

SENATE BILL 509 (LRB -3956)

An Act to amend 343.16 (2) (b); and to create 38.04 (4) (e) 4., 115.28 (11) (d) and 343.71 (5) (d) of the statutes; relating to: driver education instruction and driver's license examinations. (FE)

2008

- 02-19. S. Introduced by Senators **Kreitlow, Olsen, Schultz, Kedzie, Cowles, Jauch, Carpenter, Lassa and Taylor**; cosponsored by Representatives **Moulton, Wood, Petrowski, Kaufert, Zepnick, Smith, Musser, Mursau, Hahn, Lothian, Molepske, LeMahieu, Berceau, Ballweg** and **Albers**.
- 02-19. S. Read first time and referred to committee on Transportation and Tourism 594
- 02-20. S. Public hearing held.
- 02-20. S. Executive action taken.
- 02-21. S. Report passage recommended by committee on Transportation and Tourism, Ayes 7, Noes 0 608
- 02-21. S. Available for scheduling.
- 02-26. S. Referred to joint committee on Finance by committee on Senate Organization, pursuant to Senate Rule 41 (1)(e).
- 02-26. S. Withdrawn from joint committee on Finance and made Available for Scheduling by committee on Senate Organization, pursuant to Senate Rule 41 (1)(e).
- 02-26. S. Placed on calendar 2-28-2008 by committee on Senate Organization.
- 02-27. S. Fiscal estimate received.
- 02-28. S. Read a second time.
- 02-28. S. Ordered to a third reading.
- 02-28. S. Rules suspended.
- 02-28. S. Read a third time and **passed**, Ayes 31, Noes 0.
- 02-28. S. Senator Hansen added as a coauthor.
- 02-28. S. Ordered immediately messaged.
- 02-28. A. Received from Senate.
- 02-28. A. Read.
- 02-28. A. Rules suspended and taken up.
- 02-28. A. Read a second time.
- 02-28. A. Ordered to a third reading.
- 02-28. A. Rules suspended.
- 02-28. A. Read a third time and **concurred in**.
- 02-28. A. Ordered immediately messaged.
- 02-29. S. Fiscal estimate received.
- 02-29. S. Received from Assembly concurred in.

07

**2007
ENROLLED BILL**

07en S B-509

ADOPTED DOCUMENTS:

Orig Engr SubAmdt

07 -3956/2

Amendments to above (if none, write "NONE"): None

Corrections - show date (if none, write "NONE"): None

Topic Rel

2-29-08 *J. Phil*
Date Enrolling Drafter

ELECTRONIC PROCEDURE:

Follow automatic or manual enrolling procedures in *TEXT2000 Reference Guide*, Document Specific Procedures, Ch. 20, Engrossing and Enrolling

DISTRIBUTION:

HOUSE OF ORIGIN:

- 11 copies plus bill jacket
- Secretary of State's envelope containing 4 copies plus newspaper notice

REVISOR OF STATUTES:

- 5 copies

DEPARTMENT OF ADMINISTRATION:

- 2 copies

LRB:

- Drafting file original
- Drafting attorney 1 copy
- Legislative editors 1 copy each
- Reference section 1 copy
- Bill index librarian 1 copy

2007 SENATE BILL 509

February 19, 2008 - Introduced by Senators KREITLOW, OLSEN, SCHULTZ, KEDZIE, COWLES, JAUCH, CARPENTER, LASSA and TAYLOR, cosponsored by Representatives MOULTON, WOOD, PETROWSKI, KAUFERT, ZEPNICK, SMITH, MUSSER, MURSAU, HAHN, LOTHIAN, MOLEPSKE, LEMAHIEU, BERCEAU, BALLWEG and ALBERS. Referred to Committee on Transportation and Tourism.

1 **AN ACT to amend** 343.16 (2) (b); and **to create** 38.04 (4) (e) 4., 115.28 (11) (d) and
2 343.71 (5) (d) of the statutes; **relating to:** driver education instruction and
3 driver's license examinations.

