

2007 DRAFTING REQUEST

Bill

Received: 11/30/2006

Received By: **agary**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Kornely**

This file may be shown to any legislator: **NO**

Drafter: **agary**

May Contact:

Addl. Drafters:

Subject: **Transportation - driver licenses**

Extra Copies: **BAB**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to: **aaron.gary@legis.wisconsin.gov**

Pre Topic:

DOA:.....Kornely, BB0177 -

Topic:

Federal security verification fee

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			State
/1	agary 12/01/2006	kfollett 12/05/2006	rschluet 12/05/2006	_____	cduerst 12/05/2006		State
/2	agary 12/06/2006	kfollett 12/06/2006	nmatzke 12/06/2006	_____	cduerst 12/06/2006		State
/3	agary 01/24/2007	kfollett 01/24/2007	jfrantze 01/24/2007	_____	mbarman 01/24/2007		

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

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12/6 12/6
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FE Sent For: nstb <END>

2007-09 Budget Bill Statutory Language Drafting Request

- Topic: Federal Security Verification Fee
- Tracking Codes: BB0177
- SBO team: Environmental and Commercial Resources
- SBO analyst: Sara Kornely
 - Phone: 266-1039
 - Email: sara.kornely@wisconsin.gov
- Agency acronym: DOT
- Agency number: 395
- Priority (Low, Medium, High): High

**Department of Transportation
2007-2009 Biennial Budget Request
STATUTORY MODIFICATIONS**

TOPIC: Federal Security Verification Fee - Changes to State Identification Card

DESCRIPTION OF CHANGE:

The Department proposes the creation of a \$10.00 federal security verification fee that would apply to the issuance of almost all driver license and state identification card products. The Department also proposes that the valid period for the state identification card be increased from four years to eight years and that the fee for the issuance or renewal of the state identification card increases from \$9.00 to \$18.00. Affected sections of the statutes include:

- Section 343.21(1) Wis. Stats., License Fees, create a new section that allows the Department to collect a \$10.00 fee, referred to as the federal security verification fee, for each issuance, renewal, upgrading, and reinstatement of licenses, endorsements and instruction permits issued under s. 343.21(1) Wis. Stats.
- Section 343.50(5) Wis. Stats., Valid Period, Fees; increase the fee from \$9.00 to \$18.00 and increase the valid period from four years to eight years. This change is not intended to alter the intent of 2005 Wisconsin Act 126 or any proposed language included in the Department's budget submittal related to REAL ID Act of 2005 (Title II of Public Law 109-13). Please refer to DIN 5503.
- Under s. 343.50(6) Wis. Stats., Renewal, increase the fee from \$9.00 to \$18.00 and increase the valid period from four years to eight years. This change is not intended to alter the intent of 2005 Wisconsin Act 126 or any proposed language included in the Department's budget submittal related to REAL ID
- Section 343.50 Wis. Stats., Identification Cards, create a new section that allows the Department to collect a \$10.00 fee, referred to as the federal security verification fee, for each issuance and renewal of state identification cards issued under s. 343.50 Wis. Stats.
- The proposed federal security verification fee should apply to each issuance of a Commercial Drivers License (CDL) with a hazardous materials "H" endorsement, as it relates to the requirements of the USA Patriot Act. The Act requires that "H" endorsements be renewed every four years even though CDLs in Wisconsin are renewed every eight years. The four-year "H" endorsement renewal process requires a background check. The fee should be imposed every time a CDL holder renews an "H" endorsement, because a new product is issued, with all of the associated costs to the Department, especially as it relates to the provisions of ss. 343.125(1) and (2) Wis. Stats.
- The proposed federal security verification fee should also apply to each issuance of a non-citizen temporary driver license or state identification card as related to requirements of provisions of 2005 Wisconsin Act 126 and any proposed changes to state statutory language provided in the 2007-09 biennial budget bill, especially as it relates to REAL ID. The proposed fee should be imposed every time a driver license or state identification card is renewed or reissued, even if the valid period is for a shorter timeframe because of legal presence.

JUSTIFICATION:

The Department proposes a federal security verification fee of \$10 that will apply to all driver license and identification card products subject to requirements of the federal REAL ID Act of 2005. In addition, the Department proposes that the renewal period for state identification cards be extended from four years to eight years and that the issuance fee be increased from \$9.00 to \$18.00.

Implementation of the federal REAL ID Act of 2005 will cost \$20.7 million during the 2007-09 biennium, and will have continuing costs into future biennia. Regardless of the product issued, current fees, or renewal period, the added transaction cost to the Department as a result of REAL ID will be the same. Under REAL

ID, which must be implemented by May 2008, the Department's per transaction cost will increase because of new requirements for:

- Card stock that will be secure and uniform across states and that will be difficult to counterfeit;
- Processes to electronically verify identity documents such as birth certificates, social security numbers, and permanent resident/conditional resident status; and
- Postage and equipment for central office issuance of state drivers license and identification card products.

Under the Department's proposal, the \$10.00 fee would be added for any transaction where the Division of Motor Vehicles will be required to issue the new high-security card. This means that almost all driver license and state identification card transactions would be subject to the federal security verification fee. Customers seeking duplicate licenses and identification cards will be subject to the fee because the same high-security card must be used for issuance.

The Department is proposing the renewal period for the state identification card be increased from four years to eight years and the fee charged for issuance or renewal be increased from \$9.00 to \$18.00. Since state identification cards and driver licenses are subject to the same requirements under REAL ID, it is logical that they have similar renewal periods. In addition, there are few policy arguments for why state identification card holders should have a four-year renewal period while drivers renew every eight years.

The Department's proposal assumes that the federal security verification fee and the extended valid issuance period and fee change for the state identification card could be implemented by January 1, 2008.

in 12/11

D-Note

DOA:.....Kornely, BB0177 - Federal security verification fee

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

*Editors: On pp. 6-7, I struck "around"
✓ the 4 b/c I could not see the strike
if I only struck the 4
✓ re section 4, see also section 24*

Do Not Gen

- 1 AN ACT ...; relating to: federal security verification fee and identification card
- 2 fees and term.

Analysis by the Legislative Reference Bureau

TRANSPORTATION

DRIVERS AND MOTOR VEHICLES

Under current law, DOT collects various fees related to operator's licenses, including fees for the issuance or renewal of an operator's license, reinstatement of an operating privilege, adding operator's license endorsements, and removing operator's license restrictions.

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

Under current law, DOT may issue an identification card to a resident of this state who does not possess a valid operator's license containing the person's photograph. An identification card is valid for four years and may be renewed for additional four-year periods. The fee for issuance or renewal of an identification card is \$9.

X

Under this bill, the valid period for an identification card, and for each renewal period, is eight years and the fee for issuance or renewal is \$18. The bill also creates a new federal security verification fee of \$10, in addition to any other applicable fee, that must be paid to DOT for the issuance, renewal, or reinstatement of an identification card.

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

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

1 SECTION 1. 343.10 (6) of the statutes is amended to read:

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

History: 1973 c. 90, 218; 1975 c. 297; 1977 c. 29 s. 1654 (7) (a), (e); 1977 c. 193; 1979 c. 102, 316, 355; 1981 c. 20; 1983 a. 27, 525, 526; 1985 a. 32 s. 3; 1985 a. 71, 337; 1987 a. 3; 1989 a. 31, 38, 105, 359; 1991 a. 39, 269, 277; 1995 a. 113, 201, 269, 401, 436, 448; 1997 a. 35, 84, 237; 1999 a. 109; 2001 a. 16 ss. 3409f, 3409g, 4060hw, 4060hy; 2003 a. 33, 80, 200, 326; 2005 a. 443 s. 265.

