

2003 DRAFTING REQUEST

Bill

Received: **08/13/2003**

Received By: **tfast**

Wanted: **Today**

Identical to LRB:

For: **Bonnie Ladwig (608) 266-9171**

By/Representing: **Self**

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

Drafter: **tfast**

May Contact:

Addl. Drafters:

Subject: **Transportation - motor vehicles**

Extra Copies: **PJH, ARG - 1**

Submit via email: **YES**

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Traffic violation and registration program

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	tfast 08/13/2003						State
/1			chaugen 08/13/2003		sbasford 08/13/2003	sbasford 08/13/2003	

FE Sent For:

At intro.

<END>

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/?	tfast	JP 8-13	AN 8-13	OK 8-13 JF			

FE Sent For:

<END>

* Please jacket /1

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBs0140/1dn
TNF:cjs:jf

August 8, 2003

This substitute amendment is identical to the bill, except for the following changes:

1. Section 85.13, stats., is amended to specifically provide that notices relating to unpaid towing and storage charges are to be considered separate transactions for purposes of the traffic violation and registration program.

2. Appropriation increases of \$41,600 for fiscal year 2003-04 and \$60,200 for fiscal year 2004-05, with \$13,300 for fiscal year 2004-05 as one-time funding.

3. The initial applicability provision has been changed so that the bill first applies to persons who incur towing and storage charges after the bill becomes law. This change allows a local authority to use the notification process for earlier unpaid towing and storage charges, but only with respect to persons who incur towing and storage charges on or after the effective date of the bill.

4. An effective date of February 1, 2004, or the first day of the first month beginning after publication, whichever is later.

Timothy N. Fast
Senior Legislative Attorney
Phone: (608) 266-9739
E-mail: tim.fast@legis.state.wi.us

8/13/03 +/c from Bonnie Ladwig - please redraft and delete appropriation provisions, drafting those provisions deleted as a separate bill (Item #2 supra)

TNF

2003

Date (time) needed

D-NOTE / NOW

LRB-310911

BILL

TNF : cjs :

Use the appropriate components and routines developed for bills.

AN ACT ... [generate catalog] to repeal ... ; to renumber ... ; to consolidate and renumber ... ; to renumber and amend ... ; to consolidate, renumber and amend ... ; to amend ... ; to repeal and recreate ... ; and to create ... of the statutes; relating to: the traffic violation and registration program and making an appropriation.

[NOTE: See section 4.02 (2) (br), Drafting Manual, for specific order of standard phrases.]

Analysis by the Legislative Reference Bureau

If titles are needed in the analysis, in the component bar:

For the main heading, execute: create -> anal: -> title: -> head

For the subheading, execute: create -> anal: -> title: -> sub

For the sub-subheading, execute: create -> anal: -> title: -> sub-sub

For the analysis text, in the component bar:

For the text paragraph, execute: create -> anal: -> text

(Attached)

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

SECTION #.

1 345.28 (7) Nothing in this section prevents a court from issuing a warrant
2 under s. 345.36 or 345.37 if the person appears in court in response to a citation for
3 a nonmoving traffic violation or after notice by the authority who issued the citation
4 or the department under sub. (4) with respect to the citation or on the date specified
5 by the officer or the court under sub. (5) and then fails to appear in court at any time
6 fixed by subsequent postponement. Unless the case is tried immediately with the
7 person's consent, any person who is arrested on a warrant issued under this
8 subsection may be released on his or her own recognizance or on posting bond or may
9 be released without bail and shall be released if the person posts cash bail for his or
10 her appearance.

11 **SECTION 20. Nonstatutory provisions; transportation.**

12 # (1) Notwithstanding section 16.42 (1) (e) of the statutes, in submitting
13 information under section 16.42 of the statutes for purposes of the 2005–07 biennial
14 budget bill, the department of transportation shall submit a dollar amount for the
15 appropriation under section 20.395 (5) (cq) of the statutes that is \$13,300 less than
16 the total amount appropriated under section 20.395 (5) (cq) of the statutes for the
17 2004–05 fiscal year, before submitting any information relating to any increase or
18 decrease in the dollar amount for that appropriation for the 2005–07 fiscal biennium.

19 **SECTION 21. Appropriation changes.**

20 (1) In the schedule under section 20.005 (3) of the statutes for the appropriation
21 to the department of transportation under section 20.395 (5) (cq) of the statutes, as
22 affected by the acts of 2003, the dollar amount is increased by \$41,600 for fiscal year
23 2003–04 and the dollar amount is increased by \$60,200 for fiscal year 2004–05 to
24 increase funding for the traffic violation and registration program.

25

~~SECTION 22. Initial applicability.~~

1 ~~(1) This act first applies to persons who incur towing and storage charges on~~
2 ~~the effective date of this subsection.~~

3 **SECTION 23. Effective date.**

4 (1) This act takes effect on February 1, 2004, or on the first day of the first
5 month beginning after publication, whichever is later.

6 (END) ✓

D-NOTE

Analysis

Under the traffic violation and registration program, a local unit of government, state agency, University of Wisconsin System campus, or technical college district ("authority") may notify the Department of Transportation (DOT) to suspend the registration of a vehicle that was ticketed, or refuse registration of any vehicle owned by the violator, or both, if the violator fails to pay, or appear in court in response to, the parking ticket. DOT charges authorities the cost of the ~~traffic violation and registration~~ program based on the number of notifications each authority makes to DOT.

This bill increases funding for the traffic violation and registration program by \$41,600

for fiscal year 2003-04 and by \$60,200 for
fiscal year 2004-05, of which \$13,300 ✓
of the amount for fiscal year 2004-05 may
not be included in DOT's request to the
Department of Administration for the 2005-07
biennial budget bill. ✓

FE-5

LRB-3109/1dn

TNF: gjs

DRAFTER'S NOTE

This bill covers Item #2 in the drafter's
note to LRBs 0140/1 (ASA to 2003 AB-419).

TNF

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-3109/1dn
TNF:cjs:ch

August 13, 2003

This bill covers Item #2 in the drafter's note to LRBs0140/1 (ASA to 2003 AB-419).

Timothy N. Fast
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