (intro.) The moneys appropriated
23 under s. 20.370 (1) (mq) and (5) (cb), (ck), (cr), (cs), and (cw) shall be used for
24 development and maintenance, the cooperative snowmobile sign program, major
25 reconstruction or rehabilitation to improve bridges on existing approved trails, trail

1 rehabilitation, signing of snowmobile routes, and state snowmobile trails and areas
2 and distributed as follows:

3 ***-0529/4.240* SECTION 2616.** 351.07 (1g) of the statutes is amended to read:

4 351.07 (1g) No person may file a petition for an occupational license under sub.
5 (1) unless he or she first pays a fee of \$40 to the clerk of the circuit court. The clerk
6 of the circuit court shall give the person a receipt and forward the fee to the county
7 treasurer. That treasurer shall pay 50% of the fee to the ~~state treasurer~~ secretary
8 of administration under s. 59.25 (3) (m) and retain the balance for the use of the
9 county.

10 ***-1431/2.42* SECTION 2618.** 552.23 (1) of the statutes is amended to read:

11 552.23 (1) If the target company is an insurance company subject to regulation
12 by the commissioner of insurance, a banking corporation ~~subject to regulation by the~~
13 ~~division of banking, a~~ savings bank, or savings and loan association subject to
14 regulation by the division of ~~savings institutions~~ banking, or a company subject to
15 regulation by the public service commission, the department of transportation, or the
16 office of the commissioner of railroads, the division of securities shall promptly
17 furnish a copy of the registration statement filed under this chapter to the regulatory
18 agency having supervision of the target company. Any hearing under this chapter
19 involving any such target company shall be held jointly with the regulatory agency
20 having supervision, and any determination following the hearing shall be made
21 jointly with that regulatory agency.

22 ***b0105/3.7* SECTION 2618t.** 560.031 of the statutes is repealed.

23 ***-1634/7.63* SECTION 2619.** 560.045 (1) of the statutes is amended to read:

24 560.045 (1) ~~Notwithstanding s. 16.54 (2) (a), from moneys received under a~~
25 ~~community development block grant, 42 USC 5301 to 5320, the department shall~~

1 ~~contract with the department of administration for the administration of housing~~
2 ~~programs, including the housing improvement grant program and the initial~~
3 ~~rehabilitation grant program.~~ To the extent allowed under federal law or regulation,
4 the department shall give priority in the awarding of grants under the housing
5 programs to grants for projects related to the redevelopment of brownfields, as
6 defined in s. 560.60 (1v).

7 ***b0101/2.2* SECTION 2624d.** 560.25 (2) (intro.) of the statutes, as affected by
8 2001 Wisconsin Act 16, is amended to read:

9 560.25 (2) GRANTS. (intro.) Subject to sub. (4), the department may make a
10 grant from the appropriation under ~~s. 20.143 (1) (ko)~~ s. 20.143 (1) (f) to a
11 technology-based nonprofit organization to provide support for a manufacturing
12 extension center if all of the following apply:

13 ***-1877/2.7* SECTION 2628.** 560.62 (2m) of the statutes is repealed.

14 ***b0385/1.1* SECTION 2628c.** 560.795 (3) (a) 4. and 5. of the statutes are
15 consolidated, renumbered 560.795 (3) (a) 4. and amended to read:

16 560.795 (3) (a) 4. Any person that is conducting or that intends to conduct
17 economic activity in a development opportunity zone under sub. (1) (e) ~~and that, in~~
18 ~~conjunction with the local governing body of the city in which the development~~
19 ~~opportunity zone is located, submits a project plan as described in par. (b) to the~~
20 ~~department shall be entitled to claim tax benefits while the area is designated as a~~
21 ~~development opportunity zone. 5. Any corporation that is conducting or that intends~~
22 ~~to conduct economic activity in a development opportunity zone under sub. (1) or (f)~~
23 and that, in conjunction with the local governing body of the city in which the
24 development opportunity zone is located, submits a project plan as described in par.