5 SECTION 2. 343.135 (1) (a) 3. of the statutes is amended to read:

6 343.135 (1) (a) 3. Pays the all required fee fees.

History: 1979 c. 345; 1981 c. 138; 1983 a. 243; 1989 a. 105.

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

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

History: 1979 c. 345; 1981 c. 138; 1983 a. 243; 1989 a. 105.

13 SECTION 4. 343.14 (1) of the statutes, as affected by 2005 Wisconsin Act 59, is
14 amended to read:

15 343.14 (1) Every application to the department for a license or identification
16 card or for renewal thereof shall be made upon the appropriate form furnished by the
17 department and shall be accompanied by the all required fee fees. Names, addresses,
18 license numbers, and social security numbers obtained by the department under this

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

NOTE: NOTE: Sub. (1) is affected by 2005 Wis. Acts 25 and 59. The 2 treatments are mutually inconsistent. Sub. (1) is shown as affected by the last enacted act, 2005 Wis. Act 59. As affected by 2005 Wis. Act 25, it reads:NOTE:

3 (1) Every application to the department for a license or identification card or for renewal thereof shall be made upon the appropriate form furnished by the
4 department and shall be accompanied by the required fee. The department shall provide the information it obtains under this subsection, excluding medical
5 information, to the department of revenue for the purpose of administering setoffs under ss. 71.93 and 71.935 and state taxes.

History: 1977 c. 29 s. 1654 (7) (a), (e); 1977 c. 124, 360, 447; 1979 c. 306; 1981 c. 20 s. 1848r; 1985 a. 227; 1987 a. 27; 1987 a. 403 s. 256; 1989 a. 105, 294, 298, 359; 1991 a. 269; 1993 a. 363; 1995 a. 113; 1997 a. 27, 119, 191; 1999 a. 9, 80, 88; 2001 a. 93; 2003 a. 33; 2005 a. 25, 59, 126.

6 **SECTION 5.** 343.21 (1) (n) of the statutes is created to read:

7 343.21 (1) (n) In addition to any other fee under this subsection, for the
8 issuance, renewal, upgrading, or reinstatement of any license, endorsement, or
9 instruction permit, a federal security verification fee of \$10.

10 **SECTION 6.** 343.22 (2m) of the statutes is amended to read:

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

History: 1973 c. 129, 218, 336; 1977 c. 29 s. 1654 (7) (a); 1977 c. 273, 360, 447; 1979 c. 306; 1981 c. 20 s. 1848r; 1985 a. 14; 1989 a. 105; 1991 a. 39; 2003 a. 33.

18 **SECTION 7.** 343.22 (3) of the statutes is amended to read:

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

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

3 **History:** 1973 c. 129, 218, 336; 1977 c. 29 s. 1654 (7) (a); 1977 c. 273, 360, 447; 1979 c. 306; 1981 c. 20 s. 1848r; 1985 a. 14; 1989 a. 105; 1991 a. 39; 2003 a. 33.

3 **SECTION 8.** 343.26 of the statutes is amended to read:

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

10 **History:** 1977 c. 29 s. 1654 (7) (a), (c).

10 **SECTION 9.** 343.265 (2) of the statutes is amended to read:

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

18 **History:** 1987 a. 40; 1989 a. 105; 1995 a. 113; 2003 a. 33.

18 **SECTION 10.** 343.305 (8) (b) 5. (intro.) of the statutes is amended to read:

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

History: 1987 a. 3, 27, 399; 1989 a. 7, 31, 56, 105, 359; 1991 a. 39, 251, 277; 1993 a. 16, 105, 315, 317, 491; 1995 a. 27 ss. 6412cnL, 9126 (19); 1995 a. 113, 269, 425, 426, 436, 448; 1997 a. 35, 84, 107, 191, 237, 290; 1999 a. 9, 32, 109; 2001 a. 16 ss. 3421m to 3423j, 4060gk, 4060hw, 4060hy; 2001 a. 104; 2003 a. 97, 199; 2005 a. 332, 413.

1 **SECTION 11.** 343.305 (8) (c) 5. of the statutes is amended to read:

2 343.305 (8) (c) 5. If any court orders under this subsection that the
3 administrative suspension of the person's operating privilege be rescinded, the
4 person need not pay ~~the~~ any fee under s. 343.21 (1) (j) or (n).

History: 1987 a. 3, 27, 399; 1989 a. 7, 31, 56, 105, 359; 1991 a. 39, 251, 277; 1993 a. 16, 105, 315, 317, 491; 1995 a. 27 ss. 6412cnL, 9126 (19); 1995 a. 113, 269, 425, 426, 436, 448; 1997 a. 35, 84, 107, 191, 237, 290; 1999 a. 9, 32, 109; 2001 a. 16 ss. 3421m to 3423j, 4060gk, 4060hw, 4060hy; 2001 a. 104; 2003 a. 97, 199; 2005 a. 332, 413.

5 **SECTION 12.** 343.315 (3) (b) of the statutes is amended to read:

6 343.315 (3) (b) If a person's license or operating privilege is not otherwise
7 revoked or suspended as the result of an offense committed after March 31, 1992,
8 which results in disqualification under sub. (2) (a) to (f), (h), (i), or (j), the department
9 shall immediately disqualify the person from operating a commercial motor vehicle
10 for the period required under sub. (2) (a) to (f), (h), (i), or (j). Upon proper application
11 by the person and payment of ~~a duplicate license fee~~ the fees specified in s. 343.21
12 (1) (L) and (n), the department may issue a separate license authorizing only the
13 operation of vehicles other than commercial motor vehicles. Upon expiration of the
14 period of disqualification, the person may apply for authorization to operate
15 commercial motor vehicles under s. 343.26.

History: 1989 a. 105; 1991 a. 39, 277; 1995 a. 113, 448; 1997 a. 84, 258; 1999 a. 85, 140; 2001 a. 38, 109; 2003 a. 33, 97.

16 **SECTION 13.** 343.38 (1) (a) of the statutes is amended to read:

17 343.38 (1) (a) Files with the department an application for license together
18 with the all required fee fees; and

History: 1977 c. 29 s. 1654 (7) (a), (c); 1979 c. 306, 316; 1983 a. 525; 1989 a. 72; 1991 a. 277, 316; 1997 a. 27, 84; 1999 a. 143.

19 **SECTION 14.** 343.38 (2) of the statutes is amended to read:

20 343.38 (2) REINSTATEMENT OF NONRESIDENTS OPERATING PRIVILEGE AFTER
21 REVOCATION BY WISCONSIN. A nonresident's operating privilege revoked under the
22 laws of this state is reinstated as a matter of law when the period of revocation has
23 expired and such nonresident obtains a valid operator's license issued by the

1 jurisdiction of the nonresident's residence and pays the fee fees specified in s. 343.21
2 (1) (j) [✓] and (n).

3 History: 1977 c. 29 s. 1654 (7) (a), (c); 1979 c. 306, 316; 1983 a. 525; 1989 a. 72; 1991 a. 277, 316; 1997 a. 27, 84; 1999 a. 143.

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

4 343.39 (1) (a) When, in the case of a suspended operating privilege, the period
5 of suspension has terminated, the reinstatement fee fees specified in s. 343.21 (1) (j)
6 has [✓] and (n) have been paid to the department and, for reinstatement of an operating
7 privilege suspended under ch. 344, the person files with the department proof of
8 financial responsibility, if required, in the amount, form and manner specified under
9 ch. 344.

