



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

RESEARCH APPENDIX - **PLEASE DO NOT REMOVE FROM DRAFTING FILE**

Date Transfer Requested: 10/15/2008 (Per: CMH)



Appendix A ... Part 04 of 09

The 2007 drafting file for LRB-3299

has been copied/added to the drafting file for

2007 LRB-3304 (Oc7 SB 1)

The attached 2007 draft was incorporated into the new 2007 draft listed above. For research purposes, this cover sheet and the attached drafting file were copied, and added, as a appendix, to the new 2007 drafting file. If introduced this section will be scanned and added, as a separate appendix, to the electronic drafting file folder.

This cover sheet was added to rear of the original 2007 drafting file. The drafting file was then returned, intact, to its folder and filed.

1 **SECTION 2870b.** 146.58 (8) of the statutes, as affected by 2007 Wisconsin Act
2 ... (this act), is amended to read:

3 146.58 (8) Review the annual budget prepared by the department for the
4 expenditures under s. 20.435 (5) ~~(rb)~~ (ch).

5 **SECTION 2870m.** 146.68 of the statutes is created to read:

6 **146.68 Grant for colposcopies and other services.** From the
7 appropriation under s. 20.435 (4) (xf), the department shall provide \$100,000 in fiscal
8 year 2007-08 and \$75,000 in each subsequent fiscal year to an entity that satisfies
9 the following criteria to provide colposcopic examinations and to provide services to
10 medical assistance recipients or persons who are eligible for medical assistance:

11 (1) The entity is located in the western or northern public health region of the
12 state, as determined by the department.

13 (2) The entity provides Papanicolaou tests, and at least 50 percent of the
14 persons for whom the entity provides Papanicolaou tests are recipients of medical
15 assistance or are eligible for medical assistance.

16 **SECTION 2873.** 146.91 (2) (c) of the statutes is repealed.

17 **SECTION 2874.** 146.91 (5) of the statutes is repealed.

18 **SECTION 2875.** 146.99 of the statutes is repealed.

19 **SECTION 2875e.** 146.997 (1) (c) of the statutes is amended to read:

20 146.997 (1) (c) "Health care facility" means a facility, as defined in s. 647.01 (4),
21 or any hospital, nursing home, community-based residential facility, county home,
22 county infirmary, county hospital, county mental health complex or other place
23 licensed or approved by the department of health and family services under s. 49.70,
24 49.71, 49.72, 50.03, 50.35, 51.08 or 51.09 or a facility under s. 45.50, 51.05, 51.06,
25 233.40, 233.41, 233.42 or 252.10.

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1 **SECTION 2909L.** 165.91 (4) of the statutes is created to read:

2 165.91 (4) From the appropriation under s. 20.455 (2) (kw) the department
3 shall annually award the Lac Courte Oreilles band of Lake Superior Chippewa
4 Indians \$80,000 for tribal law enforcement services.

5 **SECTION 2910.** 166.03 (2) (a) 5. of the statutes is amended to read:

6 166.03 (2) (a) 5. Provide assistance to the Wisconsin wing of the civil air patrol
7 from the appropriation under s. 20.465 (3) ~~(f)~~ (y) for the purpose of enabling the patrol
8 to perform its assigned missions and duties as prescribed by U.S. air force
9 regulations. Expenses eligible for assistance are aircraft acquisition and
10 maintenance, communications equipment acquisition and maintenance and office
11 staffing and operational expenses. The civil air patrol shall submit vouchers for
12 expenses eligible for assistance to the division.

13 **SECTION 2910b.** 166.03 (2) (a) 5. of the statutes, as affected by 2007 Wisconsin
14 Act (this act), is amended to read:

15 166.03 (2) (a) 5. Provide assistance to the Wisconsin wing of the civil air patrol
16 from the appropriation under s. 20.465 (3) ~~(y)~~ (f) for the purpose of enabling the patrol
17 to perform its assigned missions and duties as prescribed by U.S. air force
18 regulations. Expenses eligible for assistance are aircraft acquisition and
19 maintenance, communications equipment acquisition and maintenance and office
20 staffing and operational expenses. The civil air patrol shall submit vouchers for
21 expenses eligible for assistance to the division.

22 **SECTION 2911.** 166.215 (1) of the statutes is amended to read:

23 166.215 (1) Beginning July 1, 2001, the division shall contract with no more
24 than 9 regional emergency response teams, one of which shall be located in La Crosse
25 County. Each regional emergency response team shall assist in the emergency

1 response to level A releases in a region of this state designated by the division. The
2 division shall contract with at least one regional emergency response team in each
3 area designated under s. 166.03 (2) (b) 1. The division may only contract with a local
4 agency, as defined in s. 166.22 (1) (c), under this subsection. A member of a regional
5 emergency response team shall meet the highest standards for a hazardous
6 materials responder in 29 CFR 1910.120 (q) (6) (iv) and National Fire Protection
7 Association standards NFPA 471 and 472. Regional emergency response teams shall
8 have at least one member that is trained in each of the appropriate specialty areas
9 under National Fire Protection Association standard NFPA 472. Payments to
10 regional emergency response teams under this subsection shall be made from the
11 appropriation account under s. 20.465 (3) ~~(dd)~~ (u).

