

## SENATE BILL 2

October 15, 2007 – Introduced by COMMITTEE ON SENATE ORGANIZATION. Referred to  
Joint Committee on Finance.

1     **AN ACT** *to repeal* 20.395 (2) (jq), (jv) and (jx), 59.58 (6) (e) 4r. and 6., 84.014 (5m)  
2           (b) 1., 85.243, 343.06 (1) (j), 343.17 (3) (a) 14. and 343.22 (1); *to renumber*  
3           84.014 (5m) (a) and 343.01 (2) (dg); *to renumber and amend* 110.20 (8), 114.09  
4           (1) (a), 114.09 (1) (b), 343.35 (1), 343.50 (1) and 343.50 (5); *to consolidate,*  
5           *renumber and amend* 343.14 (2) (er) 1. and 2.; *to amend* 13.489 (5) (b), 16.50  
6           (1) (a), 16.50 (6), 20.395 (2) (ft), 20.395 (2) (nx), 20.395 (3) (cq), 20.395 (6) (au),  
7           20.866 (2) (up), 20.866 (2) (uup), 20.866 (2) (uv), 20.866 (2) (uw), 46.03 (18) (f),  
8           51.42 (3) (ar) 4. b., 59.58 (6) (cr), chapter 77 (title), 77.9971, 84.01 (21), 84.013  
9           (4) (a), 84.06 (1m), 84.555 (1m) (a), 84.59 (6), 85.024 (2), 85.035, 85.061 (3) (a)  
10          1., 85.20 (4m) (a) 6. cm., 85.20 (4m) (a) 6. d., 85.20 (4m) (a) 7. b., 85.20 (4m) (a)  
11          8. b., 86.30 (2) (a) 3., 86.30 (9) (b), 86.30 (9) (c), 86.31 (3g), 86.31 (3m), 86.31 (3r),  
12          110.08 (1m), 110.20 (7), 110.20 (8) (title), 110.20 (10m), 110.20 (11), 110.21,  
13          114.09 (title), 194.23 (1), 194.34 (1), 194.41 (1), 285.30 (5) (a), 285.30 (5) (b),  
14          285.30 (5) (d), 341.25 (1) (a), 341.25 (2) (a), 341.25 (2) (b), 341.25 (2) (c), 341.25

1 (2) (cm) to (q), 342.14 (3m), 343.01 (2) (d), 343.03 (3) (intro.), 343.03 (6) (a),  
2 343.06 (1) (L), 343.10 (2) (a) (intro.), 343.10 (6), 343.10 (7) (b), 343.10 (7) (d),  
3 343.10 (7) (f), 343.135 (1) (a) 3., 343.135 (7), 343.14 (2) (a) and (br), 343.14 (2)  
4 (f), 343.14 (3), 343.14 (4m), 343.16 (3) (a), 343.17 (1), 343.17 (2), 343.17 (3) (a)  
5 1. and 5., 343.17 (5), 343.19 (1), 343.20 (1) (a), 343.20 (1) (f), 343.20 (1m), 343.20  
6 (1m), 343.20 (2) (a), 343.22 (2) (intro.) and (a), 343.22 (2m), 343.22 (2m), 343.22  
7 (3), 343.22 (3), 343.23 (2) (a) (intro.), 343.23 (2) (b), 343.23 (5), 343.235 (3) (a),  
8 343.237 (2), 343.237 (3) (intro.), 343.24 (3), 343.24 (4) (c) 1., 343.26, 343.26,  
9 343.265 (2), 343.30 (5), 343.305 (8) (b) 5. (intro.), 343.305 (8) (c) 5., 343.305 (11),  
10 343.307 (1) (intro.), 343.315 (3) (b), 343.38 (1) (a), 343.38 (2), 343.39 (1) (a),  
11 343.43 (1) (a), 343.43 (1) (g), 343.50 (1), 343.50 (2), 343.50 (3), 343.50 (4), 343.50  
12 (5), 343.50 (6), 343.50 (6), 343.50 (8) (a), 343.50 (8) (b), 343.50 (10) (intro.) and  
13 (a), 344.18 (1) (intro.), 344.18 (3) (intro.), 344.19 (3), 345.47 (1) (c), 346.03 (1),  
14 347.25 (1), 347.38 (4) and 348.21 (3g) (intro.); **to repeal and recreate** 114.09  
15 (2), 343.027, 343.14 (1), 343.14 (2j) and 348.21 (3g) (intro.); and **to create** 13.489  
16 (5) (c), 16.50 (1) (c), 20.395 (2) (cw), 20.395 (2) (ov), 20.395 (2) (ox), 20.395 (2) (qv),  
17 20.395 (2) (qx), 25.40 (1) (bd), 59.58 (6) (cb), 59.58 (6) (e) 3g., 59.58 (6) (e) 3m.,  
18 59.58 (6) (f), subchapter XIV of chapter 77 [precedes 77.998], 84.013 (3m) (d),  
19 84.013 (3m) (e), 84.014 (5m) (ag), 84.014 (5m) (b) 2., 84.014 (5r), 84.02 (15), 84.06  
20 (1r), 84.101, 84.1023, 84.30 (5m), 85.029, 85.515, 86.196 (6), 110.08 (5), 110.09,  
21 110.20 (8) (am) 1m., 110.20 (8) (bm), 110.20 (9) (k), 114.09 (1) (a) 2., 114.09 (1)  
22 (b) 1m., 194.407, 340.01 (3) (dg), 340.01 (3) (dh), 343.03 (3m), 343.14 (2) (es) 1.  
23 and 4., 343.14 (2r), 343.165, 343.21 (1) (n), 343.307 (1) (g), 343.35 (1) (b), 343.50  
24 (1) (b) and (c), 343.50 (5m), 343.50 (8) (c), 343.50 (10) (c), 346.03 (5m) and 348.15  
25 (3) (f) of the statutes; **relating to:** state finances and appropriations for the

1 Department of Transportation, the operations and programs of the Department  
2 of Transportation, creating an oil company assessment, commuter rail transit  
3 systems, authorized emergency vehicles, intoxicated operation of an aircraft,  
4 bonding authority, granting rule-making authority, making appropriations,  
5 and providing penalties.

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***Analysis by the Legislative Reference Bureau***

**INTRODUCTION**

This bill contains appropriations from segregated funds and from the general fund for the Department of Transportation (DOT) for the 2007–09 fiscal biennium.

The bill repeals and recreates the appropriation schedule in chapter 20 of the statutes as it relates to ss. 20.395 and 20.865 (4) (u), stats., thereby setting the appropriation levels for DOT for the 2007–09 fiscal biennium. With minor exceptions, the bill does not affect appropriations other than those for DOT. The descriptions that follow relate to the most significant changes in the law proposed in the bill. In many cases, changes in the amounts of existing spending authority are not discussed.

For additional information concerning this bill, see the Legislative Reference Bureau's drafting files, which contain separate drafts on each policy item and references to the Legislative Fiscal Bureau's *Comparative Summary, Budget Provisions of the Senate and Assembly* dated July 16, 2007 and *Comparative Summary of Budget Recommendations, Governor and Joint Committee on Finance* dated June, 2007.

**TRANSPORTATION**

**TRANSPORTATION REVENUE**

This bill imposes an assessment on a motor vehicle fuel supplier at the rate of 2.5 percent of the supplier's gross receipts from the first sale of motor vehicle fuel in this state. The supplier may take no action to increase or influence the selling price of motor vehicle fuel in order to recover the amount of the assessment. For the purpose of determining the amount of the assessment, income derived from the first sale in this state of biodiesel fuel or ethanol blended with gasoline to create gasoline consisting of at least 85 percent ethanol is not included in the supplier's gross receipts. The revenue collected from the assessment is deposited into the transportation fund.

**HIGHWAYS**

Current law includes provisions applicable to southeast Wisconsin freeway rehabilitation projects, including the Marquette interchange reconstruction project. Under current law, DOT may contract up to \$213,100,000 in public debt for the Marquette interchange reconstruction project. DOT generally may not expend

moneys, other than bonding proceeds, for any southeast Wisconsin freeway rehabilitation project that involves adding lanes five miles or more in length to an existing freeway absent enumeration of the project by the legislature. Currently no such projects are enumerated.

This bill enumerates the I 94 north-south corridor project in southeastern Wisconsin. The bill also increases the general obligation bonding limit and allows proceeds from this bonding also to be used to fund the I 94 north-south corridor project.

Under current law, the Building Commission may issue revenue bonds for major highway projects and transportation administrative facilities in a principal amount that, with certain exclusions, may not exceed \$2,324,377,900. This bill increases the revenue bond limit.

#### **DRIVERS AND MOTOR VEHICLES**

This bill incorporates into state law the requirements contained in the federal REAL ID Act necessary for federal agencies to recognize for an official purpose operator's licenses and identification cards issued by this state. Under the act, an official purpose includes accessing federal facilities, boarding federally regulated commercial aircraft, and any other purpose identified by the federal Department of Homeland Security (DHS).

Under this bill, DOT may not, after the later of May 10, 2008 or the date DOT is ready to implement the REAL ID Act, issue or renew an operator's license or identification card unless the applicant presents, and DOT verifies, all of the following information:

1. An identification document that includes either the applicant's photograph or both the applicant's full legal name and date of birth.
2. Documentation showing the applicant's date of birth.
3. Proof of the applicant's social security number or verification that the applicant is not eligible for a social security number.
4. Documentation showing the applicant's name and address of principal residence.
5. Valid documentary proof that the individual is a citizen or national of the United States or an alien lawfully admitted for permanent or temporary residence in the United States.

In processing the application for an operator's license or identification card, DOT must capture and retain for at least ten years a digital image of each document presented. DOT must verify each document presented in the manner and to the extent required under federal law. DOT must record in the applicant's file or record the date on which verification is completed.

This bill creates a \$10 federal security verification mandate fee that must be paid to DOT for the issuance, renewal, upgrading, or reinstatement of any operator's license, endorsement, instruction permit, or identification card.

For certain noncitizen applicants who present specified forms of status or authorization of legal presence in the United States, the bill requires DOT to issue operator's licenses or identification cards displaying a legend identifying the license as temporary. Such a license or identification card may not be renewed unless the

applicant presents valid documentary proof that DHS extended the status by which the applicant qualified for the license or identification card. Under current law, an operator's license or identification card issued to a noncitizen generally expires on the date the person's legal presence in the United States is no longer authorized. Under the bill, under certain circumstances, a temporary operator's license or identification card issued to a noncitizen expires one year after issuance.

The bill specifies that every operator's license and identification card must include a digital color photograph of the applicant and that an applicant who does not provide a social security number must provide the basis for his or her ineligibility for a social security number.

Under current law, upon request, DOT must provide to the commercial driver license information system and the driver licensing agencies of other states any applicant or driver record information maintained by DOT. This bill specifies that upon request, DOT must provide to any driver licensing agency of another state electronic access to any record or file of an operator's license or identification card applicant, including any photograph, signature, or social security number appearing in such a record or file. Also, DOT may provide to DHFS certain applicant information for the sole purpose of verification by DHFS of birth certificate information.

The bill requires DOT to implement certain security procedures with regard to the issuance of operator's licenses and identification cards. The bill provides for DOT to perform background investigations on employees or new hires in its Division of Motor Vehicles (DMV). Before allowing a person to access an information system maintained by DMV, DOT must require the person's employer to conduct a background investigation. DOT may use the results of the investigation to deny or restrict access to DMV information.

The bill extends the valid period for an identification card from four years to eight years.

This bill increases the annual fee for registering automobiles and motor trucks.

Under current law, DOT administers, in a manner provided under federal law, a single-state insurance registration system for for-hire motor carriers allowing interstate carriers to register in, and pay applicable fees to, a single state with regard to proof of motor carrier insurance requirements. Under federal law, the single-state insurance registration system is scheduled to be repealed and replaced by a unified carrier registration system.

This bill authorizes DOT to participate in the new unified carrier registration system and to impose registration fees on all motor carriers, including private motor carriers.

Current law requires DOT to conduct a motor vehicle emission inspection and maintenance program (I/M program) in counties where air quality does not meet certain federal standards. Under the I/M program, most motor vehicles that are subject to emission limitations established by DNR must pass periodic emission inspections and may not be registered by DOT unless they have passed these inspections. Certain motor vehicles are exempt from emission inspections. DOT is

required to contract with third parties to perform vehicle emission inspections under the I/M program.

This bill exempts from emission inspections vehicles of model year 1967 to model year 1995, vehicles of model year 2007 or later that weigh between 10,001 pounds and 14,000 pounds, and vehicles of model year 2007 or later that are powered by diesel fuel. The bill also allows the operation of self-service inspection stations.

The bill requires DOT to maintain DMV service centers in certain municipalities under certain circumstances.

The bill provides certain vehicles transporting organs for human transplantation and other medical personnel and devices the traffic law privileges of authorized emergency vehicles.

#### **TRANSPORTATION AIDS**

Under current law, DOT makes general transportation aids payments to a county based on a share-of-costs formula, and to a village, city, or town (municipality) based on the greater of a share-of-costs formula for municipalities or an aid rate per mile, which is \$1,862 for 2006 and \$1,899 for 2007 and thereafter. This bill increases the aid rate per mile.

This bill increases the maximum amount of general transportation aids that may be paid to counties and municipalities.

Under current law, DOT provides state aid to local public bodies in urban areas served by mass transit systems to assist with the expenses of operating those systems. This bill increases the total amount of state aid for mass transit systems.

This bill creates a Safe Routes to School Program to promote children walking or riding bicycles to school and to increase the safety and reduce traffic in the vicinity of schools. The program must be consistent with the federal Safe Routes to School Program and incorporate regulations under that federal law.

Under current law, DOT administers a Local Roads Improvement Program, which includes an entitlement component and a nonentitlement component. This bill increases DOT's allocations for the nonentitlement component.

#### **RAIL AND AIR TRANSPORTATION**

Under current law, DOT administers a Rail Passenger Route Development Program to, in part, fund capital costs related to Amtrak service extension routes or other rail service routes between Milwaukee and Madison and between Milwaukee and Green Bay. This bill expands the program to include routes between Chicago and Milwaukee, between Madison and La Crosse, and between Madison and Eau Claire. The bill also increases general obligation bonding authority for the program.

Under current law, the counties of Kenosha, Milwaukee, and Racine must create a Regional Transit Authority (RTA). The RTA is responsible for the coordination of highway and transit programs within these counties. The RTA may receive funding by imposing a rental car transaction fee within these counties, but the fee may presently be used only to hire staff, conduct studies, and prepare a report to the legislature and the governor, due by November 15, 2008. The report must include certain information, including a recommendation as to whether the

responsibilities of the RTA should be limited to collection and distribution of regional transit funding or should also include operation of transit service and a recommendation on whether the RTA should continue in existence after September 30, 2009.

This bill provides the RTA with the responsibility for constructing and operating of a commuter rail transit system connecting the cities of Kenosha, Racine, and Milwaukee (KRM commuter link). The bill increases the amount of the rental car transaction fee that may be imposed, authorizes the RTA to issue bonds, and authorizes the RTA to use rental car transaction fees and bond proceeds for KRM commuter link purposes.

Under current law, DOT may contract up to specified amounts in public debt for the acquisition and improvement of rail property and to provide grants for harbor improvements. This bill increases these authorized bonding limits.

The bill modifies provisions of current law related to operating an aircraft while intoxicated.

#### **OTHER TRANSPORTATION**

Under current law, DOT collects a supplemental vehicle title fee in connection with applications for certificates of title for new vehicles and for vehicles the ownership of which has been transferred. This bill increases the fee by \$2.

This bill provides for a variety of transportation projects, grants, reports, and studies, and affects in additional ways the operations and programs of DOT and the state transportation system.

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

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

1           **SECTION 9og.** 13.489 (5) (b) of the statutes is amended to read:

2           13.489 (5) (b) All project information included in any report required under ~~this~~  
3           ~~subsection~~ par. (a) shall be reported on both a cumulative basis from the inception  
4           of the project and on an updated basis for the period since the department's last  
5           report under this subsection.

6           **SECTION 9oh.** 13.489 (5) (c) of the statutes is created to read:

7           13.489 (5) (c) With the report submitted under par. (a), by February 1 of each  
8           year, the department of transportation shall include a current project schedule for

1 all projects enumerated under s. 84.013 (3) or approved under s. 84.013 (6), showing  
2 the annual funding required until completion for each project.

3 **SECTION 85c.** 16.50 (1) (a) of the statutes is amended to read:

4 16.50 (1) (a) Each department except the legislature and the courts shall  
5 prepare and submit to the secretary an estimate of the amount of money which it  
6 proposes to expend, encumber or distribute under any appropriation in ch. 20. The  
7 department of administration shall prepare and submit estimates for expenditures  
8 from appropriations under ss. 20.855, 20.865, 20.866 and 20.867. The secretary may  
9 waive the submission of estimates of other than administrative expenditures from  
10 such funds as he or she determines, but the secretary shall not waive submission of  
11 estimates for the appropriations under s. 20.285 (1) (im) and (n) nor for expenditure  
12 of any amount designated as a refund of an expenditure under s. 20.001 (5).  
13 Estimates shall be prepared in such form, at such times and for such time periods  
14 as the secretary requires. ~~Revised~~ Except as provided in par. (c), revised and  
15 supplemental estimates may be presented at any time under rules promulgated by  
16 the secretary.

17 **SECTION 85e.** 16.50 (1) (c) of the statutes is created to read:

18 16.50 (1) (c) 1. The department may not approve any revised or supplemental  
19 estimate submitted by the department of transportation under par. (a) for any  
20 appropriation of federal funds under s. 20.395 unless the department of  
21 transportation has submitted a request to revise or supplement the estimate to the  
22 joint committee on finance and the request is approved under subd. 2. or the  
23 department of transportation has submitted a plan including the revised or  
24 supplemental estimate to the joint committee on finance under s. 84.03 (2) (b) 1. and  
25 the plan is approved under s. 84.03 (2) (c).

1           2. If the department of transportation submits a request under subd. 1. and the  
2           cochairpersons of the joint committee on finance do not notify the department of  
3           transportation within 14 working days after the date of the submittal that the  
4           committee has scheduled a meeting for the purpose of reviewing the request, the  
5           request is approved. If, within 14 working days after the date of the submittal, the  
6           cochairpersons of the committee notify the department of transportation that the  
7           committee has scheduled a meeting for the purpose of reviewing the request, the  
8           department of administration may not revise or supplement any estimate specified  
9           in the request until it is approved by the committee, as submitted or as modified.

10           **SECTION 85f.** 16.50 (6) of the statutes is amended to read:

11           16.50 (6) PROPORTIONAL SPENDING. If the secretary determines that  
12           expenditures of general purpose or segregated fund revenues are utilized to match  
13           revenues received under s. 16.54 or 20.001 (2) (b) for the purposes of combined  
14           program expenditure, the secretary may require that disbursements of the general  
15           purpose revenue and corresponding segregated revenue be in direct proportion to the  
16           amount of program revenue or corresponding segregated revenue which is available  
17           or appropriated in ch. 20 or as condition of a grant or contract. If Subject to sub. (1)  
18           (c), if the secretary makes such a determination, the agency shall incorporate the  
19           necessary adjustments into the expenditure plans provided for in sub. (1).

20           **SECTION 100m.** 20.005 (3) (schedule) of the statutes, as it affects 20.395 and  
21           20.865 (4) (u) of the statutes, is repealed and recreated to read:

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
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## Transportation