10 History: 1973 c. 90; 1977 c. 29 s. 1654 (7) (a); 1977 c. 273; 1991 a. 39, 277; 1993 a. 16; 1997 a. 84.

10 SECTION 16. 343.50 (1) of the statutes is amended to read:

11 343.50 (1) ISSUANCE. The department shall issue to every qualified applicant,
12 who has paid the all required fee fees, an identification card as provided in this
13 section.

14 History: 1977 c. 360, 447; 1979 c. 226, 306; 1981 c. 20 s. 1848r; 1985 a. 29, 98; 1987 a. 27, 304; 1989 a. 105, 294, 298; 1991 a. 86, 269; 1995 a. 446; 1997 a. 27, 119, 191;
1999 a. 9, 32, 80, 85, 88, 186; 2001 a. 93; 2003 a. 33; 2005 a. 126.

14 SECTION 17. 343.50 (5) of the statutes, as affected by 2005 Wisconsin Act 126,

15 is amended to read:

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

1 the person's legal presence in the United States is no longer authorized, then the card
2 shall be valid for the succeeding period of ~~4~~ [✓] 8 years from the applicant's next
3 birthday after the date of issuance.

NOTE: NOTE: Sub. (5) is shown as amended eff. 4-1-07 by 2005 Wis. Act 126. Prior to 4-1-07 it reads: NOTE:

4 (5) VALID PERIOD; FEES. The fee for an original card and for the reinstatement of an identification card after cancellation under sub. (10) shall be \$9. The card
5 shall be valid for the succeeding period of 4 years from the applicant's next birthday after the date of issuance.

History: 1977 c. 360, 447; 1979 c. 226, 306; 1981 c. 20 s. 1848r; 1985 a. 29, 98; 1987 a. 27, 304; 1989 a. 105, 294, 298; 1991 a. 86, 269; 1995 a. 446; 1997 a. 27, 119, 191; 1999 a. 9, 32, 80, 85, 88, 186; 2001 a. 93; 2003 a. 33; 2005 a. 126.

6 SECTION 18. 343.50 (5m) of the statutes is created to read:

7 343.50 (5m) FEDERAL SECURITY VERIFICATION FEE. In addition to any other fee
8 under this section, for the issuance of an original identification card or duplicate
9 identification card or for the renewal or reinstatement of an identification card after
10 cancellation under sub. (10), a federal security verification fee of \$10 shall be paid
11 to the department.

12 SECTION 19. 343.50 (6) of the statutes, as affected by 2005 Wisconsin Act 126,
13 is amended to read:

14 343.50 (6) RENEWAL. At least 30 days prior to the expiration of the card, the
15 department shall mail a renewal application to the last-known address of each
16 identification card holder. The department shall include with the application
17 information, as developed by all organ procurement organizations in cooperation
18 with the department, that promotes anatomical donations and which relates to the
19 anatomical donation opportunity available under s. 343.175. The fee for a renewal
20 identification card shall be \$9 [✓] \$18, which card shall be valid for ~~4~~ [✓] 8 years, except
21 that a card that is issued to a person who is not a United States citizen and who
22 provides documentary proof of legal status as provided under s. 343.14 (2) (er) shall
23 expire on the date that the person's legal presence in the United States is no longer
24 authorized. If the documentary proof as provided under s. 343.14 (2) (er) does not

1 state the date that the person's legal presence in the United States is no longer
 2 authorized, then the card shall be valid for ~~4~~ ⁸ years.

NOTE: NOTE: Sub. (6) is shown as amended eff. 4-1-07 by 2005 Wis. Act 126. Prior to 4-1-07 it reads:NOTE:

3 (6) RENEWAL. At least 30 days prior to the expiration of the card, the department shall mail a renewal application to the last-known address of each identification
 4 card holder. The department shall include with the application information, as developed by all organ procurement organizations in cooperation with the department,
 5 that promotes anatomical donations and which relates to the anatomical donation opportunity available under s. 343.175. The fee for a renewal identification card
 6 shall be \$9, which card shall be valid for 4 years.

History: 1977 c. 360, 447; 1979 c. 226, 306; 1981 c. 20 s. 1848r; 1985 a. 29, 98; 1987 a. 27, 304; 1989 a. 105, 294, 298; 1991 a. 86, 269; 1995 a. 446; 1997 a. 27, 119, 191;
 1999 a. 9, 32, 80, 85, 88, 186; 2001 a. 93; 2003 a. 33; 2005 a. 126.

7
 8 **SECTION 20.** 344.18 (1) (intro.) of the statutes is amended to read:

9 344.18 (1) (intro.) Any registration suspended or revoked under s. 344.14 shall
 10 remain suspended or revoked and shall not be renewed or reinstated until the person
 11 pays the fee required under s. 341.36 (1m), meets one of the requirements under pars.
 12 (a) to (d) and satisfies the requirements of sub. (1m). Any operating privilege
 13 suspended or revoked under s. 344.14 shall remain suspended or revoked and shall
 14 not be reinstated until the person pays the fee fees required under s. 343.21 (1) (j)
 15 and (n), complies with the applicable provisions of s. 343.38 and meets any of the
 16 following requirements:

History: Sup. Ct. Order, 67 Wis. 2d 585, 766 (1975); 1975 c. 55, 199; 1977 c. 29 s. 1654 (7) (c); 1977 c. 273; 1979 c. 32, 258; 1981 c. 20; 1985 a. 202 ss. 29, 37; 1987 a.
 3; 1991 a. 269, 315; 1997 a. 84.

17 **SECTION 21.** 344.18 (3) (intro.) of the statutes is amended to read:

18 344.18 (3) (intro.) If a person defaults in the payment of any installment under
 19 a duly acknowledged written agreement, the secretary, upon notice of such default
 20 given in no event later than 30 days after the time for final installment, shall
 21 immediately suspend the registrations and operating privilege of the defaulting
 22 person. A suspension or revocation of registration under this subsection shall
 23 remain in effect until the person pays the fee required under s. 341.36 (1m), meets
 24 the requirement under par. (a) or (b) and satisfies the requirements of sub. (3m). A
 25 suspension or revocation of an operating privilege under this subsection shall remain
 26 in effect until the person pays the fee fees required in s. 343.21 (1) (j) and (n), complies

1 with the applicable provisions of s. 343.38 and meets any of the following
2 requirements:

History: Sup. Ct. Order, 67 Wis. 2d 585, 766 (1975); 1975 c. 55, 199; 1977 c. 29 s. 1654 (7) (c); 1977 c. 273; 1979 c. 32, 258; 1981 c. 20; 1985 a. 202 ss. 29, 37; 1987 a. 3; 1991 a. 269, 315; 1997 a. 84.

3 **SECTION 22. 344.19 (3)** of the statutes is amended to read:

4 344.19 (3) Upon receipt of such certification from another state to the effect
5 that the operating privilege or registration of a resident of this state has been
6 suspended or revoked in such other state under a law providing for its suspension
7 or revocation for failure to deposit security for payment of judgments arising out of
8 a motor vehicle accident, under circumstances which would require the secretary to
9 suspend a nonresident's operating privilege or registration had the accident occurred
10 in this state, the secretary shall suspend the operating privilege of such resident if
11 he or she was the operator and all of his or her registrations if he or she was the owner
12 of a motor vehicle involved in such accident. The department may accept a
13 certification which is in the form of a combined notice of required security and
14 suspension order, but shall not suspend a resident's operating privilege or
15 registration on the basis of such order until at least 30 days have elapsed since the
16 time for depositing security in the other state expired. A suspension or revocation
17 of operating privilege under this section shall continue until such resident furnishes
18 evidence of his or her compliance with the law of the other state relating to the
19 deposit of security, pays the fee fees required under s. 343.21 (1) (j) and (n) and
20 complies with the applicable provisions of s. 343.38. A suspension or revocation of
21 registration under this section shall continue until such resident furnishes evidence
22 of his or her compliance with the law of the other state relating to the deposit of

1 security, pays the fee required under s. 341.36 (1m) and satisfies the requirements
2 of sub. (3m).

History: 1977 c. 29 ss. 1464, 1654 (7) (a), (c); 1991 a. 269, 316; 1997 a. 84.

3 SECTION 23. 345.47 (1) (c) of the statutes is amended to read:

4 345.47 (1) (c) If a court or judge suspends an operating privilege under this
5 section, the court or judge shall immediately take possession of the suspended license
6 and shall forward it to the department together with the notice of suspension, which
7 shall clearly state that the suspension was for failure to pay a forfeiture, plus costs,
8 fees, and surcharges imposed under ch. 814. The notice of suspension and the
9 suspended license, if it is available, shall be forwarded to the department within 48
10 hours after the order of suspension. If the forfeiture, plus costs, fees, and surcharges
11 imposed under ch. 814, are paid during a period of suspension, the court or judge
12 shall immediately notify the department. Upon receipt of the notice and payment
13 of the reinstatement fee fees under s. 343.21 (1) (j) and (n), the department shall
14 return the surrendered license.

History: 1971 c. 278; 1973 c. 218; 1977 c. 29 ss. 1477 to 1482, 1654 (7) (c); 1979 c. 34; 1981 c. 165; 1987 a. 27, 389; 1989 a. 31, 107; 1991 a. 34, 39, 189; 1993 a. 16; 1995 a. 269; 1997 a. 27, 84, 135, 237, 252; 1999 a. 9, 32, 185; 2001 a. 16; 2003 a. 139.

15 SECTION 24. 2005 Wisconsin Act 25, section 2262 is repealed.

16 SECTION 9348. Initial applicability; Transportation.

17 (1) FEDERAL SECURITY VERIFICATION FEE. ^{NO} FF

18 (a) The treatment of sections 343.10 (6), 343.135 (1) (a) 3. and (7), 343.14 (1),
19 343.21 (1) (n), 343.22 (3), 343.26, 343.265 (2), 343.315 (3) (b), 343.38 (1) (a) and (2),
20 343.39 (1) (a), 343.50 (1), (5), (5m), and (6), 344.18 (1) (intro.) and (3) (intro.), 344.19
21 (3), and 345.47 (1) (c) of the statutes first applies to license and identification card
22 applications received by the department of transportation on the effective date of this
23 paragraph.

24 SECTION 9448. Effective dates; Transportation.

15 create auto ref
16 A
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21 create auto ref
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(1) FEDERAL SECURITY VERIFICATION FEE. *not*

(a) The treatment of sections 343.10 (6), 343.135 (1) (a) 3. and (7), 343.14 (1),
343.21 (1) (n), 343.22 (2m) and (3), 343.26, 343.265 (2), 343.305 (8) (b) 5. (intro.) and
(c) 5., 343.315 (3) (b), 343.38 (1) (a) and (2), 343.39 (1) (a), 343.50 (1), (5), (5m), and
(6), 344.18 (1) (intro.) and (3) (intro.), 344.19 (3), and 345.47 (1) (c) of the statutes and
SECTIONS 24 and 9348 (1) (a) of this act take effect on January 1, 2008.

(END)

D-Note

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

LRB-0973/1dn

ARG: kjf

Date

ATTN: Sara Kornely

Please review the attached draft carefully to ensure that it is consistent with your intent. There were some details of the draft for which I was not sure which approach to take.

1. In any circumstances where current law does not allow imposition of a fee under s. 343.21 or 343.50, the attached draft also exempts the new federal security verification fee. See the treatment of ss. 343.22 (2m) and 343.305 (8) (b) 5. (intro.) and (c) 5.
2. I was not sure whether the federal security verification fee should apply to occupational licenses. See the treatment of s. 343.10 (6).
3. I am not sure what dictates the fee for special restricted operator's licenses and whether the federal security verification fee should apply to issuance of these licenses. See the treatment of s. 343.135 (1) (a) 3. and (7).
4. I was not sure whether the federal security verification fee should apply to duplicate licenses and identification cards. See the treatment of ss. 343.22 (2m) and (3) and 343.315 (3) (b) and 343.50 (5m).

Please let me know if the draft is not consistent with your intent with respect to any of these items.

This draft will need to be reconciled with LRB-0003 and LRB-0011. Given the differing effective dates in these drafts, some "double drafting" may be required to carry out various changes in the same provisions occurring at different times.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0973/1dn
ARG:kjf:rs

December 5, 2006

ATTN: Sara Kornely

Please review the attached draft carefully to ensure that it is consistent with your intent. There were some details of the draft for which I was not sure which approach to take.

1. In any circumstances where current law does not allow imposition of a fee under s. 343.21 or 343.50, the attached draft also exempts the new federal security verification fee. See the treatment of ss. 343.22 (2m) and 343.305 (8) (b) 5. (intro.) and (c) 5.
2. I was not sure whether the federal security verification fee should apply to occupational licenses. See the treatment of s. 343.10 (6).
3. I am not sure what dictates the fee for special restricted operator's licenses and whether the federal security verification fee should apply to issuance of these licenses. See the treatment of s. 343.135 (1) (a) 3. and (7).
4. I was not sure whether the federal security verification fee should apply to duplicate licenses and identification cards. See the treatment of ss. 343.22 (2m) and (3) and 343.315 (3) (b) and 343.50 (5m).

Please let me know if the draft is not consistent with your intent with respect to any of these items.

This draft will need to be reconciled with LRB-0003 and LRB-0011. Given the differing effective dates in these drafts, some "double drafting" may be required to carry out various changes in the same provisions occurring at different times.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-0973/1 2

ARG:kjf:rs

in 12/6

RMR

DOA:.....Kornely, BB0177 - Federal security verification fee

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

D-Note

Don't Gen

- 1 AN ACT ...; relating to: federal security verification fee and identification card
- 2 fees and term.

Analysis by the Legislative Reference Bureau

TRANSPORTATION

DRIVERS AND MOTOR VEHICLES

Under current law, DOT collects various fees related to operator's licenses, including fees for the issuance or renewal of an operator's license, reinstatement of an operating privilege, adding operator's license endorsements, and removing operator's license restrictions.

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

Under current law, DOT may issue an identification card to a resident of this state who does not possess a valid operator's license containing the person's photograph. An identification card is valid for four years and may be renewed for additional four-year periods. The fee for issuance or renewal of an identification card is \$9.

Under this bill, the valid period for an identification card, and for each renewal period, is eight years and the fee for issuance or renewal is \$18. The bill also creates a new federal security verification fee of \$10, in addition to any other applicable fee, that must be paid to DOT for the issuance, renewal, or reinstatement of an identification card.

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

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

1 **SECTION 1.** 343.10 (6) of the statutes is amended to read:

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

5 **SECTION 2.** 343.135 (1) (a) 3. of the statutes is amended to read:

6 343.135 (1) (a) 3. Pays the all required fee fees.

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

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

*change
Component*

13 **SECTION 4.** 343.14 (1) of the statutes, as affected by 2005 Wisconsin Act 59, is
14 *repeated and recreated* amended to read:

delete scanning

s 25 and

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

21 **SECTION 5.** 343.21 (1) (n) of the statutes is created to read:

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

4 **SECTION 6.** 343.22 (2m) of the statutes is amended to read:

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

12 **SECTION 7.** 343.22 (3) of the statutes is amended to read:

13 343.22 (3) When the name of a licensee or identification card holder is changed,
14 such person shall, within 10 days thereafter, apply for a duplicate license or
15 identification card showing the correct name and address. The licensee or
16 identification card holder shall return the current license or identification card to the
17 department along with the application for a duplicate. If the licensee holds more
18 than one type of license under this chapter, the licensee shall return all such licenses
19 to the department along with one application and fee fees for a duplicate license for
20 which the licensee may be issued a duplicate of each such license.

21 **SECTION 8.** 343.26 of the statutes is amended to read:

22 **343.26 License after cancellation.** Any person whose license has been
23 canceled, whether the license has been canceled by the secretary or stands canceled
24 as a matter of law, may apply for a new license at any time. Upon receipt of the
25 application and the all required fee fees, the department shall issue or refuse

1 issuance of the license as upon an original application. The department may, but
2 need not, require the applicant to submit to an examination as provided in s. 343.16.

3 **SECTION 9.** 343.265 (2) of the statutes is amended to read:

4 343.265 (2) A person whose voluntary surrender of license under sub. (1) or
5 (1m) has been accepted by the department may apply for a duplicate license under
6 s. 343.19, or, if the person's license has expired during the period of surrender, a
7 renewal license, at any time. Upon receipt of the person's application and the
8 applicable fee fees under s. 343.21, the department shall issue or deny the license as
9 provided in this subchapter. The department may require the person to submit to
10 an examination under s. 343.16 (5).

11 **SECTION 10.** 343.305 (8) (b) 5. (intro.) of the statutes is amended to read:

12 343.305 (8) (b) 5. (intro.) If the hearing examiner finds that any of the following
13 applies, the examiner shall order that the administrative suspension of the person's
14 operating privilege be rescinded without payment of the any fee under s. 343.21 (1)
15 (j) or (n):

16 **SECTION 11.** 343.305 (8) (c) 5. of the statutes is amended to read:

17 343.305 (8) (c) 5. If any court orders under this subsection that the
18 administrative suspension of the person's operating privilege be rescinded, the
19 person need not pay the any fee under s. 343.21 (1) (j) or (n).

20 **SECTION 12.** 343.315 (3) (b) of the statutes is amended to read:

21 343.315 (3) (b) If a person's license or operating privilege is not otherwise
22 revoked or suspended as the result of an offense committed after March 31, 1992,
23 which results in disqualification under sub. (2) (a) to (f), (h), (i), or (j), the department
24 shall immediately disqualify the person from operating a commercial motor vehicle
25 for the period required under sub. (2) (a) to (f), (h), (i), or (j). Upon proper application

1 by the person and payment of ~~a duplicate license fee~~ the fees specified in s. 343.21
2 (1) (L) and (n), the department may issue a separate license authorizing only the
3 operation of vehicles other than commercial motor vehicles. Upon expiration of the
4 period of disqualification, the person may apply for authorization to operate
5 commercial motor vehicles under s. 343.26.

6 **SECTION 13.** 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 14.** 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 15.** 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 16.** 343.50 (1) of the statutes is amended to read:

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

4 **SECTION 17.** 343.50 (5) of the statutes, as affected by 2005 Wisconsin Act 126,
5 is amended to read:

6 343.50 (5) VALID PERIOD; FEES. The fee for an original card and for the
7 reinstatement of an identification card after cancellation under sub. (10) shall be \$9
8 \$18. The card shall be valid for the succeeding period of ~~4~~ 8 years from the
9 applicant's next birthday after the date of issuance, except that a card that is issued
10 to a person who is not a United States citizen and who provides documentary proof
11 of legal status as provided under s. 343.14 (2) (er) shall expire on the date that the
12 person's legal presence in the United States is no longer authorized. If the
13 documentary proof as provided under s. 343.14 (2) (er) does not state the date that
14 the person's legal presence in the United States is no longer authorized, then the card
15 shall be valid for the succeeding period of ~~4~~ 8 years from the applicant's next
16 birthday after the date of issuance.

17 **SECTION 18.** 343.50 (5m) of the statutes is created to read:

18 343.50 (5m) FEDERAL SECURITY VERIFICATION FEE. In addition to any other fee
19 under this section, for the issuance of an original identification card or duplicate
20 identification card or for the renewal or reinstatement of an identification card after
21 cancellation under sub. (10), a federal security verification fee of \$10 shall be paid
22 to the department.

23 **SECTION 19.** 343.50 (6) of the statutes, as affected by 2005 Wisconsin Act 126,
24 is amended to read:

1 343.50 (6) RENEWAL. At least 30 days prior to the expiration of the card, the
2 department shall mail a renewal application to the last-known address of each
3 identification card holder. The department shall include with the application
4 information, as developed by all organ procurement organizations in cooperation
5 with the department, that promotes anatomical donations and which relates to the
6 anatomical donation opportunity available under s. 343.175. The fee for a renewal
7 identification card shall be \$9 \$18, which card shall be valid for ~~4~~ 8 years, except
8 that a card that is issued to a person who is not a United States citizen and who
9 provides documentary proof of legal status as provided under s. 343.14 (2) (er) shall
10 expire on the date that the person's legal presence in the United States is no longer
11 authorized. If the documentary proof as provided under s. 343.14 (2) (er) does not
12 state the date that the person's legal presence in the United States is no longer
13 authorized, then the card shall be valid for ~~4~~ 8 years.

14 **SECTION 20.** 344.18 (1) (intro.) of the statutes is amended to read:

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

23 **SECTION 21.** 344.18 (3) (intro.) of the statutes is amended to read:

24 344.18 (3) (intro.) If a person defaults in the payment of any installment under
25 a duly acknowledged written agreement, the secretary, upon notice of such default

1 given in no event later than 30 days after the time for final installment, shall
2 immediately suspend the registrations and operating privilege of the defaulting
3 person. A suspension or revocation of registration under this subsection shall
4 remain in effect until the person pays the fee required under s. 341.36 (1m), meets
5 the requirement under par. (a) or (b) and satisfies the requirements of sub. (3m). A
6 suspension or revocation of an operating privilege under this subsection shall remain
7 in effect until the person pays the fee fees required in s. 343.21 (1) (j) and (n), complies
8 with the applicable provisions of s. 343.38 and meets any of the following
9 requirements:

10 **SECTION 22.** 344.19 (3) of the statutes is amended to read:

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

1 deposit of security, pays the fee fees required under s. 343.21 (1) (j) and (n) and
2 complies with the applicable provisions of s. 343.38. A suspension or revocation of
3 registration under this section shall continue until such resident furnishes evidence
4 of his or her compliance with the law of the other state relating to the deposit of
5 security, pays the fee required under s. 341.36 (1m) and satisfies the requirements
6 of sub. (3m).

7 **SECTION 23.** 345.47 (1) (c) of the statutes is amended to read:

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

19 **SECTION 24.** 2005 Wisconsin Act 25, section 2262 is repealed.

