

2007 DRAFTING REQUEST

Bill

Received: **01/25/2008**

Received By: **pgrant**

Wanted: **As time permits**

Identical to LRB:

For: **Pat Kreitlow (608) 266-7511**

By/Representing: **Jeff Buhrandt**

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

Drafter: **pgrant**

May Contact:

Adl. Drafters: **bbalinsk**

Subject: **Education - school boards
Transportation - driver licenses
Higher Education - tech. college**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Kreitlow@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Driver education courses

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>
/?	pgrant 01/28/2008 bbalinsk 01/31/2008	bkraft 02/07/2008		_____			S&L
/1	pgrant 02/12/2008	bkraft 02/12/2008	jfrantze 02/07/2008	_____	sbasford 02/07/2008		S&L
/2			nmatzke	_____	cduerst	cduerst	

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

02/13/2008 _____ 02/13/2008 02/15/2008

FE Sent For:

*at
intro*

<END>

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/2			nmatzke	_____	cduerst		

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			02/13/2008 _____		02/13/2008		

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Table with columns: Vers., Drafted, Reviewed, Typed, Proofed, Submitted, Jacketed, Required. Includes handwritten notes like '1/2 bjk 2/12' and 'nwn 2/12'.

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/?	pgrant	1 bjk 2/7					

FE Sent For:

<END>

Grant, Peter

From: Balinsky, Brett
Sent: Tuesday, January 22, 2008 11:39 AM
To: Grant, Peter
Subject: Drivers education draft

Importance: High

Here's the Ch. 38 request. I'll let the requester know you will handle it. Thanks

From: Duerst, Christina
Sent: Tuesday, January 22, 2008 11:08 AM
To: Balinsky, Brett
Subject: FW: Message for Brett Balinsky
Importance: High

From: Buhrandt, Jeff
Sent: Tuesday, January 22, 2008 11:03 AM
To: LRB.Legal
Subject: Message for Brett Balinsky

Brett-

Senator Kreitlow would like to have a bill drafted that would require that driver's education classes include the slow down/move over rules regarding emergency vehicles. We would be looking for an addition to Wis. stats. 38.04(4)(e) of the statutes. My suggestion would be to add something like **"Includes instruction relating to passing stopped emergency vehicles, tow trucks and highway machinery equipment."** We'd also like to see a question about Move Over/Slow Down included in the pool of questions used for DMV tests, but we think that possibly could be done through a rule process. If it's better changed through legislation, than we'd like that included.

Obviously if you have thoughts on if there is a better way to address this, we're open to it. Also, if I need to speak with someone else at LRB about this issue, please let me know.

Thanks-

Jeff

115-28(11)

Jeff Buhrandt
Office of Senator Pat Kreitlow
Wisconsin State Senate - 23rd District
Room 10 South - State Capitol
PO Box 7882
Madison, WI 53703-7882
Phone: 1-888-437-9436
jeff.buhrandt@legis.wisconsin.gov



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-3956
PG&BAB:.....

11
Lbjk

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

2007 Bill

SA ✓
X-ref ✓

IN 1/31/08

gen. cat.

1 AN ACT ...; relating to: driver education instruction and driver's license
2 examinations. ✓

Analysis by the Legislative Reference Bureau

INSERT ANALYSIS 1+2 →

DOT

Under current law, the Department of Transportation 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 the Department of Transportation 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.

FE-SL →

DOT

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

INSERT 1-3 → ✓

3 SECTION 1. 343.16 (2) (b) of the statutes is amended to read:

4 ✓ 343.16 (2) (b) *Specific requirements.* The standards developed by the
5 department under par. (c) shall provide that the examination for persons making
6 their first application for an operator's license shall include a test of the applicant's

