

2005 ASSEMBLY BILL 69

February 1, 2005 – Introduced by Representatives PETTIS, VOS, KERKMAN, SUDER, HINES, VUKMIR, NASS, KESTELL, JESKEWITZ, BIES, ALBERS, OTT, KREIBICH, VAN ROY, MUSSER, GUNDERSON, HONADEL, VRAKAS, HAHN, MCCORMICK, FREESE, GIELOW and STONE, cosponsored by Senators A. LASEE, LASSA, GROTHMAN, OLSEN, REYNOLDS and ROESSLER. Referred to Committee on Criminal Justice and Homeland Security.

1 **AN ACT** *to amend* 343.50 (4); and *to create* 343.01 (2) (ba), 343.06 (1) (L), 343.14
2 (2) (er), 343.17 (3) (a) 14. and 343.50 (10m) of the statutes; **relating to:** driver
3 licenses and identification cards for aliens.

Analysis by the Legislative Reference Bureau

Under current law, a person who wishes to receive a driver's license or an identification card from the Department of Transportation (DOT) must provide certain information to DOT, including the person's name, address, date of birth, and physically descriptive information. A license or an identification card that is issued by DOT includes a picture of the person, identifying information, the person's signature, and physically descriptive information.

Under this bill, an applicant for a driver's license or identification card who is an alien resident of this state must present documentary proof that the person is legally residing within the state and the date on which his or her status as a legal alien expires. The bill requires DOT to include on the person's driver's license or identification card the date on which the person's status as a legal alien expires.

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

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

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1 **SECTION 1.** 343.01 (2) (ba) of the statutes is created to read:

2 343.01 **(2)** (ba) “Alien” means a person who is legally present in this state under
3 8 USC 1101 to 1105 or other applicable federal law.

4 **SECTION 2.** 343.06 (1) (L) of the statutes is created to read:

5 343.06 **(1)** (L) To any person who is not legally present in this state under 8 USC
6 1101 to 1105 or other applicable federal law.

7 **SECTION 3.** 343.14 (2) (er) of the statutes is created to read:

8 343.14 **(2)** (er) If the application is made by a person who is an alien,
9 documentary proof that the applicant is legally residing within this state and the
10 date on which the applicant’s status as an alien expires.

11 **SECTION 4.** 343.17 (3) (a) 14. of the statutes is created to read:

12 343.17 **(3)** (a) 14. If the person is an alien, the date on which the person’s status
13 as an alien expires.

14 **SECTION 5.** 343.50 (4) of the statutes is amended to read:

15 343.50 **(4)** APPLICATION. The application for an identification card shall include
16 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), ~~and~~
17 (em), and (er), and such further information as the department may reasonably
18 require to enable it to determine whether the applicant is entitled by law to an
19 identification card. The department shall, as part of the application process, take a
20 photograph of the applicant to comply with sub. (3). No application may be processed
21 without the photograph being taken. Misrepresentations in violation of s. 343.14 (5)
22 are punishable as provided in s. 343.14 (9).

23 **SECTION 6.** 343.50 (10m) of the statutes is created to read:

