



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 07 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 **85.035 Reduction of department appropriations.** Where Subject to s.
2 16.50 (1) (c), where the secretary deems that economic conditions warrant, the
3 secretary, in conjunction with submission of estimates under s. 16.50, may
4 recommend to the secretary of administration that authorized department
5 appropriations be reduced to reflect revenue deficiencies.

6 ~~SECTION 2542. 85.037 of the statutes is amended to read:~~

7 ~~**85.037 Certification of fees collected.** Annually, no later than October 1,~~
8 ~~the secretary of transportation shall certify to the secretary of administration the~~
9 ~~amount of fees collected under s. 342.14 (3m) during the previous fiscal year, for the~~
10 ~~purpose of determining the amounts to be transferred under s. 20.855 (4) (~~£~~) (rm)~~
11 ~~during the current fiscal year.~~

12 ~~SECTION 2542c. 85.037 of the statutes, as affected by 2007 Wisconsin Act~~
13 ~~(this act), is amended to read:~~

14 ~~**85.037 Certification of fees collected.** Annually, no later than October 1,~~
15 ~~the secretary of transportation shall certify to the secretary of administration the~~
16 ~~amount of fees collected under s. 342.14 (3m) during the previous fiscal year, for the~~
17 ~~purpose of determining the amounts to be transferred under s. 20.855 (4) (~~rm~~) (f)~~
18 ~~during the current fiscal year.~~

19 **SECTION 2543.** 85.061 (3) (a) 1. of the statutes is amended to read:

20 85.061 (3) (a) 1. Capital costs related to Amtrak service extension routes or
21 other rail service routes between the cities of Milwaukee and Madison ~~and,~~ between
22 the cities of Milwaukee and Green Bay, between the cities of Milwaukee and Chicago,
23 between the cities of Madison and Eau Claire, and between the cities of Madison and
24 La Crosse. Any route between the cities of Milwaukee and Green Bay funded under

1 the program shall provide service to population centers along the route in a manner
2 that makes the route most economically feasible.

3 **SECTION 2545.** 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

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

18 **SECTION 2546.** 85.20 (4m) (a) 6. d. of the statutes is amended to read:

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

1 for calendar year 2008, and \$17,158,400 for aid payable for calendar year 2009 and
2 thereafter, to the eligible applicant that pays the local contribution required under
3 par. (b) 1. for an urban mass transit system that has annual operating expenses in
4 excess of \$20,000,000 but less than \$80,000,000. If the eligible applicant that
5 receives aid under this subd. 6. d. is served by more than one urban mass transit
6 system, the eligible applicant may allocate the aid between the urban mass transit
7 systems in any manner the eligible applicant considers desirable.

8 **SECTION 2547.** 85.20 (4m) (a) 7. b. of the statutes is amended to read:

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

15 **SECTION 2548.** 85.20 (4m) (a) 8. b. of the statutes is amended to read:

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

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

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

24 **85.515 Federal REAL ID Act implementation date.** (1) If the secretary
25 determines, prior to May 11, 2008, that the department will be ready to complete full

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

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

11 (a) As soon as the secretary determines that the department will not be ready
12 to complete full implementation of the provisions of the federal REAL ID Act, as
13 incorporated into 2007 Wisconsin Act (this act), by May 11, 2008, send a notice to
14 the legislative reference bureau for publication in the Wisconsin Administrative
15 Register that states that the department will not be ready to complete full
16 implementation of the provisions of the federal REAL ID Act, as incorporated into
17 2007 Wisconsin Act (this act), by May 11, 2008.

18 (b) As soon as the department is ready to complete full implementation of the
19 provisions of the federal REAL ID Act, as incorporated into 2007 Wisconsin Act
20 (this act), send a notice to the legislative reference bureau for publication in the
21 Wisconsin Administrative Register that states the date on which the provisions of
22 2007 Wisconsin Act (this act) related to implementation of the federal REAL ID
23 Act will become effective.

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

1 86.196 (6) Notwithstanding any eligibility criteria established under this
2 section and rules promulgated under this section, the department shall install and
3 maintain, on I 94 in Milwaukee County, 2 signs meeting the specifications under this
4 section and rules promulgated under this section. One sign shall be viewable from
5 the northbound lanes of I 94 and shall be located between Rawson Avenue and
6 College Avenue. The other sign shall be viewable from the eastbound lanes of I 94
7 and shall be located in the proximity of the Waukesha County line. Both signs shall
8 highlight lakefront attractions in the city of Milwaukee and shall include
9 information about the Milwaukee Art Museum, the Betty Brinn Children's Museum,
10 Discovery World, Summerfest, and the Milwaukee County War Memorial.

11 **SECTION 2552.** 86.30 (2) (a) 3. of the statutes is amended to read:

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

17 **SECTION 2553.** 86.30 (9) (b) of the statutes is amended to read:

18 86.30 (9) (b) For the purpose of calculating and distributing aids under sub. (2),
19 the amounts for aids to counties are ~~\$90,044,600 in calendar years 2004 and 2005,~~
20 ~~\$91,845,500 in calendar year 2006, and \$93,682,400 in calendar year 2007,~~
21 \$96,492,900 in calendar year 2008, and \$99,387,700 in calendar year 2009 and
22 thereafter. These amounts, to the extent practicable, shall be used to determine the
23 statewide county average cost-sharing percentage in the particular calendar year.