1	<b>20.395 Transportation, department of</b>			
2	(1) AIDS			
3	(ar) Corrections of transportation aid			
4	payments	SEG	S	-0-
5	(as) Transportation aids to counties,			
6	state funds	SEG	A	95,087,700
7	(at) Transportation aids to			
8	municipalities, state funds	SEG	A	299,157,100
9	(br) Milwaukee urban area rail transit			
10	system planning study; state funds	SEG	A	-0-
11	(bs) Transportation employment and			
12	mobility, state funds	SEG	C	336,000
13	(bt) Urban rail transit system grants	SEG	C	-0-
14	(bv) Transit and transportation			
15	employment and mobility aids, local			
16	funds	SEG-L	C	110,000
17	(bx) Transit and transportation			
18	employment and mobility aids,			
19	federal funds	SEG-F	C	38,000,000
20	(cq) Elderly and disabled capital aids,			
21	state funds	SEG	C	921,900
22	(cr) Elderly and disabled county aids,			
23	state funds	SEG	A	12,705,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(cv) Elderly and disabled aids, local				
2	funds	SEG-L	C	605,500	605,500
3	(cx) Elderly and disabled aids, federal				
4	funds	SEG-F	C	1,500,000	1,500,000
5	(ex) Highway safety, local assistance,				
6	federal funds	SEG-F	C	1,700,000	1,700,000
7	(fq) Connecting highways aids, state				
8	funds	SEG	A	12,851,900	12,851,900
9	(fs) Flood damage aids, state funds	SEG	S	600,000	600,000
10	(ft) Lift bridge aids, state funds	SEG	B	1,948,400	2,294,400
11	(fu) County forest road aids, state funds	SEG	A	303,300	303,300
12	(gq) Expressway policing aids, state				
13	funds	SEG	A	1,090,800	1,090,800
14	(gt) Soo Locks improvements, state				
15	funds	SEG	A	117,800	117,800
16	(hr) Tier B transit operating aids, state				
17	funds	SEG	A	22,986,100	24,179,400
18	(hs) Tier C transit operating aids, state				
19	funds	SEG	A	5,203,200	5,473,300
20	(ht) Tier A-1 transit operating aids,				
21	state funds	SEG	A	60,276,400	64,163,400
22	(hu) Tier A-2 transit operating aids,				
23	state funds	SEG	A	16,023,200	16,855,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(ig) Professional football stadium				
2	maintenance and operating costs,				
3	state funds	PR	C	-0-	-0-
4	(ih) Child abuse and neglect prevention,				
5	state funds	PR	C	-0-	-0-
(1) PROGRAM TOTALS					
	PROGRAM REVENUE			-0-	-0-
	OTHER			-0-	-0-
	SEGREGATED FUNDS			571,524,700	590,221,000
	FEDERAL			41,200,000	41,200,000
	OTHER			529,609,200	548,305,500
	LOCAL			715,500	715,500
	TOTAL-ALL SOURCES			571,524,700	590,221,000
6	(2) LOCAL TRANSPORTATION ASSISTANCE				
7	(aq) Accelerated local bridge				
8	improvement assistance, state				
9	funds	SEG	C	-0-	-0-
10	(av) Accelerated local bridge				
11	improvement assistance, local				
12	funds	SEG-L	C	-0-	-0-
13	(ax) Accelerated local bridge				
14	improvement assistance, federal				
15	funds	SEG-F	C	-0-	-0-
16	(bq) Rail service assistance, state funds	SEG	C	786,600	786,600
17	(bu) Freight rail infrastructure				
18	improvements, state funds	SEG	C	-0-	-0-
19	(bv) Rail service assistance, local funds	SEG-L	C	500,000	500,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(bw) Freight rail assistance loan				
2	repayments, local funds	SEG-L	C	4,000,000	4,000,000
3	(bx) Rail service assistance, federal				
4	funds	SEG-F	C	50,000	50,000
5	(cq) Harbor assistance, state funds	SEG	C	612,500	612,500
6	(cr) Rail passenger service, state funds	SEG	C	1,269,100	1,304,600
7	(cs) Harbor assistance, federal funds	SEG-F	C	-0-	-0-
8	(ct) Pass. railroad station imprvmt. &				
9	comm. rail trans. sys. grants, state				
10	fds.	SEG	B	1,000,000	-0-
11	(cu) Pass. railroad station imprvmt. &				
12	comm. rail trans. sys. grants, local				
13	fds.	SEG-L	C	-0-	-0-
14	(cv) Rail passenger service, local funds	SEG-L	C	-0-	-0-
15	(cw) Harbor assistance, local funds	SEG-L	C	-0-	-0-
16	(cx) Rail passenger service, federal				
17	funds	SEG-F	C	5,076,200	5,218,200
18	(dq) Aeronautics assistance, state funds	SEG	C	13,048,500	13,371,700
19	(ds) Aviation career education, state				
20	funds	SEG	A	155,300	155,300
21	(dv) Aeronautics assistance, local funds	SEG-L	C	42,000,000	42,000,000
22	(dx) Aeronautics assistance, federal				
23	funds	SEG-F	C	74,000,000	74,000,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(eq) Highway and local bridge				
2	improvement assistance, state				
3	funds	SEG	C	8,543,800	8,543,800
4	(ev) Loc. brdg. imprvmt. & trfc. marking				
5	enhncmnt. asst., loc. & transfrd.				
6	fnds.	SEG-L	C	8,780,400	8,780,400
7	(ex) Local bridge improvement				
8	assistance, federal funds	SEG-F	C	24,438,300	24,438,300
9	(fb) Local roads for job preservation,				
10	state funds	GPR	C	-0-	-0-
11	(fr) Local roads improvement program,				
12	state funds	SEG	C	17,000,300	17,425,300
13	(ft) Local roads improvement program;				
14	discretionary grants, state funds	SEG	C	7,175,000	7,354,400
15	(fv) Local transportation facility				
16	improvement assistance, local				
17	funds	SEG-L	C	38,532,300	39,136,700
18	(fx) Local transportation facility				
19	improvement assistance, federal				
20	funds	SEG-F	C	70,391,300	70,391,300
21	(fz) Local roads for job preservation,				
22	federal funds	SEG-F	C	-0-	-0-
23	(gi) Railroad crossing protection				
24	installation and maintenance, state				
25	funds	SEG	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(gq) Railroad crossing improvement and				
2	protection maintenance, state funds	SEG	A	2,250,000	2,250,000
3	(gr) Railroad crossing improvement and				
4	protection installation, state funds	SEG	C	1,700,000	1,700,000
5	(gs) Railroad crossing repair assistance,				
6	state funds	SEG	C	250,000	250,000
7	(gv) Railroad crossing improvement,				
8	local funds	SEG-L	C	-0-	-0-
9	(gx) Railroad crossing improvement,				
10	federal funds	SEG-F	C	3,299,600	3,299,600
11	(hq) Multimodal transportation studies,				
12	state funds	SEG	C	-0-	-0-
13	(hx) Multimodal transportation studies,				
14	federal funds	SEG-F	C	-0-	-0-
15	(iq) Transportation facilities economic				
16	assistance and development, state				
17	funds	SEG	C	3,625,000	3,625,000
18	(iv) Transportation facilities economic				
19	assistance and development, local				
20	funds	SEG-L	C	3,625,000	3,625,000
21	(iw) Transportation facility				
22	improvement loans, local funds	SEG-L	C	-0-	-0-
23	(ix) Transportation facilities economic				
24	assistance & development, federal				
25	funds	SEG-F	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(kv) Congestion mitigation and air				
2	quality improvement, local funds	SEG-L	C	2,253,300	2,253,300
3	(kx) Congestion mitigation and air				
4	quality improvement, federal funds	SEG-F	C	8,133,300	8,133,300
5	(mq) Astronautics assistance, state funds	SEG	C	-0-	-0-
6	(mv) Astronautics assistance, local funds	SEG-L	C	-0-	-0-
7	(mx) Astronautics assistance, federal				
8	funds	SEG-F	C	-0-	-0-
9	(nv) Transportation enhancement				
10	activities, local funds	SEG-L	C	509,500	509,500
11	(nx) Transportation enhancement				
12	activities, federal funds	SEG-F	C	1,559,100	1,559,100
13	(ny) Milwaukee lakeshore walkway,				
14	federal funds	SEG-F	B	-0-	-0-
15	(ov) Bicycle and pedestrian facilities,				
16	local funds	SEG-L	C	2,044,500	2,724,500
17	(ox) Bicycle and pedestrian facilities,				
18	federal funds	SEG-F	C	8,178,200	10,898,200
19	(ph) Transportation infrastructure				
20	loans, gifts and grants	SEG	C	-0-	-0-
21	(pq) Transportation infrastructure				
22	loans, state funds	SEG	C	5,000	5,000
23	(pu) Transportation infrastructure				
24	loans, service funds	SEG-S	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(pv) Transportation infrastructure				
2	loans, local funds	SEG-L	C	-0-	-0-
3	(px) Transportation infrastructure				
4	loans, federal funds	SEG-F	C	-0-	-0-
5	(qv) Safe routes to school, local funds	SEG-L	C	460,000	323,000
6	(qx) Safe routes to school, federal funds	SEG-F	C	4,600,000	3,230,100
(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			-0-	-0-
	SEGREGATED FUNDS			359,852,100	362,454,700
	FEDERAL			199,726,000	201,218,100
	OTHER			57,421,100	57,384,200
	SERVICE			-0-	-0-
	LOCAL			102,705,000	103,852,400
	TOTAL-ALL SOURCES			359,852,100	362,454,700
7	(3) STATE HIGHWAY FACILITIES				
8	(bq) Major highway development, state				
9	funds	SEG	C	100,211,100	107,768,400
10	(br) Major highway development,				
11	service funds	SEG-S	C	135,227,200	146,727,200
12	(bv) Major highway development, local				
13	funds	SEG-L	C	-0-	-0-
14	(bx) Major highway development,				
15	federal funds	SEG-F	C	78,975,000	78,975,000
16	(ck) West Canal Street reconstruction				
17	and extension, service funds	PR-S	C	-0-	-0-
18	(cq) State highway rehabilitation, state				
19	funds	SEG	C	320,131,900	369,555,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(cr) Southeast Wisconsin freeway				
2	rehabilitation, state funds	SEG	C	64,256,500	110,958,400
3	(ct) Marquette interchange reconstr,				
4	owner controlled ins pgm, service				
5	funds	SEG-S	C	-0-	-0-
6	(cv) State highway rehabilitation, local				
7	funds	SEG-L	C	2,000,000	2,000,000
8	(cw) Southeast Wisconsin freeway				
9	rehabilitation, local funds	SEG-L	C	-0-	-0-
10	(cx) State highway rehabilitation,				
11	federal funds	SEG-F	C	348,454,300	345,747,300
12	(cy) Southeast Wisconsin freeway				
13	rehabilitation, federal funds	SEG-F	C	72,493,500	80,091,600
14	(eq) Highway maintenance, repair, and				
15	traffic operations, state funds	SEG	C	209,193,100	217,559,400
16	(er) State-owned lift bridge operations				
17	and maintenance, state funds	SEG	A	2,232,400	2,232,400
18	(ev) Highway maintenance, repair, and				
19	traffic operations, local funds	SEG-L	C	496,000	496,000
20	(ex) Highway maintenance, repair, and				
21	traffic operations, federal funds	SEG-F	C	1,102,900	1,102,900
22	(iq) Administration and planning, state				
23	funds	SEG	A	17,697,600	17,697,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(ir) Disadvantaged business				
2	mobilization assistance, state funds	SEG	C	-0-	-0-
3	(iv) Administration and planning, local				
4	funds	SEG-L	C	-0-	-0-
5	(ix) Administration and planning,				
6	federal funds	SEG-F	C	3,679,900	3,679,900
7	(jh) Utility facilities within highway				
8	rights-of-way, state funds	PR	C	-0-	-0-
9	(jj) Damage claims	PR	C	1,850,000	1,850,000
10	(js) Telecommunications services,				
11	service funds	SEG-S	C	-0-	-0-
(3) PROGRAM TOTALS					
	PROGRAM REVENUE			1,850,000	1,850,000
	OTHER			1,850,000	1,850,000
	SERVICE			-0-	-0-
	SEGREGATED FUNDS			1,356,151,400	1,484,591,600
	FEDERAL			504,705,600	509,596,700
	OTHER			713,722,600	825,771,700
	SERVICE			135,227,200	146,727,200
	LOCAL			2,496,000	2,496,000
	TOTAL-ALL SOURCES			1,358,001,400	1,486,441,600
12	(4) GENERAL TRANSPORTATION OPERATIONS				
13	(aq) Departmental management and				
14	operations, state funds	SEG	A	62,199,900	62,098,500
15	(ar) Minor construction projects, state				
16	funds	SEG	C	-0-	-0-
17	(at) Capital building projects, service				
18	funds	SEG-S	C	6,000,000	6,000,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(av) Departmental management and				
2	operations, local funds	SEG-L	C	369,000	369,000
3	(ax) Departmental management and				
4	operations, federal funds	SEG-F	C	12,926,200	12,926,200
5	(ch) Gifts and grants	SEG	C	-0-	-0-
6	(dq) Demand management	SEG	A	357,600	357,600
7	(eq) Data processing services, service				
8	funds	SEG-S	C	15,003,900	15,003,900
9	(er) Fleet operations, service funds	SEG-S	C	12,094,500	12,094,500
10	(es) Other department services,				
11	operations, service funds	SEG-S	C	5,200,700	5,200,700
12	(et) Equipment acquisition	SEG	A	-0-	-0-
13	(ew) Operating budget supplements,				
14	state funds	SEG	C	-0-	-0-
<b>(4) PROGRAM TOTALS</b>					
	SEGREGATED FUNDS			114,151,800	114,050,400
	FEDERAL			12,926,200	12,926,200
	OTHER			62,557,500	62,456,100
	SERVICE			38,299,100	38,299,100
	LOCAL			369,000	369,000
	TOTAL-ALL SOURCES			114,151,800	114,050,400
15	(5) MOTOR VEHICLE SERVICES AND ENFORCEMENT				
16	(cg) Internet and telephone				
17	transactions, state funds	PR	C	-0-	-0-
18	(ch) Repaired salvage vehicle				
19	examinations, state funds	PR	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(ci) Breath screening instruments,				
2	state funds	PR	C	299,200	299,200
3	(cj) Vehicle registration, special group				
4	plates, state funds	PR	C	-0-	-0-
5	(cL) Licensing fees, state funds	PR	C	-0-	-0-
6	(cq) Veh. reg., insp. & maint., driver				
7	licensing & aircraft reg., state				
8	funds	SEG	A	71,078,800	70,898,900
9	(cx) Vehicle registration and driver				
10	licensing, federal funds	SEG-F	C	200,000	200,000
11	(dg) Escort, security and traffic				
12	enforcement services, state funds	PR	C	162,100	162,100
13	(dh) Traffic academy tuition payments,				
14	state funds	PR	C	474,800	474,800
15	(di) Chemical testing training and				
16	services, state funds	PR	A	1,388,600	1,388,600
17	(dk) Public safety radio management,				
18	service funds	PR-S	C	286,100	286,100
19	(dL) Public safety radio management,				
20	state funds	PR	C	22,000	22,000
21	(dq) Vehicle inspection, traffic				
22	enforcement and radio				
23	management, state funds	SEG	A	59,513,400	59,863,000
24	(dr) Transportation safety, state funds	SEG	A	1,512,200	1,512,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09	
1	(dx) Vehicle inspection and traffic					
2	enforcement, federal funds	SEG-F	C	8,526,300	8,473,200	
3	(dy) Transportation safety, federal funds	SEG-F	C	3,826,200	3,826,200	
4	(ek) Safe-ride grant program; state					
5	funds	PR-S	C	-0-	-0-	
6	(hq) Mtr. veh. emission inspec. & maint.					
7	prog.; contractor costs & equip.					
8	grants	SEG	A	13,324,400	-0-	
9	(hx) Motor vehicle emission inspection					
10	and maintenance programs, federal					
11	funds	SEG-F	C	-0-	-0-	
12	(iv) Municipal and county registration					
13	fee, local funds	SEG-L	C	-0-	-0-	
14	(jr) Pretrial intoxicated driver					
15	intervention grants, state funds	SEG	A	779,400	779,400	
	(5) PROGRAM TOTALS					
	PROGRAM REVENUE			2,632,800	2,632,800	
	OTHER			2,346,700	2,346,700	
	SERVICE			286,100	286,100	
	SEGREGATED FUNDS			158,760,700	145,552,900	
	FEDERAL			12,552,500	12,499,400	
16	OTHER			146,208,200	133,053,500	
17	LOCAL			-0-	-0-	
	TOTAL-ALL SOURCES			161,393,500	148,185,700	
18	(6) DEBT SERVICES					
19	(af) Prin. rpmt. & int., local rds. job					
20	psrv. & maj. hwy & rehab., state					
21	funds	GPR	S	85,490,700	90,414,400	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(aq) Principal repayment and interest,				
2	transportation facilities, state funds	SEG	S	5,434,300	6,885,600
3	(ar) Principal repayment and interest,				
4	buildings, state funds	SEG	S	8,500	8,500
5	(au) Prin pmt & int, Marq interch & I94				
6	n-s corridor reconst proj, state fds	SEG	S	16,920,800	16,920,200
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			85,490,700	90,414,400
	SEGREGATED FUNDS			22,363,600	23,814,300
	OTHER			22,363,600	23,814,300
	TOTAL-ALL SOURCES			107,854,300	114,228,700
7	(9) GENERAL PROVISIONS				
8	(gg) Credit card use charges	SEG	C	-0-	-0-
9	(qd) Freeway land disposal				
10	reimbursement clearing account	SEG	C	-0-	-0-
11	(qh) Highways, bridges and local				
12	transportation assistance clearing				
13	account	SEG	C	-0-	-0-
14	(qj) Hwys., bridges & local transp.				
15	assist. clearing acct., fed. funded				
16	pos.	SEG-F	C	-0-	-0-
17	(qn) Motor vehicle financial				
18	responsibility	SEG	C	-0-	-0-
19	(th) Temporary funding of projects				
20	financed by revenue bonds	SEG	S	-0-	-0-
	(9) PROGRAM TOTALS				
	SEGREGATED FUNDS			-0-	-0-
	FEDERAL			-0-	-0-

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
OTHER			-0-	-0-
TOTAL-ALL SOURCES			-0-	-0-
<b>20.395 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES			85,490,700	90,414,400
PROGRAM REVENUE			4,482,800	4,482,800
OTHER			4,196,700	4,196,700
SERVICE			286,100	286,100
SEGREGATED FUNDS			2,582,804,300	2,720,684,900
FEDERAL			771,110,300	777,440,400
OTHER			1,531,882,200	1,650,785,300
SERVICE			173,526,300	185,026,300
LOCAL			106,285,500	107,432,900
TOTAL-ALL SOURCES			2,672,777,800	2,815,582,100

1     **20.865 Program supplements**

2     (4)     JOINT COMMITTEE ON FINANCE SUPPLEMENTAL APPROPRIATIONS

3         (u)     Segregated funds general program

4             supplementation                             SEG     S             9,805,300             24,328,200

5             **SECTION 1.** 20.395 (2) (cw) of the statutes is created to read:

6             20.395 (2) (cw) *Harbor assistance, local funds.* All moneys received from any  
7     local unit of government or other source for harbor assistance or harbor  
8     improvements under s. 85.095, for such purposes.

9             **SECTION 2.** 20.395 (2) (ft) of the statutes is amended to read:

10            20.395 (2) (ft) *Local roads improvement program; discretionary grants, state*  
11     *funds.* As a continuing appropriation, the amounts in the schedule for the local roads  
12     improvement program under s. 86.31 (3g) to (3r), and for the payments required  
13     under 2007 Wisconsin Act .... (this act), section 9148 (1) and (14qq).

14            **SECTION 307c.** 20.395 (2) (jq), (jv) and (jx) of the statutes are repealed.

15            **SECTION 307e.** 20.395 (2) (nx) of the statutes is amended to read:

1           20.395 (2) (nx) *Transportation enhancement activities, federal funds.* All  
2 moneys received from the federal government for purposes of transportation  
3 enhancement activities under s. 85.026 ~~and for grants under s. 85.024~~, for such  
4 purposes.

5           **SECTION 307g.** 20.395 (2) (ov) of the statutes is created to read:

6           20.395 (2) (ov) *Bicycle and pedestrian facilities, local funds.* All moneys  
7 received from any local unit of government for purposes of the bicycle and pedestrian  
8 facilities program under s. 85.024, for such purposes.

9           **SECTION 307i.** 20.395 (2) (ox) of the statutes is created to read:

10          20.395 (2) (ox) *Bicycle and pedestrian facilities, federal funds.* All moneys  
11 received from the federal government for purposes of the bicycle and pedestrian  
12 facilities program under s. 85.024, for such purposes.

13          **SECTION 3.** 20.395 (2) (qv) of the statutes is created to read:

14          20.395 (2) (qv) *Safe routes to school, local funds.* All moneys received from any  
15 local unit of government for the safe routes to school program under s. 85.029, for  
16 such purpose.

17          **SECTION 4.** 20.395 (2) (qx) of the statutes is created to read:

18          20.395 (2) (qx) *Safe routes to school, federal funds.* All moneys received from  
19 the federal government for the safe routes to school program under s. 85.029, for such  
20 purpose.

21          **SECTION 309c.** 20.395 (3) (cq) of the statutes is amended to read:

22          20.395 (3) (cq) *State highway rehabilitation, state funds.* As a continuing  
23 appropriation, the amounts in the schedule for improvement of existing state trunk  
24 and connecting highways; for improvement of bridges on state trunk or connecting  
25 highways and other bridges for which improvement is a state responsibility, for

1 necessary approach work for such bridges and for replacement of such bridges with  
2 at-grade crossing improvements; for the construction and rehabilitation of the  
3 national system of interstate and defense highways and bridges and related  
4 appurtenances; for special maintenance activities under s. 84.04 on roadside  
5 improvements; for bridges under s. 84.10; for the bridge project under s. 84.115; for  
6 payment to a local unit of government for a jurisdictional transfer under s. 84.02 (8);  
7 for the disadvantaged business demonstration and training program under s.  
8 84.076; for the transfers required under 1999 Wisconsin Act 9, section 9250 (1) and  
9 2003 Wisconsin Act 33, section 9153 (4q); and for the purposes described under 1999  
10 Wisconsin Act 9, section 9150 (8g), and 2001 Wisconsin Act 16, section 9152 (4e), and  
11 2007 Wisconsin Act ... (this act), section 9148 (9i) (b) and (9x). This paragraph does  
12 not apply to any southeast Wisconsin freeway rehabilitation projects under s. 84.014,  
13 or to the installation, replacement, rehabilitation, or maintenance of highway signs,  
14 traffic control signals, highway lighting, pavement markings, or intelligent  
15 transportation systems, unless incidental to the improvement of existing state trunk  
16 and connecting highways.

17 **SECTION 5.** 20.395 (6) (au) of the statutes is amended to read:

18 20.395 (6) (au) *Principal repayment and interest, Marquette interchange and*  
19 *I 94 north-south corridor reconstruction project projects, state funds.* A sum  
20 sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
21 incurred in financing the Marquette interchange reconstruction project and the  
22 reconstruction of the I 94 north-south corridor, as provided under ss. 20.866 (2) (uup)  
23 and 84.555.

24 **SECTION 6.** 20.866 (2) (up) of the statutes is amended to read:

1           20.866 (2) (up) *Transportation; rail passenger route development.* From the  
2 capital improvement fund, a sum sufficient for the department of transportation to  
3 fund rail passenger route development under s. 85.061 (3). The state may contract  
4 public debt in an amount not to exceed ~~\$50,000,000~~ \$82,000,000 for this purpose. Of  
5 this amount, not more than \$10,000,000 may be used to fund the purposes specified  
6 in s. 85.061 (3) (a) 2. and 3.

7           **SECTION 7.** 20.866 (2) (uup) of the statutes is amended to read:

8           20.866 (2) (uup) *Transportation; Marquette interchange and I 94 north-south*  
9 *corridor reconstruction project projects.* From the capital improvement fund, a sum  
10 sufficient for the department of transportation to fund the Marquette interchange  
11 reconstruction project under s. 84.014, as provided under s. 84.555, and the  
12 reconstruction of the I 94 north-south corridor, as provided under s. 84.555 (1m) (a).  
13 The state may contract public debt in an amount not to exceed ~~\$213,100,000~~  
14 \$280,000,000 for ~~this purpose~~ these purposes.

15           **SECTION 8.** 20.866 (2) (uv) of the statutes is amended to read:

16           20.866 (2) (uv) *Transportation, harbor improvements.* From the capital  
17 improvement fund, a sum sufficient for the department of transportation to provide  
18 grants for harbor improvements. The state may contract public debt in an amount  
19 not to exceed ~~\$40,700,000~~ \$53,400,000 for this purpose.

20           **SECTION 9.** 20.866 (2) (uw) of the statutes is amended to read:

21           20.866 (2) (uw) *Transportation; rail acquisitions and improvements.* From the  
22 capital improvement fund, a sum sufficient for the department of transportation to  
23 acquire railroad property under ss. 85.08 (2) (L) and 85.09; and to provide grants and  
24 loans for rail property acquisitions and improvements under s. 85.08 (4m) (c) and (d).

1 The state may contract public debt in an amount not to exceed \$44,500,000  
2 \$66,500,000 for these purposes.

3 **SECTION 10.** 25.40 (1) (bd) of the statutes is created to read:

4 25.40 (1) (bd) Oil company assessments under subch. XIV of ch. 77.

5 **SECTION 814m.** 46.03 (18) (f) of the statutes is amended to read:

6 46.03 (18) (f) Notwithstanding par. (a), any person who submits to an  
7 assessment or airman or driver safety plan under s. 23.33 (13) (e), 30.80 (6) (d), 114.09  
8 (2) (bm), 343.16 (5) (a), 343.30 (1q), 343.305 (10) or 350.11 (3) (d) shall pay a  
9 reasonable fee therefor to the appropriate county department under s. 51.42 or traffic  
10 safety school under s. 345.60. A county may allow the person to pay the assessment  
11 fee in 1, 2, 3 or 4 equal installments. The fee for the airman or driver safety plan may  
12 be reduced or waived if the person is unable to pay the complete fee, but no fee for  
13 assessment or attendance at a traffic safety school under s. 345.60 may be reduced  
14 or waived. Nonpayment of the assessment fee is noncompliance with the court order  
15 that required completion of an assessment and airman or driver safety plan. Upon  
16 a finding that the person has the ability to pay, nonpayment of the airman or driver  
17 safety plan fee is noncompliance with the court order that required completion of an  
18 assessment and airman or driver safety plan.

19 **SECTION 1819m.** 51.42 (3) (ar) 4. b. of the statutes is amended to read:

20 51.42 (3) (ar) 4. b. Comprehensive diagnostic and evaluation services,  
21 including assessment as specified under ss. 114.09 (2) (bm), 343.30 (1q) and 343.305  
22 (10) and assessments under ss. 48.295 (1) and 938.295 (1).

23 **SECTION 1850g.** 59.58 (6) (cb) of the statutes is created to read:

1           59.58 (6) (cb) The authority shall be responsible for sponsoring, developing,  
2           constructing, and operating a commuter rail transit system connecting the cities of  
3           Kenosha, Racine, and Milwaukee, to be known as the KRM commuter rail link.

4           **SECTION 1850i.** 59.58 (6) (cr) of the statutes is amended to read:

5           59.58 (6) (cr) The authority may hire staff, conduct studies, and expend funds  
6           essential to the preparation of the report specified in par. (e) and in furtherance of  
7           its responsibility under par. (cb) to develop and construct the KRM commuter rail  
8           link.

9           **SECTION 1850p.** 59.58 (6) (e) 3g. of the statutes is created to read:

10          59.58 (6) (e) 3g. A study on the feasibility of adding a commuter rail stop and  
11          station at points where any proposed commuter rail route would intersect National  
12          Avenue in the city of Milwaukee or Greenfield Avenue in the city of Milwaukee or  
13          both.

14          **SECTION 1850r.** 59.58 (6) (e) 3m. of the statutes is created to read:

15          59.58 (6) (e) 3m. A study on the feasibility of extending any proposed commuter  
16          rail project through the 30th Street corridor in the city of Milwaukee to the northern  
17          county line of Milwaukee County.

18          **SECTION 1850t.** 59.58 (6) (e) 4r. and 6. of the statutes are repealed.

19          **SECTION 1850u.** 59.58 (6) (f) of the statutes is created to read:

20          59.58 (6) (f) 1. The authority may issue bonds, the principal and interest on  
21          which are payable exclusively from all or a portion of any revenues received by the  
22          authority. The authority may secure its bonds by a pledge of any income or revenues  
23          from any operations, rent, aids, grants, subsidies, contributions, or other source of  
24          moneys whatsoever.

1           2. The authority may issue bonds in an aggregate principal amount not to  
2 exceed \$50,000,000, excluding bonds issued to refund outstanding bonds issued  
3 under this subdivision, for the purpose of providing funds for the anticipated local  
4 funding share required for initiating KRM commuter rail link service.

5           3. Neither the governing body of the authority nor any person executing the  
6 bonds is personally liable on the bonds by reason of the issuance of the bonds.

7           4. The bonds of the authority are not a debt of the counties that created the  
8 authority. Neither these counties nor the state are liable for the payment of the  
9 bonds. The bonds of the authority shall be payable only out of funds or properties  
10 of the authority. The bonds of the authority shall state the restrictions contained in  
11 this subdivision on the face of the bonds.