12 **SECTION 2911b.** 166.215 (1) of the statutes, as affected by 2007 Wisconsin Act
13 (this act), is amended to read:

14 166.215 (1) Beginning July 1, 2001, the division shall contract with no more
15 than 9 regional emergency response teams, one of which shall be located in La Crosse
16 County. Each regional emergency response team shall assist in the emergency
17 response to level A releases in a region of this state designated by the division. The
18 division shall contract with at least one regional emergency response team in each
19 area designated under s. 166.03 (2) (b) 1. The division may only contract with a local
20 agency, as defined in s. 166.22 (1) (c), under this subsection. A member of a regional
21 emergency response team shall meet the highest standards for a hazardous
22 materials responder in 29 CFR 1910.120 (q) (6) (iv) and National Fire Protection
23 Association standards NFPA 471 and 472. Regional emergency response teams shall
24 have at least one member that is trained in each of the appropriate specialty areas
25 under National Fire Protection Association standard NFPA 472. Payments to

1 regional emergency response teams under this subsection shall be made from the
2 appropriation account under s. 20.465 (3) ~~(u)~~ (dd).

3 **SECTION 2912.** 166.215 (2) of the statutes is amended to read:

4 166.215 (2) The division shall reimburse a regional emergency response team
5 for costs incurred by the team in responding to an emergency involving a level A
6 release, or a potential level A release, if the team followed the procedures in the rules
7 promulgated under s. 166.20 (2) (bs) 1. to determine if an emergency requiring a
8 response existed. Reimbursement under this subsection is limited to amounts
9 collected under sub. (3) and the amounts appropriated under s. 20.465 (3) ~~(dr)~~ (x).
10 Reimbursement is available under s. 20.465 (3) ~~(dr)~~ (x) only if the regional emergency
11 response team has made a good faith effort to identify the person responsible under
12 sub. (3) and that person cannot be identified, or, if that person is identified, the team
13 has received reimbursement from that person to the extent that the person is
14 financially able or has determined that the person does not have adequate money or
15 other resources to reimburse the regional emergency response team.

16 **SECTION 2912b.** 166.215 (2) of the statutes, as affected by 2007 Wisconsin Act
17 ... (this act), is amended to read:

18 166.215 (2) The division shall reimburse a regional emergency response team
19 for costs incurred by the team in responding to an emergency involving a level A
20 release, or a potential level A release, if the team followed the procedures in the rules
21 promulgated under s. 166.20 (2) (bs) 1. to determine if an emergency requiring a
22 response existed. Reimbursement under this subsection is limited to amounts
23 collected under sub. (3) and the amounts appropriated under s. 20.465 (3) ~~(x)~~ (dr).
24 Reimbursement is available under s. 20.465 (3) ~~(x)~~ (dr) only if the regional emergency
25 response team has made a good faith effort to identify the person responsible under

1 sub. (3) and that person cannot be identified, or, if that person is identified, the team
2 has received reimbursement from that person to the extent that the person is
3 financially able or has determined that the person does not have adequate money or
4 other resources to reimburse the regional emergency response team.

5 **SECTION 2913.** 166.22 (3m) of the statutes is amended to read:

6 166.22 (3m) The division shall reimburse a local emergency response team for
7 costs incurred by the team in responding to an emergency involving a hazardous
8 substance release, or potential release, if the team followed the procedures in the
9 rules promulgated under s. 166.20 (2) (bs) 2. to determine if an emergency requiring
10 the team's response existed. Reimbursement under this subsection is limited to the
11 amount appropriated under s. 20.465 (3) ~~(dr)~~ (x). Reimbursement is available under
12 s. 20.465 (3) ~~(dr)~~ (x) only if the local emergency response team has made a good faith
13 effort to identify the person responsible under sub. (4) and that person cannot be
14 identified, or, if that person is identified, the team has received reimbursement from
15 that person to the extent that the person is financially able or has determined that
16 the person does not have adequate money or other resources to reimburse the local
17 emergency response team.

18 **SECTION 2913b.** 166.22 (3m) of the statutes, as affected by 2007 Wisconsin Act
19 (this act), is amended to read:

20 166.22 (3m) The division shall reimburse a local emergency response team for
21 costs incurred by the team in responding to an emergency involving a hazardous
22 substance release, or potential release, if the team followed the procedures in the
23 rules promulgated under s. 166.20 (2) (bs) 2. to determine if an emergency requiring
24 the team's response existed. Reimbursement under this subsection is limited to the
25 amount appropriated under s. 20.465 (3) ~~(x)~~ (dr). Reimbursement is available under

1 s. 20.465 (3) (~~x~~) (dr) only if the local emergency response team has made a good faith
2 effort to identify the person responsible under sub. (4) and that person cannot be
3 identified, or, if that person is identified, the team has received reimbursement from
4 that person to the extent that the person is financially able or has determined that
5 the person does not have adequate money or other resources to reimburse the local
6 emergency response team.

7 **SECTION 2913c.** 167.10 (3) (c) (intro.) of the statutes is amended to read:

8 167.10 (3) (c) (intro.) A permit under this subsection may be issued only to the
9 following persons:

10 **SECTION 2913d.** 167.10 (3) (c) 6. of the statutes is repealed and recreated to
11 read:

12 167.10 (3) (c) 6. Any individual or group of individuals.

13 **SECTION 2913e.** 167.10 (4) of the statutes is amended to read:

14 167.10 (4) OUT-OF-STATE AND IN-STATE SHIPPING. This section does not prohibit
15 a resident wholesaler or jobber from selling fireworks to a person outside of this state
16 nonresident person or to a person or group granted a permit under sub. (3) (c) 1. to
17 7. A resident wholesaler or jobber that ships the fireworks sold under this subsection
18 shall package and ship the fireworks in accordance with applicable state and federal
19 law by, as defined in s. 194.01 (1), (2) and (11), common motor carrier, contract motor
20 carrier or private motor carrier.