24 **SECTION 2554.** 86.30 (9) (c) of the statutes is amended to read:

1 86.30 (9) (c) For the purpose of calculating and distributing aids under sub. (2),
2 the amounts for aids to municipalities are ~~\$283,291,100 in calendar years 2004 and~~
3 ~~2005, \$288,956,900 in calendar year 2006, and \$294,736,000 in calendar year 2007,~~
4 \$303,578,100 in calendar year 2008, and \$312,685,400 in calendar year 2009 and
5 thereafter. These amounts, to the extent practicable, shall be used to determine the
6 statewide municipal average cost-sharing percentage in the particular calendar
7 year.

8 **SECTION 2555.** 86.31 (3g) of the statutes is amended to read:

9 86.31 (3g) COUNTY TRUNK HIGHWAY IMPROVEMENTS — DISCRETIONARY GRANTS.
10 From the appropriation under s. 20.395 (2) (ft), the department shall allocate
11 ~~\$5,250,000 in each fiscal year, beginning in fiscal year 2005-06 and in fiscal year~~
12 2006-07, \$5,381,300 in fiscal year 2007-08, and \$5,515,800 in fiscal year 2008-09
13 and each fiscal year thereafter, to fund county trunk highway improvements with
14 eligible costs totaling more than \$250,000. The funding of improvements under this
15 subsection is in addition to the allocation of funds for entitlements under sub. (3).

16 **SECTION 2556.** 86.31 (3m) of the statutes is amended to read:

17 86.31 (3m) TOWN ROAD IMPROVEMENTS — DISCRETIONARY GRANTS. From the
18 appropriation under s. 20.395 (2) (ft), the department shall allocate \$750,000 in each
19 fiscal year, beginning in fiscal year 2005-06 and in fiscal year 2006-07, \$768,700 in
20 fiscal year 2007-08, and \$788,000 in fiscal year 2008-09 and each fiscal year
21 thereafter, to fund town road improvements with eligible costs totaling \$100,000 or
22 more. The funding of improvements under this subsection is in addition to the
23 allocation of funds for entitlements under sub. (3).

24 **SECTION 2557.** 86.31 (3r) of the statutes is amended to read:

1 86.31 (3r) MUNICIPAL STREET IMPROVEMENTS — DISCRETIONARY GRANTS. From the
2 appropriation under s. 20.395 (2) (ft), the department shall allocate \$1,000,000 in
3 ~~each fiscal year, beginning in fiscal year 2005-06 and in fiscal year 2006-07,~~
4 \$1,025,000 in fiscal year 2007-08, and \$1,050,600 in fiscal year 2008-09 and each
5 fiscal year thereafter, to fund municipal street improvement projects having total
6 estimated costs of \$250,000 or more. The funding of improvements under this
7 subsection is in addition to the allocation of funds for entitlements under sub. (3).

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

9 110.08 (5) (a) Unless an alternative plan has been approved under par. (b), after
10 the effective date of this paragraph [revisor inserts date], the department shall
11 maintain a local examining center in each municipality in which a local examining
12 center was located on December 1, 2006. If the department closed any local
13 examining center in a municipality between December 1, 2006, and the effective date
14 of this paragraph [revisor inserts date], and the department maintains no other
15 local examining center in that municipality on the effective date of this paragraph
16 [revisor inserts date], the department shall, as soon as possible, open a local
17 examining center in that municipality. Any local examining center required to be
18 opened under this paragraph may not be closed by the department.

19 (b) In lieu of maintaining or opening a local examining center in a municipality
20 under par. (a), the department may submit to the joint committee on finance an
21 alternative plan for providing services that would otherwise be provided at the local
22 examining center in the municipality. If the cochairpersons of the joint committee
23 on finance do not notify the department within 14 working days after the date of the
24 department's submittal of the plan that the committee has scheduled a meeting for
25 the purpose of reviewing the plan, the department may implement the plan as

1 proposed. If, within 14 working days after the date of the department's submittal,
2 the cochairpersons of the committee notify the department that the committee has
3 scheduled a meeting for the purpose of reviewing the proposed plan, the department
4 may implement the plan only upon approval of the committee.

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

6 110.08 (1m) Each operator's license examiner shall receive informational
7 training on the powers and duties of the department relating to organ donor
8 information under s. 343.175 once every 2 years and, for operator's license examiners
9 hired after January 1, 1997, prior to initial assignment to operator's license
10 examining activities. The informational training under this subsection shall be
11 developed by all organ procurement organizations, as defined in s. 343.01 (2) (dg)
12 340.01 (41k), in cooperation with the department.

13 **SECTION 2652.** 110.09 of the statutes is created to read:

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

1 (b) Notwithstanding ss. 111.321, 111.322, and 111.335, at any interval
2 determined appropriate by the department, the department may conduct, in the
3 manner specified in par. (a), additional background investigations of any person for
4 whom an initial background investigation has been conducted under par. (a) and
5 background investigations of other persons employed by the department within the
6 division of the department responsible for issuing operator's licenses and
7 identification cards.

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

10 (2) Notwithstanding ss. 111.321, 111.322, and 111.335, the department shall
11 require, as a precondition to allowing access to any information system in which is
12 stored information maintained by the division of the department responsible for
13 issuing operator's licenses and identification cards, that any person to whom access
14 is granted submit to a background investigation as provided in this subsection.
15 Notwithstanding ss. 111.321, 111.322, and 111.335, the department shall require the
16 employer, including any state agency, of any person to whom the information will be
17 made available to conduct the background investigation in a manner prescribed by
18 the department. The department may require, as part of this background
19 investigation, that the person be fingerprinted in the manner described in sub. (1)
20 (a) and that these fingerprints be provided to the department of justice for
21 submission to the federal bureau of investigation for the purposes of verifying the
22 identity of the person fingerprinted and obtaining records of his or her criminal
23 arrests and convictions. Notwithstanding ss. 111.321, 111.322, and 111.335, the
24 department shall require that the employer certify the results of the background
25 investigation and, based upon these results, may deny or restrict access to any

1 information requested. In addition to the initial background investigation required
2 under this subsection, the department may require on a periodic basis subsequent
3 background investigations consistent with this subsection for persons with ongoing
4 access to information. Any cost associated with the requirements under this
5 subsection is the responsibility of the employer. For purposes of this subsection,
6 “employer” includes a self-employed person. The department shall promulgate
7 rules governing background investigations, and confidentiality of information
8 obtained, under this subsection.

9 **SECTION 2653.** 110.20 (7) of the statutes is amended to read:

10 110.20 (7) VOLUNTARY INSPECTIONS. The inspection and maintenance program
11 shall require inspection of any nonexempt vehicle which a person presents for
12 inspection at an inspection station or at any other location where, as established
13 under sub. (8) (bm), the vehicle may be inspected.

14 **SECTION 2654.** 110.20 (8) (title) of the statutes is amended to read:

15 110.20 (8) (title) CONTRACTORS AND OTHER INSPECTION METHODS.

16 **SECTION 2655.** 110.20 (8) of the statutes is renumbered 110.20 (8) (am), and
17 110.20 (8) (am) 1., as renumbered, is amended to read:

18 110.20 (8) (am) 1. The emissions test and equipment inspection of nonexempt
19 vehicles shall may be performed by persons under contract with the department. The
20 Each such contract shall require the contractor to operate inspection stations for a
21 minimum of 3 years and shall provide for equitable compensation to the contractor
22 if the operation of an inspection and maintenance program within any county is
23 terminated within 3 years after the inspection and maintenance program in the
24 county is begun. No officer, director or employee of the contractor may be an
25 employee of the department or a person engaged in the business of selling,

1 maintaining or repairing motor vehicles or of selling motor vehicle replacement or
2 repair parts. The department shall require the contractor to operate a sufficient
3 number of inspection stations, permanent or mobile, to ensure public convenience in
4 those counties identified under sub. (5).

5 **SECTION 2656.** 110.20 (8) (am) 1m. of the statutes is created to read:

6 110.20 (8) (am) 1m. Each contract under subd. 1. may authorize or require the
7 contractor to install and operate self-service inspection stations and may allow the
8 use of different methods for emissions testing and equipment inspection, consistent
9 with methods established under par. (bm), than those used at inspection stations
10 that are not self-service.

11 **SECTION 2657.** 110.20 (8) (bm) of the statutes is created to read:

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

22 **SECTION 2658.** 110.20 (9) (k) of the statutes is created to read:

23 110.20 (9) (k) Prescribe a procedure for any method for emissions testing and
24 equipment inspection established under sub. (8) (bm).

25 **SECTION 2659.** 110.20 (10m) of the statutes is amended to read:

1 110.20 (10m) REINSPECTION. The owner of a nonexempt vehicle inspected under
2 this section is entitled, if the inspection determines that any applicable emission
3 limitation is exceeded, to one reinspection of the same vehicle at any inspection
4 station within this state operated by a contractor under sub. (8) (am), or at any other
5 location where, as established under sub. (8) (bm), the vehicle was initially inspected,
6 if the reinspection takes place within 30 days after the initial inspection or the owner
7 presents satisfactory evidence that the repairs and adjustments which were
8 performed on the vehicle could not have been made within 30 days of the initial
9 inspection.

10 **SECTION 2660.** 110.20 (11) of the statutes is amended to read:

11 110.20 (11) INSPECTION TESTS; RESULTS. (a) ~~The~~ A contractor shall perform the
12 tests required under the federal act, and any testing and inspection method
13 established under sub. (8) (bm) shall include the tests required under the federal act.
14 The tests shall include one of the approved short tests required by the federal act to
15 determine compliance with applicable emission limitations for carbon monoxide,
16 hydrocarbons and oxides of nitrogen. The department may require ~~the contractor~~
17 contractors to provide information on the fuel efficiency of the motor vehicle.

18 (b) The department shall require ~~the~~ each contractor to furnish the results of
19 the emissions inspection in writing to the person presenting the vehicle for
20 inspection before he or she departs from the inspection station. For emissions
21 inspections not conducted by a contractor, the department shall require any testing
22 and inspection method established under sub. (8) (bm) to include the
23 contemporaneous furnishing of the results of the emissions inspection in writing to
24 the person having the vehicle inspected. If the inspection shows that the vehicle does
25 not comply with one or more applicable emissions limitations, the results shall

1 include, to the extent possible, a description of the noncompliance and the
2 adjustments or repairs likely to be needed for compliance.

3 **SECTION 2661.** 110.21 of the statutes is amended to read:

4 **110.21 Education and training related to motor vehicle emissions.** The
5 department and its contractors under s. 110.20 (8) (am) shall conduct a program of
6 public education related to the motor vehicle emission and equipment inspection and
7 maintenance program established under s. 110.20 (6). The program under s. 110.20
8 (6) may include a pilot project of motor vehicle emissions inspections for those owners
9 who elect to present their motor vehicles for inspection.

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

11 **114.09 (title) Reckless Intoxicated and reckless flying; penalty.**

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

14 114.09 (1) (a) (intro.) In this subsection, “drug”:

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

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

17 114.09 (1) (a) 2. “Prohibited alcohol concentration” means an alcohol
18 concentration of 0.04 or more if there is no passenger in the aircraft, more than 0.00
19 if there is a passenger in the aircraft.

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

22 114.09 (1) (b) 1. No person may operate an aircraft in the air or on the ground
23 or water while under the influence of intoxicating liquor or controlled substances or
24 controlled substance analogs under ch. 961 or a combination thereof, under the
25 influence of any other drug to a degree which renders him or her incapable of safely

1 operating an aircraft, or under the combined influence of intoxicating liquor and any
2 other drug to a degree which renders him or her incapable of safely operating an
3 aircraft, ~~nor~~,

4 2. No person may operate an aircraft in the air or on the ground or water in a
5 careless or reckless manner so as to endanger the life or property of another. In
6 determining whether the operation was careless or reckless the court shall consider
7 the standards for safe operation of aircraft prescribed by federal statutes or
8 regulations governing aeronautics.

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

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

13 114.09 (1) (b) 1m. No person may operate an aircraft in the air or on the ground
14 if the person has a prohibited alcohol concentration.

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

16 114.09 (2) (a) Any person violating sub. (1) (b) 1. or 1m.:

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

19 2. Except as provided in subd. 6., shall be fined not less than \$350 nor more than
20 \$1,100 and imprisoned for not less than 5 days nor more than 6 months if the number
21 of convictions under ss. 940.09 (1) and 940.25 in the person's lifetime, plus the total
22 number of suspensions, revocations, and other convictions counted under s. 343.307
23 (1) within a 10-year period, equals 2, except that suspensions, revocations, or
24 convictions arising out of the same incident or occurrence shall be counted as one.

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

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

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

21 6. If there was a minor passenger under 16 years of age in the aircraft at the
22 time of the violation that gave rise to the conviction under sub. (1) (b) 1. or 1m., the
23 applicable minimum and maximum forfeitures, fines, or imprisonment under subd.
24 1., 2., 3., 4., or 5. for the conviction are doubled. An offense under sub. (1) (b) 1. or
25 1m., that subjects a person to a penalty under subd. 3., 4., or 5. when there is a minor

1 passenger under 16 years of age in the aircraft is a felony and the place of
2 imprisonment shall be determined under s. 973.02.

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

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

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

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

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

22 a. If the person is a resident, refer the person to an approved public treatment
23 facility in the county in which the person resides. The facility named in the order
24 may provide for assessment of the person in another approved public treatment
25 facility. The order shall provide that, if the person is temporarily residing in another

1 state, the facility named in the order may refer the person to an appropriate
2 treatment facility in that state for assessment and development of an airman safety
3 plan for the person satisfying the requirements of that state.

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

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

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

20 3. Prior to developing a plan that specifies treatment, the facility shall make
21 a finding that treatment is necessary and appropriate services are available. The
22 facility shall submit a report of the assessment and the airman safety plan within
23 14 days to the county department under s. 51.42, the plan provider, the department
24 of transportation, the appropriate federal agency, and the person, except that, upon
25 request by the facility and the person, the county department may extend the period

1 for assessment for not more than 20 additional workdays. The county department
2 shall notify the department of transportation regarding any such extension.

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

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

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

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

21 **SECTION 2730.** 118.51 (14) (b) of the statutes is amended to read:

22 118.51 (14) (b) *Low-income assistance.* The parent of a pupil who is eligible for
23 a free or reduced-price lunch under 42 USC 1758 (b) and who will be attending public
24 school in a nonresident school district in the following school year under this section
25 may apply to the department, on the form prepared under sub. (15) (a), for the

1 reimbursement of costs incurred by the parent for the transportation of the pupil to
2 and from the pupil's residence and the school that the pupil will be attending. The
3 department shall determine the reimbursement amount and shall pay the amount
4 from the appropriation under s. 20.255 (2) ~~(ey)~~ (vy). The reimbursement amount may
5 not exceed the actual transportation costs incurred by the parent or 3 times the
6 statewide average per pupil transportation costs, whichever is less. If the
7 appropriation under s. 20.255 (2) ~~(ey)~~ (vy) in any one year is insufficient to pay the
8 full amount of approved claims under this paragraph, payments shall be prorated
9 among the parents entitled thereto. By the 2nd Friday following the first Monday
10 in May following receipt of the parent's application under sub. (3) (a), the department
11 shall provide to each parent requesting reimbursement under this paragraph an
12 estimate of the amount of reimbursement that the parent will receive if the pupil
13 attends public school in the nonresident school district in the following school year.

14 **SECTION 2730d.** 118.51 (14) (b) of the statutes, as affected by 2007 Wisconsin
15 (this act), is amended to read:

16 118.51 (14) (b) *Low-income assistance.* The parent of a pupil who is eligible for
17 a free or reduced-price lunch under 42 USC 1758 (b) and who will be attending public
18 school in a nonresident school district in the following school year under this section
19 may apply to the department, on the form prepared under sub. (15) (a), for the
20 reimbursement of costs incurred by the parent for the transportation of the pupil to
21 and from the pupil's residence and the school that the pupil will be attending. The
22 department shall determine the reimbursement amount and shall pay the amount
23 from the appropriation under s. 20.255 (2) ~~(vy)~~ (cy). The reimbursement amount may
24 not exceed the actual transportation costs incurred by the parent or 3 times the
25 statewide average per pupil transportation costs, whichever is less. If the

1 appropriation under s. 20.255 (2) ~~(vy)~~ (cy) in any one year is insufficient to pay the
2 full amount of approved claims under this paragraph, payments shall be prorated
3 among the parents entitled thereto. By the 2nd Friday following the first Monday
4 in May following receipt of the parent's application under sub. (3) (a), the department
5 shall provide to each parent requesting reimbursement under this paragraph an
6 estimate of the amount of reimbursement that the parent will receive if the pupil
7 attends public school in the nonresident school district in the following school year.