12           5. Bonds of the authority shall be authorized by resolution of the authority's  
13 governing body. The bonds may be issued under such a resolution or under a trust  
14 indenture or other security instrument. The bonds may be issued in one or more  
15 series and may be in the form of coupon bonds or registered bonds under s. 67.09.  
16 The bonds shall bear the dates, mature at the times, bear interest at the rates, be in  
17 the denominations, have the rank or priority, be executed in the manner, be payable  
18 in the medium of payment, at the places, and be subject to the terms of redemption,  
19 with or without premium, as the resolution, trust indenture, or other security  
20 instrument provides. Bonds of the authority are issued for an essential public and  
21 governmental purpose and are public instrumentalities and, together with interest  
22 and income, are exempt from taxes. The authority may sell the bonds at public or  
23 private sales at the price or prices determined by the authority. If a member of the  
24 governing body of the authority whose signature appears on any bonds or coupons  
25 ceases to be a member of the governing body of the authority before the delivery of

1 such obligations, the member's signature shall, nevertheless, be valid for all  
2 purposes as if the member had remained a member until delivery of the bonds.

3 6. The authority may issue refunding bonds for the purpose of paying any of  
4 its bonds at or prior to maturity or upon acceleration or redemption. The authority  
5 may issue refunding bonds at such time prior to the maturity or redemption of the  
6 refunded bonds as the authority deems to be in the public interest. The refunding  
7 bonds may be issued in sufficient amounts to pay or provide the principal of the bonds  
8 being refunded, together with any redemption premium on the bonds, any interest  
9 accrued or to accrue to the date of payment of the bonds, the expenses of issue of the  
10 refunding bonds, the expenses of redeeming the bonds being refunded, and such  
11 reserves for debt service or other capital or current expenses from the proceeds of  
12 such refunding bonds as may be required by the resolution, trust indenture, or other  
13 security instruments. To the extent applicable, refunding bonds are subject to subd.  
14 5.

15 **SECTION 11.** Chapter 77 (title) of the statutes is amended to read:

16 **CHAPTER 77**

17 **TAXATION OF FOREST CROPLANDS;**

18 **REAL ESTATE TRANSFER FEES;**

19 **SALES AND USE TAXES; COUNTY**

20 **AND SPECIAL DISTRICT SALES**

21 **AND USE TAXES; MANAGED FOREST**

22 **LAND; TEMPORARY RECYCLING**

23 **SURCHARGE; LOCAL FOOD AND**

24 **BEVERAGE TAX; LOCAL RENTAL**

25 **CAR TAX; PREMIER RESORT AREA**

1                           **TAXES; STATE RENTAL VEHICLE FEE;**  
2                           **DRY CLEANING FEES; REGIONAL**  
3                           **TRANSIT AUTHORITY FEE;**  
4                           **OIL COMPANY ASSESSMENT**

5           **SECTION 2494d.** 77.9971 of the statutes is amended to read:

6           **77.9971 Imposition.** A regional transit authority under s. 59.58 (6) may  
7 impose a fee at a rate not to exceed \$~~2~~ \$15 for each transaction in the region, as  
8 defined in s. 59.58 (6) (a) 2., on the rental, but not for rental and not for rental as  
9 a service or repair replacement vehicle, of Type 1 automobiles, as defined in s. 340.01  
10 (4) (a), by establishments primarily engaged in short-term rental of passenger cars  
11 without drivers, for a period of 30 days or less, unless the sale is exempt from the sales  
12 tax under s. 77.54 (1), (4), (7) (a), (7m), (9), or (9a). The fee imposed under this  
13 subchapter shall be effective on the first day of the first month that begins at least  
14 90 days after the governing body of the regional transit authority approves the  
15 imposition of the fee and notifies the department of revenue. The governing body  
16 shall notify the department of a repeal of the fee imposed under this subchapter at  
17 least 60 days before the effective date of the repeal.

18           **SECTION 12.** Subchapter XIV of chapter 77 [precedes 77.998] of the statutes is  
19 created to read:

20                           **CHAPTER 77**

21                           **SUBCHAPTER XIV**

22                           **OIL COMPANY ASSESSMENT**

23           **77.998 Definitions.** In this subchapter:

24           **(1)** “Biodiesel fuel” means biodiesel fuel, as defined in s. 168.14 (2m) (a), that  
25 is not blended with any petroleum product.

1           **(2)** “Department” means the department of revenue.

2           **(2m)** “Gross receipts” means all consideration received from the first sale of  
3 motor vehicle fuel received by a supplier for sale in this state, for sale for export to  
4 this state, or for export to this state, not including state or federal excise taxes, or  
5 petroleum inspection fees, collected from the purchaser. “Gross receipts” does not  
6 include consideration received from the first sale of motor vehicle fuel received by a  
7 supplier for sale in this state, for sale for export to this state, or for export to this state,  
8 if the motor vehicle fuel is motor vehicle fuel specified under s. 78.01 (2) or (2m).

9           **(3)** “Motor vehicle fuel” has the meaning given in s. 78.005 (13).

10           **(4)** “Related party” means a person whose relationship with the supplier is  
11 described under section 267 (b) of the Internal Revenue Code.

12           **(5)** “Supplier” has the meaning given in s. 78.005 (14).

13           **(6)** “Terminal operator” has the meaning given in s. 78.005 (16).

14           **77.9981 Imposition. (1)** For the privilege of doing business in this state, there  
15 is imposed an assessment on each supplier at the rate of 2.5 percent of the supplier’s  
16 gross receipts in each calendar quarter that are derived from the first sale in this  
17 state of motor vehicle fuel received by the supplier for sale in this state, for sale for  
18 export to this state, or for export to this state.

19           **(2)** Any person, including a terminal operator, who is not a licensee under s.  
20 78.09 and who either used any motor vehicle fuel in this state or has possession of  
21 any motor vehicle fuel, other than that contained in a motor vehicle’s fuel tank, for  
22 which the assessment under this subchapter has not been paid or for which no  
23 supplier has incurred liability for paying the assessment, shall file a report, in the  
24 manner described by the department, and pay the assessment based on the purchase  
25 price of the motor vehicle fuel.

1           **77.9982 Administration.** (1) The department shall administer the  
2 assessment under this subchapter and may take any action, conduct any proceeding,  
3 and impose interest and penalties.

4           (2) The assessments imposed under this subchapter for each calendar quarter  
5 are due and payable on the last day of the month next succeeding the calendar  
6 quarter for which the assessments are imposed, as provided by the department by  
7 rule.

8           (3) For purposes of determining the amount of the assessment imposed under  
9 this subchapter, income derived from the first sale in this state of biodiesel fuel, of  
10 ethanol blended with gasoline to create gasoline consisting of at least 85 percent  
11 ethanol, or the fuels described in s. 78.01 (2) and (2m) is not included in the supplier's  
12 gross receipts. For purposes of determining the amount of the assessment imposed  
13 under this subchapter, with regard to a transfer of motor vehicle fuel from a supplier  
14 to a related party, the point of first sale in this state is the date of such transfer, and  
15 the gross receipts are calculated on a monthly basis using an index determined by  
16 rule by the department. For purposes of this subchapter, there is only one point of  
17 first sale in this state with regard to the sale of the same motor vehicle fuel.

18           (4) No person who is subject to the assessment imposed under this subchapter  
19 shall take any action to increase or influence the selling price of motor vehicle fuel  
20 in order to recover the amount of the assessment. The person responsible for taking  
21 any action to increase or influence the selling price of motor vehicle fuel to recover  
22 the amount of the assessment is subject to a penalty equal to the amount of the gain  
23 the supplier received from any increase in the selling price that is implemented in  
24 order to recover the assessment amount or imprisonment of not more than 6 months,  
25 or both. For purposes of this subsection, the person responsible for taking any action

1 to increase or influence the selling price of motor vehicle fuel to recover the amount  
2 of the assessment is the officer, employee, or other responsible person of a corporation  
3 or other form of business association or the partner, member, employee, or other  
4 responsible person of a partnership, limited liability company, or sole proprietorship  
5 who, as such officer, employee, partner, member, or other responsible person, has a  
6 duty to establish the selling price of motor vehicle fuel.

7 **(5)** At the secretary of revenue's request, the attorney general may represent  
8 this state, or assist a district attorney, in prosecuting any case arising under this  
9 subchapter.

10 **(6)** In addition to any other audits the department conducts to administer and  
11 enforce this subchapter, the department may audit any supplier who is subject to the  
12 assessment imposed under this subchapter to determine whether the supplier has  
13 taken any action to increase or influence the selling price of motor vehicle fuel in  
14 order to recover the amount of the assessment. Annually, the department shall  
15 submit a report to the governor and the legislature, as provided under s. 13.172 (2),  
16 that contains information on all audits conducted under this subsection in the  
17 previous year.

18 **(7)** Sections 71.74 (1) to (3), (5), (7), and (9) to (15), 71.75 (1), (2), (6), (7), and  
19 (9), 71.77 (1) and (4) to (8), 71.78 (1) to (4) and (5) to (8), 71.80 (1) (a) and (b), (4) to  
20 (6), (8) to (12), (14), (17), and (18), 71.82 (1) and (2) (a) and (b), 71.83 (1) (a) 1. and 2.  
21 and (b) 1., 2., and 6., (2) (a) 1. to 3. and (b) 1. to 3., and (3), 71.87, 71.88, 71.89, 71.90,  
22 71.91 (1) (a), (2), (3), and (4) to (7), 71.92, and 71.93 as they apply to the taxes under  
23 ch. 71 apply to the assessment under this subchapter.

24 **(8)** The department shall deposit all revenue collected under this subchapter  
25 into the transportation fund.

1           **SECTION 2523p.** 84.01 (21) of the statutes is amended to read:

2           **84.01 (21) MOTOR VEHICLE WEIGHING STATIONS.** The department, as a part of the  
3 improvement and maintenance of highways, may acquire, construct and maintain  
4 lands and facilities, including scales or weighing stations, for weighing, measuring  
5 or inspecting vehicles and loads operating on any public highway in the state. Lands  
6 necessary may be adjacent or contiguous to the highway and weighing station  
7 facilities may be constructed and maintained upon the traveled portion of the  
8 highway or any other part thereof. The department may not construct or locate a  
9 motor vehicle weighing facility in or adjacent to the village of Rockland in La Crosse  
10 County.

11           **SECTION 2523w.** 84.013 (3m) (d) of the statutes is created to read:

12           **84.013 (3m) (d)** If the department reconstructs any part of STH 78 located in  
13 the village of Merrimac in Sauk County and requires water and sewer utilities lying  
14 beneath this reconstructed part of STH 78 to be relocated to a lower depth, the  
15 department shall pay 75 percent of the cost of relocating these water and sewer  
16 utilities.

17           **SECTION 2524g.** 84.013 (3m) (e) of the statutes is created to read:

18           **84.013 (3m) (e)** The department shall begin construction of the major highway  
19 project enumerated under sub. (3) (ra) no later than July 1, 2009, and shall complete  
20 construction of this project no later than July 1, 2011.

21           **SECTION 2524p.** 84.013 (4) (a) of the statutes is amended to read:

22           **84.013 (4) (a)** Subject to ~~s. ss.~~ ss. 13.489 (1m) and 84.06 (1r), in preparation for  
23 future major highway projects, the department may perform preliminary  
24 engineering and design work and studies for possible major highway projects not

1 listed under sub. (3), but no major highway may be constructed unless the project is  
2 listed under sub. (3) or approved under sub. (6).

3 **SECTION 13.** 84.014 (5m) (a) of the statutes is renumbered 84.014 (5m) (am).

4 **SECTION 14.** 84.014 (5m) (ag) of the statutes is created to read:

5 84.014 (5m) (ag) In this subsection, “I 94 north–south corridor” means the  
6 Mitchell interchange of I 43, I 94, and I 894 in Milwaukee County, I 94 from the  
7 Illinois–Wisconsin state line in Kenosha County proceeding northerly through the  
8 Mitchell interchange to Howard Avenue in Milwaukee County, I 43/894 from the  
9 Mitchell interchange proceeding westerly to 35th Street in Milwaukee County, the  
10 STH 119 Airport Spur Parkway between I 94 and General Mitchell International  
11 Airport in Milwaukee County, and all freeways, roadways, shoulders, interchange  
12 ramps, frontage roads, and collector road systems adjacent or related to these routes  
13 or interchanges.

14 **SECTION 15.** 84.014 (5m) (b) 1. of the statutes is repealed.

15 **SECTION 16.** 84.014 (5m) (b) 2. of the statutes is created to read:

16 84.014 (5m) (b) 2. Reconstruction of the I 94 north–south corridor.

17 **SECTION 2528d.** 84.014 (5r) of the statutes is created to read:

18 84.014 (5r) Notwithstanding subs. (5) and (5m), no southeast Wisconsin  
19 freeway rehabilitation project may include the addition of any lane for vehicular  
20 traffic on I 94 adjacent to Wood National Cemetery, between Hawley Road and the  
21 Stadium interchange, in Milwaukee County.

22 **SECTION 2528m.** 84.02 (15) of the statutes is created to read:

23 84.02 (15) USH 51 RECONSTRUCTION PROJECT IN DANE COUNTY. The department  
24 shall commence, in the 2007–08 fiscal year, the preparation of an environmental  
25 impact statement or environmental assessment, as applicable, for the USH 51 north

1 segment reconstruction project in Dane County, which includes expanding USH 51  
2 to a 4-lane divided highway from the intersection of USH 51 and Reardon Road to  
3 just north of the intersection of USH 51 and CTH “V”/Grinde Road in the village of  
4 DeForest. The department shall commence construction of this project no later than  
5 December 31, 2012.

6 **SECTION 2531c.** 84.06 (1m) of the statutes is amended to read:

7 **84.06 (1m) PLANS.** ~~The Subject to sub. (1r),~~ the department may prepare plans,  
8 estimates, and specifications and undertake and perform all surveys, investigations,  
9 and engineering work for any highway improvement within its jurisdiction. When  
10 provision has been made for the necessary funds for any such highway improvement  
11 and, if federal aid is to be utilized, when the project has been approved by the proper  
12 federal authorities, the department may proceed as provided in this section, with due  
13 regard to any applicable federal requirement or regulation.

14 **SECTION 2531e.** 84.06 (1r) of the statutes is created to read:

15 **84.06 (1r) VALUE ENGINEERING FOR CERTAIN PROJECTS.** (a) In this subsection,  
16 “value engineering” has the meaning given in 23 CFR 627.3.

17 (b) The department shall employ value engineering for any highway  
18 improvement project under sub. (1m) for which the cost of construction, utilities, and  
19 rights-of-way is in excess of \$5,000,000, as adjusted under par. (g), or that otherwise  
20 meets criteria established by the department under par. (c), and shall assure that a  
21 value engineering study and analysis is performed on each such project. Any value  
22 engineering study and analysis related to engineering work performed by a  
23 consultant under contract with the department under s. 84.01 (13) may not be  
24 performed by the same consultant unless that consultant maintains separate and  
25 distinct organizational separation of its value engineering and design sections.

1           (c) The department shall establish criteria for determining which projects, in  
2 addition to those having total project costs in excess of \$5,000,000, as adjusted under  
3 par. (g), on which the department will employ value engineering.

4           (d) After review and for compelling reasons, the secretary may waive the  
5 requirement under par. (b) for any project. Any such waiver shall be in writing, state  
6 the reasons for the waiver, and apply only to a single project.

7           (e) For each project for which the department performs a value engineering  
8 study and analysis under this subsection, the department shall include in the study  
9 and analysis an identification of the cost of all design elements for the project that  
10 are considered by the department to be context-sensitive design elements and the  
11 department's justification for any increased project costs resulting from these design  
12 elements.

13           (f) Annually, the department shall submit a report to the governor, and to the  
14 appropriate standing committees of the legislature under s. 13.172 (3), on the  
15 department's employment of value engineering under par. (b), the criteria  
16 established by the department under par. (c), and all waivers made under par. (d).  
17 All project information included in any report required under this paragraph shall  
18 be reported on both a cumulative basis from the inception of the project and on an  
19 updated basis for the period since the department's last report under this paragraph.  
20 The report under this paragraph shall also include all of the following information:

- 21           1. The number of value engineering studies conducted.
- 22           2. The cost of conducting the studies.
- 23           3. The estimated construction cost of the projects studied.
- 24           4. The total number of study recommendations.

1           5. The total estimated savings that would result from all recommendations if  
2 approved and implemented.

3           6. The number of recommendations approved.

4           7. The total savings that resulted from the approved recommendations.

5           8. The cost of all context-sensitive design elements included in completed  
6 projects.

7           (g) Beginning on the first day of the 13th month beginning after the effective  
8 date of this paragraph .... [revisor inserts date], and annually thereafter, the  
9 department shall adjust the dollar amounts specified in pars. (b) and (c) in proportion  
10 to any change in the cost of construction, utilities, and rights-of-way since the  
11 effective date of this paragraph.

12           **SECTION 2532h.** 84.101 of the statutes is created to read:

13           **84.101 Ronald Reagan Memorial Highway.** The department shall  
14 designate and mark the route of USH 14 from the Wisconsin-Illinois border to  
15 Madison as the “Ronald Reagan Memorial Highway” in recognition and appreciation  
16 of the public career of Ronald Reagan, who served 2 terms of office with distinction  
17 as the 40th president of the United States and who subsequently demonstrated grace  
18 and dignity in his struggle with Alzheimer’s disease.

19           **SECTION 2532m.** 84.1023 of the statutes is created to read:

20           **84.1023 Donald J. Schneider Highway.** The department shall designate  
21 and mark the route of USH 8 between USH 53 and the city of Turtle Lake in Barron  
22 County as the “Donald J. Schneider Highway” in recognition of former Wisconsin  
23 Senate Chief Clerk Donald J. Schneider for his many years of service to the senate  
24 and the people of Wisconsin.

25           **SECTION 2535h.** 84.30 (5m) of the statutes is created to read:

1           **84.30 (5m)** MARS CHEESE CASTLE SIGNS IN KENOSHA COUNTY. Notwithstanding  
2 any other provision of law and any local ordinance or other restrictions on signs, the  
3 Mars Cheese Castle business in Kenosha County may relocate its on–premises signs  
4 located near the intersection of I 94 and STH 142 in Kenosha County and maintain  
5 such signs at their new location.

6           **SECTION 17.** 84.555 (1m) (a) of the statutes is amended to read:

7           **84.555 (1m)** (a) Notwithstanding sub. (1) and ss. 84.51 and 84.59, the proceeds  
8 of general obligation bonds issued under s. 20.866 (2) (uum) are allocated for  
9 expenditure obligations under s. 84.95 and s. 84.014 and the proceeds of general  
10 obligation bonds issued under s. 20.866 (2) (uup) may be used to fund expenditure  
11 obligations for the Marquette interchange reconstruction project under s. 84.014 and  
12 for the reconstruction of the I 94 north–south corridor, as defined in s. 84.014 (5m)  
13 (ag).

14           **SECTION 18.** 84.59 (6) of the statutes is amended to read:

15           **84.59 (6)** The building commission may contract revenue obligations when it  
16 reasonably appears to the building commission that all obligations incurred under  
17 this section can be fully paid from moneys received or anticipated and pledged to be  
18 received on a timely basis. Except as provided in this subsection, the principal  
19 amount of revenue obligations issued under this section may not exceed  
20 ~~\$2,324,377,900~~ \$2,657,161,500, excluding any obligations that have been defeased  
21 under a cash optimization program administered by the building commission, to be  
22 used for transportation facilities under s. 84.01 (28) and major highway projects for  
23 the purposes under ss. 84.06 and 84.09. In addition to the foregoing limit on principal  
24 amount, the building commission may contract revenue obligations under this  
25 section as the building commission determines is desirable to refund outstanding

1 revenue obligations contracted under this section and to pay expenses associated  
2 with revenue obligations contracted under this section.

3 **SECTION 2540c.** 85.024 (2) of the statutes is amended to read:

4 85.024 (2) The department shall administer a bicycle and pedestrian facilities  
5 program to award grants of assistance to political subdivisions for the planning,  
6 development, or construction of bicycle and pedestrian facilities. For purposes of this  
7 subsection, “bicycle and pedestrian facilities” do not include sidewalks or street  
8 beautification measures. The department shall award from the appropriation under  
9 s. 20.395 (2) ~~(nx)~~ (ox) grants to political subdivisions under this section. A political  
10 subdivision that is awarded a grant under this section shall contribute matching  
11 funds equal to at least ~~25%~~ 20 percent of the amount awarded under this section.  
12 Any improvement project for which a political subdivision receives a grant under this  
13 section shall be let by contract based on bids and the contract shall be awarded to the  
14 lowest competent and responsible bidder.

15 **SECTION 19.** 85.029 of the statutes is created to read:

16 **85.029 Safe routes to school program. (1)** In this section:

17 (a) “Local governmental unit” has the meaning given in s. 59.72 (1) (c).

18 (b) “Political subdivision” has the meaning given in s. 85.026 (1) (a).

19 (c) “State agency” has the meaning given in s. 20.001 (1).

20 (d) “Indian tribe” has the meaning given in s. 139.30 (5).

21 **(2)** The department may administer a safe routes to school program to award  
22 grants of assistance as provided in subs. (3) and (4). The department may award to  
23 the same recipient grants under both subs. (3) and (4).

1           **(3)** The department may award grants under this section to any political  
2 subdivision or state agency for infrastructure–related projects, as described in P.L.  
3 109–59, section 1404 (f) (1).

4           **(4)** The department may award grants under this section to any state agency,  
5 county, local governmental unit, Indian tribe, or private nonprofit organization for  
6 noninfrastructure–related activities, as described in P.L. 109–59, section 1404 (f) (2).

7           **(5)** If the department establishes a program under this section, the program  
8 shall be consistent with P.L. 109–59, section 1404, and any regulation adopted under  
9 P.L. 109–59, section 1404.

10           **(6)** The department shall award any grant under this section from the  
11 appropriations under s. 20.395 (2) (qv) and (qx).

12           **SECTION 2541r.** 85.035 of the statutes is amended to read:

13           **85.035 Reduction of department appropriations.** ~~Where~~ Subject to s.  
14 16.50 (1) (c), where the secretary deems that economic conditions warrant, the  
15 secretary, in conjunction with submission of estimates under s. 16.50, may  
16 recommend to the secretary of administration that authorized department  
17 appropriations be reduced to reflect revenue deficiencies.

18           **SECTION 20.** 85.061 (3) (a) 1. of the statutes is amended to read:

19           85.061 **(3)** (a) 1. Capital costs related to Amtrak service extension routes or  
20 other rail service routes between the cities of Milwaukee and Madison ~~and~~, between  
21 the cities of Milwaukee and Green Bay, between the cities of Milwaukee and Chicago,  
22 between the cities of Madison and Eau Claire, and between the cities of Madison and  
23 La Crosse. Any route between the cities of Milwaukee and Green Bay funded under  
24 the program shall provide service to population centers along the route in a manner  
25 that makes the route most economically feasible.

1           **SECTION 21.** 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

2           85.20 **(4m)** (a) 6. cm. ~~For aid payable for calendar years 2004 and 2005, from~~  
3 ~~the appropriation under s. 20.395 (1) (ht), the department shall pay \$56,811,800 to~~  
4 ~~the eligible applicant that pays the local contribution required under par. (b) 1. for~~  
5 ~~an urban mass transit system that has annual operating expenses in excess of~~  
6 ~~\$80,000,000. From the appropriation under s. 20.395 (1) (ht), the department shall~~  
7 ~~pay \$57,948,000 for aid payable for calendar year 2006, and \$59,107,000 for aid~~  
8 ~~payable for calendar year 2007, \$63,784,700 for aid payable for calendar year 2008,~~  
9 ~~and \$65,299,200 for aid payable for calendar year 2009~~ and thereafter, to the eligible  
10 applicant that pays the local contribution required under par. (b) 1. for an urban  
11 mass transit system that has annual operating expenses in excess of \$80,000,000.  
12 If the eligible applicant that receives aid under this subd. 6. cm. is served by more  
13 than one urban mass transit system, the eligible applicant may allocate the aid  
14 between the urban mass transit systems in any manner the eligible applicant  
15 considers desirable.

