

2003 SENATE BILL 105

1 **AN ACT** *to amend* 343.10 (1) (a) and 343.31 (3) (a); and *to create* 343.31 (2s),
2 938.34 (14q) and 973.137 of the statutes; **relating to:** mandatory operating
3 privilege suspension for certain firearm offenses and bomb scares.

Analysis by the Legislative Reference Bureau

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

4 **SECTION 1.** 343.10 (1) (a) of the statutes is amended to read:
5 343.10 (1) (a) If a person's license or operating privilege is revoked or
6 suspended under this chapter or s. 767.303, 938.34 (14q), or 961.50 and if the person
7 is engaged in an occupation, including homemaking or full-time or part-time study,
8 or a trade making it essential that he or she operate a motor vehicle, the person, after
9 payment of the fee provided in sub. (6), may file an application with the department
10 setting forth in detail the need for operating a motor vehicle. No person may file more

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1 than one application with respect to each revocation or suspension of the person's
2 license or operating privilege under this chapter or s. 767.303, 938.34 (14q), or
3 961.50, except that this limitation does not apply to an application to amend an
4 occupational license restriction.

5 **SECTION 2.** 343.31 (2s) of the statutes is created to read:

6 343.31 (2s) The department may suspend a person's operating privilege for 2
7 years upon receiving a record of conviction under s. 973.137. If the department
8 receives a record of conviction under s. 973.137 or a notice of suspension under s.
9 938.34 (14q) for a person whose license or operating privilege is currently suspended
10 or revoked or for a person who does not currently possess a valid operator's license,
11 the suspension is first effective on the date on which the person is first eligible for
12 issuance, renewal, or reinstatement of an operator's license.

13 **SECTION 3.** 343.31 (3) (a) of the statutes is amended to read:

14 343.31 (3) (a) Except as otherwise provided in this subsection or sub. (2m) or
15 (2s), all revocations or suspensions under this section shall be for a period of one year.

16 **SECTION 4.** 938.34 (14q) of the statutes is created to read:

17 938.34 (14q) CERTAIN BOMB SCARES AND FIREARM VIOLATIONS. In addition to any
18 other disposition imposed under this section, if the juvenile is found to have violated
19 s. 947.015 and the property involved is owned or leased by the state or any political
20 subdivision of the state, or if the property involved is a school premises, as defined
21 in s. 948.61 (1) (c), or if the juvenile is found to have violated s. 941.235 or 948.605,
22 the court may immediately suspend the juvenile's operating privilege, as defined in
23 s. 340.01 (40), for 2 years. The court shall immediately forward to the department
24 of transportation the notice of suspension, clearly stating that the suspension is for
25 a violation of s. 947.015 involving school premises, or for a violation of s. 941.235 or

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1 948.605. If otherwise eligible, the juvenile is eligible for an occupational license
2 under s. 343.10.

3 **SECTION 5.** 973.137 of the statutes is created to read:

4 **973.137 Courts to report convictions to the department of**
5 **transportation.** Upon conviction of a person for any of the following offenses, the
6 clerk of the court in which such conviction occurred shall promptly forward the record
7 of conviction to the department of transportation:

8 **(1)** A violation of s. 941.235.

9 **(1m)** A violation of s. 947.015, if the property involved is owned or leased by
10 the state or any political subdivision of the state, or if the property involved is a school
11 premises, as defined in s. 948.61 (1) (c).

12 **(2)** A violation of s. 948.605.

13 **SECTION 6. Initial applicability.**

14 (1) This act first applies to violations of section 941.235, 947.015, or 948.605 of
15 the statutes committed on the effective date of this subsection.

16 (END)