

2005 DRAFTING REQUEST

Bill

Received: 12/03/2004

Received By: phurley

Wanted: As time permits

Identical to LRB:

For: Mark Pettis (608) 267-2365

By/Representing:

This file may be shown to any legislator: NO

Drafter: phurley

May Contact:

Addl. Drafters:

Subject: **Transportation - driver licenses**

Extra Copies:

Submit via email: YES

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Operators' licenses

Instructions:

redraft AB 301 including making it illegal for DOT to issue license to an illegal.

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>
/?	phurley 12/16/2004	lkunkel 12/29/2004		_____			State
/1			rschluet 12/29/2004	_____	mbarman 12/29/2004	lnorthro 12/30/2004	

FE Sent For:

<END>

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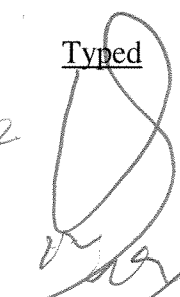
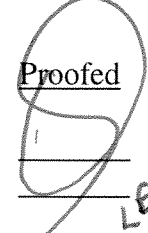
Operators' licenses ✓

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/?	phurley	1/1mk 12/22					
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FE Sent For:

<END>

2003 ASSEMBLY BILL 301

D-note

12/16-07
soon

April 23, 2003 – Introduced by Representatives PETTIS, MUSSER, NASS, VAN ROY, JESKEWITZ, ALBERS, BIES, FREESE, FRISKE, HINES, HAHN, GROTHMAN, McCORMICK, OTT, J. WOOD and GIELOW. Referred to Committee on Transportation.

LPS:PS/PWF

regan

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

ASSEMBLY BILL 301

Insert A

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

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

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

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

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

343.17 (3) (a) 14. If the person is an alien, the date on which the person's status as a legal alien expires.

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

343.50 (4) APPLICATION. The application for an identification card shall include any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), and (em), and (er), such further information as the department may reasonably require to enable it to determine whether the applicant is entitled by law to an identification card, and, for applicants who are aged 65 years or older, material, as provided by the department, explaining the voluntary program that is specified in s. 71.55 (10) (b).

The department shall, as part of the application process, take a photograph of the applicant to comply with sub. (3). No application may be processed without the photograph being taken. Misrepresentations in violation of s. 343.14 (5) are punishable as provided in s. 343.14 (9).

(END)

dn

Insert B

2005-2006 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1119/ins
PJH:mk

1 INSERT A:

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

3 343.06 (1) (L) To any person who is an not legally present in this state under
4 8 USC 1101 to 1105 or other applicable federal law. ✓

5 INSERT B:

6 **SECTION 2.** 343.50 (10m) of the statutes is created to read:

7 343.50 (10m) PERSONS WHO MAY NOT RECEIVE A CARD. The department may not
8 issue an identification card to any person who is not legally present in this state
9 under 8 USC 1101 to 1105 or other applicable federal law. ✓

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1119/?dn

PHink...

(date)

Representative Pettis:

- ★ Please review this draft to ensure that it is consistent with your intent. ✓ This is a redraft of 2003 AB-301, with the addition of a prohibition against issuing a driver's license or an identification card to a person who is not legally present in the state. ✓
- ✓ Please note that, as drafted, this bill does not automatically cancel a person's driver's license or identification card on the date that the person's visa or other legal presence expires. If you want to include those provisions, or anything else, please let me know.

Peggy Hurley
Legislative Attorney
Phone: (608) 266-8906
E-mail: peggy.hurley@legis.state.wi.us

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

LRB-1119/1dn
PJH:lmk:rs

December 29, 2004

Representative Pettis:

Please review this draft to ensure that it is consistent with your intent. This is a redraft of 2003 AB-301, with the addition of a prohibition against issuing a driver's license or an identification card to a person who is not legally present in the state.

Please note that, as drafted, this bill does not automatically cancel a person's driver's license or identification card on the date that the person's visa or other legal presence expires. If you want to include those provisions, or anything else, please let me know.

Peggy Hurley
Legislative Attorney
Phone: (608) 266-8906
E-mail: peggy.hurley@legis.state.wi.us

Northrop, Lori

From: Pettis, Mark
Sent: Thursday, December 30, 2004 11:41 AM
To: LRB.Legal
Subject: Draft review: LRB 05-1119/1 Topic: Operators' licenses

It has been requested by <Pettis, Mark> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB 05-1119/1 Topic: Operators' licenses