16           **SECTION 22.** 85.20 (4m) (a) 6. d. of the statutes is amended to read:

17           85.20 **(4m)** (a) 6. d. ~~For aid payable for calendar years 2004 and 2005, from the~~  
18 ~~appropriation under s. 20.395 (1) (hu), the department shall pay \$15,166,900 to the~~  
19 ~~eligible applicant that pays the local contribution required under par. (b) 1. for an~~  
20 ~~urban mass transit system that has annual operating expenses in excess of~~  
21 ~~\$20,000,000 but less than \$80,000,000. From the appropriation under s. 20.395 (1)~~  
22 ~~(hu), the department shall pay \$15,470,200 for aid payable for calendar year 2006,~~  
23 ~~and \$15,779,600 for aid payable for calendar year 2007, \$16,754,000 for aid payable~~  
24 ~~for calendar year 2008, and \$17,158,400 for aid payable for calendar year 2009~~ and  
25 thereafter, to the eligible applicant that pays the local contribution required under

1 par. (b) 1. for an urban mass transit system that has annual operating expenses in  
2 excess of \$20,000,000 but less than \$80,000,000. If the eligible applicant that  
3 receives aid under this subd. 6. d. is served by more than one urban mass transit  
4 system, the eligible applicant may allocate the aid between the urban mass transit  
5 systems in any manner the eligible applicant considers desirable.

6 **SECTION 23.** 85.20 (4m) (a) 7. b. of the statutes is amended to read:

7 85.20 (4m) (a) 7. b. For the purpose of making allocations under subd. 7. a., the  
8 amounts for aids are ~~\$21,757,600 in calendar years 2004 and 2005~~, \$22,192,800 in  
9 calendar year 2006, and \$22,636,700 in calendar year 2007, \$24,034,400 in calendar  
10 year 2008, and \$24,614,500 in calendar year 2009 and thereafter. These amounts,  
11 to the extent practicable, shall be used to determine the uniform percentage in the  
12 particular calendar year.

13 **SECTION 24.** 85.20 (4m) (a) 8. b. of the statutes is amended to read:

14 85.20 (4m) (a) 8. b. For the purpose of making allocations under subd. 8. a., the  
15 amounts for aids are ~~\$4,925,100 in calendar years 2004 and 2005~~, \$5,023,600 in  
16 calendar year 2006, and \$5,124,100 in calendar year 2007, \$5,440,500 in calendar  
17 year 2008, and \$5,571,800 in calendar year 2009 and thereafter. These amounts, to  
18 the extent practicable, shall be used to determine the uniform percentage in the  
19 particular calendar year.

20 **SECTION 2550e.** 85.243 of the statutes is repealed.

21 **SECTION 2550m.** 85.515 of the statutes is created to read:

22 **85.515 Federal REAL ID Act implementation date.** (1) If the secretary  
23 determines, prior to May 11, 2008, that the department will be ready to complete full  
24 implementation of the provisions of the federal REAL ID Act, as incorporated into  
25 2007 Wisconsin Act .... (this act), by May 11, 2008, the secretary shall, prior to May

1 11, 2008, send a notice to the legislative reference bureau for publication in the  
2 Wisconsin Administrative Register that states that the provisions of 2007 Wisconsin  
3 Act .... (this act) related to implementation of the federal REAL ID Act will become  
4 effective on May 11, 2008.

5 (2) If the secretary determines that the department will not be ready to  
6 complete full implementation of the provisions of the federal REAL ID Act, as  
7 incorporated into 2007 Wisconsin Act .... (this act), by May 11, 2008, the secretary  
8 shall do all of the following:

9 (a) As soon as the secretary determines that the department will not be ready  
10 to complete full implementation of the provisions of the federal REAL ID Act, as  
11 incorporated into 2007 Wisconsin Act .... (this act), by May 11, 2008, send a notice to  
12 the legislative reference bureau for publication in the Wisconsin Administrative  
13 Register that states that the department will not be ready to complete full  
14 implementation of the provisions of the federal REAL ID Act, as incorporated into  
15 2007 Wisconsin Act .... (this act), by May 11, 2008.

16 (b) As soon as the department is ready to complete full implementation of the  
17 provisions of the federal REAL ID Act, as incorporated into 2007 Wisconsin Act ....  
18 (this act), send a notice to the legislative reference bureau for publication in the  
19 Wisconsin Administrative Register that states the date on which the provisions of  
20 2007 Wisconsin Act .... (this act) related to implementation of the federal REAL ID  
21 Act will become effective.

22 **SECTION 2551m.** 86.196 (6) of the statutes is created to read:

23 86.196 (6) Notwithstanding any eligibility criteria established under this  
24 section and rules promulgated under this section, the department shall install and  
25 maintain, on I 94 in Milwaukee County, 2 signs meeting the specifications under this

1 section and rules promulgated under this section. One sign shall be viewable from  
2 the northbound lanes of I 94 and shall be located between Rawson Avenue and  
3 College Avenue. The other sign shall be viewable from the eastbound lanes of I 94  
4 and shall be located in the proximity of the Waukesha County line. Both signs shall  
5 highlight lakefront attractions in the city of Milwaukee and shall include  
6 information about the Milwaukee Art Museum, the Betty Brinn Children's Museum,  
7 Discovery World, Summerfest, and the Milwaukee County War Memorial.

8 **SECTION 25.** 86.30 (2) (a) 3. of the statutes is amended to read:

9 86.30 (2) (a) 3. For each mile of road or street under the jurisdiction of a  
10 municipality as determined under s. 86.302, the mileage aid payment shall be \$1,825  
11 ~~in calendar years 2004 and 2005~~, \$1,862 in calendar year 2006, and \$1,899 in  
12 calendar year 2007, \$1,956 in calendar year 2008, and \$2,015 in calendar year 2009  
13 and thereafter.

14 **SECTION 26.** 86.30 (9) (b) of the statutes is amended to read:

15 86.30 (9) (b) For the purpose of calculating and distributing aids under sub. (2),  
16 the amounts for aids to counties are ~~\$90,044,600 in calendar years 2004 and 2005~~,  
17 \$91,845,500 in calendar year 2006, and \$93,682,400 in calendar year 2007,  
18 \$96,492,900 in calendar year 2008, and \$99,387,700 in calendar year 2009 and  
19 thereafter. These amounts, to the extent practicable, shall be used to determine the  
20 statewide county average cost-sharing percentage in the particular calendar year.

21 **SECTION 27.** 86.30 (9) (c) of the statutes is amended to read:

22 86.30 (9) (c) For the purpose of calculating and distributing aids under sub. (2),  
23 the amounts for aids to municipalities are ~~\$283,291,100 in calendar years 2004 and~~  
24 ~~2005~~, \$288,956,900 in calendar year 2006, and \$294,736,000 in calendar year 2007,  
25 \$303,578,100 in calendar year 2008, and \$312,685,400 in calendar year 2009 and

1 thereafter. These amounts, to the extent practicable, shall be used to determine the  
2 statewide municipal average cost-sharing percentage in the particular calendar  
3 year.

4 **SECTION 28.** 86.31 (3g) of the statutes is amended to read:

5 **86.31 (3g) COUNTY TRUNK HIGHWAY IMPROVEMENTS — DISCRETIONARY GRANTS.**

6 From the appropriation under s. 20.395 (2) (ft), the department shall allocate  
7 \$5,250,000 in each ~~fiscal year, beginning in fiscal year 2005–06 and in fiscal year~~  
8 2006–07, \$5,381,300 in fiscal year 2007–08, and \$5,515,800 in fiscal year 2008–09  
9 and each fiscal year thereafter, to fund county trunk highway improvements with  
10 eligible costs totaling more than \$250,000. The funding of improvements under this  
11 subsection is in addition to the allocation of funds for entitlements under sub. (3).

12 **SECTION 29.** 86.31 (3m) of the statutes is amended to read:

13 **86.31 (3m) TOWN ROAD IMPROVEMENTS — DISCRETIONARY GRANTS.** From the

14 appropriation under s. 20.395 (2) (ft), the department shall allocate \$750,000 in each  
15 ~~fiscal year, beginning in fiscal year 2005–06 and in fiscal year 2006–07, \$768,700 in~~  
16 fiscal year 2007–08, and \$788,000 in fiscal year 2008–09 and each fiscal year  
17 thereafter, to fund town road improvements with eligible costs totaling \$100,000 or  
18 more. The funding of improvements under this subsection is in addition to the  
19 allocation of funds for entitlements under sub. (3).

20 **SECTION 30.** 86.31 (3r) of the statutes is amended to read:

21 **86.31 (3r) MUNICIPAL STREET IMPROVEMENTS — DISCRETIONARY GRANTS.** From the

22 appropriation under s. 20.395 (2) (ft), the department shall allocate \$1,000,000 in  
23 ~~each fiscal year, beginning in fiscal year 2005–06 and in fiscal year 2006–07,~~  
24 \$1,025,000 in fiscal year 2007–08, and \$1,050,600 in fiscal year 2008–09 and each  
25 fiscal year thereafter, to fund municipal street improvement projects having total

1 estimated costs of \$250,000 or more. The funding of improvements under this  
2 subsection is in addition to the allocation of funds for entitlements under sub. (3).

3 **SECTION 2651g.** 110.08 (1m) of the statutes is amended to read:

4 110.08 **(1m)** Each operator's license examiner shall receive informational  
5 training on the powers and duties of the department relating to organ donor  
6 information under s. 343.175 once every 2 years and, for operator's license examiners  
7 hired after January 1, 1997, prior to initial assignment to operator's license  
8 examining activities. The informational training under this subsection shall be  
9 developed by all organ procurement organizations, as defined in s. ~~343.01 (2) (dg)~~  
10 340.01 (41k), in cooperation with the department.

11 **SECTION 2651r.** 110.08 (5) of the statutes is created to read:

12 110.08 **(5)** (a) Unless an alternative plan has been approved under par. (b), after  
13 the effective date of this paragraph .... [revisor inserts date], the department shall  
14 maintain a local examining center in each municipality in which a local examining  
15 center was located on December 1, 2006. If the department closed any local  
16 examining center in a municipality between December 1, 2006, and the effective date  
17 of this paragraph .... [revisor inserts date], and the department maintains no other  
18 local examining center in that municipality on the effective date of this paragraph  
19 .... [revisor inserts date], the department shall, as soon as possible, open a local  
20 examining center in that municipality. Any local examining center required to be  
21 opened under this paragraph may not be closed by the department.

22 (b) In lieu of maintaining or opening a local examining center in a municipality  
23 under par. (a), the department may submit to the joint committee on finance an  
24 alternative plan for providing services that would otherwise be provided at the local  
25 examining center in the municipality. If the cochairpersons of the joint committee

1 on finance do not notify the department within 14 working days after the date of the  
2 department's submittal of the plan that the committee has scheduled a meeting for  
3 the purpose of reviewing the plan, the department may implement the plan as  
4 proposed. If, within 14 working days after the date of the department's submittal,  
5 the cochairpersons of the committee notify the department that the committee has  
6 scheduled a meeting for the purpose of reviewing the proposed plan, the department  
7 may implement the plan only upon approval of the committee.

8 **SECTION 31.** 110.09 of the statutes is created to read:

9 **110.09 Background investigations of certain persons. (1) (a)**  
10 Notwithstanding ss. 111.321, 111.322, and 111.335, the department of  
11 transportation, with the assistance of the department of justice, shall conduct a  
12 background investigation of any person who has been selected to fill a position within  
13 the division of the department of transportation responsible for issuing operator's  
14 licenses and identification cards. This background investigation may include  
15 requiring the person to be fingerprinted on 2 fingerprint cards each bearing a  
16 complete set of the person's fingerprints, or by other technologies approved by law  
17 enforcement agencies. The department of justice shall submit any such fingerprint  
18 cards to the federal bureau of investigation for the purposes of verifying the identity  
19 of the person fingerprinted and obtaining records of his or her criminal arrests and  
20 convictions.

21 (b) Notwithstanding ss. 111.321, 111.322, and 111.335, at any interval  
22 determined appropriate by the department, the department may conduct, in the  
23 manner specified in par. (a), additional background investigations of any person for  
24 whom an initial background investigation has been conducted under par. (a) and  
25 background investigations of other persons employed by the department within the

1 division of the department responsible for issuing operator's licenses and  
2 identification cards.

3 (c) The department shall promulgate rules governing confidentiality of  
4 information obtained under this subsection.

5 (2) Notwithstanding ss. 111.321, 111.322, and 111.335, the department shall  
6 require, as a precondition to allowing access to any information system in which is  
7 stored information maintained by the division of the department responsible for  
8 issuing operator's licenses and identification cards, that any person to whom access  
9 is granted submit to a background investigation as provided in this subsection.

10 Notwithstanding ss. 111.321, 111.322, and 111.335, the department shall require the  
11 employer, including any state agency, of any person to whom the information will be  
12 made available to conduct the background investigation in a manner prescribed by  
13 the department. The department may require, as part of this background  
14 investigation, that the person be fingerprinted in the manner described in sub. (1)

15 (a) and that these fingerprints be provided to the department of justice for  
16 submission to the federal bureau of investigation for the purposes of verifying the  
17 identity of the person fingerprinted and obtaining records of his or her criminal  
18 arrests and convictions. Notwithstanding ss. 111.321, 111.322, and 111.335, the  
19 department shall require that the employer certify the results of the background  
20 investigation and, based upon these results, may deny or restrict access to any  
21 information requested. In addition to the initial background investigation required  
22 under this subsection, the department may require on a periodic basis subsequent  
23 background investigations consistent with this subsection for persons with ongoing  
24 access to information. Any cost associated with the requirements under this  
25 subsection is the responsibility of the employer. For purposes of this subsection,

1 “employer” includes a self-employed person. The department shall promulgate  
2 rules governing background investigations, and confidentiality of information  
3 obtained, under this subsection.

4 **SECTION 32.** 110.20 (7) of the statutes is amended to read:

5 110.20 (7) VOLUNTARY INSPECTIONS. The inspection and maintenance program  
6 shall require inspection of any nonexempt vehicle which a person presents for  
7 inspection at an inspection station or at any other location where, as established  
8 under sub. (8) (bm), the vehicle may be inspected.

9 **SECTION 33.** 110.20 (8) (title) of the statutes is amended to read:

10 110.20 (8) (title) CONTRACTORS AND OTHER INSPECTION METHODS.

11 **SECTION 34.** 110.20 (8) of the statutes is renumbered 110.20 (8) (am), and 110.20  
12 (8) (am) 1., as renumbered, is amended to read:

13 110.20 (8) (am) 1. The emissions test and equipment inspection of nonexempt  
14 vehicles ~~shall~~ may be performed by persons under contract with the department. The  
15 Each such contract shall require the contractor to operate inspection stations for a  
16 minimum of 3 years and shall provide for equitable compensation to the contractor  
17 if the operation of an inspection and maintenance program within any county is  
18 terminated within 3 years after the inspection and maintenance program in the  
19 county is begun. No officer, director or employee of the contractor may be an  
20 employee of the department or a person engaged in the business of selling,  
21 maintaining or repairing motor vehicles or of selling motor vehicle replacement or  
22 repair parts. The department shall require the contractor to operate a sufficient  
23 number of inspection stations, permanent or mobile, to ensure public convenience in  
24 those counties identified under sub. (5).

25 **SECTION 35.** 110.20 (8) (am) 1m. of the statutes is created to read:

1           110.20 **(8)** (am) 1m. Each contract under subd. 1. may authorize or require the  
2 contractor to install and operate self-service inspection stations and may allow the  
3 use of different methods for emissions testing and equipment inspection, consistent  
4 with methods established under par. (bm), than those used at inspection stations  
5 that are not self-service.

6           **SECTION 36.** 110.20 (8) (bm) of the statutes is created to read:

7           110.20 **(8)** (bm) The department may establish methods for emissions testing  
8 and equipment inspection of nonexempt vehicles in addition to testing and  
9 inspection by contractors. These methods may include the installation and operation  
10 by the department of self-service inspection stations and the utilization of any  
11 technology related to emissions or data transmission with which motor vehicles may  
12 be equipped. The department may establish methods for emissions testing and  
13 equipment inspection specifically applicable to self-service inspection stations,  
14 which methods shall apply equally to self-service inspection stations operated by  
15 contractors under par. (am) 1m. and self-service inspection stations operated by the  
16 department under this paragraph.

17           **SECTION 37.** 110.20 (9) (k) of the statutes is created to read:

18           110.20 **(9)** (k) Prescribe a procedure for any method for emissions testing and  
19 equipment inspection established under sub. (8) (bm).

20           **SECTION 38.** 110.20 (10m) of the statutes is amended to read:

21           110.20 **(10m)** REINSPECTION. The owner of a nonexempt vehicle inspected under  
22 this section is entitled, if the inspection determines that any applicable emission  
23 limitation is exceeded, to one reinspection of the same vehicle at any inspection  
24 station within this state operated by a contractor under sub. (8) (am), or at any other  
25 location where, as established under sub. (8) (bm), the vehicle was initially inspected.

1 if the reinspection takes place within 30 days after the initial inspection or the owner  
2 presents satisfactory evidence that the repairs and adjustments which were  
3 performed on the vehicle could not have been made within 30 days of the initial  
4 inspection.

5 **SECTION 39.** 110.20 (11) of the statutes is amended to read:

6 **110.20 (11) INSPECTION TESTS; RESULTS.** (a) ~~The A contractor shall perform the~~  
7 ~~tests required under the federal act, and any testing and inspection method~~  
8 ~~established under sub. (8) (bm) shall include the tests required under the federal act.~~

9 The tests shall include one of the approved short tests required by the federal act to  
10 determine compliance with applicable emission limitations for carbon monoxide,  
11 hydrocarbons and oxides of nitrogen. The department may require ~~the contractor~~  
12 contractors to provide information on the fuel efficiency of the motor vehicle.

13 (b) The department shall require ~~the each~~ contractor to furnish the results of  
14 the emissions inspection in writing to the person presenting the vehicle for  
15 inspection before he or she departs from the inspection station. For emissions  
16 inspections not conducted by a contractor, the department shall require any testing  
17 and inspection method established under sub. (8) (bm) to include the  
18 contemporaneous furnishing of the results of the emissions inspection in writing to  
19 the person having the vehicle inspected. If the inspection shows that the vehicle does  
20 not comply with one or more applicable emissions limitations, the results shall  
21 include, to the extent possible, a description of the noncompliance and the  
22 adjustments or repairs likely to be needed for compliance.

23 **SECTION 40.** 110.21 of the statutes is amended to read:

24 **110.21 Education and training related to motor vehicle emissions.** The  
25 department and its contractors under s. 110.20 (8) (am) shall conduct a program of

1 public education related to the motor vehicle emission and equipment inspection and  
2 maintenance program established under s. 110.20 (6). The program under s. 110.20  
3 (6) may include a pilot project of motor vehicle emissions inspections for those owners  
4 who elect to present their motor vehicles for inspection.

5 **SECTION 2665g.** 114.09 (title) of the statutes is amended to read:

6 **114.09 (title) Reckless Intoxicated and reckless flying; penalty.**

7 **SECTION 2665h.** 114.09 (1) (a) of the statutes is renumbered 114.09 (1) (a)  
8 (intro.) and amended to read:

9 114.09 (1) (a) (intro.) In this subsection, “drug”:

10 1. “Drug” has the meaning specified in s. 450.01 (10).

11 **SECTION 2665j.** 114.09 (1) (a) 2. of the statutes is created to read:

12 114.09 (1) (a) 2. “Prohibited alcohol concentration” means an alcohol  
13 concentration of 0.04 or more if there is no passenger in the aircraft, more than 0.00  
14 if there is a passenger in the aircraft.

15 **SECTION 2665L.** 114.09 (1) (b) of the statutes is renumbered 114.09 (1) (b) 1.  
16 and amended to read:

17 114.09 (1) (b) 1. No person may operate an aircraft in the air or on the ground  
18 or water while under the influence of intoxicating liquor or controlled substances or  
19 controlled substance analogs under ch. 961 or a combination thereof, under the  
20 influence of any other drug to a degree which renders him or her incapable of safely  
21 operating an aircraft, or under the combined influence of intoxicating liquor and any  
22 other drug to a degree which renders him or her incapable of safely operating an  
23 aircraft, ~~nor~~.

24 2. No person may operate an aircraft in the air or on the ground or water in a  
25 careless or reckless manner so as to endanger the life or property of another. In

1 determining whether the operation was careless or reckless the court shall consider  
2 the standards for safe operation of aircraft prescribed by federal statutes or  
3 regulations governing aeronautics.

4 3. The court shall make a written report of all convictions, including bail or  
5 appearance money forfeitures, obtained under this section to the department, which  
6 shall send the report to the proper federal agency.

7 **SECTION 2665n.** 114.09 (1) (b) 1m. of the statutes is created to read:

8 114.09 (1) (b) 1m. No person may operate an aircraft in the air or on the ground  
9 if the person has a prohibited alcohol concentration.

10 **SECTION 2665r.** 114.09 (2) of the statutes is repealed and recreated to read:

11 114.09 (2) (a) Any person violating sub. (1) (b) 1. or 1m.:

12 1. Shall forfeit not less than \$150 nor more than \$300, except as provided in  
13 subs. 6. and 7.

14 2. Except as provided in subd. 6., shall be fined not less than \$350 nor more than  
15 \$1,100 and imprisoned for not less than 5 days nor more than 6 months if the number  
16 of convictions under ss. 940.09 (1) and 940.25 in the person's lifetime, plus the total  
17 number of suspensions, revocations, and other convictions counted under s. 343.307  
18 (1) within a 10-year period, equals 2, except that suspensions, revocations, or  
19 convictions arising out of the same incident or occurrence shall be counted as one.

20 3. Except as provided in subds. 6. and 7., shall be fined not less than \$600 nor  
21 more than \$2,000 and imprisoned for not less than 30 days nor more than one year  
22 in the county jail if the number of convictions under ss. 940.09 (1) and 940.25 in the  
23 person's lifetime, plus the total number of suspensions, revocations, and other  
24 convictions counted under s. 343.307 (1), equals 3, except that suspensions,

1 revocations, or convictions arising out of the same incident or occurrence shall be  
2 counted as one.

3 4. Except as provided in subds. 6. and 7., shall be fined not less than \$600 nor  
4 more than \$2,000 and imprisoned for not less than 60 days nor more than one year  
5 in the county jail if the number of convictions under ss. 940.09 (1) and 940.25 in the  
6 person's lifetime, plus the total number of suspensions, revocations, and other  
7 convictions counted under s. 343.307 (1), equals 4, except that suspensions,  
8 revocations, or convictions arising out of the same incident or occurrence shall be  
9 counted as one.

10 5. Except as provided in subds. 6. and 7., is guilty of a Class H felony and shall  
11 be fined not less than \$600 and imprisoned for not less than 6 months if the number  
12 of convictions under ss. 940.09 (1) and 940.25 in the person's lifetime, plus the total  
13 number of suspensions, revocations, and other convictions counted under s. 343.307  
14 (1), equals 5 or more, except that suspensions, revocations, or convictions arising out  
15 of the same incident or occurrence shall be counted as one.

16 6. If there was a minor passenger under 16 years of age in the aircraft at the  
17 time of the violation that gave rise to the conviction under sub. (1) (b) 1. or 1m., the  
18 applicable minimum and maximum forfeitures, fines, or imprisonment under subd.  
19 1., 2., 3., 4., or 5. for the conviction are doubled. An offense under sub. (1) (b) 1. or  
20 1m., that subjects a person to a penalty under subd. 3., 4., or 5. when there is a minor  
21 passenger under 16 years of age in the aircraft is a felony and the place of  
22 imprisonment shall be determined under s. 973.02.

23 7. a. If a person convicted had an alcohol concentration of 0.17 to 0.199, the  
24 applicable minimum and maximum fines under subd. 3. to 5. are doubled.

1           b. If a person convicted had an alcohol concentration of 0.20 to 0.249, the  
2 applicable minimum and maximum fines under subd. 3. to 5. are tripled.

3           c. If a person convicted had an alcohol concentration of 0.25 or above, the  
4 applicable minimum and maximum fines under subd. 3. to 5. are quadrupled.

5           (b) In par. (a) 1. to 5., the time period shall be measured from the dates of the  
6 refusals or violations that resulted in the revocation or convictions. If a person has  
7 a suspension, revocation, or conviction for any offense under a local ordinance or a  
8 state statute of another state that would be counted under s. 343.307 (1), that  
9 suspension, revocation or conviction shall count as a prior suspension, revocation, or  
10 conviction under par. (a) 1. to 5.