1 (b) to the department shall be entitled to claim tax benefits while the area is
2 designated as a development opportunity zone.

3 *b0105/3.8* SECTION 2628fd. 560.80 (4) of the statutes is amended to read:

4 560.80 (4) “Eligible development project costs” means costs that, in accordance
5 with sound business and financial practices, are appropriately incurred in
6 connection with a development project ~~or a recycling development project~~, but does
7 not include entertainment expenses or expenses incurred more than 6 months before
8 the board approves a grant or loan under s. 560.83 ~~or 560.835~~.

9 *b0105/3.8* SECTION 2628ff. 560.80 (5) of the statutes is amended to read:

10 560.80 (5) “Eligible recipient” means a person who is eligible to receive a grant
11 under s. 560.82 (5) (a) or 560.837 or a grant or loan under s. 560.83 (5) (a) or (b) ~~or~~
12 560.835.

13 *b0105/3.8* SECTION 2628fh. 560.80 (11) of the statutes is amended to read:

14 560.80 (11) “Project” means a development project, ~~a recycling development~~
15 ~~project~~, an early planning project, a finance project, an education and training
16 project or a revolving fund project.

17 *b0105/3.8* SECTION 2628fj. 560.80 (12) of the statutes is repealed.

18 *b0105/3.8* SECTION 2628fL. 560.81 (2) of the statutes is amended to read:

19 560.81 (2) The board awards a grant or loan to the eligible recipient or local
20 development corporation under ss. 560.83 (1) and 560.84 or to the eligible recipient
21 under ~~ss. 560.835 and s. 560.84~~.

22 *b0105/3.8* SECTION 2628fn. 560.81 (3) of the statutes is amended to read:

23 560.81 (3) The board awards a grant or loan to the local development
24 corporation under s. 560.83 (2) ~~or 560.835~~.

1 ***b0105/3.8* SECTION 2628fp.** 560.82 (2) (intro.) of the statutes is amended to
2 read:

3 560.82 (2) (intro.) The department may not award a grant under sub. (1) ~~or s.~~
4 560.835 (6) unless the eligible recipient submits an application, in a form required
5 by the department, that contains or describes all of the following:

6 ***b0105/3.8* SECTION 2628fr.** 560.82 (3) (intro.) of the statutes is amended to
7 read:

8 560.82 (3) (intro.) An eligible recipient who receives a grant under sub. (1) or
9 s. 560.835 (6), 2001 stats., may only use the proceeds of the grant for the following
10 purposes:

11 ***b0105/3.8* SECTION 2628ft.** 560.82 (4) (b) of the statutes is amended to read:
12 560.82 (4) (b) Award, to any one eligible recipient or for any one early planning
13 project, grants under sub. (1) ~~or s. 560.835 (6)~~ that total more than \$15,000.

14 ***b0105/3.8* SECTION 2628fv.** 560.82 (5) (a) of the statutes is amended to read:
15 560.82 (5) (a) The department may only award grants under sub. (1) ~~or s.~~
16 560.835 (6) to individuals who are minority group members and residents of this
17 state.

18 ***b0105/3.8* SECTION 2628gd.** 560.835 of the statutes is repealed.

19 ***b0105/3.8* SECTION 2628gf.** 560.84 (1) (b) 1. of the statutes is amended to
20 read:

21 560.84 (1) (b) 1. If an early planning project under s. 560.82 ~~or 560.835 (6)~~, that
22 the project will increase employment in this state.

23 ***b0105/3.8* SECTION 2628gh.** 560.84 (1) (b) 2. of the statutes is amended to
24 read:

1 560.84 (1) (b) 2. If a development project ~~or recycling development project~~, that
2 the project will retain or increase employment in this state.

3 ***b0105/3.8* SECTION 2628gj.** 560.84 (1) (e) 1. of the statutes is amended to
4 read:

5 560.84 (1) (e) 1. For grants funding early planning projects under s. 560.82 ~~or~~
6 ~~560.835 (6)~~, not less than 25% of the cost of the project. Up to 50% of the contribution
7 under this subdivision may be in the form of the in-kind services of a qualified 3rd
8 party or qualified 3rd parties. The department shall determine what services may
9 be used as in-kind contributions and whether a 3rd party is qualified, for purposes
10 of this subdivision.

11 ***b0105/3.8* SECTION 2628gL.** 560.84 (1) (e) 2. of the statutes is amended to
12 read:

13 560.84 (1) (e) 2. For grants and loans funding development projects ~~or recycling~~
14 ~~development projects~~, a cash contribution of not less than 25% of the cost of the
15 project.

16 ***b0105/3.8* SECTION 2628gn.** 560.84 (1) (f) of the statutes is amended to read:

17 560.84 (1) (f) That the project meets all criteria set forth in s. 560.82, 560.83,
18 ~~560.835~~ or 560.837, whichever is appropriate.

19 ***b0105/3.8* SECTION 2628gp.** 560.84 (1) (j) of the statutes is amended to read:

20 560.84 (1) (j) If a development project, ~~recycling development project~~, finance
21 project, or education and training project, that funds from the grant or loan will not
22 be used to refinance existing debt.

23 ***b0105/3.8* SECTION 2628gr.** 560.84 (2) (a) 1. of the statutes is amended to
24 read:

1 560.84 (2) (a) 1. If an early planning project under s. 560.82 ~~or 560.835 (6)~~, the
2 extent to which the project will increase employment in this state.

3 ***b0105/3.8* SECTION 2628gt.** 560.84 (2) (a) 2. of the statutes is amended to
4 read:

5 560.84 (2) (a) 2. If a development project ~~or recycling development project~~, the
6 extent to which the project will retain or increase employment in this state.

7 ***b0105/3.8* SECTION 2628gv.** 560.84 (2) (c) (intro.) of the statutes is amended
8 to read:

9 560.84 (2) (c) (intro.) If a development project ~~or recycling development project~~,
10 whether the project will be located in any or all of the following:

11 ***b0105/3.8* SECTION 2628gx.** 560.84 (2) (f) of the statutes is amended to read:

12 560.84 (2) (f) If a development project ~~or recycling development project~~, the
13 financial soundness of the minority business involved in the project and the
14 commitment of the eligible recipient to repay the loan or grant.

15 ***b0105/3.8* SECTION 2628hd.** 560.85 (2) of the statutes is amended to read:

16 560.85 (2) The board shall develop a policy governing the repayment of grants
17 and loans made under s. 560.83 ~~or 560.835~~. The board or department shall deposit
18 moneys received in repayment of grants and loans under s. 560.83 in the
19 appropriation under s. 20.143 (1) (im).

20 ***b0105/3.8* SECTION 2628hf.** 560.85 (3) (a) of the statutes is amended to read:

21 560.85 (3) (a) Develop procedures to evaluate applications and monitor project
22 performance for grants awarded for early planning projects under s. 560.82 or s.
23 560.835 (6), 2001 stats.

24 ***b0105/3.8* SECTION 2628hh.** 560.85 (3) (b) of the statutes is amended to read:

1 560.85 (3) (b) Develop procedures, with the approval of the board, to evaluate
2 applications, monitor project performance and audit grants and loans awarded for
3 development projects under s. 560.83, ~~reeycling–development~~ projects under s.
4 560.835, 2001 stats., and finance projects and education and training projects under
5 s. 560.837.

6 ***b0318/1.3* SECTION 2628m.** 560.87 (6) of the statutes is repealed.

7 ***-0529/4.241* SECTION 2629.** 562.02 (1) (g) of the statutes is amended to read:

8 562.02 (1) (g) At least once every 3 months, file a written report on the operation
9 of racing in this state with the governor, the attorney general, the ~~state treasurer~~
10 secretary of administration, the secretary of state, the legislative audit bureau, the
11 president of the senate, and the speaker of the assembly. The report shall include
12 information on racetrack operations, race attendance, and private, state, and local
13 revenues derived from racing in this state.