21 **SECTION 2913g.** 167.31 (1) (b) of the statutes is renumbered 167.31 (1) (b)
22 (intro.) and amended to read:

23 167.31 (1) (b) (intro.) "Encased" means any of the following:

Delete pp. 1307 to 1310

1 committee on finance detailing all moneys expended or encumbered from the
2 appropriation account under s. 20.505 (2) (am) during that calendar quarter for costs
3 and judgments under subd. 1. or 2.

4 **SECTION 2922.** 177.265 (1) (intro.) of the statutes is amended to read:

5 177.265 (1) (intro.) At least quarterly, the department of workforce
6 development children and families shall reimburse the administrator, based on
7 information provided by the administrator, for all of the following:

8 **SECTION 2925.** 194.23 (1) of the statutes is amended to read:

9 194.23 (1) No person may operate any motor vehicle as a common motor carrier
10 unless the person first obtains a certificate and, if required under this chapter, a
11 permit issued by the department, or unless the person is registered by another state
12 under a single-state or unified carrier registration system consistent with the
13 standards under, respectively, 49 USC 14504 or 49 USC 13908 and 14504a, for the
14 operation of the vehicle, except that no permit is required for the operation of a
15 semitrailer. The department may issue or refuse to issue any certificate. The
16 department may attach to the exercise of the privilege granted by a certificate any
17 terms or conditions which are permitted under this chapter.

18 **SECTION 2926.** 194.34 (1) of the statutes is amended to read:

19 194.34 (1) No person may operate any motor vehicle as a contract motor carrier
20 unless the person first obtains a license and, if required under this chapter, a permit
21 issued by the department, or unless the person is registered by another state under
22 a single-state or unified carrier registration system consistent with the standards
23 under, respectively, 49 USC 14504 or 49 USC 13908 and 14504a, for the operation
24 of the motor vehicle, except that no permit is required for the operation of a
25 semitrailer. The department may refuse to issue any license or may attach to the

1 exercise of the privilege granted by a license any terms or conditions which are
2 permitted under this chapter.

3 **SECTION 2927.** 194.407 of the statutes is created to read:

4 **194.407 Unified carrier registration system.** (1) The department may
5 participate in and do all things necessary to implement and administer a unified
6 carrier registration system for motor carriers, including private motor carriers, in
7 accordance with 49 USC 13908 and 14504a. The department may, consistent with
8 federal law, establish by rule an annual fee under this section for a motor vehicle that
9 is operated in this state and that is subject to the unified carrier registration system.

10 (2) The department may not administer both an insurance registration system
11 for motor carriers under s. 194.405 and a registration system for motor carriers
12 under this section.

13 **SECTION 2928.** 194.41 (1) of the statutes is amended to read:

14 **194.41 (1)** No permit or vehicle registration may be issued to a common motor
15 carrier of property, contract motor carrier, or rental company, no permit or vehicle
16 registration may remain in force to operate any motor vehicle under the authority
17 of this chapter, and no vehicle registration may be issued or remain in force for a
18 semitrailer unless the carrier or rental company has on file with the department and
19 in effect an approved certificate for a policy of insurance or other written contract in
20 such form and containing such terms and conditions as may be approved by the
21 department issued by an insurer authorized to do a surety or automobile liability
22 business in this state under which the insurer assumes the liability prescribed by
23 this section with respect to the operation of such motor vehicles. The certificate or
24 other contract is subject to the approval of the department and shall provide that the
25 insurer shall be directly liable for and shall pay all damages for injuries to or for the

1 death of persons or for injuries to or destruction of property that may be recovered
2 against the owner or operator of any such motor vehicles by reason of the negligent
3 operation thereof in such amount as the department may require. Liability may be
4 restricted so as to be inapplicable to damage claims on account of injury to or
5 destruction of property transported, but the department may require, and with
6 respect to a carrier transporting a building, as defined in s. 348.27 (12m) (a) 1., shall
7 require, a certificate or other contract protecting the owner of the property
8 transported by carriers from loss or damage in the amount and under the conditions
9 as the department may require. No permit or vehicle registration may be issued to
10 a common motor carrier of passengers by any motor vehicle, or other carrier of
11 passengers by motor bus, except those registered in accordance with s. 341.26 (2) (a)
12 and (d), and no permit or vehicle registration may remain in force to operate any
13 motor vehicle unless it has on file with the department a like certificate or other
14 contract in the form and containing the terms and conditions as may be approved by
15 the department for the payment of damages for injuries to property and injuries to
16 or for the death of persons, including passengers, in the amounts as the department
17 may require. This subsection does not apply to a motor carrier that is registered by
18 another state under a single-state or unified carrier registration system consistent
19 with the standards under, respectively, 49 USC 14504 or 49 USC 13908 and 14504a.

20 **SECTION 2928m.** 196.202 (2) of the statutes is amended to read:

21 196.202 (2) SCOPE OF REGULATION. A commercial mobile radio service provider
22 is not subject to ch. 201 or this chapter, except as provided in sub. (5), ~~and except that~~
23 ~~a commercial mobile radio service provider is subject to s. 196.218 (3) if the~~
24 ~~commission promulgates rules that designate commercial mobile radio service~~
25 ~~providers as eligible to receive universal service funding under both the federal and~~

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1 submits written comments on the report to the department, the secretary shall
2 respond to the chairperson in writing within 15 days of receipt of the comments.

3 **SECTION 3083.** 285.30 (5) (a) of the statutes is amended to read:

4 285.30 (5) (a) A motor vehicle of a model year of ~~1967~~ 1995 or earlier.

5 **SECTION 3084.** 285.30 (5) (b) of the statutes is amended to read:

6 285.30 (5) (b) A motor vehicle ~~with~~ of a model year of 2006 or earlier that has
7 a gross vehicle weight rating exceeding 10,000 8,500 pounds, as determined by the
8 manufacturer of the vehicle, and a motor vehicle of a model year of 2007 or later that
9 has a gross vehicle weight rating exceeding 14,000 pounds, as determined by the
10 manufacturer of the vehicle.