11           (bm) 1. Except as provided in subd. 1. a. or b., the court shall order the person  
12 violating sub. (1) (b) 1. or 1m. to submit to and comply with an assessment by an  
13 approved public treatment facility as defined in s. 51.45 (2) (c) for examination of the  
14 person's use of alcohol, controlled substances, or controlled substance analogs and  
15 development of an airman safety plan for the person. The court shall notify the  
16 person, the department, and the proper federal agency of the assessment order. The  
17 assessment order shall:

18           a. If the person is a resident, refer the person to an approved public treatment  
19 facility in the county in which the person resides. The facility named in the order  
20 may provide for assessment of the person in another approved public treatment  
21 facility. The order shall provide that, if the person is temporarily residing in another  
22 state, the facility named in the order may refer the person to an appropriate  
23 treatment facility in that state for assessment and development of an airman safety  
24 plan for the person satisfying the requirements of that state.

1           b. If the person is a nonresident, refer the person to an approved public  
2 treatment facility in this state. The order shall provide that the facility named in the  
3 order may refer the person to an appropriate treatment facility in the state in which  
4 the person resides for assessment and development of an airman safety plan for the  
5 person satisfying the requirements of that state.

6           c. Require a person who is referred to a treatment facility in another state  
7 under subd. 1. a. or b. to furnish the department written verification of his or her  
8 compliance from the agency that administers the assessment and airman safety plan  
9 program. The person shall provide initial verification of compliance within 60 days  
10 after the date of his or her conviction. The requirement to furnish verification of  
11 compliance may be satisfied by receipt by the department of such verification from  
12 the agency that administers the assessment and airman safety plan program.

13           2. The department of health and family services shall establish standards for  
14 assessment procedures and the airman safety plan programs by rule. The  
15 department of health and family services shall establish by rule conflict of interest  
16 guidelines for providers.

17           3. Prior to developing a plan that specifies treatment, the facility shall make  
18 a finding that treatment is necessary and appropriate services are available. The  
19 facility shall submit a report of the assessment and the airman safety plan within  
20 14 days to the county department under s. 51.42, the plan provider, the department  
21 of transportation, the appropriate federal agency, and the person, except that, upon  
22 request by the facility and the person, the county department may extend the period  
23 for assessment for not more than 20 additional workdays. The county department  
24 shall notify the department of transportation regarding any such extension.

1           4. The assessment report shall order compliance with an airman safety plan.  
2           The report shall inform the person of the fee provisions under s. 46.03 (18) (f). The  
3           safety plan may include a component that makes the person aware of the effect of his  
4           or her offense on a victim and a victim's family. The safety plan may include  
5           treatment for the person's misuse, abuse, or dependence on alcohol, controlled  
6           substances, or controlled substance analogs. If the plan requires inpatient  
7           treatment, the treatment shall not exceed 30 days. An airman safety plan under this  
8           paragraph shall include a termination date consistent with the plan that shall not  
9           extend beyond one year. The county department under s. 51.42 shall assure  
10          notification of the department of transportation and the person of the person's  
11          compliance or noncompliance with assessment and treatment.

12           (c) Any person violating sub. (1) (b) 2.:

13           1. May be required to forfeit not less than \$25 nor more than \$200, except as  
14          provided in subd. 2.

15           2. May be fined not less than \$50 nor more than \$500 or imprisoned for not more  
16          than one year in the county jail or both if the total of convictions under sub. (1) (b)  
17          2. equals 2 or more in a 4-year period. The 4-year period shall be measured from  
18          the dates of the violations that resulted in the convictions.

19           **SECTION 41.** 194.23 (1) of the statutes is amended to read:

20           194.23 (1) No person may operate any motor vehicle as a common motor carrier  
21          unless the person first obtains a certificate and, if required under this chapter, a  
22          permit issued by the department, or unless the person is registered by another state  
23          under a single-state or unified carrier registration system consistent with the  
24          standards under, respectively, 49 USC 14504 or 49 USC 13908 and 14504a, for the  
25          operation of the vehicle, except that no permit is required for the operation of a

1 semitrailer. The department may issue or refuse to issue any certificate. The  
2 department may attach to the exercise of the privilege granted by a certificate any  
3 terms or conditions which are permitted under this chapter.

4 **SECTION 42.** 194.34 (1) of the statutes is amended to read:

5 194.34 (1) No person may operate any motor vehicle as a contract motor carrier  
6 unless the person first obtains a license and, if required under this chapter, a permit  
7 issued by the department, or unless the person is registered by another state under  
8 a single-state or unified carrier registration system consistent with the standards  
9 under, respectively, 49 USC 14504 or 49 USC 13908 and 14504a, for the operation  
10 of the motor vehicle, except that no permit is required for the operation of a  
11 semitrailer. The department may refuse to issue any license or may attach to the  
12 exercise of the privilege granted by a license any terms or conditions which are  
13 permitted under this chapter.

14 **SECTION 43.** 194.407 of the statutes is created to read:

15 **194.407 Unified carrier registration system. (1)** The department may  
16 participate in and do all things necessary to implement and administer a unified  
17 carrier registration system for motor carriers, including private motor carriers, in  
18 accordance with 49 USC 13908 and 14504a. The department may, consistent with  
19 federal law, establish by rule an annual fee under this section for a motor vehicle that  
20 is operated in this state and that is subject to the unified carrier registration system.

21 **(2)** The department may not administer both an insurance registration system  
22 for motor carriers under s. 194.405 and a registration system for motor carriers  
23 under this section.

24 **SECTION 44.** 194.41 (1) of the statutes is amended to read:

1           194.41 (1) No permit or vehicle registration may be issued to a common motor  
2 carrier of property, contract motor carrier, or rental company, no permit or vehicle  
3 registration may remain in force to operate any motor vehicle under the authority  
4 of this chapter, and no vehicle registration may be issued or remain in force for a  
5 semitrailer unless the carrier or rental company has on file with the department and  
6 in effect an approved certificate for a policy of insurance or other written contract in  
7 such form and containing such terms and conditions as may be approved by the  
8 department issued by an insurer authorized to do a surety or automobile liability  
9 business in this state under which the insurer assumes the liability prescribed by  
10 this section with respect to the operation of such motor vehicles. The certificate or  
11 other contract is subject to the approval of the department and shall provide that the  
12 insurer shall be directly liable for and shall pay all damages for injuries to or for the  
13 death of persons or for injuries to or destruction of property that may be recovered  
14 against the owner or operator of any such motor vehicles by reason of the negligent  
15 operation thereof in such amount as the department may require. Liability may be  
16 restricted so as to be inapplicable to damage claims on account of injury to or  
17 destruction of property transported, but the department may require, and with  
18 respect to a carrier transporting a building, as defined in s. 348.27 (12m) (a) 1., shall  
19 require, a certificate or other contract protecting the owner of the property  
20 transported by carriers from loss or damage in the amount and under the conditions  
21 as the department may require. No permit or vehicle registration may be issued to  
22 a common motor carrier of passengers by any motor vehicle, or other carrier of  
23 passengers by motor bus, except those registered in accordance with s. 341.26 (2) (a)  
24 and (d), and no permit or vehicle registration may remain in force to operate any  
25 motor vehicle unless it has on file with the department a like certificate or other

1 contract in the form and containing the terms and conditions as may be approved by  
2 the department for the payment of damages for injuries to property and injuries to  
3 or for the death of persons, including passengers, in the amounts as the department  
4 may require. This subsection does not apply to a motor carrier that is registered by  
5 another state under a single-state or unified carrier registration system consistent  
6 with the standards under, respectively, 49 USC 14504 or 49 USC 13908 and 14504a.

7 **SECTION 45.** 285.30 (5) (a) of the statutes is amended to read:

8 285.30 (5) (a) A motor vehicle of a model year of 1967 1995 or earlier.

9 **SECTION 46.** 285.30 (5) (b) of the statutes is amended to read:

10 285.30 (5) (b) A motor vehicle with of a model year of 2006 or earlier that has  
11 a gross vehicle weight rating exceeding 10,000 8,500 pounds, as determined by the  
12 manufacturer of the vehicle, and a motor vehicle of a model year of 2007 or later that  
13 has a gross vehicle weight rating exceeding 14,000 pounds, as determined by the  
14 manufacturer of the vehicle.

15 **SECTION 47.** 285.30 (5) (d) of the statutes is amended to read:

16 285.30 (5) (d) A motor vehicle of a model year of 2006 or earlier that is powered  
17 by diesel fuel.

18 **SECTION 3190m.** 340.01 (3) (dg) of the statutes is created to read:

19 340.01 (3) (dg) Privately owned motor vehicles being used by an organ  
20 procurement organization, or by any person under an agreement with an organ  
21 procurement organization, to transport organs for human transplantation or to  
22 transport medical personnel for the purpose of performing human organ harvesting  
23 or transplantation immediately after the transportation.

24 **SECTION 3190p.** 340.01 (3) (dh) of the statutes is created to read:

1           340.01 (3) (dh) Privately owned motor vehicles being operated in the course of  
2 a business and being used, in response to an emergency call from a treating physician  
3 or his or her designee declaring the transportation to be an emergency, to transport  
4 medical devices or equipment to a hospital or ambulatory surgery center, or to pick  
5 up medical devices or equipment for immediate transportation to a hospital or  
6 ambulatory surgery center, if the medical devices or equipment are to be used for  
7 human implantation or for urgent medical treatment immediately after the  
8 transportation.

9           **SECTION 48.** 341.25 (1) (a) of the statutes is amended to read:

10           341.25 (1) (a) For each automobile, a fee of ~~\$55~~ \$75, 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           **SECTION 49.** 341.25 (2) (a) of the statutes is amended to read:

14           341.25 (2) (a) Not more than 4,500 . . . . . \$ ~~48.50~~ 75.00

15           **SECTION 50.** 341.25 (2) (b) of the statutes is amended to read:

16           341.25 (2) (b) Not more than 6,000 . . . . . ~~61.50~~ 84.00

17           **SECTION 51.** 341.25 (2) (c) of the statutes is amended to read:

18           341.25 (2) (c) Not more than 8,000 . . . . . ~~77.50~~ 106.00

19           **SECTION 3209b.** 341.25 (2) (cm) to (q) of the statutes are amended to read:

20           341.25 (2) (cm) Not more than 10,000 . . . . . ~~119.50~~ 131.00

21           (d) Not more than 12,000 . . . . . ~~161.00~~ 177.00

22           (e) Not more than 16,000 . . . . . ~~218.00~~ 240.00

23           (f) Not more than 20,000 . . . . . ~~274.00~~ 301.00

24           (g) Not more than 26,000 . . . . . ~~365.50~~ 402.00

25           (h) Not more than 32,000 . . . . . ~~468.50~~ 515.00

1	(i) Not more than 38,000 .....	<del>593.50</del> <u>653.00</u>
2	(j) Not more than 44,000 .....	<del>708.50</del> <u>779.00</u>
3	(k) Not more than 50,000 .....	<del>818.00</del> <u>900.00</u>
4	(km) Not more than 54,000 .....	<del>873.00</del> <u>960.00</u>
5	(L) Not more than 56,000 .....	<del>930.00</del> <u>1023.00</u>
6	(m) Not more than 62,000 .....	<del>1,051.50</del> <u>1,157.00</u>
7	(n) Not more than 68,000 .....	<del>1,187.00</del> <u>1,306.00</u>
8	(o) Not more than 73,000 .....	<del>1,350.00</del> <u>1,485.00</u>
9	(p) Not more than 76,000 .....	<del>1,600.50</del> <u>1,761.00</u>
10	(q) Not more than 80,000 .....	<del>1,969.50</del> <u>2,166.00</u>

11 **SECTION 3217b.** 342.14 (3m) of the statutes is amended to read:

12 342.14 **(3m)** Upon filing an application under sub. (1) or (3), a supplemental  
13 title fee of ~~\$7.50~~ \$9.50 by the owner of the vehicle, except that this fee shall be waived  
14 with respect to an application under sub. (3) for transfer of a decedent's interest in  
15 a vehicle to his or her surviving spouse. The fee specified under this subsection is  
16 in addition to any other fee specified in this section.

17 **SECTION 52.** 343.01 (2) (d) of the statutes is amended to read:

18 343.01 **(2)** (d) "Photograph" means an unretouched image recorded by a camera  
19 and reproduced on a photosensitive surface, or a ~~digitized~~ digital image.

20 **SECTION 3220c.** 343.01 (2) (dg) of the statutes is renumbered 340.01 (41k).

21 **SECTION 53.** 343.027 of the statutes, as affected by 2005 Wisconsin Acts 25 and  
22 59, is repealed and recreated to read:

23 **343.027 Confidentiality of signatures.** Any signature collected under this  
24 chapter may be maintained by the department and shall be kept confidential, except  
25 that the department shall release a signature or a facsimile of a signature to the

1 department of revenue for the purposes of administering state taxes and collecting  
2 debt, to the person to whom the signature relates, to a court, district attorney, county  
3 corporation counsel, city, village, or town attorney, law enforcement agency, or to the  
4 driver licensing agency of another jurisdiction.

5 **SECTION 54.** 343.03 (3) (intro.) of the statutes is amended to read:

6 343.03 **(3)** LICENSE VARIANTS. (intro.) Except for restricted licenses under s.  
7 343.08 or temporary licenses under s. 343.10, 343.11 (1) or (3), 343.16 (6) (b), or  
8 343.305 (8) (a), each operator’s license issued by the department shall be in one of the  
9 following categories with a descriptive legend displayed on the top front side of the  
10 license document:

11 **SECTION 55.** 343.03 (3m) of the statutes is created to read:

12 343.03 **(3m)** NONCITIZEN TEMPORARY LICENSE. If the issuance of any license  
13 described under sub. (3) requires the license applicant to present any documentary  
14 proof specified in s. 343.14 (2) (es) 4. to 7., the license shall display on the front side  
15 of the license, in addition to any legend or label described in sub. (3), a legend  
16 identifying the license as temporary. This noncitizen temporary license may not be  
17 renewed except as provided in s. 343.165 (4) (c).

18 **SECTION 56.** 343.03 (6) (a) of the statutes is amended to read:

19 343.03 **(6)** (a) The Notwithstanding ss. 343.027, 343.14 (2j), and 343.237 (2),  
20 the department shall, upon request, provide to the commercial driver license  
21 information system and the driver licensing agencies of other states jurisdictions any  
22 applicant or driver record information maintained by the department of  
23 transportation, including providing electronic access to any record or file under s.  
24 343.23 (1) or (2).

25 **SECTION 57.** 343.06 (1) (j) of the statutes is repealed.

1           **SECTION 58.** 343.06 (1) (L) of the statutes, as created by 2005 Wisconsin Act 126,  
2 is amended to read:

3           343.06 **(1)** (L) To any person who does not provide the documentary proof  
4 described in s. 343.14 (2) (er) satisfy the requirements under s. 343.165.

5           **SECTION 59.** 343.10 (2) (a) (intro.) of the statutes is amended to read:

6           343.10 **(2)** (a) (intro.) Except as provided in pars. (b) to (e), and subject to s.  
7 343.165 (5), a person is eligible for an occupational license if the following conditions  
8 are satisfied:

9           **SECTION 60.** 343.10 (6) of the statutes is amended to read:

10           343.10 **(6)** FEE. No person may file an application for an occupational license  
11 under sub. (1) unless he or she first pays ~~a fee of \$40~~ to the department the fees  
12 specified in s. 343.21 (1) (k) and (n).

13           **SECTION 61.** 343.10 (7) (b) of the statutes is amended to read:

14           343.10 **(7)** (b) The Subject to s. 343.165 (5), the department shall issue an  
15 occupational license as soon as practicable upon receipt of an application to the  
16 department under sub. (1) or an order from a court under sub. (4) or s. 351.07 for such  
17 a license, if the department determines that the applicant is eligible under sub. (2).

18           **SECTION 62.** 343.10 (7) (d) of the statutes is amended to read:

19           343.10 **(7)** (d) An occupational license issued by the department under this  
20 subsection shall be in the form of a ~~photo~~ license that includes a photograph  
21 described in s. 343.14 (3) and any special restrictions cards under s. 343.17 (4). The  
22 license shall clearly indicate that restrictions on a special restrictions card apply and  
23 that the special restrictions card is part of the person's license.

24           **SECTION 63.** 343.10 (7) (f) of the statutes is amended to read:

1           343.10 (7) (f) The expiration date of the occupational license is the 2nd working  
2           day after the date of termination of the period of revocation or suspension as provided  
3           by law, or the expiration date determined under s. 343.20 (1m), whichever is earlier.  
4           The occupational license may be revoked, suspended or canceled before termination  
5           of that period. An occupational license is not renewable when it expires. If an  
6           occupational license expires and is not revoked, suspended or canceled, the licensee  
7           may obtain a new license upon that expiration but only if he or she complies with the  
8           conditions specified in s. 343.38. Revocation, suspension or cancellation of an  
9           occupational license has the same effect as revocation, suspension or cancellation of  
10          any other license.

11          **SECTION 64.** 343.135 (1) (a) 3. of the statutes is amended to read:

12          343.135 (1) (a) 3. Pays the all required fee fees.

13          **SECTION 65.** 343.135 (7) of the statutes is amended to read:

14          343.135 (7) EXPIRATION; RENEWAL. A special restricted operator's license issued  
15          under this section shall expire 2 years after the date of issuance. Within 90 days prior  
16          to the expiration of a license, the holder of the restricted license may renew the  
17          license by paying the all required fee fees and passing the examination under sub.  
18          (1) (a) 4.

19          **SECTION 66.** 343.14 (1) of the statutes, as affected by 2005 Wisconsin Acts 25  
20          and 59, is repealed and recreated to read:

21          343.14 (1) Every application to the department for a license or identification  
22          card or for renewal thereof shall be made upon the appropriate form furnished by the  
23          department and shall be accompanied by all required fees. Names, addresses,  
24          license numbers, and social security numbers obtained by the department under this

1 subsection shall be provided to the department of revenue for the purpose of  
2 administering ss. 71.93 and 71.935 and state taxes.

3 **SECTION 67.** 343.14 (2) (a) and (br) of the statutes are amended to read:

4 343.14 (2) (a) The full legal name and principal residence address of the  
5 applicant;

6 (br) If the applicant does not have a social security number, a statement made  
7 or subscribed under oath or affirmation that the applicant does not have a social  
8 security number and is not eligible for a social security number. The statement shall  
9 provide the basis or reason that the applicant is not eligible for a social security  
10 number, as well as any information requested by the department that may be needed  
11 by the department for purposes of verification under s. 343.165 (1) (c). The form of  
12 the statement shall be prescribed by the department, with the assistance of the  
13 department of workforce development. A license that is issued or renewed under s.  
14 343.17 in reliance on a statement submitted under this paragraph is invalid if the  
15 statement is false.

16 **SECTION 68.** 343.14 (2) (er) 1. and 2. of the statutes, as created by 2005  
17 Wisconsin Act 126, are consolidated, renumbered 343.14 (2) (es) (intro.) and  
18 amended to read:

19 343.14 (2) (es) (intro.) ~~Documentary~~ Subject to sub. (2g) (a) 2. d. and s. 343.125  
20 (2) (a) and (b), valid documentary proof that the individual is a citizen or national of  
21 the United States or documentary proof that the individual is legally present an alien  
22 lawfully admitted for permanent or temporary residence in the United States. ~~2. If~~  
23 ~~the individual is not a citizen of the United States, he or she shall provide~~  
24 ~~documentary proof of his or her status as a legal permanent resident or conditional~~  
25 ~~resident, a~~ or has any of the following:

1           2. A valid, unexpired nonimmigrant visa or nonimmigrant visa status for entry  
2 into the United States, ~~a pending or,~~

3           3. An approved application for asylum in the United States, valid entry or has  
4 entered into the United States in refugee status, ~~a,~~

5           5. A pending or approved application for temporary protected status in the  
6 United States, ~~approved,~~

7           6. Approved deferred action status, or a,

8           7. A pending application for adjustment of status to legal that of an alien  
9 lawfully admitted for permanent resident status residence in the United States or  
10 conditional permanent resident status in the United States.

11           **SECTION 69.** 343.14 (2) (es) 1. and 4. of the statutes are created to read:

12           343.14 **(2)** (es) 1. Conditional permanent resident status in the United States.

13           4. A pending application for asylum in the United States.

14           **SECTION 70.** 343.14 (2) (f) of the statutes is amended to read:

15           343.14 **(2)** (f) ~~Such~~ Subject to s. 343.165 (1), such further information as the  
16 department considers appropriate to identify the applicant, including biometric  
17 data, and such information as the department may reasonably require to enable it  
18 to determine whether the applicant is by law entitled to the license applied for;

19           **SECTION 71.** 343.14 (2j) of the statutes, as affected by 2005 Wisconsin Acts 25  
20 and 59, is repealed and recreated to read:

21           343.14 **(2j)** Except otherwise required to administer and enforce this chapter,  
22 the department of transportation may not disclose a social security number obtained  
23 from an applicant for a license under sub. (2) (bm) to any person except to the  
24 department of children and families for the sole purpose of administering s. 49.22,

1 to the department of revenue for the purposes of administering state taxes and  
2 collecting debt, or to the driver licensing agency of another jurisdiction.

3 **SECTION 72.** 343.14 (2r) of the statutes is created to read:

4 343.14 (2r) Notwithstanding sub. (2j), the department may, upon request,  
5 provide to the department of health and family services any applicant information  
6 maintained by the department of transportation and identified in sub. (2), including  
7 providing electronic access to the information, for the sole purpose of verification by  
8 the department of health and family services of birth certificate information.

9 **SECTION 73.** 343.14 (3) of the statutes is amended to read:

10 343.14 (3) The department shall, as part of the application process, take a  
11 digital photograph including facial image capture of the applicant to comply with s.  
12 343.17 (3) (a) 2. ~~Except where specifically exempted by statute or by rule of the~~  
13 ~~department, no~~ No application may be processed without the photograph being  
14 taken. ~~In~~ Except as provided in s. 343.165 (4) (d), in the case of renewal licenses, the  
15 photograph shall be taken once every 8 years, and shall coincide with the appearance  
16 for examination which is required under s. 343.16 (3). ~~The department may make~~  
17 ~~provision for issuance of a license without a photograph if the applicant is stationed~~  
18 ~~outside the state in military service and in specific situations where the department~~  
19 ~~deems such action appropriate.~~

20 **SECTION 74.** 343.14 (4m) of the statutes is amended to read:

21 343.14 (4m) The Subject to s. 343.17 (2), the department shall develop designs  
22 for licenses and identification cards which are resistant to tampering and forgery ~~no~~  
23 ~~later than January 1, 1989.~~ Licenses and licenses and identification cards issued on  
24 or after January 1, 1989, shall incorporate the designs required under this  
25 subsection.

1           **SECTION 75.** 343.16 (3) (a) of the statutes is amended to read:

2           343.16 **(3)** (a) ~~The Except as provided in s. 343.165 (4) (d)~~, the department shall  
3 examine every applicant for the renewal of an operator’s license once every 8 years.  
4 The department may institute a method of selecting the date of renewal so that such  
5 examination shall be required for each applicant for renewal of a license to gain a  
6 uniform rate of examinations. The examination shall consist of a test of eyesight.  
7 The department shall make provisions for giving such examinations at examining  
8 stations in each county to all applicants for an operator’s license. The person to be  
9 examined shall appear at the examining station nearest the person’s place of  
10 residence or at such time and place as the department designates in answer to an  
11 applicant’s request. In lieu of examination, the applicant may present or mail to the  
12 department a report of examination of the applicant’s eyesight by an  
13 ophthalmologist, optometrist or physician licensed to practice medicine. The report  
14 shall be based on an examination made not more than 3 months prior to the date it  
15 is submitted. The report shall be on a form furnished and in the form required by  
16 the department. The department shall decide whether, in each case, the eyesight  
17 reported is sufficient to meet the current eyesight standards.

18           **SECTION 76.** 343.165 of the statutes is created to read:

19           **343.165 Processing license and identification card applications. (1)**

20 The department may not complete the processing of an application for initial  
21 issuance or renewal of an operator’s license or identification card received by the  
22 department after May 10, 2008, and no such license or identification card may be  
23 issued or renewed, unless the applicant presents or provides, and the department  
24 verifies under sub. (3), all of the following information:

1           (a) An identification document that includes either the applicant's photograph  
2 or both the applicant's full legal name and date of birth.

3           (b) Documentation showing the applicant's date of birth, which may be the  
4 identification document under par. (a).