14 ***b0334/1.1* SECTION 2629d.** 562.057 (4m) (b) of the statutes is repealed.

15 ***b0334/1.1* SECTION 2629e.** 562.057 (4m) (bm) of the statutes is created to
16 read:

17 562.057 (4m) (bm) Wagering on simulcast races will be conducted at the
18 racetrack only as an adjunct to, and not in a manner that will supplant, wagering on
19 live on–track racing at that racetrack, and wagering on simulcast races will not be
20 the primary source of wagering revenue at that racetrack.

21 ***b0246/3.2* SECTION 2630g.** 565.25 (1m) of the statutes is renumbered 565.25
22 (1m) (a) and amended to read:

23 565.25 (1m) (a) Subject to approval by the secretary of revenue, the
24 administrator may determine whether lottery functions shall be performed by
25 department of revenue employees or by one or more persons under contract with the

1 department of administration, except that ~~no~~ a contract may provide for the entire
2 management of the lottery or for the entire operation of the lottery, other than
3 services described in par. (c), by any a private person only if the joint committee on
4 finance approves the contract, subject to par. (b), under s. 13.10. The department of
5 administration may contract for management consultation services to assist in the
6 management or operation of the lottery.

7 (c) The department of administration may not contract for financial auditing
8 or security monitoring services, except that, if the department of administration
9 delegates under s. 16.71 (1) to the department of revenue the authority to make a
10 major procurement, the department of revenue may contract with the department
11 of administration for warehouse and building protection services relating to the state
12 lottery.

13 (d) If the department of administration delegates under s. 16.71 (1) to the
14 department of revenue the authority to make a major procurement, the department
15 of revenue shall assume the powers and duties of the department of administration
16 and the administrator shall assume the powers and duties of the secretary of
17 administration under this section and ss. 16.70 to 16.77, except under ss. 16.72 (4)
18 (a), 16.76 (1) and 16.77 (1).

19 *b0246/3.2* SECTION 2630h. 565.25 (1m) (b) of the statutes is created to read:

20 565.25 (1m) (b) The joint committee on finance may not approve a contract
21 providing for the entire management of the lottery or for the entire operation of the
22 lottery by any private person unless the departments of administration and revenue
23 first jointly submit to the joint committee on finance a lottery privatization plan
24 describing all of the following:

25 1. What functions the private person would perform under the contract.

1 2. What management authority the private person would have with respect to
2 lottery advertising, prize payout levels, and any lottery function that the state would
3 perform if the contract were approved.

4 3. How the private person would interact with other lottery vendors.

5 4. Whether the contract would require some form of profit sharing and, if so,
6 a description of the profit-sharing mechanism.

7 5. A transition plan to ensure the successful conversion of the lottery to new
8 management, including a schedule for phasing out state positions and a rationale for
9 the number and classification of state positions that would be needed after the
10 conversion.

11 *~~1704/1.4~~* SECTION 2631. 565.25 (2) (a) 4. of the statutes is repealed and
12 recreated to read:

13 565.25 (2) (a) 4. The administrator shall develop specifications for major
14 procurements. If security is a factor in the materials, supplies, equipment, property,
15 or services to be purchased in any major procurement, then invitations for bids or
16 competitive sealed proposals shall include specifications related to security. The
17 administrator shall submit specifications for major procurement to the secretary of
18 revenue for review and approval before the department of administration releases
19 the specifications in invitations for bids or competitive sealed proposals. The
20 department of administration shall require separate bids or separate competitive
21 sealed proposals for management consultation services if the services are provided
22 under contract as provided in sub. (1m) (a).