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

21 (1) **FEDERAL SECURITY VERIFICATION FEE.** The treatment of sections 343.10 (6),
22 343.135 (1) (a) 3. and (7), 343.14 (1), 343.21 (1) (n), 343.22 (3), 343.26, 343.265 (2),
23 343.315 (3) (b), 343.38 (1) (a) and (2), 343.39 (1) (a), 343.50 (1), (5), (5m), and (6),
24 344.18 (1) (intro.) and (3) (intro.), 344.19 (3), and 345.47 (1) (c) of the statutes first

1 applies to license and identification card applications received by the department of
2 transportation on the effective date of this subsection.

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

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

10

(END)

D-Note

D-Note

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

LRB-0973/2dn

ARG: *kgf*

Date

ATTN: Sara Kornely

The attached draft makes a technical change to bill section 4 of the “/1” draft and eliminates bill section 24 of the “/1” draft.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0973/2dn
ARG:kjf:nwn

December 6, 2006

ATTN: Sara Kornely

The attached draft makes a technical change to bill section 4 of the "/1" draft and eliminates bill section 24 of the "/1" draft.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

Gary, Aaron

From: Kornely, Sara - DOA
Sent: Wednesday, January 24, 2007 9:59 AM
To: Gary, Aaron
Subject: RE: LRB Draft: 07-0973/2 Federal security verification fee

Aaron, thanks for the info. We'll go with "fee" rather than "surcharge," but could we slightly amend the name further and call it the "Federal Security Verification Mandate Fee"?

Thanks!

Sara Kornely
Dept. of Administration
608-266-1039

From: Gary, Aaron [mailto:Aaron.Gary@legis.wisconsin.gov]
Sent: Tuesday, January 23, 2007 5:04 PM
To: Kornely, Sara - DOA
Cc: Grinde, Kirsten - DOA
Subject: RE: LRB Draft: 07-0973/2 Federal security verification fee

Hi Sara,

To call this a surcharge is rather confusing. We generally consider a surcharge to be a "fee" or "assessment" imposed by a court at the time of sentencing (or added to a fine/forfeiture by means of the bond book). We typically create surcharges to direct specific amounts imposed as a penalty for a legal violation to go to a specific use (constitutional provisions prohibit us from accomplishing this goal directly and diverting forfeiture moneys straight to a particular appropriation). See for example the railroad crossing improvement surcharge under s. 346.177, driver improvement surcharge under s. 346.655, and the truck driver education surcharge under s. 349.04. This supplemental fee, collected by the agency, is not what we typically think of (in the statutes) as a surcharge now. I can find one example of DOT collecting a fee that is called a surcharge (registration of a truck tractor, see ss. 341.25 (2) and 341.26 (3) (g)), but that is an old provision and probably wouldn't be drafted this way (if it could be helped) now. Could we call this a "Federal Security Verification *Supplemental* Fee" instead?

Aaron

Aaron R. Gary
Legislative Attorney
Legislative Reference Bureau
608.261.6926 (voice)
608.264.6948 (fax)
aaron.gary@legis.state.wi.us

From: Kornely, Sara - DOA
Sent: Tuesday, January 23, 2007 2:09 PM
To: Gary, Aaron
Subject: FW: LRB Draft: 07-0973/2 Federal security verification fee

01/24/2007

Hi Aaron –

On this one, I think we would like the "Federal Security Verification Fee" to be a "Federal Security Verification Surcharge." Can you make the necessary changes?

Thanks! Let me know if you have any questions or foresee any other problems with this change.

Sara Kornely
Dept. of Administration
608-266-1039

From: Natzke, Noah [mailto:Noah.Natzke@legis.wisconsin.gov]
Sent: Wednesday, December 06, 2006 4:24 PM
To: Kornely, Sara - DOA
Cc: Grinde, Kirsten - DOA; Hanaman, Cathlene - LEGIS; Palchik, Laurie A - DOA
Subject: LRB Draft: 07-0973/2 Federal security verification fee

Following is the PDF version of draft 07-0973/2.



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-09731/3
ARG:kjf:nwn

in 1/24

RMR

DOA:.....Kornely, BB0177 - Federal security verification fee
FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

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mandate

- 1 AN ACT ...; relating to: federal security verification fee and identification card
- 2 fees and term.

**Analysis by the Legislative Reference Bureau
TRANSPORTATION**

DRIVERS AND MOTOR VEHICLES

Under current law, DOT collects various fees related to operator's licenses, including fees for the issuance or renewal of an operator's license, reinstatement of an operating privilege, adding operator's license endorsements, and removing operator's license restrictions.

7 This bill creates a new federal security verification fee of \$10, in addition to any other applicable fee, that must be paid to DOT for the issuance, renewal, upgrading, or reinstatement of any operator's license, endorsement, or instruction permit.

Under current law, DOT may issue an identification card to a resident of this state who does not possess a valid operator's license containing the person's photograph. An identification card is valid for four years and may be renewed for additional four-year periods. The fee for issuance or renewal of an identification card is \$9.

Under this bill, the valid period for an identification card, and for each renewal period, is eight years and the fee for issuance or renewal is \$18. The bill also creates a new federal security verification fee of \$10, in addition to any other applicable fee, that must be paid to DOT for the issuance, renewal, or reinstatement of an identification card.

mandate

mandate

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

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

1 **SECTION 1.** 343.10 (6) of the statutes is amended to read:

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

5 **SECTION 2.** 343.135 (1) (a) 3. of the statutes is amended to read:

6 343.135 (1) (a) 3. Pays ~~the~~ all required fee fees.

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

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

13 **SECTION 4.** 343.14 (1) of the statutes, as affected by 2005 Wisconsin Acts 25 and
14 59, is repealed and recreated to read:

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

21 **SECTION 5.** 343.21 (1) (n) of the statutes is created to read:

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

4 **SECTION 6.** 343.22 (2m) of the statutes is amended to read:

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

12 **SECTION 7.** 343.22 (3) of the statutes is amended to read:

13 343.22 (3) When the name of a licensee or identification card holder is changed,
14 such person shall, within 10 days thereafter, apply for a duplicate license or
15 identification card showing the correct name and address. The licensee or
16 identification card holder shall return the current license or identification card to the
17 department along with the application for a duplicate. If the licensee holds more
18 than one type of license under this chapter, the licensee shall return all such licenses
19 to the department along with one application and fee fees for a duplicate license for
20 which the licensee may be issued a duplicate of each such license.

21 **SECTION 8.** 343.26 of the statutes is amended to read:

22 **343.26 License after cancellation.** Any person whose license has been
23 canceled, whether the license has been canceled by the secretary or stands canceled
24 as a matter of law, may apply for a new license at any time. Upon receipt of the
25 application and the all required fee fees, the department shall issue or refuse

1 issuance of the license as upon an original application. The department may, but
2 need not, require the applicant to submit to an examination as provided in s. 343.16.

3 **SECTION 9.** 343.265 (2) of the statutes is amended to read:

4 343.265 (2) A person whose voluntary surrender of license under sub. (1) or
5 (1m) has been accepted by the department may apply for a duplicate license under
6 s. 343.19, or, if the person's license has expired during the period of surrender, a
7 renewal license, at any time. Upon receipt of the person's application and the
8 applicable fee fees under s. 343.21, the department shall issue or deny the license as
9 provided in this subchapter. The department may require the person to submit to
10 an examination under s. 343.16 (5).