11 **SECTION 3085.** 285.30 (5) (d) of the statutes is amended to read:

12 285.30 (5) (d) A motor vehicle of a model year of 2006 or earlier that is powered
13 by diesel fuel.

14 **SECTION 3086k.** 287.26 of the statutes is amended to read:

15 **287.26 Business waste reduction and recycling assistance.** The
16 department may contract with a nonprofit organization for services to assist
17 businesses to reduce the amount of solid waste generated or to reuse or recycle solid
18 waste. In any contract under this section, the department shall include goals and
19 objectives, methods to measure progress toward the goals and objectives, and a
20 schedule for reporting to the department on the use of funds and progress toward the
21 goals and objectives. The department may not provide more than \$250,000 annually
22 under this section to any nonprofit organization.

23 **SECTION 3087.** 289.43 (7) (e) 3. of the statutes is amended to read:

24 289.43 (7) (e) 3. All fees collected under this paragraph shall be credited to the
25 appropriations appropriation under s. 20.370 (2) (dg) and ~~(9) (mj).~~

Delete pp. 1391 to 1412

1 provider of medical or hospital care may bill a prisoner under sub. (1) for the cost of
2 care exceeding the amount paid under this subsection by the governmental unit. If
3 no medical assistance rate exists for the care provided, there is no limitation under
4 this subsection.

5 **SECTION 3180.** 302.386 (1) of the statutes is amended to read:

6 302.386 (1) Except as provided in sub. (5), liability for medical and dental
7 services furnished to residents housed in prisons identified in s. 302.01, in a juvenile
8 correctional facility, or in a secured residential care center for children and youth, or
9 to forensic patients in state institutions for those services that are not provided by
10 employees of the department shall be limited to the amounts payable under ss. 49.43
11 to 49.47, ~~except s. 49.471, excluding ss. 49.468 and 49.471 (11),~~ for similar services.
12 The department may waive any such limit if it determines that needed services
13 cannot be obtained for the applicable amount. No provider of services may bill the
14 resident or patient for the cost of services exceeding the amount of the liability under
15 this subsection.

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

17 340.01 (3) (dg) Privately owned motor vehicles being used by an organ
18 procurement organization, or by any person under an agreement with an organ
19 procurement organization, to transport organs for human transplantation or to
20 transport medical personnel for the purpose of performing human organ harvesting
21 or transplantation immediately after the transportation.

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

23 340.01 (3) (dh) Privately owned motor vehicles being operated in the course of
24 a business and being used, in response to an emergency call from a treating physician
25 or his or her designee declaring the transportation to be an emergency, to transport

1 medical devices or equipment to a hospital or ambulatory surgery center, or to pick
2 up medical devices or equipment for immediate transportation to a hospital or
3 ambulatory surgery center, if the medical devices or equipment are to be used for
4 human implantation or for urgent medical treatment immediately after the
5 transportation.

6 **SECTION 3206.** 341.25 (1) (a) of the statutes is amended to read:

7 341.25 (1) (a) For each automobile, a fee of ~~\$55~~ \$75, except that an automobile
8 registered in this state prior to September 1, 1947, at a fee of less than \$18 shall be
9 registered at such lesser fee plus an additional fee of \$2.

10 **SECTION 3207.** 341.25 (2) (a) of the statutes is amended to read:

11 341.25 (2) (a) Not more than 4,500 ~~\$ 48.50~~ 75.00

12 **SECTION 3208.** 341.25 (2) (b) of the statutes is amended to read:

13 341.25 (2) (b) Not more than 6,000 ~~61.50~~ 84.00

14 **SECTION 3209.** 341.25 (2) (c) of the statutes is amended to read:

15 341.25 (2) (c) Not more than 8,000 ~~77.50~~ 106.00

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

17 341.25 (2) (cm) Not more than 10,000 ~~119.50~~ 131.00

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

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

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

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

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

23 (i) Not more than 38,000 ~~593.50~~ 653.00

24 (j) Not more than 44,000 ~~708.50~~ 779.00

25 (k) Not more than 50,000 ~~818.00~~ 900.00

1	(km) Not more than 54,000	873.00	<u>960.00</u>
2	(L) Not more than 56,000	930.00	<u>1023.00</u>
3	(m) Not more than 62,000	1,051.50	<u>1,157.00</u>
4	(n) Not more than 68,000	1,187.00	<u>1,306.00</u>
5	(o) Not more than 73,000	1,350.00	<u>1,485.00</u>
6	(p) Not more than 76,000	1,600.50	<u>1,761.00</u>
7	(q) Not more than 80,000	1,969.50	<u>2,166.00</u>

8 **SECTION 3210.** 341.51 (4) (an) of the statutes is amended to read:

9 341.51 (4) (an) If the applicant is an individual who does not have a social
10 security number, a statement made or subscribed under oath or affirmation that the
11 applicant does not have a social security number. The form of the statement shall
12 be prescribed by the department of ~~workforce development~~ children and families. A
13 registration that is issued under this section in reliance on a statement submitted
14 under this paragraph is invalid if the statement is false.

15 **SECTION 3211.** 341.51 (4g) (b) of the statutes is amended to read:

16 341.51 (4g) (b) The department of transportation may not disclose any
17 information obtained under sub. (4) (am) or (ar) to any person except to the
18 department of ~~workforce development~~ children and families for the sole purpose of
19 administering s. 49.22 or the department of revenue for the sole purpose of
20 requesting certifications under s. 73.0301.