8 **SECTION 2731.** 118.52 (11) (b) of the statutes is amended to read:

9 118.52 **(11)** (b) *Low-income assistance.* The parent of a pupil who is attending
10 a course in a public school in a nonresident school district under this section may
11 apply to the department for reimbursement of the costs incurred by the parent for
12 the transportation of the pupil to and from the pupil's residence or school in which
13 the pupil is enrolled and the school at which the pupil is attending the course if the
14 pupil and parent are unable to pay the cost of such transportation. The department
15 shall determine the reimbursement amount and shall pay the amount from the
16 appropriation under s. 20.255 (2) ~~(ey)~~ (vy). The department shall give preference
17 under this paragraph to those pupils who are eligible for a free or reduced-price
18 lunch under 42 USC 1758 (b).

19 **SECTION 2731d.** 118.52 (11) (b) of the statutes, as affected by 2007 Wisconsin
20 Act (this act), is amended to read:

21 118.52 **(11)** (b) *Low-income assistance.* The parent of a pupil who is attending
22 a course in a public school in a nonresident school district under this section may
23 apply to the department for reimbursement of the costs incurred by the parent for
24 the transportation of the pupil to and from the pupil's residence or school in which
25 the pupil is enrolled and the school at which the pupil is attending the course if the

1 pupil and parent are unable to pay the cost of such transportation. The department
2 shall determine the reimbursement amount and shall pay the amount from the
3 appropriation under s. 20.255 (2) ~~(vy)~~ (cy). The department shall give preference
4 under this paragraph to those pupils who are eligible for a free or reduced-price
5 lunch under 42 USC 1758 (b).

6 **SECTION 2732.** 118.55 (7g) of the statutes is amended to read:

7 118.55 (7g) TRANSPORTATION. The parent or guardian of a pupil who is
8 attending an institution of higher education or technical college under this section
9 and is taking a course for high school credit may apply to the state superintendent
10 for reimbursement of the cost of transporting the pupil between the high school in
11 which the pupil is enrolled and the institution of higher education or technical college
12 that the pupil is attending if the pupil and the pupil's parent or guardian are unable
13 to pay the cost of such transportation. The state superintendent shall determine the
14 reimbursement amount and shall pay the amount from the appropriation under s.
15 20.255 (2) ~~(ew)~~ (vw). The state superintendent shall give preference under this
16 subsection to those pupils who are eligible for a free or reduced-price lunch under
17 42 USC 1758 (b).

18 **SECTION 2732d.** 118.55 (7g) of the statutes, as affected by 2007 Wisconsin Act
19 (this act), is amended to read:

20 118.55 (7g) TRANSPORTATION. The parent or guardian of a pupil who is
21 attending an institution of higher education or technical college under this section
22 and is taking a course for high school credit may apply to the state superintendent
23 for reimbursement of the cost of transporting the pupil between the high school in
24 which the pupil is enrolled and the institution of higher education or technical college
25 that the pupil is attending if the pupil and the pupil's parent or guardian are unable

1 to pay the cost of such transportation. The state superintendent shall determine the
2 reimbursement amount and shall pay the amount from the appropriation under s.
3 20.255 (2) (~~vw~~) (cw). The state superintendent shall give preference under this
4 subsection to those pupils who are eligible for a free or reduced-price lunch under
5 42 USC 1758 (b).

6 **SECTION 2740.** 121.007 of the statutes is amended to read:

7 **121.007 Use of state aid; exemption from execution.** All moneys paid to
8 a school district under s. 20.255 (2) (ac), (bc), (cg), and (~~er~~) (vr), shall be used by the
9 school district solely for the purposes for which paid. Such moneys are exempt from
10 execution, attachment, garnishment, or other process in favor of creditors, except as
11 to claims for salaries or wages of teachers and other school employees and as to
12 claims for school materials, supplies, fuel, and current repairs.

13 **SECTION 2740d.** 121.007 of the statutes, as affected by 2007 Wisconsin Act ...
14 (this act), is amended to read:

15 **121.007 Use of state aid; exemption from execution.** All moneys paid to
16 a school district under s. 20.255 (2) (ac), (bc), (cg), and (~~vr~~) (cr), shall be used by the
17 school district solely for the purposes for which paid. Such moneys are exempt from
18 execution, attachment, garnishment, or other process in favor of creditors, except as
19 to claims for salaries or wages of teachers and other school employees and as to
20 claims for school materials, supplies, fuel, and current repairs.

21 **SECTION 2747.** 121.575 (3) of the statutes is amended to read:

22 121.575 (3) If the federal government requires, as a condition of full federal
23 financial participation under sub. (2) (b), that this state provide assistance for the
24 purposes of sub. (2) (a) from state resources, the department shall provide the

1 assistance from the appropriation under s. 20.255 (2) ~~(cr)~~ (vr) in the minimum
2 amount required to obtain full federal financial participation.

3 **SECTION 2747d.** 121.575 (3) of the statutes, as affected by 2007 Wisconsin Act
4 (this act), is amended to read:

5 121.575 (3) If the federal government requires, as a condition of full federal
6 financial participation under sub. (2) (b), that this state provide assistance for the
7 purposes of sub. (2) (a) from state resources, the department shall provide the
8 assistance from the appropriation under s. 20.255 (2) ~~(cr)~~ (cr) in the minimum
9 amount required to obtain full federal financial participation.

10 **SECTION 2749.** 121.58 (6) of the statutes is amended to read:

11 121.58 (6) APPROPRIATION PRORATED. If the appropriation under s. 20.255 (2) ~~(cr)~~
12 (vr) in any one year is insufficient to pay the full amount of approved claims under
13 this section, state aid payments for school districts not participating in the program
14 under s.121.575 shall be prorated as though the minimum amount under s. 121.575
15 (3) had not been made and state aid payments for school districts participating in the
16 program under s. 121.575 shall be prorated after deducting the minimum amount
17 under s. 121.575 (3).