Analysis by the Legislative Reference Bureau

Current law provides that a driver education course offered by a technical college district or by a school district may not be approved by the state Technical College System Board or by the Department of Public Instruction unless the course:

1. Acquaints students with the hazards posed by machinery and animals on highways and provides instruction in safely dealing with such hazards;
2. Provides at least 30 minutes of instruction relating to organ and tissue donation; and
3. Provides information on motorcycle, pedestrian, and bicycle awareness.

This bill adds a fourth item required for course approval: the course must include instruction relating to passing stopped emergency vehicles, tow trucks, and highway machinery equipment.

Current law provides that a driver school may not be licensed by the Department of Transportation (DOT) unless the school's curriculum:

1. Acquaints students with the hazards posed by machinery and animals on highways and provides instruction in safely dealing with such hazards;
2. Provides at least 30 minutes of instruction relating to organ and tissue donation; and
3. Provides information on motorcycle, pedestrian, and bicycle awareness.

SENATE BILL 509

This bill adds a fourth required item for driver school curriculums: instruction relating to passing stopped emergency vehicles, tow trucks, and highway machinery equipment.

Under current law, DOT must include questions regarding highway signs, traffic laws, fuel-efficient operation of motor vehicles, anatomical gifts, and the effects of consuming alcohol while operating a motor vehicle in the knowledge examination for applicants for motor vehicle operator's licenses. This bill requires DOT to include the rules of passing stopped emergency vehicles, tow trucks, and highway machinery equipment in the knowledge examinations required of certain operator's license applicants.

For further information see the *state and local* 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.** 38.04 (4) (e) 4. of the statutes is created to read:
- 2 38.04 (4) (e) 4. Includes instruction relating to passing stopped emergency
- 3 vehicles, tow trucks, and highway machinery equipment.
- 4 **SECTION 2.** 115.28 (11) (d) of the statutes is created to read:
- 5 115.28 (11) (d) Include instruction relating to passing stopped emergency
- 6 vehicles, tow trucks, and highway machinery equipment.
- 7 **SECTION 3.** 343.16 (2) (b) of the statutes is amended to read:
- 8 343.16 (2) (b) *Specific requirements.* The standards developed by the
- 9 department under par. (c) shall provide that the examination for persons making
- 10 their first application for an operator's license shall include a test of the applicant's
- 11 eyesight, ability to read and understand highway signs regulating, warning and
- 12 directing traffic, knowledge of the traffic laws, including s. ss. 346.072 and 346.26,
- 13 understanding of fuel-efficient driving habits and the relative costs and availability
- 14 of other modes of transportation, knowledge of the need for anatomical gifts and the
- 15 ability to make an anatomical gift through the use of a donor card issued under s.

SENATE BILL 509

1 343.175 (2), and an actual demonstration of ability to exercise ordinary and
2 reasonable control in the operation of a motor vehicle. The test of knowledge of the
3 traffic laws shall include questions on the provisions of ss. 343.30 (1q), 343.303 to
4 343.31 and 346.63 to 346.655, relating to the operation of a motor vehicle and the
5 consumption of alcohol beverages. The test of knowledge may also include questions
6 on the social, medical and economic effects of alcohol and other drug abuse. The
7 examination of applicants for authorization to operate 'Class M' vehicles shall test
8 an applicant's knowledge of Type 1 motorcycle safety, including proper eye protection
9 to be worn during hours of darkness. The department may require persons changing
10 their residence to this state from another jurisdiction and persons applying for a
11 reinstated license after termination of a revocation period to take all or parts of the
12 examination required of persons making their first application for an operator's
13 license. Any applicant who is required to give an actual demonstration of ability to
14 exercise ordinary and reasonable control in the operation of a motor vehicle shall
15 furnish a representative vehicle in safe operating condition for use in testing ability.

16 **SECTION 4.** 343.71 (5) (d) of the statutes is created to read:

17 343.71 (5) (d) Includes instruction relating to passing stopped emergency
18 vehicles, tow trucks, and highway machinery equipment.

19 **SECTION 5. Effective date.**

20 (1) This act takes effect on the first day of the 6th month beginning after
21 publication.

22 (END)