5           (c) Proof of the applicant's social security number or, except as provided in s.  
6 343.14 (2g) (a) 4., verification that the applicant is not eligible for a social security  
7 number.

8           (d) Documentation showing the applicant's name and address of principal  
9 residence.

10          (e) Subject to ss. 343.125 (2) (a) and (b) and 343.14 (2g) (a) 2. d., the  
11 documentary proof described in s. 343.14 (2) (es).

12          **(2)** (a) The department shall, in processing any application for an operator's  
13 license or identification card under sub. (1), capture a digital image of each document  
14 presented or provided to the department by an applicant. Images captured under  
15 this paragraph shall be maintained, in electronic storage and in a transferable  
16 format, in the applicant's file or record as provided under ss. 343.23 (2) (a) and 343.50  
17 (8) (a).

18          (b) The department shall record in the applicant's file under s. 343.23 (2) (a) or  
19 record under s. 343.50 (8) (a) the date on which verification under subs. (1) and (3)  
20 is completed.

21          **(3)** (a) Except as provided in pars. (b) and (c), the department shall verify, in  
22 the manner and to the extent required under federal law, each document presented  
23 or provided to the department that is required to be presented or provided to the  
24 department by an applicant under sub. (1).

1           (b) The department may not accept any foreign document, other than an official  
2 passport, to satisfy a requirement under sub. (1).

3           (c) For purposes of par. (a) and sub. (1) (c), if an applicant presents a social  
4 security number that is already registered to or associated with another person, the  
5 department shall direct the applicant to investigate and take appropriate action to  
6 resolve the discrepancy and shall not issue any operator's license or identification  
7 card until the discrepancy is resolved. The department shall adopt procedures for  
8 purposes of verifying that an applicant is not eligible for a social security number.

9           **(4)** (a) Subsection (1) does not apply to an application for renewal of an  
10 operator's license or identification card received by the department after May 10,  
11 2008, if in connection with a prior application after May 10, 2008, the applicant  
12 previously presented or provided, and the department verified, the information  
13 specified in sub. (1) and the department recorded the date on which the verification  
14 procedures were completed as described in sub. (2) (b).

15           (b) The department shall establish an effective procedure to confirm or verify  
16 an applicant's information for purposes of any application described in par. (a). The  
17 procedure shall include verification of the applicant's social security number or  
18 ineligibility for a social security number.

19           (c) Notwithstanding pars. (a) and (b), no operator's license displaying the  
20 legend required under s. 343.03 (3m) or identification card displaying the legend  
21 required under s. 343.50 (3) may be renewed unless the applicant presents or  
22 provides valid documentary proof under sub. (1) (e) and this proof shows that the  
23 status by which the applicant qualified for the license or identification card has been  
24 extended by the secretary of the federal department of homeland security.

1           (d) With any license or identification card renewal following a license or  
2           identification card expiration established under s. 343.20 (1m) or 343.50 (5) (c) at  
3           other than an 8-year interval, the department may determine whether the  
4           applicant's photograph is to be taken, or if the renewal is for a license the applicant  
5           is to be examined, or both, at the time of such renewal, so long as the applicant's  
6           photograph is taken, and if the renewal is for a license the applicant is examined,  
7           with a license or card renewal at least once every 8 years and the applicant's license  
8           or identification card at all times includes a photograph.

9           **(5)** The department may, by rule, require that applications for reinstatement  
10          of operator's licenses or identification cards, issuance of occupational licenses,  
11          reissuance of operator's licenses, or issuance of duplicate licenses, received by the  
12          department after May 10, 2008, be processed in a manner consistent with the  
13          requirements established under this section for applications for initial issuance or  
14          renewal of operator's licenses and identification cards.

15          **(6)** During the period in which the department processes an application under  
16          this section, the department may issue a receipt under s. 343.11 (3) or 343.50 (1) (c).

17          **SECTION 77.** 343.17 (1) of the statutes is amended to read:

18          343.17 **(1)** LICENSE ISSUANCE. ~~The~~ Subject to s. 343.165, the department shall  
19          issue an operator's license and endorsements, as applied for, to every qualifying  
20          applicant who has paid the required fees.

21          **SECTION 78.** 343.17 (2) of the statutes is amended to read:

22          343.17 **(2)** LICENSE DOCUMENT. The license shall be a single document, in  
23          ~~one-part~~ one part, consisting of 2 sides, except as otherwise provided in sub. (4) and  
24          s. 343.10 (7) (d). The document shall be, to the maximum extent practicable, tamper

1 proof and shall contain physical security features consistent with any requirement  
2 under federal law.

3 **SECTION 79.** 343.17 (3) (a) 1. and 5. of the statutes are amended to read:

4 343.17 (3) (a) 1. The full legal name, date of birth, and principal residence  
5 address of the person.

6 5. ~~A facsimile of the The person's signature, or a space upon which the licensee~~  
7 ~~shall immediately write his or her usual signature with a pen and ink on receipt of~~  
8 ~~the license, without which the license is not valid.~~

9 **SECTION 80.** 343.17 (3) (a) 14. of the statutes, as created by 2005 Wisconsin Act  
10 126, is repealed.

11 **SECTION 81.** 343.17 (5) of the statutes is amended to read:

12 343.17 (5) NO PHOTOS ON CERTAIN TEMPORARY LICENSES. The temporary licenses  
13 issued under ss. 343.10, 343.11 (1) and (3), 343.16 (6) (b) and 343.305 (8) (a) shall be  
14 on forms provided by the department and shall contain the information required by  
15 sub. (3), except the license is not required to include a photograph of the licensee.  
16 This subsection does not apply to a noncitizen temporary license, as described in s.  
17 343.03 (3m).

18 **SECTION 82.** 343.19 (1) of the statutes is amended to read:

19 343.19 (1) If a license issued under this chapter or an identification card issued  
20 under s. 343.50 is lost or destroyed or the name or address named in the license or  
21 identification card is changed or the condition specified in s. 343.17 (3) (a) 12. or 13.  
22 no longer applies, the person to whom the license or identification card was issued  
23 may obtain a duplicate thereof or substitute therefor upon furnishing proof  
24 satisfactory to the department of full legal name and date of birth and that the license  
25 or identification card has been lost or destroyed or that application for a duplicate

1 license or identification card is being made for a change of address or name or  
2 because the condition specified in s. 343.17 (3) (a) 12. or 13. no longer applies. If the  
3 applicant is a male who is at least 18 years of age but less than 26 years of age, the  
4 application shall include the information required under s. 343.14 (2) (em). If the  
5 original license or identification card is found it shall immediately be transmitted to  
6 the department. ~~Duplicates of nonphoto licenses shall be issued as nonphoto~~  
7 ~~licenses.~~

8 **SECTION 83.** 343.20 (1) (a) of the statutes is amended to read:

9 343.20 (1) (a) Except as otherwise expressly provided in this chapter,  
10 reinstated licenses, probationary licenses issued under s. 343.085 and original  
11 licenses other than instruction permits shall expire 2 years from the date of the  
12 applicant's next birthday. Subject to s. 343.125 (3), all other licenses and license  
13 endorsements shall expire 8 years after the date of issuance. The department may  
14 institute any system of initial license issuance which it deems advisable for the  
15 purpose of gaining a uniform rate of renewals. In order to put such a system into  
16 operation, the department may issue licenses which are valid for any period less than  
17 the ordinary effective period of such license. If the department issues a license that  
18 is valid for less than the ordinary effective period as authorized by this paragraph,  
19 the fees due under s. 343.21 (1) ~~(a)~~, (b) and (d) shall be prorated accordingly.

20 **SECTION 84.** 343.20 (1) (f) of the statutes, as created by 2005 Wisconsin Act 126,  
21 is amended to read:

22 343.20 (1) (f) The department shall cancel an operator's license, regardless of  
23 the license expiration date, if the department is notified by receives information from  
24 a local, state, or federal government agency that the operator is no longer a citizen  
25 of the United States, a legal permanent resident of the United States, or a conditional

1 resident of the United States, or otherwise not legally present in the United States  
2 licensee no longer satisfies the requirements for issuance of a license under ss. 343.14  
3 (2) (es) and 343.165 (1) (e).

4 **SECTION 85.** 343.20 (1m) of the statutes, as created by 2005 Wisconsin Act 126,  
5 is amended to read:

6 343.20 **(1m)** ~~A~~ Notwithstanding sub. (1) (a) and (e), and except as otherwise  
7 provided in this subsection, a license that is issued to a person who is not a United  
8 States citizen or permanent resident and who provides documentary proof of legal  
9 status as provided under s. 343.14 (2) (er) 2. shall expire on the date that the person's  
10 legal presence in the United States is no longer authorized or on the expiration date  
11 determined under sub. (1), whichever date is earlier. If the documentary proof as  
12 provided under s. 343.14 (2) (er) 2. does not state the date that the person's legal  
13 presence in the United States is no longer authorized, sub. (1) shall apply.

14 **SECTION 86.** 343.20 (1m) of the statutes, as affected by 2007 Wisconsin Act ....  
15 (this act), is amended to read:

16 343.20 **(1m)** Notwithstanding sub. (1) (a) and (e), and except as provided in s.  
17 343.165 (4) (c) and as otherwise provided in this subsection, a license that is issued  
18 to a person who is not a United States citizen or permanent resident and who  
19 provides documentary proof of legal status as provided under s. 343.14 (2) ~~(er) 2.~~ (es)  
20 2., 4., 5., 6., or 7. shall expire on the date that the person's legal presence in the United  
21 States is no longer authorized or on the expiration date determined under sub. (1),  
22 whichever date is earlier. If the documentary proof as provided under s. 343.14 (2)  
23 ~~(er) 2.~~ (es) does not state the date that the person's legal presence in the United States  
24 is no longer authorized, sub. (1) shall apply except that, if the license was issued or  
25 renewed based upon the person's presenting of any documentary proof specified in

1 s. 343.14 (2) (es) 4. to 7., the license shall, subject to s. 343.165 (4) (c), expire one year  
2 after the date of issuance or renewal.

3 **SECTION 87.** 343.20 (2) (a) of the statutes is amended to read:

4 343.20 (2) (a) The department shall mail to the last-known address of a  
5 licensee at least 30 days prior to the expiration of the license a notice of the date upon  
6 which the license must be renewed. If the license was issued or last renewed based  
7 upon the person's presenting of any documentary proof specified in s. 343.14 (2) (es)  
8 4. to 7., the notice shall inform the licensee of the requirement under s. 343.165 (4)  
9 (c).

10 **SECTION 88.** 343.21 (1) (n) of the statutes is created to read:

11 343.21 (1) (n) In addition to any other fee under this subsection, for the  
12 issuance, renewal, upgrading, or reinstatement of any license, endorsement, or  
13 instruction permit, a federal security verification mandate fee of \$10.

14 **SECTION 89.** 343.22 (1) of the statutes is repealed.

15 **SECTION 90.** 343.22 (2) (intro.) and (a) of the statutes are amended to read:

16 343.22 (2) (intro.) Whenever any person, after applying for or receiving a  
17 license ~~containing a photograph~~ under this chapter, or an identification card under  
18 s. 343.50, moves from the address named in the application or in the license or  
19 identification card issued to him or her or is notified by the local authorities or by the  
20 postal authorities that the address so named has been changed, the person shall,  
21 within ~~10~~ 30 days thereafter, do one of the following:

22 (a) Apply for a duplicate license or identification card showing on the  
23 application the correct full legal name and address. The licensee or identification  
24 card holder shall return the current license or identification card to the department  
25 along with the application for duplicate.

1           **SECTION 91.** 343.22 (2m) of the statutes is amended to read:

2           **343.22 (2m)** Whenever any person, after applying for or receiving a license  
3 containing a photograph under this chapter, or an identification card under s. 343.50,  
4 is notified by the local authorities or by the postal authorities that the address named  
5 in the application or in the license or identification card issued to him or her has been  
6 changed and the person applies for a duplicate license or identification card under  
7 sub. (2), no fee fees shall be charged under s. 343.21 (1) (L) and (n) or 343.50 (5m) and  
8 (7) for the duplicate license or identification card.

9           **SECTION 92.** 343.22 (2m) of the statutes, as affected by 2007 Wisconsin Act ...  
10 (this act), is amended to read:

11           **343.22 (2m)** Whenever any person, after applying for or receiving a license  
12 ~~containing a photograph~~ under this chapter, or an identification card under s. 343.50,  
13 is notified by the local authorities or by the postal authorities that the address named  
14 in the application or in the license or identification card issued to him or her has been  
15 changed and the person applies for a duplicate license or identification card under  
16 sub. (2), no fees shall be charged under s. 343.21 (1) (L) and (n) or 343.50 (5m) and  
17 (7) for the duplicate license or identification card.

18           **SECTION 93.** 343.22 (3) of the statutes is amended to read:

19           **343.22 (3)** When the name of a licensee or identification card holder is changed,  
20 such person shall, within 10 days thereafter, apply for a duplicate license or  
21 identification card showing the correct name and address. The licensee or  
22 identification card holder shall return the current license or identification card to the  
23 department along with the application for a duplicate. If the licensee holds more  
24 than one type of license under this chapter, the licensee shall return all such licenses

1 to the department along with one application and fee fees for a duplicate license for  
2 which the licensee may be issued a duplicate of each such license.

3 **SECTION 94.** 343.22 (3) of the statutes, as affected by 2007 Wisconsin Act ...  
4 (this act), is amended to read:

5 343.22 (3) When the name of a licensee or identification card holder is changed,  
6 such person shall, within ~~10~~ 30 days thereafter, apply for a duplicate license or  
7 identification card showing the correct full legal name and address. The licensee or  
8 identification card holder shall return the current license or identification card to the  
9 department along with the application for a duplicate. If the licensee holds more  
10 than one type of license under this chapter, the licensee shall return all such licenses  
11 to the department along with one application and fees for a duplicate license for  
12 which the licensee may be issued a duplicate of each such license.

13 **SECTION 95.** 343.23 (2) (a) (intro.) of the statutes is amended to read:

14 343.23 (2) (a) (intro.) The department shall maintain a file for each licensee or  
15 other person containing the application for license, permit or endorsement, a record  
16 of reports or abstract of convictions, any demerit points assessed under authority of  
17 s. 343.32 (2), the information in all data fields printed on any license issued to the  
18 person, any notice received from the federal transportation security administration  
19 concerning the person's eligibility for an "H" endorsement specified in s. 343.17 (3)  
20 (d) 1m., the status of the person's authorization to operate different vehicle groups,  
21 a record of any out-of-service orders issued under s. 343.305 (7) (b) or (9) (am), a  
22 record of the date on which any background investigation specified in s. 343.12 (6)  
23 (a) or (d) was completed, a record of the date on which any verification specified in  
24 s. 343.165 (1) and (3) was completed, all documents required to be maintained under  
25 s. 343.165 (2) (a), and a record of any reportable accident in which the person has

1 been involved, including specification of any type of license and endorsements issued  
2 under this chapter under which the person was operating at the time of the accident  
3 and an indication whether or not the accident occurred in the course of any of the  
4 following:

5 **SECTION 96.** 343.23 (2) (b) of the statutes is amended to read:

6 343.23 (2) (b) The information specified in pars. (a) and (am) must be filed by  
7 the department so that the complete operator's record is available for the use of the  
8 secretary in determining whether operating privileges of such person shall be  
9 suspended, revoked, canceled, or withheld, or the person disqualified, in the interest  
10 of public safety. The record of suspensions, revocations, and convictions that would  
11 be counted under s. 343.307 (2) shall be maintained permanently, except that the  
12 department shall purge the record of a first violation of s. 23.33 (4c) (a) 2., 30.681 (1)  
13 (b) 1., 346.63 (1) (b), or 350.101 (1) (b) after 10 years, if the person who committed the  
14 violation had a blood alcohol concentration of 0.08 or more but less than 0.1 at the  
15 time of the violation, if the person does not have a commercial driver license, if the  
16 violation was not committed by a person operating a commercial motor vehicle, and  
17 if the person has no other suspension, revocation, or conviction that would be counted  
18 under s. 343.307 during that 10-year period. The record of convictions for  
19 disqualifying offenses under s. 343.315 (2) (h) shall be maintained for at least 10  
20 years. The record of convictions for disqualifying offenses under s. 343.315 (2) (f) and  
21 (j), and all records specified in par. (am), shall be maintained for at least 3 years. The  
22 record of convictions for disqualifying offenses under s. 343.315 (2) (a) to (e) shall be  
23 maintained permanently, except that 5 years after a licensee transfers residency to  
24 another state such record may be transferred to another state of licensure of the  
25 licensee if that state accepts responsibility for maintaining a permanent record of

1 convictions for disqualifying offenses. Such reports and records may be cumulative  
2 beyond the period for which a license is granted, but the secretary, in exercising the  
3 power of suspension granted under s. 343.32 (2) may consider only those reports and  
4 records entered during the 4-year period immediately preceding the exercise of such  
5 power of suspension. The department shall maintain the digital images of  
6 documents specified in s. 343.165 (2) (a) for at least 10 years.

7 **SECTION 97.** 343.23 (5) of the statutes is amended to read:

8 343.23 (5) The department shall maintain the files specified in this section in  
9 a form that is appropriate to the form of the records constituting those files. Records  
10 under sub. (1) and files under sub. (2) shall be maintained in an electronic and  
11 transferable format accessible for the purpose specified in s. 343.03 (6) (a).

12 **SECTION 98.** 343.235 (3) (a) of the statutes is amended to read:

13 343.235 (3) (a) A law enforcement agency, a state authority, a district attorney,  
14 a driver licensing agency of another jurisdiction, or a federal governmental agency,  
15 to perform a legally authorized function.

16 **SECTION 99.** 343.237 (2) of the statutes is amended to read:

17 343.237 (2) Any photograph taken of an applicant under s. 343.14 (3) or 343.50  
18 (4), and any fingerprint taken of an applicant under s. 343.12 (6) (b), may be  
19 maintained by the department and, except as provided in this section, shall be kept  
20 confidential. Except as provided in this section, the department may release a  
21 photograph or fingerprint only to the person whose photograph or fingerprint was  
22 taken or to the driver licensing agency of another jurisdiction.

23 **SECTION 100.** 343.237 (3) (intro.) of the statutes is amended to read:

24 343.237 (3) (intro.) The department shall provide a Wisconsin law enforcement  
25 agency or a federal law enforcement agency with a print or electronic copy of a

1 photograph taken on or after September 1, 1997, of an applicant under s. 343.14 (3)  
2 or 343.50 (4), or a printed or electronic copy of a fingerprint taken of an applicant  
3 under s. 343.12 (6) (b), if the department receives a written request on the law  
4 enforcement agency's letterhead that contains all of the following:

5 **SECTION 101.** 343.24 (3) of the statutes is amended to read:

6 343.24 (3) The department shall not disclose information concerning or related  
7 to a violation as defined by s. 343.30 (6) to any person other than a court, district  
8 attorney, county corporation counsel, city, village, or town attorney, law enforcement  
9 agency, driver licensing agency of another jurisdiction, or the minor who committed  
10 the violation or his or her parent or guardian.

11 **SECTION 102.** 343.24 (4) (c) 1. of the statutes is amended to read:

12 343.24 (4) (c) 1. A law enforcement agency, a state authority, a district attorney,  
13 a driver licensing agency of another jurisdiction, or a federal governmental agency,  
14 to perform a legally authorized function.

15 **SECTION 103.** 343.26 of the statutes is amended to read:

16 **343.26 License after cancellation.** Any person whose license has been  
17 canceled, whether the license has been canceled by the secretary or stands canceled  
18 as a matter of law, may apply for a new license at any time. Upon receipt of the  
19 application and the all required fee fees, the department shall issue or refuse  
20 issuance of the license as upon an original application. The department may, but  
21 need not, require the applicant to submit to an examination as provided in s. 343.16.

22 **SECTION 104.** 343.26 of the statutes, as affected by 2007 Wisconsin Act .... (this  
23 act), is amended to read:

24 **343.26 License after cancellation.** Any person whose license has been  
25 canceled, whether the license has been canceled by the secretary or stands canceled

1 as a matter of law, may apply for a new license at any time. Upon receipt of the  
2 application and all required fees, and after processing the application as provided in  
3 s. 343.165, the department shall issue or refuse issuance of the license as upon an  
4 original application. The department may, but need not, require the applicant to  
5 submit to an examination as provided in s. 343.16.

6 **SECTION 105.** 343.265 (2) of the statutes is amended to read:

7 343.265 (2) A person whose voluntary surrender of license under sub. (1) or  
8 (1m) has been accepted by the department may apply for a duplicate license under  
9 s. 343.19, or, if the person's license has expired during the period of surrender, a  
10 renewal license, at any time. Upon receipt of the person's application and the  
11 applicable fee fees under s. 343.21, the department shall issue or deny the license as  
12 provided in this subchapter. The department may require the person to submit to  
13 an examination under s. 343.16 (5).

14 **SECTION 106.** 343.30 (5) of the statutes is amended to read:

15 343.30 (5) No court may suspend or revoke an operating privilege except as  
16 authorized by this chapter or ch. 345, 351, or 938 or s. 767.73, 800.09 (1) (c), 800.095  
17 (4) (b) 4., 943.21 (3m), or 961.50. When a court revokes, suspends, or restricts a  
18 juvenile's operating privilege under ch. 938, the department of transportation shall  
19 not disclose information concerning or relating to the revocation, suspension, or  
20 restriction to any person other than a court, district attorney, county corporation  
21 counsel, city, village, or town attorney, law enforcement agency, driver licensing  
22 agency of another jurisdiction, or the minor whose operating privilege is revoked,  
23 suspended, or restricted, or his or her parent or guardian. Persons entitled to receive  
24 this information shall not disclose the information to other persons or agencies.

25 **SECTION 107.** 343.305 (8) (b) 5. (intro.) of the statutes is amended to read:

1           343.305 **(8)** (b) 5. (intro.) If the hearing examiner finds that any of the following  
2 applies, the examiner shall order that the administrative suspension of the person's  
3 operating privilege be rescinded without payment of the any fee under s. 343.21 (1)  
4 (j) or (n):

5           **SECTION 108.** 343.305 (8) (c) 5. of the statutes is amended to read:

6           343.305 **(8)** (c) 5. If any court orders under this subsection that the  
7 administrative suspension of the person's operating privilege be rescinded, the  
8 person need not pay the any fee under s. 343.21 (1) (j) or (n).

9           **SECTION 109.** 343.305 (11) of the statutes is amended to read:

10          343.305 **(11)** RULES. The department shall promulgate rules under ch. 227  
11 necessary to administer this section. The rules shall include provisions relating to  
12 the expeditious exchange of information under this section between the department  
13 and law enforcement agencies, circuit courts, municipal courts, attorneys who  
14 represent municipalities, ~~and~~ district attorneys, and driver licensing agencies of  
15 other jurisdictions. The rules may not affect any provisions relating to court  
16 procedure.

17          **SECTION 3315k.** 343.307 (1) (intro.) of the statutes is amended to read:

18          343.307 **(1)** (intro.) The court shall count the following to determine the length  
19 of a revocation under s. 343.30 (1q) (b) and to determine the penalty under s. 114.09  
20 (2) and 346.65 (2):

21          **SECTION 3315s.** 343.307 (1) (g) of the statutes is created to read:

22          343.307 **(1)** (g) Convictions for violations under s. 114.09 (1) (b) 1. or 1m.

23          **SECTION 110.** 343.315 (3) (b) of the statutes is amended to read:

24          343.315 **(3)** (b) If a person's license or operating privilege is not otherwise  
25 revoked or suspended as the result of an offense committed after March 31, 1992,

1 which results in disqualification under sub. (2) (a) to (f), (h), (i), or (j), the department  
2 shall immediately disqualify the person from operating a commercial motor vehicle  
3 for the period required under sub. (2) (a) to (f), (h), (i), or (j). Upon proper application  
4 by the person and payment of ~~a duplicate license fee~~ the fees specified in s. 343.21  
5 (1) (L) and (n), the department may issue a separate license authorizing only the  
6 operation of vehicles other than commercial motor vehicles. Upon expiration of the  
7 period of disqualification, the person may apply for authorization to operate  
8 commercial motor vehicles under s. 343.26.

9 **SECTION 3352r.** 343.35 (1) of the statutes is renumbered 343.35 (1) (a) and  
10 amended to read:

11 343.35 (1) (a) ~~The~~ Except as provided in par. (b), the department may order any  
12 person whose operating privilege has been canceled, revoked or suspended to  
13 surrender his or her license or licenses to the department. The department may  
14 order any person who is in possession of a canceled, revoked or suspended license of  
15 another to surrender the license to the department.