18 **SECTION 2749d.** 121.58 (6) of the statutes, as affected by 2007 Wisconsin Act
19 (this act), is amended to read:

20 121.58 (6) APPROPRIATION PRORATED. If the appropriation under s. 20.255 (2) ~~(vr)~~
21 (cr) in any one year is insufficient to pay the full amount of approved claims under
22 this section, state aid payments for school districts not participating in the program
23 under s.121.575 shall be prorated as though the minimum amount under s. 121.575
24 (3) had not been made and state aid payments for school districts participating in the

1 program under s. 121.575 shall be prorated after deducting the minimum amount
2 under s. 121.575 (3).

3 **SECTION 2868.** 146.55 (4) (a) of the statutes is amended to read:

4 146.55 (4) (a) From the appropriation under s. 20.435 (5) ~~(ch)~~ (rb), the
5 department shall annually distribute funds for ambulance service vehicles or vehicle
6 equipment, emergency medical services supplies or equipment or emergency
7 medical training for personnel to an ambulance service provider that is a public
8 agency, a volunteer fire department or a nonprofit corporation, under a funding
9 formula consisting of an identical base amount for each ambulance service provider
10 plus a supplemental amount based on the population of the ambulance service
11 provider's primary service or contract area, as established under s. 146.50 (5).

12 **SECTION 2868b.** 146.55 (4) (a) of the statutes, as affected by 2007 Wisconsin Act
13 (this act), is amended to read:

14 146.55 (4) (a) From the appropriation under s. 20.435 (5) ~~(rb)~~ (ch), the
15 department shall annually distribute funds for ambulance service vehicles or vehicle
16 equipment, emergency medical services supplies or equipment or emergency
17 medical training for personnel to an ambulance service provider that is a public
18 agency, a volunteer fire department or a nonprofit corporation, under a funding
19 formula consisting of an identical base amount for each ambulance service provider
20 plus a supplemental amount based on the population of the ambulance service
21 provider's primary service or contract area, as established under s. 146.50 (5).

22 **SECTION 2869.** 146.55 (5) (a) of the statutes is amended to read:

23 146.55 (5) (a) From the appropriation under s. 20.435 (5) ~~(ch)~~ (rb), the
24 department shall annually distribute funds to ambulance service providers that are
25 public agencies, volunteer fire departments, or nonprofit corporations to purchase

1 the training required for licensure and renewal of licensure as an emergency medical
2 technician - basic under s. 146.50 (6), and to pay for administration of the
3 examination required for licensure or renewal of licensure as an emergency medical
4 technician - basic under s. 146.50 (6) (a) 3. and (b) 1.

5 **SECTION 2869b.** 146.55 (5) (a) of the statutes, as affected by 2007 Wisconsin Act
6 (this act), is amended to read:

7 146.55 (5) (a) From the appropriation under s. 20.435 (5) (~~rb~~) (ch), the
8 department shall annually distribute funds to ambulance service providers that are
9 public agencies, volunteer fire departments, or nonprofit corporations to purchase
10 the training required for licensure and renewal of licensure as an emergency medical
11 technician - basic under s. 146.50 (6), and to pay for administration of the
12 examination required for licensure or renewal of licensure as an emergency medical
13 technician - basic under s. 146.50 (6) (a) 3. and (b) 1.

14 **SECTION 2870.** 146.58 (8) of the statutes is amended to read:

15 146.58 (8) Review the annual budget prepared by the department for the
16 expenditures under s. 20.435 (5) (~~ch~~) (rb).

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

19 146.58 (8) Review the annual budget prepared by the department for the
20 expenditures under s. 20.435 (5) (~~rb~~) (ch).

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

22 166.03 (2) (a) 5. Provide assistance to the Wisconsin wing of the civil air patrol
23 from the appropriation under s. 20.465 (3) (~~f~~) (y) for the purpose of enabling the patrol
24 to perform its assigned missions and duties as prescribed by U.S. air force
25 regulations. Expenses eligible for assistance are aircraft acquisition and

1 maintenance, communications equipment acquisition and maintenance and office
2 staffing and operational expenses. The civil air patrol shall submit vouchers for
3 expenses eligible for assistance to the division.

4 **SECTION 2910b.** 166.03 (2) (a) 5. of the statutes, as affected by 2007 Wisconsin
5 Act (this act), 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) ~~(y)~~ (f) 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 2911.** 166.215 (1) of the statutes 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) ~~(dd)~~ (u).

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

5 166.215 (1) Beginning July 1, 2001, the division shall contract with no more
6 than 9 regional emergency response teams, one of which shall be located in La Crosse
7 County. Each regional emergency response team shall assist in the emergency
8 response to level A releases in a region of this state designated by the division. The
9 division shall contract with at least one regional emergency response team in each
10 area designated under s. 166.03 (2) (b) 1. The division may only contract with a local
11 agency, as defined in s. 166.22 (1) (c), under this subsection. A member of a regional
12 emergency response team shall meet the highest standards for a hazardous
13 materials responder in 29 CFR 1910.120 (q) (6) (iv) and National Fire Protection
14 Association standards NFPA 471 and 472. Regional emergency response teams shall
15 have at least one member that is trained in each of the appropriate specialty areas
16 under National Fire Protection Association standard NFPA 472. Payments to
17 regional emergency response teams under this subsection shall be made from the
18 appropriation account under s. 20.465 (3) ~~(u)~~ (dd).