21 **SECTION 3212.** 341.51 (4m) (a) of the statutes is amended to read:

22 341.51 (4m) (a) A registration shall be denied, restricted, limited or suspended
23 if the applicant or licensee is an individual who is delinquent in making
24 court-ordered payments of child or family support, maintenance, birth expenses,
25 medical expenses or other expenses related to the support of a child or former spouse,

1 or who fails to comply, after appropriate notice, with a subpoena or warrant issued
2 by the department of ~~workforce development~~ children and families or a county child
3 support agency under s. 59.53 (5) and related to paternity or child support
4 proceedings, as provided in a memorandum of understanding entered into under s.
5 49.857.

6 **SECTION 3213.** 342.06 (1) (eg) of the statutes is amended to read:

7 342.06 (1) (eg) Except as provided in par. (eh), if the applicant is an individual,
8 the social security number of the applicant. The department of transportation may
9 not disclose a social security number obtained under this paragraph to any person
10 except to the department of ~~workforce development~~ children and families for the sole
11 purpose of administering s. 49.22 and to the department of revenue for the purposes
12 of administering state taxes and collecting debt.

13 **SECTION 3214.** 342.06 (1) (eh) of the statutes is amended to read:

14 342.06 (1) (eh) If the applicant does not have a social security number, a
15 statement made or subscribed under oath or affirmation that the applicant does not
16 have a social security number. The form of the statement shall be prescribed by the
17 department of ~~workforce development~~ children and families. A certificate of title
18 that is issued in reliance on a statement submitted under this paragraph is invalid
19 if the statement is false.

20 **SECTION 3216.** 342.14 (1r) of the statutes is amended to read:

21 342.14 (1r) Upon filing an application under sub. (1) or (3), an environmental
22 impact fee of \$9, by the person filing the application. All moneys collected under this
23 subsection shall be credited to the environmental fund for environmental
24 management. This subsection does not apply after December 31, 2007 2009.

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

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

6 **SECTION 3220.** 343.01 (2) (d) of the statutes is amended to read:

7 343.01 (2) (d) "Photograph" means an unretouched image recorded by a camera
8 and reproduced on a photosensitive surface, or a ~~digitized~~ digital image.

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

10 **SECTION 3222.** 343.027 of the statutes, as affected by 2005 Wisconsin Acts 25
11 and 59, is repealed and recreated to read:

12 **343.027 Confidentiality of signatures.** Any signature collected under this
13 chapter may be maintained by the department and shall be kept confidential, except
14 that the department shall release a signature or a facsimile of a signature to the
15 department of revenue for the purposes of administering state taxes and collecting
16 debt, to the person to whom the signature relates, to a court, district attorney, county
17 corporation counsel, city, village, or town attorney, law enforcement agency, or to the
18 driver licensing agency of another jurisdiction.

19 **SECTION 3223.** 343.03 (3) (intro.) of the statutes is amended to read:

20 343.03 (3) LICENSE VARIANTS. (intro.) Except for restricted licenses under s.
21 343.08 or temporary licenses under s. 343.10, 343.11 (1) or (3), 343.16 (6) (b), or
22 343.305 (8) (a), each operator's license issued by the department shall be in one of the
23 following categories with a descriptive legend displayed on the top front side of the
24 license document:

25 **SECTION 3224.** 343.03 (3m) of the statutes is created to read:

1 343.03 (3m) NONCITIZEN TEMPORARY LICENSE. If the issuance of any license
2 described under sub. (3) requires the license applicant to present any documentary
3 proof specified in s. 343.14 (2) (es) 4. to 7., the license shall display on the front side
4 of the license, in addition to any legend or label described in sub. (3), a legend
5 identifying the license as temporary. This noncitizen temporary license may not be
6 renewed except as provided in s. 343.165 (4) (c).

7 **SECTION 3226.** 343.03 (6) (a) of the statutes is amended to read:

8 343.03 (6) (a) The Notwithstanding ss. 343.027, 343.14 (2j), and 343.237 (2),
9 the department shall, upon request, provide to the commercial driver license
10 information system and the driver licensing agencies of other states jurisdictions any
11 applicant or driver record information maintained by the department of
12 transportation, including providing electronic access to any record or file under s.
13 343.23 (1) or (2).

14 **SECTION 3230.** 343.06 (1) (j) of the statutes is repealed.

15 **SECTION 3231.** 343.06 (1) (L) of the statutes, as created by 2005 Wisconsin Act
16 126, is amended to read:

17 343.06 (1) (L) To any person who does not ~~provide the documentary proof~~
18 ~~described in s. 343.14 (2) (er)~~ satisfy the requirements under s. 343.165.

19 **SECTION 3234.** 343.10 (2) (a) (intro.) of the statutes is amended to read:

20 343.10 (2) (a) (intro.) Except as provided in pars. (b) to (e), and subject to s.
21 343.165 (5), a person is eligible for an occupational license if the following conditions
22 are satisfied:

23 **SECTION 3236.** 343.10 (6) of the statutes is amended to read:

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

4 **SECTION 3237.** 343.10 (7) (b) of the statutes is amended to read:

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

9 **SECTION 3238.** 343.10 (7) (d) of the statutes is amended to read:

10 343.10 (7) (d) An occupational license issued by the department under this
11 subsection shall be in the form of a ~~photo~~ license that includes a photograph
12 described in s. 343.14 (3) and any special restrictions cards under s. 343.17 (4). The
13 license shall clearly indicate that restrictions on a special restrictions card apply and
14 that the special restrictions card is part of the person's license.