16 **SECTION 3352t.** 343.35 (1) (b) of the statutes is created to read:

17 343.35 (1) (b) 1. Subject to subd. 2., if the department cancels an operator's  
18 license prior to the license expiration date because the department has determined  
19 that the license holder does not meet the department's standard required for  
20 eyesight, the license holder may, without paying any additional fee, retain the  
21 operator's license and continue to use the license, until the license expiration date,  
22 for the same purpose as an identification card issued under s. 343.50.

23 2. Before a cancelled operator's license may be used for the same purpose as an  
24 identification card under subd. 1., the license holder shall temporarily surrender the  
25 license to the department. Upon surrender, the department shall make a distinctive

1 mark on the license, and update the license holder's record under s. 343.23 (1), to  
2 indicate that the license is not valid as an operator's license but is valid for purposes  
3 of identification. After making the distinctive mark, the department shall  
4 immediately return the license to the license holder.

5 **SECTION 111.** 343.38 (1) (a) of the statutes is amended to read:

6 343.38 (1) (a) Files with the department an application for license together  
7 with the all required fee fees; and

8 **SECTION 112.** 343.38 (2) of the statutes is amended to read:

9 343.38 (2) REINSTATEMENT OF NONRESIDENT'S OPERATING PRIVILEGE AFTER  
10 REVOCATION BY WISCONSIN. A nonresident's operating privilege revoked under the  
11 laws of this state is reinstated as a matter of law when the period of revocation has  
12 expired and such nonresident obtains a valid operator's license issued by the  
13 jurisdiction of the nonresident's residence and pays the fee fees specified in s. 343.21  
14 (1) (j) and (n).

15 **SECTION 113.** 343.39 (1) (a) of the statutes is amended to read:

16 343.39 (1) (a) When, in the case of a suspended operating privilege, the period  
17 of suspension has terminated, the ~~reinstatement fee~~ fees specified in s. 343.21 (1) (j)  
18 has and (n) have been paid to the department and, for reinstatement of an operating  
19 privilege suspended under ch. 344, the person files with the department proof of  
20 financial responsibility, if required, in the amount, form and manner specified under  
21 ch. 344.

22 **SECTION 3365m.** 343.43 (1) (a) of the statutes is amended to read:

23 343.43 (1) (a) ~~Represent~~ Except as provided in s. 343.35 (1) (b), represent as  
24 valid any canceled, revoked, suspended, fictitious or fraudulently altered license; or

25 **SECTION 114.** 343.43 (1) (g) of the statutes is amended to read:

1           343.43 (1) (g) Deface or alter a license except to endorse a change of address  
2 authorized by s. 343.22 (1) ~~or~~ (2).

3           **SECTION 115.** 343.50 (1) of the statutes is amended to read:

4           343.50 (1) ISSUANCE. The department shall issue to every qualified applicant,  
5 who has paid the all required fee fees, an identification card as provided in this  
6 section.

7           **SECTION 116.** 343.50 (1) of the statutes, as affected by 2007 Wisconsin Act ...  
8 (this act), is renumbered 343.50 (1) (a) and amended to read:

9           343.50 (1) (a) The Subject to par. (b) and s. 343.165, the department shall issue  
10 to every qualified applicant, who has paid all required fees, an identification card as  
11 provided in this section.

12           **SECTION 117.** 343.50 (1) (b) and (c) of the statutes are created to read:

13           343.50 (1) (b) The department may not issue an identification card to a person  
14 previously issued an operator's license in another jurisdiction unless the person  
15 surrenders to the department any valid operator's license possessed by the person  
16 issued by another jurisdiction, which surrender operates as a cancellation of the  
17 license insofar as the person's privilege to operate a motor vehicle in this state is  
18 concerned. Within 30 days following issuance of the identification card under this  
19 section, the department shall destroy any operator's license surrendered under this  
20 paragraph and report to the jurisdiction that issued the surrendered operator's  
21 license that the license has been destroyed and the person has been issued an  
22 identification card in this state.

23           (c) The department may issue a receipt to any applicant for an identification  
24 card, which receipt shall constitute a temporary identification card while the  
25 application is being processed and shall be valid for a period not to exceed 30 days.

1           **SECTION 118.** 343.50 (2) of the statutes is amended to read:

2           343.50 (2) WHO MAY APPLY. Any resident of this state who does not possess a  
3 valid operator's license ~~which contains the resident's photograph~~ issued under this  
4 chapter may apply to the department for an identification card pursuant to this  
5 section. The card is not a license for purposes of this chapter and is to be used for  
6 identification purposes only.

7           **SECTION 119.** 343.50 (3) of the statutes is amended to read:

8           343.50 (3) DESIGN AND CONTENTS OF CARD. The card shall be the same size as  
9 an operator's license but shall be of a design which is readily distinguishable from  
10 the design of an operator's license and bear upon it the words "IDENTIFICATION  
11 CARD ONLY". The information on the card shall be the same as specified under  
12 s. 343.17 (3). If the issuance of the card requires the applicant to present any  
13 documentary proof specified in s. 343.14 (2) (es) 4. to 7., the card shall display, on the  
14 front side of the card, a legend identifying the card as temporary. The card shall  
15 contain physical security features consistent with any requirement under federal  
16 law. The card may serve as a document of gift under s. 157.06 (2) (b) and (c) and the  
17 holder may affix a sticker thereto as provided in s. 343.175 (3). The card may also  
18 serve as a document of refusal to make an anatomical gift under s. 157.06 (2) (i). The  
19 card shall contain the holder's photograph and, if applicable, shall be of the design  
20 specified under s. 343.17 (3) (a) 12.

21           **SECTION 120.** 343.50 (4) of the statutes, as affected by 2005 Wisconsin Act 126,  
22 is amended to read:

23           343.50 (4) APPLICATION. The application for an identification card shall include  
24 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),  
25 and ~~(er)~~ (es), and such further information as the department may reasonably

1 require to enable it to determine whether the applicant is entitled by law to an  
2 identification card. The Except with respect to renewals described in s. 343.165 (4)  
3 (d), the department shall, as part of the application process, take a digital  
4 photograph including facial image capture of the applicant to comply with sub. (3).  
5 ~~No Except with respect to renewals described in s. 343.165 (4) (d), no application may~~  
6 ~~be processed without the photograph being taken. Misrepresentations in violation~~  
7 ~~of s. 343.14 (5) are punishable as provided in s. 343.14 (9).~~

8 **SECTION 121.** 343.50 (5) of the statutes, as affected by 2005 Wisconsin Act 126,  
9 is amended to read:

10 343.50 (5) VALID PERIOD; FEES. The fee for an original card and for the  
11 reinstatement of an identification card after cancellation under sub. (10) shall be \$9  
12 \$18. The card shall be valid for the succeeding period of ~~4~~ 8 years from the  
13 applicant's next birthday after the date of issuance, except that a card that is issued  
14 to a person who is not a United States citizen and who provides documentary proof  
15 of legal status as provided under s. 343.14 (2) (er) shall expire on the date that the  
16 person's legal presence in the United States is no longer authorized. If the  
17 documentary proof as provided under s. 343.14 (2) (er) does not state the date that  
18 the person's legal presence in the United States is no longer authorized, then the card  
19 shall be valid for the succeeding period of ~~4~~ 8 years from the applicant's next  
20 birthday after the date of issuance.

21 **SECTION 122.** 343.50 (5) of the statutes, as affected by 2005 Wisconsin Act 126  
22 and 2007 Wisconsin Act .... (this act), is renumbered 343.50 (5) (a) and amended to  
23 read:

1           343.50 (5) (a) The fee for an original card, for renewal of a card, and for the  
2 reinstatement of an identification card after cancellation under sub. (10) shall be  
3 \$18. The

4           (b) Except as provided in par. (c) and s. 343.165 (4) (c), an original or reinstated  
5 card shall be valid for the succeeding period of 8 years from the applicant's next  
6 birthday after the date of issuance, ~~except that a, and a renewed card shall be valid~~  
7 for the succeeding period of 8 years from the card's last expiration date.

8           (c) Except as provided in s. 343.165 (4) (c) and as otherwise provided in this  
9 paragraph, an identification card that is issued to a person who is not a United States  
10 citizen and who provides documentary proof of legal status as provided under s.  
11 343.14 (2) ~~(er)~~ (es) shall expire on the date that the person's legal presence in the  
12 United States is no longer authorized or on the expiration date determined under  
13 par. (b), whichever date is earlier. If the documentary proof as provided under s.  
14 343.14 (2) ~~(er)~~ (es) does not state the date that the person's legal presence in the  
15 United States is no longer authorized, then the card shall be valid for the succeeding  
16 period of 8 years from the applicant's next birthday after the date of issuance  
17 specified in par. (b) except that, if the card was issued or renewed based upon the  
18 person's presenting of any documentary proof specified in s. 343.14 (2) (es) 4. to 7.,  
19 the card shall, subject to s. 343.165 (4) (c), expire one year after the date of issuance  
20 or renewal.

21           **SECTION 123.** 343.50 (5m) of the statutes is created to read:

22           **343.50 (5m) FEDERAL SECURITY VERIFICATION MANDATE FEE.** In addition to any  
23 other fee under this section, for the issuance of an original identification card or  
24 duplicate identification card or for the renewal or reinstatement of an identification

1 card after cancellation under sub. (10), a federal security verification mandate fee of  
2 \$10 shall be paid to the department.

3 **SECTION 124.** 343.50 (6) of the statutes, as affected by 2007 Wisconsin Act ...  
4 (this act), is amended to read:

5 343.50 (6) RENEWAL NOTICE. At least 30 days prior to the expiration of the an  
6 identification card, the department shall mail a renewal application to the  
7 last-known address of each identification the card holder. If the card was issued or  
8 last renewed based upon the person's presenting of any documentary proof specified  
9 in s. 343.14 (2) (es) 4. to 7., the notice shall inform the card holder of the requirement  
10 under s. 343.165 (4) (c). The department shall include with the application  
11 information, as developed by all organ procurement organizations in cooperation  
12 with the department, that promotes anatomical donations and which relates to the  
13 anatomical donation opportunity available under s. 343.175. ~~The fee for a renewal~~  
14 ~~identification card shall be \$18, which card shall be valid for 8 years, except that a~~  
15 ~~card that is issued to a person who is not a United States citizen and who provides~~  
16 ~~documentary proof of legal status as provided under s. 343.14 (2) (er) shall expire on~~  
17 ~~the date that the person's legal presence in the United States is no longer authorized.~~  
18 ~~If the documentary proof as provided under s. 343.14 (2) (er) does not state the date~~  
19 ~~that the person's legal presence in the United States is no longer authorized, then~~  
20 ~~the card shall be valid for 8 years.~~

21 **SECTION 125.** 343.50 (6) of the statutes, as affected by 2005 Wisconsin Act 126,  
22 is amended to read:

23 343.50 (6) RENEWAL. At least 30 days prior to the expiration of the card, the  
24 department shall mail a renewal application to the last-known address of each  
25 identification card holder. The department shall include with the application

1 information, as developed by all organ procurement organizations in cooperation  
2 with the department, that promotes anatomical donations and which relates to the  
3 anatomical donation opportunity available under s. 343.175. The fee for a renewal  
4 identification card shall be \$9 \$18, which card shall be valid for ~~4~~ 8 years, except  
5 that a card that is issued to a person who is not a United States citizen and who  
6 provides documentary proof of legal status as provided under s. 343.14 (2) (er) shall  
7 expire on the date that the person's legal presence in the United States is no longer  
8 authorized. If the documentary proof as provided under s. 343.14 (2) (er) does not  
9 state the date that the person's legal presence in the United States is no longer  
10 authorized, then the card shall be valid for ~~4~~ 8 years.

11 **SECTION 126.** 343.50 (8) (a) of the statutes is amended to read:

12 343.50 **(8)** (a) The department shall maintain current records of all  
13 identification card holders under this section in the same manner as required under  
14 s. 343.23 for operator's licenses. For each identification card applicant, the record  
15 shall include any application for an identification card received by the department,  
16 any reinstatement or cancellation of an identification card by the department, the  
17 information in all data fields printed on any identification card issued to the  
18 applicant, a record of the date on which any verification specified in s. 343.165 (1) and  
19 (3) was completed, and all documents required to be maintained under s. 343.165 (2)  
20 (a). The department shall maintain the digital images of documents specified in s.  
21 343.165 (2) (a) for at least 10 years. Records under this paragraph shall be  
22 maintained in an electronic and transferable format accessible for the purpose  
23 specified in par. (c) 1.

24 **SECTION 3387m.** 343.50 (8) (b) of the statutes is amended to read:

1           343.50 **(8)** (b) The department may not disclose any record or other information  
2 concerning or relating to an applicant or identification card holder to any person  
3 other than a court, district attorney, county corporation counsel, city, village, or town  
4 attorney, law enforcement agency, driver licensing agency of another jurisdiction, the  
5 applicant or identification card holder or, if the applicant or identification card holder  
6 is under 18 years of age, his or her parent or guardian. Except for photographs  
7 ~~disclosed to a law enforcement agency~~ for which disclosure is authorized under s.  
8 343.237, persons entitled to receive any record or other information under this  
9 paragraph shall not disclose the record or other information to other persons or  
10 agencies. This paragraph does not prohibit the disclosure of a person's name or  
11 address, of the name or address of a person's employer or of financial information  
12 that relates to a person when requested under s. 49.22 (2m) by the department of  
13 workforce development or a county child support agency under s. 59.53 (5).

14           **SECTION 127.** 343.50 (8) (c) of the statutes is created to read:

15           343.50 **(8)** (c) 1. Notwithstanding par. (b) and ss. 343.027, 343.14 (2j), and  
16 343.237 (2), the department shall, upon request, provide to the driver licensing  
17 agencies of other jurisdictions any record maintained by the department of  
18 transportation under this subsection, including providing electronic access to any  
19 such record.

20           2. Notwithstanding par. (b) and s. 343.14 (2j), the department may, upon  
21 request, provide to the department of health and family services any applicant  
22 information maintained by the department of transportation and identified in s.  
23 343.14 (2), including providing electronic access to the information, for the sole  
24 purpose of verification by the department of health and family services of birth  
25 certificate information.

1           3. Nothing in par. (b) prohibits disclosure under this paragraph.

2           **SECTION 128.** 343.50 (10) (intro.) and (a) of the statutes are amended to read:

3           343.50 **(10)** CANCELLATION. (intro.) The department shall cancel an  
4 identification card under any of the following circumstances:

5           (a) Whenever the department determines that the card was issued upon an  
6 application which contains a false statement as to any material matter; ~~or~~.

7           **SECTION 129.** 343.50 (10) (c) of the statutes is created to read:

8           343.50 **(10)** (c) Whenever the department receives information from a local,  
9 state, or federal government agency that the card holder no longer satisfies the  
10 requirements for issuance of a card under ss. 343.14 (2) (es) and 343.165 (1) (e). A  
11 card cancelled under this paragraph may not be reinstated under sub. (5) until these  
12 requirements are again satisfied.

13           **SECTION 130.** 344.18 (1) (intro.) of the statutes is amended to read:

14           344.18 **(1)** (intro.) Any registration suspended or revoked under s. 344.14 shall  
15 remain suspended or revoked and shall not be renewed or reinstated until the person  
16 pays the fee required under s. 341.36 (1m), meets one of the requirements under pars.  
17 (a) to (d) and satisfies the requirements of sub. (1m). Any operating privilege  
18 suspended or revoked under s. 344.14 shall remain suspended or revoked and shall  
19 not be reinstated until the person pays the fee fees required under s. 343.21 (1) (j)  
20 and (n), complies with the applicable provisions of s. 343.38 and meets any of the  
21 following requirements:

22           **SECTION 131.** 344.18 (3) (intro.) of the statutes is amended to read:

23           344.18 **(3)** (intro.) If a person defaults in the payment of any installment under  
24 a duly acknowledged written agreement, the secretary, upon notice of such default  
25 given in no event later than 30 days after the time for final installment, shall

1 immediately suspend the registrations and operating privilege of the defaulting  
2 person. A suspension or revocation of registration under this subsection shall  
3 remain in effect until the person pays the fee required under s. 341.36 (1m), meets  
4 the requirement under par. (a) or (b) and satisfies the requirements of sub. (3m). A  
5 suspension or revocation of an operating privilege under this subsection shall remain  
6 in effect until the person pays the fee fees required in s. 343.21 (1) (j) and (n), complies  
7 with the applicable provisions of s. 343.38 and meets any of the following  
8 requirements:

9 **SECTION 132.** 344.19 (3) of the statutes is amended to read:

10 344.19 (3) Upon receipt of such certification from another state to the effect  
11 that the operating privilege or registration of a resident of this state has been  
12 suspended or revoked in such other state under a law providing for its suspension  
13 or revocation for failure to deposit security for payment of judgments arising out of  
14 a motor vehicle accident, under circumstances which would require the secretary to  
15 suspend a nonresident's operating privilege or registration had the accident occurred  
16 in this state, the secretary shall suspend the operating privilege of such resident if  
17 he or she was the operator and all of his or her registrations if he or she was the owner  
18 of a motor vehicle involved in such accident. The department may accept a  
19 certification which is in the form of a combined notice of required security and  
20 suspension order, but shall not suspend a resident's operating privilege or  
21 registration on the basis of such order until at least 30 days have elapsed since the  
22 time for depositing security in the other state expired. A suspension or revocation  
23 of operating privilege under this section shall continue until such resident furnishes  
24 evidence of his or her compliance with the law of the other state relating to the  
25 deposit of security, pays the fee fees required under s. 343.21 (1) (j) and (n) and

1 complies with the applicable provisions of s. 343.38. A suspension or revocation of  
2 registration under this section shall continue until such resident furnishes evidence  
3 of his or her compliance with the law of the other state relating to the deposit of  
4 security, pays the fee required under s. 341.36 (1m) and satisfies the requirements  
5 of sub. (3m).

6 **SECTION 133.** 345.47 (1) (c) of the statutes is amended to read:

7 345.47 (1) (c) If a court or judge suspends an operating privilege under this  
8 section, the court or judge shall immediately take possession of the suspended license  
9 and shall forward it to the department together with the notice of suspension, which  
10 shall clearly state that the suspension was for failure to pay a forfeiture, plus costs,  
11 fees, and surcharges imposed under ch. 814. The notice of suspension and the  
12 suspended license, if it is available, shall be forwarded to the department within 48  
13 hours after the order of suspension. If the forfeiture, plus costs, fees, and surcharges  
14 imposed under ch. 814, are paid during a period of suspension, the court or judge  
15 shall immediately notify the department. Upon receipt of the notice and payment  
16 of the ~~reinstatement fee~~ fees under s. 343.21 (1) (j) and (n), the department shall  
17 return the surrendered license.

18 **SECTION 3427c.** 346.03 (1) of the statutes is amended to read:

19 346.03 (1) The operator of an authorized emergency vehicle, when responding  
20 to an emergency call or when in the pursuit of an actual or suspected violator of the  
21 law ~~or~~, when responding to but not upon returning from a fire alarm, when  
22 transporting an organ for human transplantation, or when transporting medical  
23 personnel for the purpose of performing human organ harvesting or transplantation  
24 immediately after the transportation, may exercise the privileges set forth in this  
25 section, but subject to the conditions stated in subs. (2) to ~~(5)~~ (5m).

1           **SECTION 3427e.** 346.03 (5m) of the statutes is created to read:

2           **346.03 (5m)** The privileges granted under this section apply to the operator of  
3 an authorized emergency vehicle under s. 340.01 (3) (dg) or (dh) only if the operator  
4 has successfully completed a safety and training course in emergency vehicle  
5 operation that is taken at a technical college under ch. 38 or that is approved by the  
6 department and only if the vehicle being operated is plainly marked, in a manner  
7 prescribed by the department, to identify it as an authorized emergency vehicle  
8 under s. 340.01 (3) (dg) or (dh).

9           **SECTION 3432c.** 347.25 (1) of the statutes is amended to read:

10           **347.25 (1)** Except as provided in subs. (1m) (a), (1r), and (1s), an authorized  
11 emergency vehicle may be equipped with one or more flashing, oscillating, or  
12 rotating red lights, except that ambulances, fire department equipment, and  
13 privately owned motor vehicles under s. 340.01 (3) (d), (dg), or (dm) being used by  
14 personnel of a full-time or part-time fire department ~~or~~, by members of a volunteer  
15 fire department or rescue squad, or by an organ procurement organization or any  
16 person under an agreement with an organ procurement organization, and privately  
17 owned motor vehicles under s. 340.01 (3) (dh) being used to transport or pick up  
18 medical devices or equipment, may be equipped with red or red and white lights, and  
19 shall be so equipped when the operator thereof is exercising the privileges granted  
20 by s. 346.03. The lights shall be so designed and mounted as to be plainly visible and  
21 understandable from a distance of 500 feet both during normal sunlight and during  
22 hours of darkness. No operator of an authorized emergency vehicle may use the  
23 warning lights except when responding to an emergency call or when in pursuit of  
24 an actual or suspected violator of the law, when responding to but not upon returning  
25 from a fire alarm, when transporting an organ for human transplantation, when

1 transporting medical personnel for the purpose of performing human organ  
2 harvesting or transplantation immediately after the transportation, or when  
3 necessarily parked in a position which is likely to be hazardous to traffic.

4 **SECTION 3432e.** 347.38 (4) of the statutes is amended to read:

5 347.38 (4) An authorized emergency vehicle shall be equipped with a siren, but  
6 such siren shall not be used except when such vehicle is operated in response to an  
7 emergency call or in the immediate pursuit of an actual or suspected violator of the  
8 law, when responding to but not upon returning from a fire alarm, when transporting  
9 an organ for human transplantation, or when transporting medical personnel for the  
10 purpose of performing human organ harvesting or transplantation immediately  
11 after the transportation, in which events the driver of such vehicle shall sound the  
12 siren when reasonably necessary to warn pedestrians and other drivers.

13 **SECTION 3435j.** 348.15 (3) (f) of the statutes is created to read:

14 348.15 (3) (f) 1. In this paragraph:

15 a. “Heavy-duty vehicle” has the meaning given in 42 USC 16104 (a) (4).

16 b. “Idle reduction technology” has the meaning given in 42 USC 16104 (a) (5).

17 2. Notwithstanding pars. (a) to (c), sub. (4), and ss. 348.17 and 349.16, and  
18 subject to subd. 3., in the case of a heavy-duty vehicle equipped with idle reduction  
19 technology, the gross weight of the vehicle, and the gross weight imposed on the  
20 highway by the wheels of any one axle or axle group of the vehicle, may exceed the  
21 applicable weight limitation specified in pars. (a) to (c) or posted as provided in s.  
22 348.17 (1) by not more than 400 pounds or the weight of the idle reduction technology,  
23 whichever is less.

24 3. This paragraph applies only if the heavy-duty vehicle operator, upon  
25 request, proves, by written certification, the weight of the idle reduction technology

1 and, by demonstration or certification, that the idle reduction technology is fully  
2 functional at all times.

3 **SECTION 3435m.** 348.21 (3g) (intro.) of the statutes is amended to read:

4 348.21 (3g) (intro.) Any person who, while operating a vehicle combination that  
5 has ~~6 or more axles and that~~ is transporting raw forest products, violates s. 348.15  
6 or 348.16 or any weight limitation posted as provided in s. 348.17 (1) or in a  
7 declaration issued under s. 348.175 or authorized ~~under s. 348.17 (4) or~~ in an  
8 overweight permit issued under s. 348.26 or 348.27 may be penalized as follows:

9 **SECTION 3435n.** 348.21 (3g) (intro.) of the statutes, as affected by 2005  
10 Wisconsin Act 167 and 2007 Wisconsin Act ... (this act), is repealed and recreated  
11 to read:

12 348.21 (3g) (intro.) Any person who, while operating a vehicle combination that  
13 is transporting raw forest products, violates s. 348.15 or 348.16 or any weight  
14 limitation posted as provided in s. 348.17 (1) or authorized in an overweight permit  
15 issued under s. 348.26 or 348.27 may be penalized as follows:

16 **SECTION 9141. Nonstatutory provisions; Revenue.**

17 (1) EMERGENCY RULES CONCERNING OIL COMPANY ASSESSMENT. The department of  
18 revenue may promulgate emergency rules under section 227.24 of the statutes  
19 implementing subchapter XIV of chapter 77 of the statutes, as created by this act.  
20 Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department  
21 of revenue is not required to provide evidence that promulgating a rule under this  
22 subsection as an emergency rule is necessary for the preservation of the public peace,  
23 health, safety, or welfare and is not required to provide a finding of emergency for a  
24 rule promulgated under this subsection.