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

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

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

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

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

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

22 166.22 (3m) The division shall reimburse a local emergency response team for
23 costs incurred by the team in responding to an emergency involving a hazardous
24 substance release, or potential release, if the team followed the procedures in the
25 rules promulgated under s. 166.20 (2) (bs) 2. to determine if an emergency requiring

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

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

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

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

24 194.23 (1) No person may operate any motor vehicle as a common motor carrier
25 unless the person first obtains a certificate and, if required under this chapter, a

1 permit issued by the department, or unless the person is registered by another state
2 under a single-state or unified carrier registration system consistent with the
3 standards under, respectively, 49 USC 14504 or 49 USC 13908 and 14504a, for the
4 operation of the vehicle, except that no permit is required for the operation of a
5 semitrailer. The department may issue or refuse to issue any certificate. The
6 department may attach to the exercise of the privilege granted by a certificate any
7 terms or conditions which are permitted under this chapter.

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

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

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

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

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

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

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

1 a common motor carrier of passengers by any motor vehicle, or other carrier of
2 passengers by motor bus, except those registered in accordance with s. 341.26 (2) (a)
3 and (d), and no permit or vehicle registration may remain in force to operate any
4 motor vehicle unless it has on file with the department a like certificate or other
5 contract in the form and containing the terms and conditions as may be approved by
6 the department for the payment of damages for injuries to property and injuries to
7 or for the death of persons, including passengers, in the amounts as the department
8 may require. This subsection does not apply to a motor carrier that is registered by
9 another state under a single-state or unified carrier registration system consistent
10 with the standards under, respectively, 49 USC 14504 or 49 USC 13908 and 14504a.

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

12 285.30 (5) (a) A motor vehicle of a model year of ~~1967~~ 1995 or earlier.

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

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

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

20 285.30 (5) (d) A motor vehicle of a model year of 2006 or earlier that is powered
21 by diesel fuel.

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

23 340.01 (3) (dg) Privately owned motor vehicles being used by an organ
24 procurement organization, or by any person under an agreement with an organ
25 procurement organization, to transport organs for human transplantation or to

1 transport medical personnel for the purpose of performing human organ harvesting
2 or transplantation immediately after the transportation.

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

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

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

13 341.25 (1) (a) For each automobile, a fee of ~~\$55~~ \$75, except that an automobile
14 registered in this state prior to September 1, 1947, at a fee of less than \$18 shall be
15 registered at such lesser fee plus an additional fee of \$2.

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

17 341.25 (2) (a) Not more than 4,500 \$ ~~48.50~~ 75.00

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

19 341.25 (2) (b) Not more than 6,000 ~~61.50~~ 84.00

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

21 341.25 (2) (c) Not more than 8,000 ~~77.50~~ 106.00

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

23 341.25 (2) (cm) Not more than 10,000 ~~119.50~~ 131.00

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

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

1	(f) Not more than 20,000	274.00 <u>301.00</u>
2	(g) Not more than 26,000	365.50 <u>402.00</u>
3	(h) Not more than 32,000	468.50 <u>515.00</u>
4	(i) Not more than 38,000	593.50 <u>653.00</u>
5	(j) Not more than 44,000	708.50 <u>779.00</u>
6	(k) Not more than 50,000	818.00 <u>900.00</u>
7	(km) Not more than 54,000	873.00 <u>960.00</u>
8	(L) Not more than 56,000	930.00 <u>1023.00</u>
9	(m) Not more than 62,000	1,051.50 <u>1,157.00</u>
10	(n) Not more than 68,000	1,187.00 <u>1,306.00</u>
11	(o) Not more than 73,000	1,350.00 <u>1,485.00</u>
12	(p) Not more than 76,000	1,600.50 <u>1,761.00</u>
13	(q) Not more than 80,000	1,969.50 <u>2,166.00</u>

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

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

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

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

343.027 Confidentiality of signatures. Any signature collected under this chapter may be maintained by the department and shall be kept confidential, except that the department shall release a signature or a facsimile of a signature to the department of revenue for the purposes of administering state taxes and collecting debt, to the person to whom the signature relates, to a court, district attorney, county

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1 corporation counsel, city, village, or town attorney, law enforcement agency, or to the
2 driver licensing agency of another jurisdiction.

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

4 343.03 (3) LICENSE VARIANTS. (intro.) Except for restricted licenses under s.
5 343.08 or temporary licenses under s. 343.10, 343.11 (1) or (3), 343.16 (6) (b), or
6 343.305 (8) (a), each operator's license issued by the department shall be in one of the
7 following categories with a descriptive legend displayed on the top front side of the
8 license document:

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

10 343.03 (3m) NONCITIZEN TEMPORARY LICENSE. If the issuance of any license
11 described under sub. (3) requires the license applicant to present any documentary
12 proof specified in s. 343.14 (2) (es) 4. to 7., the license shall display on the front side
13 of the license, in addition to any legend or label described in sub. (3), a legend
14 identifying the license as temporary. This noncitizen temporary license may not be
15 renewed except as provided in s. 343.165 (4) (c).

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

17 343.03 (6) (a) The Notwithstanding ss. 343.027, 343.14 (2j), and 343.237 (2),
18 the department shall, upon request, provide to the commercial driver license
19 information system and the driver licensing agencies of other states jurisdictions any
20 applicant or driver record information maintained by the department of of
21 transportation, including providing electronic access to any record or file under s.
22 343.23 (1) or (2).