15 **SECTION 3239.** 343.10 (7) (f) of the statutes is amended to read:

16 343.10 (7) (f) The expiration date of the occupational license is the 2nd working
17 day after the date of termination of the period of revocation or suspension as provided
18 by law, or the expiration date determined under s. 343.20 (1m), whichever is earlier.
19 The occupational license may be revoked, suspended or canceled before termination
20 of that period. An occupational license is not renewable when it expires. If an
21 occupational license expires and is not revoked, suspended or canceled, the licensee
22 may obtain a new license upon that expiration but only if he or she complies with the
23 conditions specified in s. 343.38. Revocation, suspension or cancellation of an
24 occupational license has the same effect as revocation, suspension or cancellation of
25 any other license.

1 **SECTION 3240.** 343.135 (1) (a) 3. of the statutes is amended to read:

2 343.135 (1) (a) 3. Pays the all required fee fees.

3 **SECTION 3241.** 343.135 (7) of the statutes is amended to read:

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

9 **SECTION 3242.** 343.14 (1) of the statutes, as affected by 2005 Wisconsin Acts
10 25 and 59, is repealed and recreated to read:

11 343.14 (1) Every application to the department for a license or identification
12 card or for renewal thereof shall be made upon the appropriate form furnished by the
13 department and shall be accompanied by all required fees. Names, addresses,
14 license numbers, and social security numbers obtained by the department under this
15 subsection shall be provided to the department of revenue for the purpose of
16 administering ss. 71.93 and 71.935 and state taxes.

17 **SECTION 3243.** 343.14 (2) (a) and (br) of the statutes are amended to read:

18 343.14 (2) (a) The full legal name and principal residence address of the
19 applicant;

20 (br) If the applicant does not have a social security number, a statement made
21 or subscribed under oath or affirmation that the applicant does not have a social
22 security number and is not eligible for a social security number. The statement shall
23 provide the basis or reason that the applicant is not eligible for a social security
24 number, as well as any information requested by the department that may be needed
25 by the department for purposes of verification under s. 343.165 (1) (c). The form of

1 the statement shall be prescribed by the department, with the assistance of the
2 department of workforce development. A license that is issued or renewed under s.
3 343.17 in reliance on a statement submitted under this paragraph is invalid if the
4 statement is false.

5 **SECTION 3244.** 343.14 (2) (br) of the statutes, as affected by 2007 Wisconsin Act
6 (this act), is amended to read:

7 343.14 (2) (br) If the applicant does not have a social security number, a
8 statement made or subscribed under oath or affirmation that the applicant does not
9 have a social security number and is not eligible for a social security number. The
10 statement shall provide the basis or reason that the applicant is not eligible for a
11 social security number, as well as any information requested by the department that
12 may be needed by the department for purposes of verification under s. 343.165 (1)
13 (c). The form of the statement shall be prescribed by the department, with the
14 assistance of the department of ~~workforce development~~ children and families. A
15 license that is issued or renewed under s. 343.17 in reliance on a statement
16 submitted under this paragraph is invalid if the statement is false.

17 **SECTION 3245.** 343.14 (2) (er) 1. and 2. of the statutes, as created by 2005
18 Wisconsin Act 126, are consolidated, renumbered 343.14 (2) (es) (intro.) and
19 amended to read:

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

1 ~~documentary proof of his or her status as a legal permanent resident or conditional~~
2 ~~resident, a~~ or has any of the following:

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

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

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

9 6. Approved deferred action status, or a.

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

13 **SECTION 3246.** 343.14 (2) (es) 1. and 4. of the statutes are created to read:

14 343.14 (2) (es) 1. Conditional permanent resident status in the United States.

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

16 **SECTION 3247.** 343.14 (2) (f) of the statutes is amended to read:

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

21 **SECTION 3249.** 343.14 (2j) of the statutes, as affected by 2005 Wisconsin Acts
22 25 and 59, is repealed and recreated to read:

23 343.14 (2j) Except (as provided in sub. (2g) (b) and as otherwise required to
24 administer and enforce this chapter, the department of transportation may not
25 disclose a social security number obtained from an applicant for a license under sub.

1 (2) (bm) to any person except to the department of children and families for the sole
2 purpose of administering s. 49.22, to the department of revenue for the purposes of
3 administering state taxes and collecting debt, or to the driver licensing agency of
4 another jurisdiction.

5 **SECTION 3252.** 343.14 (2r) of the statutes is created to read:

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

11 **SECTION 3253.** 343.14 (3) of the statutes is amended to read:

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

22 **SECTION 3254.** 343.14 (4m) of the statutes is amended to read:

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

1 or after January 1, 1989, shall incorporate the designs required under this
2 subsection.

3 **SECTION 3255.** 343.16 (3) (a) of the statutes is amended to read:

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

20 **SECTION 3257.** 343.165 of the statutes is created to read:

21 **343.165 Processing license and identification card applications. (1)**

22 The department may not complete the processing of an application for initial
23 issuance or renewal of an operator's license or identification card received by the
24 department after May 10, 2008, and no such license or identification card may be

1 issued or renewed, unless the applicant presents or provides, and the department
2 verifies under sub. (3), all of the following information:

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

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

7 (c) Proof of the applicant's social security number or, except as provided in s.
8 343.14 (2g) (a) 4., verification that the applicant is not eligible for a social security
9 number.

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

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

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

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

23 **(3)** (a) Except as provided in pars. (b) and (c), the department shall verify, in
24 the manner and to the extent required under federal law, each document presented

1 or provided to the department that is required to be presented or provided to the
2 department by an applicant under sub. (1).

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

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

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

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

21 (c) Notwithstanding pars. (a) and (b), no operator's license displaying the
22 legend required under s. 343.03 (3m) or identification card displaying the legend
23 required under s. 343.50 (3) may be renewed unless the applicant presents or
24 provides valid documentary proof under sub. (1) (e) and this proof shows that the

1 status by which the applicant qualified for the license or identification card has been
2 extended by the secretary of the federal department of homeland security.