25 **SECTION 9148. Nonstatutory provisions; Transportation.**

1           (1) IMPROVEMENT PROJECT TO VETERANS CEMETERY ACCESS ROAD IN WASHBURN  
2 COUNTY. Notwithstanding limitations on the amount and use of aids provided under  
3 section 86.31 of the statutes, as affected by this act, or on eligibility requirements for  
4 receiving aids under section 86.31 of the statutes, as affected by this act, the  
5 department of transportation shall award a grant of \$60,000 in the 2007–09 fiscal  
6 biennium to the first applicant that is eligible for aid under section 86.31 of the  
7 statutes and that applies for a grant for the improvement of a road accessing a state  
8 veterans cemetery in Washburn County. Payment of the grant under this subsection  
9 shall be made from the appropriation under section 20.395 (2) (ft) of the statutes, as  
10 affected by this act, before making any other allocation of funds under section 86.31  
11 (3g), (3m), or (3r) of the statutes, as affected by this act, and is in addition to the  
12 entitlement, as defined in section 86.31 (1) (ar) of the statutes, or eligibility under  
13 section 86.31 (3g), (3m), or (3r) of the statutes, as affected by this act, of the recipient  
14 under this subsection to any other aids under section 86.31 of the statutes, as affected  
15 by this act.

16           (3i) CITY OF JANESVILLE PEDESTRIAN TUNNEL PROJECT. In the 2007–09 fiscal  
17 biennium, from the appropriation under section 20.395 (2) (qx) of the statutes, as  
18 created by this act, the department of transportation shall award a grant under  
19 section 85.029 (3) of the statutes, as created by this act, of \$235,000 to the city of  
20 Janesville in Rock County for a pedestrian tunnel project for the Spring Brook Trail  
21 under East Milwaukee Street in the city of Janesville, if the department determines  
22 that the project is eligible for federal safe routes to school funds.

23           (4c) VEHICLE EMISSIONS TESTING PROGRAM STUDY AND REPORT. The department of  
24 transportation shall conduct a study of alternative program models for the vehicle  
25 emissions inspection and maintenance program under section 110.20 of the statutes,

1 as affected by this act, which study shall include examining the possibility of remote  
2 emissions testing and testing performed by certified motor vehicle dealers that  
3 electronically transmit test results to the department. By May 1, 2008, the  
4 department shall submit a report summarizing the results of this study to the chief  
5 clerk of each house of the legislature for distribution to the appropriate standing  
6 committee dealing with transportation matters in each house of the legislature.

7 (4d) STUDY AND REPORT REGARDING TRUCK SIZE AND WEIGHT LIMITS.

8 (a) The department of transportation shall contract for a study of Wisconsin's  
9 truck size and weight limit laws, to identify changes in those laws that would have  
10 a net benefit to Wisconsin's economy, when considering the costs of protecting  
11 highway infrastructure and safety, and the benefits that would result from reducing  
12 the cost of truck transportation.

13 (b) The consultant that undertakes the study under this subsection shall  
14 review those vehicle configurations, changes in seasonal restrictions, and other  
15 policy issues that were found to have a net benefit in the cost-benefit analysis in the  
16 Minnesota truck size and weight project final report that was issued in June 2006.

17 (c) The department of transportation shall appoint an advisory committee  
18 under section 227.13 of the statutes to assist in the review and report required under  
19 this subsection. The advisory committee shall include representation from the  
20 department of commerce and local governmental units, trucking companies,  
21 industries and small businesses that depend on truck transport, enforcement  
22 agencies, and other groups and individuals that are interested in and knowledgeable  
23 about truck size and weight limits. All advisory committee members may present  
24 written commentary on or dissenting views from the report and the department of

1 transportation shall incorporate that commentary and any dissents into the final  
2 report.

3 (d) The consultant that undertakes the study under this subsection shall  
4 prepare a report on the results of its study. The department of transportation shall  
5 submit the report to the legislature in the manner provided under section 13.172 (3)  
6 of the statutes, no later than January 1, 2009.

7 (4m) STUDY AND REPORT REGARDING ROUTING OF STATE HIGHWAYS IN THE CITY OF  
8 RIPON.

9 (a) The department of transportation shall conduct a study of a proposal to  
10 reroute the following state highways through the city of Ripon:

- 11 1. STH 23, on Berlin Road, Oshkosh Street, and Douglas Street.
- 12 2. STH 44, on CTH “KK” and Douglas Street.
- 13 3. STH 49, on CTH “KK,” Douglas Street, Oshkosh Street, and Berlin Road.

14 (b) The department of transportation shall prepare a report summarizing the  
15 results of the study under paragraph (a) and present that report to the joint  
16 committee on finance by June 30, 2008.

17 (5i) STATE TRUNK HIGHWAY ADDITION STUDY. The department of transportation  
18 shall, under section 84.295 (2) of the statutes, study whether Tolles Road in Rock  
19 County should be added to the state trunk highway system as an extension to STH  
20 138, and, by June 30, 2008, submit a report presenting the results of that study to  
21 the governor, and to the legislature in the manner provided under section 13.172 (2)  
22 of the statutes.

23 (6i) USH 14 PROJECT IN ROCK COUNTY AND WALWORTH COUNTY. The department  
24 of transportation shall complete, during the 2007–09 fiscal biennium, the pavement

1 resurfacing project on USH 14 between CTH “O” and STH 89 in Rock and Walworth  
2 counties.

3 (6j) I 43 PROJECT IN ROCK COUNTY. The department of transportation shall  
4 complete, during the 2007–09 fiscal biennium, the pavement rehabilitation project  
5 on I 43 between I 39/90 and STH 140 in Rock County.

6 (7c) IMPAIRED MOTORCYCLE RIDING CAMPAIGN GRANTS.

7 (a) Subject to federal approval as provided in paragraph (e), the department  
8 of transportation shall award a grant of \$75,000 in each fiscal year of the 2007–09  
9 fiscal biennium to a motorcycling organization that is composed primarily of  
10 motorcycle riders, that includes the promotion of motorcycle safety as one of its  
11 objectives, and that has statewide membership.

12 (b) Any grant awarded under paragraph (a) shall be used to conduct a  
13 “rider-to-rider” campaign to reduce impaired motorcycle riding by educating  
14 motorcyclists about the dangers of impaired motorcycle riding, with the goal of  
15 reducing the number of motorcycle accidents, injuries, and fatalities.

16 (c) After the department of transportation has selected a grant recipient for a  
17 grant awarded under paragraph (a), the department may not distribute the grant  
18 funds to the grant recipient until the grant recipient provides to the department a  
19 proposed budget for use of the grant funds in a manner consistent with paragraph  
20 (b).

21 (d) As a condition of receiving grant funds under this subsection, a grant  
22 recipient shall provide the department of transportation with an audited financial  
23 statement of its use of the grant funds, prepared in accordance with generally  
24 accepted accounting principles.

1           (e) In any highway safety performance plan that the department of  
2 transportation submits to the federal department of transportation for federal fiscal  
3 year 2008 and for federal fiscal year 2009, the state department of transportation  
4 shall include a proposal to spend \$75,000, in that portion of each federal fiscal year  
5 that coincides with the state fiscal year, to fund an impaired motorcycle riding  
6 campaign, as described in paragraphs (a) to (d). If this proposal is approved by the  
7 federal department of transportation, the department of transportation shall award  
8 the grant under paragraph (a), for the fiscal year for which the proposal is approved,  
9 from the appropriation account under section 20.395 (5) (dy) of the statutes within  
10 3 months of this approval.

11           (7j) TOURIST-ORIENTED DIRECTIONAL SIGNS ON I 94 IN MILWAUKEE COUNTY. (a) In  
12 this subsection, “Marquette interchange reconstruction project” means the project  
13 identified in section 84.014 (3) of the statutes.

14           (b) The department of transportation shall erect and maintain, until the  
15 completion of the Marquette interchange reconstruction project or until July 1, 2010,  
16 whichever occurs first, temporary tourist-oriented directional signs at or near the  
17 location of the Marquette interchange reconstruction project that provide driving  
18 directions to the attractions specified in section 86.196 (6) of the statutes, as created  
19 by this act.

20           (8b) VILLAGE OF FOOTVILLE WALKING TRAIL PROJECT. In the 2007–09 fiscal  
21 biennium, from the appropriation under section 20.395 (2) (nx) of the statutes, the  
22 department of transportation shall award a grant under section 85.026 (2) of the  
23 statutes to the village of Footville in Rock County for a walking trail paving project  
24 if the department determines that the project is eligible for federal transportation  
25 enhancements funds and if the village of Footville applies for the grant and

1 contributes funds for the project that total at least 20 percent of the costs of the  
2 project. The amount of the grant awarded under this subsection shall be \$15,000 or  
3 80 percent of the total cost of the walking trail paving project, whichever is less.

4 (8i) CITY OF WHITEWATER MULTIUSE TRAIL PROJECT. In the 2007–09 fiscal  
5 biennium, from the appropriation under section 20.395 (2) (nx) of the statutes, the  
6 department of transportation shall award a grant under section 85.026 (2) of the  
7 statutes to the city of Whitewater in Walworth County for a project extending the  
8 multiuse trail to Willis Ray Road if the department determines that the project is  
9 eligible for federal transportation enhancement funds and if the city of Whitewater  
10 applies for the grant and contributes funds for the project that total at least 20  
11 percent of the costs of the project. The amount of the grant awarded under this  
12 subsection shall be \$150,000 or 80 percent of the total cost of the multiuse trail  
13 extension project, whichever is less.

14 (8n) OREGON BYPASS PROJECT. The department of transportation shall, in the  
15 2007–09 fiscal biennium, complete the Oregon bypass project on USH 14 in Dane  
16 County, which project includes the reconstruction of 2 existing lanes and the  
17 construction of 2 new lanes from CTH “MM” to STH 138.

18 (9b) RED BRIDGE RESTORATION PROJECT IN TOWN OF ARMSTRONG CREEK. In the  
19 2007–09 fiscal biennium, from the appropriation under section 20.395 (2) (nx) of the  
20 statutes, the department of transportation shall award a grant under section 85.026  
21 (2) of the statutes to the town of Armstrong Creek in Forest County for the historical  
22 restoration project involving the Red Bridge over Armstrong Creek if the department  
23 determines that the project is eligible for federal transportation enhancement funds  
24 and if the town of Armstrong Creek applies for the grant and contributes funds for  
25 the project that total at least 20 percent of the costs of the project. The amount of the

1 grant awarded under this subsection shall be \$50,000 or 80 percent of the total cost  
2 of this historical restoration project, whichever is less.

3 (9c) WEST ALLIS CROSSTOWN BIKE TRAIL PROJECT. In the 2007–09 fiscal biennium,  
4 from the appropriation under section 20.395 (2) (kx) of the statutes, the department  
5 of transportation shall award a grant under section 85.245 (1) of the statutes in the  
6 amount of \$800,000 to the city of West Allis in Milwaukee County for the construction  
7 of the West Allis crosstown bike trail if the department determines that the project  
8 is eligible for federal congestion mitigation and air quality improvement funds and  
9 if the city of West Allis applies for the grant and contributes funds for the project that  
10 total at least 20 percent of the costs of the project.

11 (9cc) MADELINE ISLAND IMPROVEMENT PROJECT. In the 2007–09 fiscal biennium,  
12 from the appropriation under section 20.395 (2) (fx) of the statutes, the department  
13 of transportation shall provide \$2,100,000 to Ashland County for the CTH “H”  
14 improvement project on Madeline Island in Ashland County if, at any time during  
15 the fiscal biennium, providing such funds is consistent with federal law.

16 (9d) STUDY AND REPORT RELATING TO TRANSPORTATION IMPROVEMENTS IN THE CITY  
17 OF EAU CLAIRE. The department of transportation shall conduct a study that  
18 examines potential transportation improvements that could improve the access to  
19 businesses and promote economic development along CTH “T” north of STH 312 in  
20 the city of Eau Claire. Not later than June 30, 2008, the department of  
21 transportation shall submit a report to the governor, and to the legislature in the  
22 manner provided under section 13.172 (2) of the statutes, summarizing the results  
23 of this study.

24 (9i) VILLAGE OF ROTHSCHILD BUSINESS USH 51 WIDENING PROJECT.

1           (a) In the 2007–09 fiscal biennium, from the appropriation under section  
2 20.395 (2) (iq) of the statutes, the department of transportation shall award a grant  
3 under section 84.185 of the statutes, as affected by this act, in the amount of  
4 \$200,000, to the village of Rothschild in Marathon County to widen the business  
5 route of USH 51 in or near the village of Rothschild from 2 lanes to 4 lanes and for  
6 related improvements if the village of Rothschild applies for the grant and  
7 contributes funds for the project that total at least \$200,000. The provisions of  
8 section 84.185 of the statutes, as affected by this act, relating to the awarding of  
9 grants, the amount of grants, and the eligibility requirements for grants do not apply  
10 to grants awarded under this paragraph.

11           (b) In the 2007–09 fiscal biennium, from the appropriation under section  
12 20.395 (3) (cq) of the statutes, as affected by this act, the department of  
13 transportation shall provide \$238,300 to the village of Rothschild in Marathon  
14 County for the project described in paragraph (a).

15           (9x) UTILITY INSTALLATION COST REIMBURSEMENT TO THE CITY OF CRANDON. In the  
16 2007–09 fiscal biennium, from the appropriation under section 20.395 (3) (cq) of the  
17 statutes, the department of transportation shall reimburse the city of Crandon in  
18 Forest County for a portion of the cost of installing water and sewer utilities across  
19 USH 8 associated with the development of a Best Western Hotel in the city of  
20 Crandon. The city of Crandon shall submit to the department of transportation a  
21 request for reimbursement under this subsection that includes the actual cost of the  
22 utility installation work described in this subsection and an estimate, determined by  
23 the city, of the cost of the utility installation work if traffic had been detoured off USH  
24 8 during the utility installation work. The amount of reimbursement under this  
25 subsection shall be \$150,000 or the difference between the actual cost of the utility

1 installation work and the city's estimated cost of the utility installation work if traffic  
2 had been detoured off USH 8, whichever is less.

3 (9y) STILLWATER BRIDGE PROJECT CONSULTANT. During the 2007–09 fiscal  
4 biennium, the department of transportation shall enter into a contract with a  
5 financial consultant to work on aspects of the financing of the construction of the  
6 Stillwater Bridge across the St. Croix River between the town of Houlton in St. Croix  
7 County and the city of Stillwater, Minnesota, if federal funds are provided to this  
8 state for this purpose.

9 (10b) TRAFFIC CONTROL SIGNALS IN THE TOWN OF ALBION. In the 2007–09 fiscal  
10 biennium, the department of transportation shall install traffic control signals at the  
11 intersection of USH 51 and Albion Road/Haugen Road in the town of Albion in Dane  
12 County.

13 (11x) GRANTS TO THE TOWN OF POUND. In the 2007–09 fiscal biennium, from the  
14 appropriation under section 20.395 (2) (iq) of the statutes, the department of  
15 transportation shall award a grant under section 84.185 of the statutes, as affected  
16 by this act, in the amount of \$500,000, to the town of Pound in Marinette County for  
17 the extension of N. 19th Road to W. 16th Road. The provisions of section 84.185 of  
18 the statutes, as affected by this act, relating to the awarding of grants, the amount  
19 of grants, and the eligibility requirements for grants, including a required local  
20 contribution under section 84.185 (2) (b) 5. of the statutes, do not apply to grants  
21 awarded under this subsection.

22 (12t) RECONSTRUCTION PROJECT IN CITY OF COLBY. The department of  
23 transportation shall commence, during the 2008–09 fiscal year, a reconstruction  
24 project on that portion of STH 13 that is Division Street in the city of Colby in  
25 Marathon County.

1           (12x) MILWAUKEE COUNTY PEDESTRIAN BRIDGE AND PATH PROJECT. In the 2007–09  
2 fiscal biennium, from the appropriation under section 20.395 (2) (nx) of the statutes,  
3 the department of transportation shall award a grant under section 85.026 (2) of the  
4 statutes in the amount of \$100,000 to Milwaukee County for the construction of a  
5 pedestrian bridge and path at the Milwaukee Urban Ecology Center, if the  
6 department determines that the project is eligible for federal transportation  
7 enhancement funds and if Milwaukee County applies for the grant and contributes  
8 funds for this project that total at least 20 percent of the costs of the project.

9           (12y) CITY OF RACINE STREETSCAPING PROJECT. In the 2007–09 fiscal biennium,  
10 from the appropriation under section 20.395 (2) (nx) of the statutes, the department  
11 of transportation shall award a grant under section 85.026 (2) of the statutes in the  
12 amount of \$400,000 to the city of Racine in Racine County for a streetscaping project  
13 on 6th Street between Main Street and Grand Avenue, if the department determines  
14 that the project is eligible for federal transportation enhancement funds and if the  
15 city of Racine applies for the grant and contributes funds for this project that total  
16 at least \$100,000.

17           (12z) CITY OF KENOSHA 39TH AVENUE EXTENSION PROJECT. In the 2007–09 fiscal  
18 biennium, from the appropriation under section 20.395 (2) (fx) of the statutes, the  
19 department of transportation shall provide \$950,000 to the city of Kenosha in  
20 Kenosha County for the extension of 39th Avenue from 18th Street to 26th Street,  
21 if the department determines that the project is eligible for federal funds provided  
22 for purposes described in section 20.395 (2) (fx) of the statutes. The funds provided  
23 under this subsection to the city of Kenosha are in addition to any other funds that  
24 may be available to the city of Kenosha for purposes described in section 20.395 (2)  
25 (fx) of the statutes.

1           (14qq) IMPROVEMENT OF 85TH STREET IN KENOSHA COUNTY. Notwithstanding  
2 limitations on the amount and use of aids provided under section 86.31 of the  
3 statutes, as affected by this act, or on eligibility requirements for receiving aids  
4 under section 86.31 of the statutes, as affected by this act, the department of  
5 transportation shall award a grant of \$1,200,000 in the 2007–09 fiscal biennium to  
6 the village of Pleasant Prairie in Kenosha County for an improvement project on 85th  
7 Street between 65th Avenue and 51st Avenue in the village of Pleasant Prairie.  
8 Payment of the grant under this subsection shall be made under the program under  
9 section 86.31 (3r) of the statutes, as affected by this act, from the appropriation under  
10 section 20.395 (2) (ft) of the statutes, as affected by this act, before making any other  
11 allocation of funds under section 86.31 (3g), (3m), or (3r) of the statutes, as affected  
12 by this act, except for the payment under subsection (3) and is in addition to the  
13 entitlement, as defined in section 86.31 (1) (ar) of the statutes, to, or eligibility under  
14 section 86.31 (3g), (3m), or (3r) of the statutes, as affected by this act, of, the village  
15 of Pleasant Prairie to any other aids under section 86.31 of the statutes, as affected  
16 by this act.

17           **SECTION 9248. Fiscal changes; Transportation.**

18           **SECTION 9341. Initial applicability; Revenue.**

19           (1) OIL COMPANY ASSESSMENT. The treatment of section 25.40 (1) (bd), subchapter  
20 XIV of chapter 77, and chapter 77 (title) of the statutes first applies to the sales of  
21 motor vehicle fuel on the first day of the 2nd calendar quarter beginning after the  
22 effective date of this subsection.

23           **SECTION 9348. Initial applicability; Transportation.**

24           (1) DMV BACKGROUND INVESTIGATIONS.

1 (a) The treatment of section 110.09 (1) (a) of the statutes first applies to persons  
2 selected to fill positions on the effective date of this paragraph.

3 (b) The treatment of section 110.09 (2) of the statutes first applies to persons  
4 requesting access to information systems on the effective date of this paragraph.

5 (2) FEDERAL SECURITY VERIFICATION MANDATE FEE. The treatment of sections  
6 343.10 (6), 343.135 (1) (a) 3. and (7), 343.14 (1), 343.21 (1) (n), 343.22 (3), 343.26,  
7 343.265 (2), 343.315 (3) (b), 343.38 (1) (a) and (2), 343.39 (1) (a), 343.50 (1), (5), (5m),  
8 and (6) (by SECTION 125), 344.18 (1) (intro.) and (3) (intro.), 344.19 (3), and 345.47 (1)  
9 (c) of the statutes first applies to license and identification card applications received  
10 by the department of transportation on the effective date of this subsection.

11 (5d) IDLE REDUCTION TECHNOLOGY WEIGHT ON HEAVY-DUTY VEHICLES. The  
12 treatment of section 348.15 (3) (f) of the statutes first applies to vehicles operated on  
13 the effective date of this subsection.

14 (7j) ORGAN TRANSPORT VEHICLES. The treatment of sections 110.08 (1m), 340.01  
15 (3) (dg) and (dh), 343.01 (2) (dg), 346.03 (1) and (5m), 347.25 (1), and 347.38 (4) of the  
16 statutes first applies to vehicles operated on the effective date of this subsection.

17 (11f) VALUE ENGINEERING. The treatment of sections 84.013 (4) (a) and 84.06  
18 (1m) and (1r) of the statutes first applies to highway improvement projects for which  
19 engineering work is commenced on the effective date of this subsection.

20 **SECTION 9400. Effective dates; general.** Except as otherwise provided in  
21 SECTION 9448 of this act, this act takes effect on the day after publication.

22 **SECTION 9448. Effective dates; Transportation.**

23 (1) LICENSE AND IDENTIFICATION CARD ISSUANCE. The treatment of sections 125.07  
24 (4) (cm), 125.085 (3) (bp), 343.01 (2) (d), 343.027, 343.03 (3) (intro.), (3m), and (6) (a),  
25 343.06 (1) (j) and (L), 343.10 (2) (a) (intro.) and (7) (b) and (d), 343.14 (2) (a), (br), (es)

1 1. and 4., and (f), (2r), (3), and (4m), 343.16 (3) (a), 343.165, 343.17 (1), (2), (3) (a) 1.  
2 and 5., and (5), 343.19 (1), 343.20 (1) (a) and (f), (1m) (by SECTION 86), and (2) (a),  
3 343.22 (1), (2) (intro.) and (a), (2m) (by SECTION 92), and (3) (by SECTION 94), 343.23  
4 (2) (a) (intro.) and (b) and (5), 343.235 (3) (a), 343.237 (2) and (3) (intro.), 343.24 (3)  
5 and (4) (c) 1., 343.26 (by SECTION 104), 343.30 (5), 343.305 (11), 343.43 (1) (g), 343.50  
6 (2), (3), (4), (6) (by SECTION 124), and (10) (intro.), (a), and (c), and 938.396 (4) of the  
7 statutes, the renumbering and amendment of section 343.50 (1) (by SECTION 116) and  
8 (5) (by SECTION 122) of the statutes, the consolidation, renumbering, and amendment  
9 of section 343.14 (2) (er) 1. and 2. of the statutes, the amendment of section 343.50  
10 (8) (a) and (b) of the statutes, and the creation of section 343.50 (1) (b) and (c) and (8)  
11 (c) of the statutes take effect on May 11, 2008, or on the date stated in the notice  
12 provided by the secretary of transportation and published in the Wisconsin  
13 Administrative Register under section 85.515 (2) (b) of the statutes, as created by  
14 this act, whichever is later.

15 (2) DMV BACKGROUND INVESTIGATIONS.

16 (a) The treatment of section 110.09 (2) of the statutes and SECTION 9348 (1) (b)  
17 of this act take effect on the first day of the 4th month beginning after publication.

18 (b) The treatment of section 110.09 (1) of the statutes and SECTION 9348 (1) (a)  
19 of this act take effect on January 1, 2008.

20 (3) FEDERAL SECURITY VERIFICATION MANDATE FEE. The treatment of sections  
21 343.10 (6), 343.135 (1) (a) 3. and (7), 343.14 (1), 343.21 (1) (n), 343.22 (2m) and (3),  
22 343.26, 343.265 (2), 343.305 (8) (b) 5. (intro.) and (c) 5., 343.315 (3) (b), 343.38 (1) (a)  
23 and (2), 343.39 (1) (a), 343.50 (1), (5), (5m), and (6) (by SECTION 125), 344.18 (1) (intro.)  
24 and (3) (intro.), 344.19 (3), and 345.47 (1) (c) of the statutes and SECTION 9348 (2) of  
25 this act take effect on January 1, 2008.