23 *~~0529/4.242~~* SECTION 2632. 565.37 (3) of the statutes is amended to read:

24 565.37 (3) DEPARTMENT REPORT. The department shall submit quarterly reports
25 on the operation of the lottery to the chief clerk of each house of the legislature, for

1 distribution to the legislature under s. 13.172 (2) and to the governor, attorney
2 general, ~~state treasurer~~ secretary of administration, secretary of state, and state
3 auditor.

4 ***b0314/1.1* SECTION 2633m.** 569.06 of the statutes is amended to read:

5 **569.06 Indian gaming receipts.** Indian gaming receipts shall be credited to
6 the appropriation accounts under ss. 20.455 (2) (gc) and 20.505 (8) (h) ~~and (hm)~~ as
7 specified under ss. 20.455 (2) (gc) and 20.505 (8) (h) ~~and (hm)~~. Indian gaming receipts
8 shall be credited to the appropriation account under s. 20.505 (8) (hm) in the amount
9 necessary to make the transfers specified under s. 20.505 (8) (hm). Indian gaming
10 receipts not otherwise credited to appropriation accounts under this section shall be
11 paid into the general fund.

12 ***-0529/4.243* SECTION 2635.** 601.13 (1) (intro.) of the statutes is amended to
13 read:

14 **601.13 (1) RECEIPT OF DEPOSITS.** (intro.) Subject to the approval of the
15 commissioner, the ~~state treasurer~~ secretary of administration shall accept deposits
16 or control of acceptable book-entry accounts from insurers and other licensees of the
17 office as follows:

18 ***-0529/4.244* SECTION 2636.** 601.13 (3) (intro.) of the statutes is amended to
19 read:

20 **601.13 (3) SECURITIES ELIGIBLE.** (intro.) All deposits may consist of any of the
21 securities authorized in this subsection. Each security must be approved by the
22 commissioner, must be subject to disposition by the ~~state treasurer~~ secretary of
23 administration, and must not be available to any other person except as expressly
24 provided by law. The authorized securities are:

25 ***-0529/4.245* SECTION 2637.** 601.13 (5) of the statutes is amended to read:

1 601.13 (5) RECEIPT, INSPECTION, AND RECORD. The ~~state treasurer~~ secretary of
2 administration shall deliver to the depositor a receipt for all securities deposited or
3 held under the control of the ~~state treasurer~~ secretary of administration and shall
4 permit the depositor to inspect its physically held securities at any reasonable time.
5 On application of the depositor the ~~treasurer~~ secretary of administration shall certify
6 when required by any law of the United States or of any other state or foreign country
7 or by the order of any court of competent jurisdiction that the deposit was made. The
8 ~~treasurer~~ secretary of administration and the commissioner shall each keep a
9 permanent record of securities deposited or held under the control of the ~~state~~
10 ~~treasurer~~ secretary of administration and of any substitutions or withdrawals and
11 shall compare records at least annually.

12 *–0529/4.246* SECTION 2638. 601.13 (6) of the statutes is amended to read:

13 601.13 (6) TRANSFER OF SECURITIES. No transfer of a deposited security, whether
14 voluntary or by operation of law, is valid unless approved in writing by the
15 commissioner and countersigned by the ~~treasurer~~ secretary of administration.

16 *–0529/4.247* SECTION 2639. 601.13 (8) (intro.) of the statutes is amended to
17 read:

18 601.13 (8) INTEREST AND SUBSTITUTIONS. (intro.) Subject to s. ~~14.58 (13)~~ 16.401
19 (11), a depositor shall, while solvent and complying with the laws of this state, be
20 entitled:

21 *–0529/4.248* SECTION 2640. 601.13 (11) of the statutes is amended to read:

22 601.13 (11) ADVANCE DEPOSIT OF FEES. With the approval of the commissioner,
23 any person required to pay fees or assessments to the state through the
24 commissioner may make a deposit with the ~~treasurer~~ secretary of administration
25 from which the fees or assessments shall be paid on order of the commissioner not