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

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

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

19 **SECTION 3258.** 343.17 (1) of the statutes is amended to read:

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

23 **SECTION 3259.** 343.17 (2) of the statutes is amended to read:

24 343.17 (2) LICENSE DOCUMENT. The license shall be a single document, in
25 ~~one-part~~ one part, consisting of 2 sides, except as otherwise provided in sub. (4) and

1 s. 343.10 (7) (d). The document shall be, to the maximum extent practicable, tamper
2 proof and shall contain physical security features consistent with any requirement
3 under federal law.

4 **SECTION 3260.** 343.17 (3) (a) 1. and 5. of the statutes are amended to read:

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

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

10 **SECTION 3261.** 343.17 (3) (a) 14. of the statutes, as created by 2005 Wisconsin
11 Act 126, is repealed.

12 **SECTION 3262.** 343.17 (5) of the statutes is amended to read:

13 343.17 (5) NO PHOTOS ON CERTAIN TEMPORARY LICENSES. The temporary licenses
14 issued under ss. 343.10, 343.11 (1) and (3), 343.16 (6) (b) and 343.305 (8) (a) shall be
15 on forms provided by the department and shall contain the information required by
16 sub. (3), except the license is not required to include a photograph of the licensee.
17 This subsection does not apply to a noncitizen temporary license, as described in s.
18 343.03 (3m).

19 **SECTION 3263.** 343.19 (1) of the statutes is amended to read:

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

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

9 **SECTION 3264.** 343.20 (1) (a) of the statutes is amended to read:

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

21 **SECTION 3266.** 343.20 (1) (f) of the statutes, as created by 2005 Wisconsin Act
22 126, is amended to read:

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

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

5 **SECTION 3267.** 343.20 (1m) of the statutes, as created by 2005 Wisconsin Act
6 126, is amended to read:

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

15 **SECTION 3268.** 343.20 (1m) of the statutes, as affected by 2007 Wisconsin Act
16 (this act), is amended to read:

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

1 renewed based upon the person's presenting of any documentary proof specified in
2 s. 343.14 (2) (es) 4. to 7., the license shall, subject to s. 343.165 (4) (c), expire one year
3 after the date of issuance or renewal.

4 **SECTION 3269.** 343.20 (2) (a) of the statutes is amended to read:

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

11 **SECTION 3270.** 343.21 (1) (n) of the statutes is created to read:

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

15 **SECTION 3271.** 343.22 (1) of the statutes is repealed.

16 **SECTION 3272.** 343.22 (2) (intro.) and (a) of the statutes are amended to read:

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

23 (a) Apply for a duplicate license or identification card showing on the
24 application the correct full legal name and address. The licensee or identification

1 card holder shall return the current license or identification card to the department
2 along with the application for duplicate.

3 **SECTION 3273.** 343.22 (2m) of the statutes is amended to read:

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

11 **SECTION 3274.** 343.22 (2m) of the statutes, as affected by 2007 Wisconsin Act
12 (this act), is amended to read:

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

20 **SECTION 3275.** 343.22 (3) of the statutes is amended to read:

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

1 than one type of license under this chapter, the licensee shall return all such licenses
2 to the department along with one application and fee fees for a duplicate license for
3 which the licensee may be issued a duplicate of each such license.

4 **SECTION 3276.** 343.22 (3) of the statutes, as affected by 2007 Wisconsin Act
5 (this act), is amended to read:

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

14 **SECTION 3277.** 343.23 (2) (a) (intro.) of the statutes is amended to read:

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

1 s. 343.165 (2) (a), and a record of any reportable accident in which the person has
2 been involved, including specification of any type of license and endorsements issued
3 under this chapter under which the person was operating at the time of the accident
4 and an indication whether or not the accident occurred in the course of any of the
5 following:

6 **SECTION 3279.** 343.23 (2) (b) of the statutes is amended to read:

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

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

SECTION 3284. 343.23 (5) of the statutes is amended to read:

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

SECTION 3285. 343.235 (3) (a) of the statutes is amended to read:

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

SECTION 3286. 343.237 (2) of the statutes is amended to read:

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

SECTION 3287. 343.237 (3) (intro.) of the statutes is amended to read:

1 343.237 (3) (intro.) The department shall provide a Wisconsin law enforcement
2 agency or a federal law enforcement agency with a print or electronic copy of a
3 photograph taken on or after September 1, 1997, of an applicant under s. 343.14 (3)
4 or 343.50 (4), or a printed or electronic copy of a fingerprint taken of an applicant
5 under s. 343.12 (6) (b), if the department receives a written request on the law
6 enforcement agency's letterhead that contains all of the following:

7 **SECTION 3288.** 343.24 (3) of the statutes is amended to read:

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

13 **SECTION 3289.** 343.24 (4) (c) 1. of the statutes is amended to read:

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

17 **SECTION 3290.** 343.26 of the statutes is amended to read:

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

24 **SECTION 3291.** 343.26 of the statutes, as affected by 2007 Wisconsin Act (this
25 act), is amended to read:

1 **343.26 License after cancellation.** Any person whose license has been
2 canceled, whether the license has been canceled by the secretary or stands canceled
3 as a matter of law, may apply for a new license at any time. Upon receipt of the
4 application and all required fees, and after processing the application as provided in
5 s. 343.165, the department shall issue or refuse issuance of the license as upon an
6 original application. The department may, but need not, require the applicant to
7 submit to an examination as provided in s. 343.16.