11 **SECTION 10.** 343.305 (8) (b) 5. (intro.) of the statutes is amended to read:

12 343.305 (8) (b) 5. (intro.) If the hearing examiner finds that any of the following
13 applies, the examiner shall order that the administrative suspension of the person's
14 operating privilege be rescinded without payment of the any fee under s. 343.21 (1)
15 (j) or (n):

16 **SECTION 11.** 343.305 (8) (c) 5. of the statutes is amended to read:

17 343.305 (8) (c) 5. If any court orders under this subsection that the
18 administrative suspension of the person's operating privilege be rescinded, the
19 person need not pay the any fee under s. 343.21 (1) (j) or (n).

20 **SECTION 12.** 343.315 (3) (b) of the statutes is amended to read:

21 343.315 (3) (b) If a person's license or operating privilege is not otherwise
22 revoked or suspended as the result of an offense committed after March 31, 1992,
23 which results in disqualification under sub. (2) (a) to (f), (h), (i), or (j), the department
24 shall immediately disqualify the person from operating a commercial motor vehicle
25 for the period required under sub. (2) (a) to (f), (h), (i), or (j). Upon proper application

1 by the person and payment of ~~a duplicate license fee~~ the fees specified in s. 343.21
2 (1) (L) and (n), the department may issue a separate license authorizing only the
3 operation of vehicles other than commercial motor vehicles. Upon expiration of the
4 period of disqualification, the person may apply for authorization to operate
5 commercial motor vehicles under s. 343.26.

6 **SECTION 13.** 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 14.** 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 15.** 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 16.** 343.50 (1) of the statutes is amended to read:

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

4 **SECTION 17.** 343.50 (5) of the statutes, as affected by 2005 Wisconsin Act 126,
5 is amended to read:

6 343.50 (5) VALID PERIOD; FEES. The fee for an original card and for the
7 reinstatement of an identification card after cancellation under sub. (10) shall be \$9
8 \$18. The card shall be valid for the succeeding period of ~~4~~ 8 years from the
9 applicant's next birthday after the date of issuance, except that a card that is issued
10 to a person who is not a United States citizen and who provides documentary proof
11 of legal status as provided under s. 343.14 (2) (er) shall expire on the date that the
12 person's legal presence in the United States is no longer authorized. If the
13 documentary proof as provided under s. 343.14 (2) (er) does not state the date that
14 the person's legal presence in the United States is no longer authorized, then the card
15 shall be valid for the succeeding period of ~~4~~ 8 years from the applicant's next
16 birthday after the date of issuance.

17 **SECTION 18.** 343.50 (5m) of the statutes is created to read:

18 343.50 (5m) FEDERAL SECURITY VERIFICATION ^{MANDATE (CS)} FEE. In addition to any other fee
19 under this section, for the issuance of an original identification card or duplicate
20 identification card or for the renewal or reinstatement of an identification card after
21 cancellation under sub. (10), a federal security verification ^{mandate} fee of \$10 shall be paid
22 to the department.

23 **SECTION 19.** 343.50 (6) of the statutes, as affected by 2005 Wisconsin Act 126,
24 is amended to read:

1 343.50 (6) RENEWAL. At least 30 days prior to the expiration of the card, the
2 department shall mail a renewal application to the last-known address of each
3 identification card holder. The department shall include with the application
4 information, as developed by all organ procurement organizations in cooperation
5 with the department, that promotes anatomical donations and which relates to the
6 anatomical donation opportunity available under s. 343.175. The fee for a renewal
7 identification card shall be ~~\$9~~ \$18, which card shall be valid for ~~4~~ 8 years, except
8 that a card that is issued to a person who is not a United States citizen and who
9 provides documentary proof of legal status as provided under s. 343.14 (2) (er) shall
10 expire on the date that the person's legal presence in the United States is no longer
11 authorized. If the documentary proof as provided under s. 343.14 (2) (er) does not
12 state the date that the person's legal presence in the United States is no longer
13 authorized, then the card shall be valid for ~~4~~ 8 years.

14 **SECTION 20.** 344.18 (1) (intro.) of the statutes is amended to read:

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

23 **SECTION 21.** 344.18 (3) (intro.) of the statutes is amended to read:

24 344.18 (3) (intro.) If a person defaults in the payment of any installment under
25 a duly acknowledged written agreement, the secretary, upon notice of such default

1 given in no event later than 30 days after the time for final installment, shall
2 immediately suspend the registrations and operating privilege of the defaulting
3 person. A suspension or revocation of registration under this subsection shall
4 remain in effect until the person pays the fee required under s. 341.36 (1m), meets
5 the requirement under par. (a) or (b) and satisfies the requirements of sub. (3m). A
6 suspension or revocation of an operating privilege under this subsection shall remain
7 in effect until the person pays the fee fees required in s. 343.21 (1) (j) and (n), complies
8 with the applicable provisions of s. 343.38 and meets any of the following
9 requirements:

10 **SECTION 22.** 344.19 (3) of the statutes is amended to read:

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

1 deposit of security, pays the fee fees required under s. 343.21 (1) (j) and (n) and
2 complies with the applicable provisions of s. 343.38. A suspension or revocation of
3 registration under this section shall continue until such resident furnishes evidence
4 of his or her compliance with the law of the other state relating to the deposit of
5 security, pays the fee required under s. 341.36 (1m) and satisfies the requirements
6 of sub. (3m).

7 **SECTION 23.** 345.47 (1) (c) of the statutes is amended to read:

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

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

20 (1) FEDERAL SECURITY VERIFICATION ^{MANDATE (S)} FEE. The treatment of sections 343.10 (6),
21 343.135 (1) (a) 3. and (7), 343.14 (1), 343.21 (1) (n), 343.22 (3), 343.26, 343.265 (2),
22 343.315 (3) (b), 343.38 (1) (a) and (2), 343.39 (1) (a), 343.50 (1), (5), (5m), and (6),
23 344.18 (1) (intro.) and (3) (intro.), 344.19 (3), and 345.47 (1) (c) of the statutes first
24 applies to license and identification card applications received by the department of
25 transportation on the effective date of this subsection.



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-0973/3

ARG:kjf:jf

DOA:.....Kornely, BB0177 - Federal security verification fee

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

- 1 AN ACT ...; relating to: federal security verification mandate fee and
2 identification card fees and term.

Analysis by the Legislative Reference Bureau

TRANSPORTATION

DRIVERS AND MOTOR VEHICLES

Under current law, DOT collects various fees related to operator's licenses, including fees for the issuance or renewal of an operator's license, reinstatement of an operating privilege, adding operator's license endorsements, and removing operator's license restrictions.

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

Under current law, DOT may issue an identification card to a resident of this state who does not possess a valid operator's license containing the person's photograph. An identification card is valid for four years and may be renewed for additional four-year periods. The fee for issuance or renewal of an identification card is \$9.

Under this bill, the valid period for an identification card, and for each renewal period, is eight years and the fee for issuance or renewal is \$18. The bill also creates a new federal security verification mandate fee of \$10, in addition to any other

applicable fee, that must be paid to DOT for the issuance, renewal, or reinstatement of an identification card.

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

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

1 **SECTION 1.** 343.10 (6) of the statutes is amended to read:

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

5 **SECTION 2.** 343.135 (1) (a) 3. of the statutes is amended to read:

6 343.135 (1) (a) 3. Pays the all required fee fees.

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

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

13 **SECTION 4.** 343.14 (1) of the statutes, as affected by 2005 Wisconsin Acts 25 and
14 59, is repealed and recreated to read:

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

1 **SECTION 5.** 343.21 (1) (n) of the statutes is created to read:

2 343.21 (1) (n) In addition to any other fee under this subsection, for the
3 issuance, renewal, upgrading, or reinstatement of any license, endorsement, or
4 instruction permit, a federal security verification mandate fee of \$10.