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

24 **SECTION 3231.** 343.06 (1) (L) of the statutes, as created by 2005 Wisconsin Act
25 126, is amended to read:

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

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

4 343.10 (2) (a) (intro.) Except as provided in pars. (b) to (e), and subject to s.
5 343.165 (5), a person is eligible for an occupational license if the following conditions
6 are satisfied:

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

8 343.10 (6) FEE. No person may file an application for an occupational license
9 under sub. (1) unless he or she first pays ~~a fee of \$40~~ to the department the fees
10 specified in s. 343.21 (1) (k) and (n).

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

12 343.10 (7) (b) The Subject to s. 343.165 (5), the department shall issue an
13 occupational license as soon as practicable upon receipt of an application to the
14 department under sub. (1) or an order from a court under sub. (4) or s. 351.07 for such
15 a license, if the department determines that the applicant is eligible under sub. (2).

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

17 343.10 (7) (d) An occupational license issued by the department under this
18 subsection shall be in the form of a ~~photo~~ license that includes a photograph
19 described in s. 343.14 (3) and any special restrictions cards under s. 343.17 (4). The
20 license shall clearly indicate that restrictions on a special restrictions card apply and
21 that the special restrictions card is part of the person's license.

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

23 343.10 (7) (f) The expiration date of the occupational license is the 2nd working
24 day after the date of termination of the period of revocation or suspension as provided
25 by law, or the expiration date determined under s. 343.20 (1m), whichever is earlier.

1 The occupational license may be revoked, suspended or canceled before termination
2 of that period. An occupational license is not renewable when it expires. If an
3 occupational license expires and is not revoked, suspended or canceled, the licensee
4 may obtain a new license upon that expiration but only if he or she complies with the
5 conditions specified in s. 343.38. Revocation, suspension or cancellation of an
6 occupational license has the same effect as revocation, suspension or cancellation of
7 any other license.

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

9 343.135 (1) (a) 3. Pays the all required fee fees.

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

11 343.135 (7) EXPIRATION; RENEWAL. A special restricted operator's license issued
12 under this section shall expire 2 years after the date of issuance. Within 90 days prior
13 to the expiration of a license, the holder of the restricted license may renew the
14 license by paying the all required fee fees and passing the examination under sub.
15 (1) (a) 4.

16 **SECTION 3242.** 343.14 (1) of the statutes, as affected by 2005 Wisconsin Acts
17 25 and 59, is repealed and recreated to read:

18 343.14 (1) Every application to the department for a license or identification
19 card or for renewal thereof shall be made upon the appropriate form furnished by the
20 department and shall be accompanied by all required fees. Names, addresses,
21 license numbers, and social security numbers obtained by the department under this
22 subsection shall be provided to the department of revenue for the purpose of
23 administering ss. 71.93 and 71.935 and state taxes.

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

1 343.14 (2) (a) The full legal name and principal residence address of the
2 applicant;

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

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

16 343.14 (2) (es) (intro.) Documentary Subject to sub. (2g) (a) 2. d. and s. 343.125
17 (2) (a) and (b), valid documentary proof that the individual is a citizen or national of
18 the United States or documentary proof that the individual is legally present an alien
19 lawfully admitted for permanent or temporary residence in the United States. 2. If
20 the individual is not a citizen of the United States, he or she shall provide
21 documentary proof of his or her status as a legal permanent resident or conditional
22 resident, a or has any of the following:

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

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

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

5 6. Approved deferred action status, ~~or a~~.

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

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

10 343.14 (2) (es) 1. Conditional permanent resident status in the United States.

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

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

13 343.14 (2) (f) ~~Such~~ Subject to s. 343.165 (1), such further information as the
14 department considers appropriate to identify the applicant, including biometric
15 data, and such information as the department may reasonably require to enable it
16 to determine whether the applicant is by law entitled to the license applied for;

17 **SECTION 3249.** 343.14 (2j) of the statutes, as affected by 2005 Wisconsin Acts
18 25 and 59, is repealed and recreated to read:

19 343.14 (2j) Except otherwise required to administer and enforce this chapter,
20 the department of transportation may not disclose a social security number obtained
21 from an applicant for a license under sub. (2) (bm) to any person except to the
22 department of children and families for the sole purpose of administering s. 49.22,
23 to the department of revenue for the purposes of administering state taxes and
24 collecting debt, or to the driver licensing agency of another jurisdiction.

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

1 343.14 (2r) Notwithstanding sub. (2j), the department may, upon request,
2 provide to the department of health and family services any applicant information
3 maintained by the department of transportation and identified in sub. (2), including
4 providing electronic access to the information, for the sole purpose of verification by
5 the department of health and family services of birth certificate information.

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

7 343.14 (3) The department shall, as part of the application process, take a
8 digital photograph including facial image capture of the applicant to comply with s.
9 343.17 (3) (a) 2. ~~Except where specifically exempted by statute or by rule of the~~
10 ~~department, no~~ No application may be processed without the photograph being
11 taken. ~~In~~ Except as provided in s. 343.165 (4) (d), in the case of renewal licenses, the
12 photograph shall be taken once every 8 years, and shall coincide with the appearance
13 for examination which is required under s. 343.16 (3). ~~The department may make~~
14 ~~provision for issuance of a license without a photograph if the applicant is stationed~~
15 ~~outside the state in military service and in specific situations where the department~~
16 ~~deems such action appropriate.~~

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

18 343.14 (4m) The Subject to s. 343.17 (2), the department shall develop designs
19 for licenses and identification cards which are resistant to tampering and forgery ~~no~~
20 ~~later than January 1, 1989.~~ Licenses and licenses and identification cards issued on
21 or after January 1, 1989, shall incorporate the designs required under this
22 subsection.

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

24 343.16 (3) (a) The Except as provided in s. 343.165 (4) (d), the department shall
25 examine every applicant for the renewal of an operator's license once every 8 years.