8 **SECTION 3292.** 343.265 (2) of the statutes is amended to read:

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

16 **SECTION 3300.** 343.30 (5) of the statutes is amended to read:

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

1 suspended, or restricted, or his or her parent or guardian. Persons entitled to receive
2 this information shall not disclose the information to other persons or agencies.

3 **SECTION 3303.** 343.305 (6) (e) 2. am. of the statutes is amended to read:

4 343.305 (6) (e) 2. am. In the case of an individual who does not have a social
5 security number, a statement made or subscribed under oath or affirmation that the
6 applicant does not have a social security number. The form of the statement shall
7 be prescribed by the department of ~~workforce development~~ children and families. A
8 permit or approval that is issued or renewed under this section in reliance on a
9 statement submitted under this subd. 2. am. is invalid if the statement is false.

10 **SECTION 3304.** 343.305 (6) (e) 3. b. of the statutes is amended to read:

11 343.305 (6) (e) 3. b. The licenser may not disclose any information received
12 under subd. 2. a. or b. except to the department of ~~workforce development~~ children
13 and families for purposes of administering s. 49.22 or the department of revenue for
14 the sole purpose of requesting certifications under s. 73.0301.

15 **SECTION 3307.** 343.305 (8) (b) 5. (intro.) of the statutes is amended to read:

16 343.305 (8) (b) 5. (intro.) If the hearing examiner finds that any of the following
17 applies, the examiner shall order that the administrative suspension of the person's
18 operating privilege be rescinded without payment of the any fee under s. 343.21 (1)
19 (j) or (n):

20 **SECTION 3308.** 343.305 (8) (c) 5. of the statutes is amended to read:

21 343.305 (8) (c) 5. If any court orders under this subsection that the
22 administrative suspension of the person's operating privilege be rescinded, the
23 person need not pay the any fee under s. 343.21 (1) (j) or (n).

24 **SECTION 3315.** 343.305 (11) of the statutes is amended to read:

1 343.305 (11) RULES. The department shall promulgate rules under ch. 227
2 necessary to administer this section. The rules shall include provisions relating to
3 the expeditious exchange of information under this section between the department
4 and law enforcement agencies, circuit courts, municipal courts, attorneys who
5 represent municipalities, and district attorneys, and driver licensing agencies of
6 other jurisdictions. The rules may not affect any provisions relating to court
7 procedure.

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

9 343.307 (1) (intro.) The court shall count the following to determine the length
10 of a revocation under s. 343.30 (1q) (b) and to determine the penalty under s. 114.09
11 (2) and 346.65 (2):

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

13 343.307 (1) (g) Convictions for violations under s. 114.09 (1) (b) 1. or 1m.

14 **SECTION 3337.** 343.315 (3) (b) of the statutes is amended to read:

15 343.315 (3) (b) If a person's license or operating privilege is not otherwise
16 revoked or suspended as the result of an offense committed after March 31, 1992,
17 which results in disqualification under sub. (2) (a) to (f), (h), (i), or (j), the department
18 shall immediately disqualify the person from operating a commercial motor vehicle
19 for the period required under sub. (2) (a) to (f), (h), (i), or (j). Upon proper application
20 by the person and payment of ~~a duplicate license fee~~ the fees specified in s. 343.21
21 (1) (L) and (n), the department may issue a separate license authorizing only the
22 operation of vehicles other than commercial motor vehicles. Upon expiration of the
23 period of disqualification, the person may apply for authorization to operate
24 commercial motor vehicles under s. 343.26.

25 **SECTION 3351.** 343.345 of the statutes is amended to read:

343.345 Restriction, limitation or suspension of operating privilege.

The department shall restrict, limit or suspend a person's operating privilege if the person is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of ~~workforce development~~ children and families or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

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

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

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

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

2. Before a cancelled operator's license may be used for the same purpose as an identification card under subd. 1., the license holder shall temporarily surrender the

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

6 **SECTION 3356.** 343.38 (1) (a) of the statutes is amended to read:

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

9 **SECTION 3358.** 343.38 (2) of the statutes is amended to read:

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

16 **SECTION 3363.** 343.39 (1) (a) of the statutes is amended to read:

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

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

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

1 **SECTION 3366.** 343.43 (1) (g) of the statutes is amended to read:

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

4 **SECTION 3374.** 343.50 (1) of the statutes is amended to read:

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

8 **SECTION 3375.** 343.50 (1) of the statutes, as affected by 2007 Wisconsin Act
9 (this act), is renumbered 343.50 (1) (a) and amended to read:

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

13 **SECTION 3376.** 343.50 (1) (b) and (c) of the statutes are created to read:

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

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

4 **SECTION 3377.** 343.50 (2) of the statutes is amended to read:

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

10 **SECTION 3378.** 343.50 (3) of the statutes is amended to read:

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

24 **SECTION 3379.** 343.50 (4) of the statutes, as affected by 2005 Wisconsin Act 126,
25 is amended to read:

1 343.50 (4) APPLICATION. The application for an identification card shall include
2 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),
3 and ~~(er)~~ (es), and such further information as the department may reasonably
4 require to enable it to determine whether the applicant is entitled by law to an
5 identification card. The Except with respect to renewals described in s. 343.165 (4)
6 (d), the department shall, as part of the application process, take a digital
7 photograph including facial image capture of the applicant to comply with sub. (3).
8 No Except with respect to renewals described in s. 343.165 (4) (d), no application may
9 be processed without the photograph being taken. Misrepresentations in violation
10 of s. 343.14 (5) are punishable as provided in s. 343.14 (9).

11 **SECTION 3380.** 343.50 (5) of the statutes, as affected by 2005 Wisconsin Act 126,
12 is amended to read:

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