5 **SECTION 6.** 343.22 (2m) of the statutes is amended to read:

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

13 **SECTION 7.** 343.22 (3) of the statutes is amended to read:

14 343.22 (3) When the name of a licensee or identification card holder is changed,
15 such person shall, within 10 days thereafter, apply for a duplicate license or
16 identification card showing the correct name and address. The licensee or
17 identification card holder shall return the current license or identification card to the
18 department along with the application for a duplicate. If the licensee holds more
19 than one type of license under this chapter, the licensee shall return all such licenses
20 to the department along with one application and fee fees for a duplicate license for
21 which the licensee may be issued a duplicate of each such license.

22 **SECTION 8.** 343.26 of the statutes is amended to read:

23 **343.26 License after cancellation.** Any person whose license has been
24 canceled, whether the license has been canceled by the secretary or stands canceled
25 as a matter of law, may apply for a new license at any time. Upon receipt of the

1 application and the all required fee fees, the department shall issue or refuse
2 issuance of the license as upon an original application. The department may, but
3 need not, require the applicant to submit to an examination as provided in s. 343.16.

4 **SECTION 9.** 343.265 (2) of the statutes is amended to read:

5 343.265 (2) A person whose voluntary surrender of license under sub. (1) or
6 (1m) has been accepted by the department may apply for a duplicate license under
7 s. 343.19, or, if the person's license has expired during the period of surrender, a
8 renewal license, at any time. Upon receipt of the person's application and the
9 applicable fee fees under s. 343.21, the department shall issue or deny the license as
10 provided in this subchapter. The department may require the person to submit to
11 an examination under s. 343.16 (5).

12 **SECTION 10.** 343.305 (8) (b) 5. (intro.) of the statutes is amended to read:

13 343.305 (8) (b) 5. (intro.) If the hearing examiner finds that any of the following
14 applies, the examiner shall order that the administrative suspension of the person's
15 operating privilege be rescinded without payment of the any fee under s. 343.21 (1)
16 (j) or (n):

17 **SECTION 11.** 343.305 (8) (c) 5. of the statutes is amended to read:

18 343.305 (8) (c) 5. If any court orders under this subsection that the
19 administrative suspension of the person's operating privilege be rescinded, the
20 person need not pay the any fee under s. 343.21 (1) (j) or (n).

21 **SECTION 12.** 343.315 (3) (b) of the statutes is amended to read:

22 343.315 (3) (b) If a person's license or operating privilege is not otherwise
23 revoked or suspended as the result of an offense committed after March 31, 1992,
24 which results in disqualification under sub. (2) (a) to (f), (h), (i), or (j), the department
25 shall immediately disqualify the person from operating a commercial motor vehicle

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

7 **SECTION 13.** 343.38 (1) (a) of the statutes is amended to read:

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

10 **SECTION 14.** 343.38 (2) of the statutes is amended to read:

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

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

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

24 **SECTION 16.** 343.50 (1) of the statutes is amended to read:

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

4 **SECTION 17.** 343.50 (5) of the statutes, as affected by 2005 Wisconsin Act 126,
5 is amended to read:

6 343.50 (5) VALID PERIOD; FEES. The fee for an original card and for the
7 reinstatement of an identification card after cancellation under sub. (10) shall be \$9
8 \$18. The card shall be valid for the succeeding period of ~~4~~ 8 years from the
9 applicant's next birthday after the date of issuance, except that a card that is issued
10 to a person who is not a United States citizen and who provides documentary proof
11 of legal status as provided under s. 343.14 (2) (er) shall expire on the date that the
12 person's legal presence in the United States is no longer authorized. If the
13 documentary proof as provided under s. 343.14 (2) (er) does not state the date that
14 the person's legal presence in the United States is no longer authorized, then the card
15 shall be valid for the succeeding period of ~~4~~ 8 years from the applicant's next
16 birthday after the date of issuance.

17 **SECTION 18.** 343.50 (5m) of the statutes is created to read:

18 343.50 (5m) FEDERAL SECURITY VERIFICATION MANDATE FEE. In addition to any
19 other fee under this section, for the issuance of an original identification card or
20 duplicate identification card or for the renewal or reinstatement of an identification
21 card after cancellation under sub. (10), a federal security verification mandate fee of
22 \$10 shall be paid to the department.

23 **SECTION 19.** 343.50 (6) of the statutes, as affected by 2005 Wisconsin Act 126,
24 is amended to read:

1 343.50 (6) RENEWAL. At least 30 days prior to the expiration of the card, the
2 department shall mail a renewal application to the last-known address of each
3 identification card holder. The department shall include with the application
4 information, as developed by all organ procurement organizations in cooperation
5 with the department, that promotes anatomical donations and which relates to the
6 anatomical donation opportunity available under s. 343.175. The fee for a renewal
7 identification card shall be \$9 \$18, which card shall be valid for ~~4~~ 8 years, except
8 that a card that is issued to a person who is not a United States citizen and who
9 provides documentary proof of legal status as provided under s. 343.14 (2) (er) shall
10 expire on the date that the person's legal presence in the United States is no longer
11 authorized. If the documentary proof as provided under s. 343.14 (2) (er) does not
12 state the date that the person's legal presence in the United States is no longer
13 authorized, then the card shall be valid for ~~4~~ 8 years.

14 **SECTION 20.** 344.18 (1) (intro.) of the statutes is amended to read:

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

23 **SECTION 21.** 344.18 (3) (intro.) of the statutes is amended to read:

24 344.18 (3) (intro.) If a person defaults in the payment of any installment under
25 a duly acknowledged written agreement, the secretary, upon notice of such default

1 given in no event later than 30 days after the time for final installment, shall
2 immediately suspend the registrations and operating privilege of the defaulting
3 person. A suspension or revocation of registration under this subsection shall
4 remain in effect until the person pays the fee required under s. 341.36 (1m), meets
5 the requirement under par. (a) or (b) and satisfies the requirements of sub. (3m). A
6 suspension or revocation of an operating privilege under this subsection shall remain
7 in effect until the person pays the fee fees required in s. 343.21 (1) (j) and (n), complies
8 with the applicable provisions of s. 343.38 and meets any of the following
9 requirements:

10 **SECTION 22.** 344.19 (3) of the statutes is amended to read:

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

1 deposit of security, pays the fee fees required under s. 343.21 (1) (j) and (n) and
2 complies with the applicable provisions of s. 343.38. A suspension or revocation of
3 registration under this section shall continue until such resident furnishes evidence
4 of his or her compliance with the law of the other state relating to the deposit of
5 security, pays the fee required under s. 341.36 (1m) and satisfies the requirements
6 of sub. (3m).

7 **SECTION 23.** 345.47 (1) (c) of the statutes is amended to read:

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

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

20 (1) FEDERAL SECURITY VERIFICATION MANDATE FEE. The treatment of sections
21 343.10 (6), 343.135 (1) (a) 3. and (7), 343.14 (1), 343.21 (1) (n), 343.22 (3), 343.26,
22 343.265 (2), 343.315 (3) (b), 343.38 (1) (a) and (2), 343.39 (1) (a), 343.50 (1), (5), (5m),
23 and (6), 344.18 (1) (intro.) and (3) (intro.), 344.19 (3), and 345.47 (1) (c) of the statutes
24 first applies to license and identification card applications received by the
25 department of transportation on the effective date of this subsection.