SECTION 1

1 eyesight, ability to read and understand highway signs regulating, warning and
 2 directing traffic, knowledge of the traffic laws, including s. ss. 346.072 and 346.26,
 3 understanding of fuel-efficient driving habits and the relative costs and availability
 4 of other modes of transportation, knowledge of the need for anatomical gifts and the
 5 ability to make an anatomical gift through the use of a donor card issued under s.
 6 343.175 (2), and an actual demonstration of ability to exercise ordinary and
 7 reasonable control in the operation of a motor vehicle. The test of knowledge of the
 8 traffic laws shall include questions on the provisions of ss. 343.30 (1q), 343.303 to
 9 343.31 and 346.63 to 346.655, relating to the operation of a motor vehicle and the
 10 consumption of alcohol beverages. The test of knowledge may also include questions
 11 on the social, medical and economic effects of alcohol and other drug abuse. The
 12 examination of applicants for authorization to operate 'Class M' vehicles shall test
 13 an applicant's knowledge of Type 1 motorcycle safety, including proper eye protection
 14 to be worn during hours of darkness. The department may require persons changing
 15 their residence to this state from another jurisdiction and persons applying for a
 16 reinstated license after termination of a revocation period to take all or parts of the
 17 examination required of persons making their first application for an operator's
 18 license. Any applicant who is required to give an actual demonstration of ability to
 19 exercise ordinary and reasonable control in the operation of a motor vehicle shall
 20 furnish a representative vehicle in safe operating condition for use in testing ability.

History: 1971 c. 164 s. 83; 1973 c. 90, 176; 1975 c. 36, 199; 1977 c. 29 ss. 1456, 1654 (7) (a), (c); 1977 c. 273, 418; 1979 c. 34 ss. 1067m, 2102 (52) (a); 1979 c. 221, 345; 1981 c. 20; 1983 a. 74, 243, 534, 538; 1985 a. 65, 337; 1987 a. 3, 40, 215; 1989 a. 31, 105, 359; 1991 a. 21, 32, 39, 316; 1993 a. 16, 19, 183, 399; 1995 a. 27 s. 9145 (1); 1995 a. 113, 195, 448; 1997 a. 27, 84, 237; 1999 a. 32, 140; 2001 a. 105; 2003 a. 33; 2005 a. 187, 253, 466; 2007 a. 20.

21 **SECTION 2.** 343.71 (5) (d) of the statutes is created to read:

22 ✓ 343.71 (5) (d) Includes instruction relating to passing stopped emergency
 23 vehicles, ✓ tow trucks, ✓ and highway machinery equipment. ✓

24 (END) ✓

Insert Analysis 1

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

¶ 1. Acquaints students with the ^{hazards} hazards
 posed by ~~such~~ machinery and animals or
 highways ~~and by railroad grade crossing~~
 and provides instruction in ^{safely} safely dealing
 with such hazards \updownarrow

¶ 2. Provides at least 30 minutes of
 instruction relating to organ and tissue
 donation \updownarrow and

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

¶ 30 Provides information on motorcycle[↑]
~~awareness and~~ 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 ^{and} highway machinery equipment. ○

FE-SL

end of insert Analysis I

INSERT Analysis #2

¶ Current law provides that a driver ~~school~~
~~education course offered by a technical~~
~~college district or by a school district~~
 may not be ^{licensed} ~~approved~~ by the ~~State Technical~~
~~College System Board~~ or by ^{the} ~~the~~ Department
 of Public Instruction ^(DOT) unless the ~~course~~ ^{Schools curriculum}

¶ 10 ^{Acquaints} Acquaints students with the hazards
 posed ~~posed~~ by ~~power~~ machinery and animals on
 highways ~~highways~~ ~~and by railroad grade crossings~~
 and ^{provides} provides instruction in ^{safely} ~~safely~~ dealing
 with such hazards; ^{safely} ~~safely~~ dealing
 with such hazards

¶ 20 Provides at least 30 minutes of
 instruction relating to organ and tissue
 donation; and
 donation and

¶ 30 Provides information on motorcycle
~~awareness~~ ^{pedestrians} pedestrian and bicycle
 awareness

¶ This bill adds a fourth ^{required} item
 for ^{course} driver school curriculums
 the course must
 include instruction relating to passing
 stopped emergency vehicles and tow trucks
 and highway machinery equipment

~~WGA~~

end of insert Analysis #2

INSERT 1-3

§ SEC. # CR. 38004^X (4)[✓] (e)[✓]

§ 38.04^(B) (4) (e) Includes instruction relating
 to passing stopped emergency vehicles ^{emergency}
 tow trucks ^{and} highway machinery equipment [⊙]

§ SEC. # CR. 115028^X (11)[✓] (d)

§ 115.28^(B) (11) (d) Include instruction relating
 to passing stopped emergency vehicles
 tow trucks and highway machinery
 equipment [⊙]

end of inserts

9/2
OC
stays

2007 BILL

SAV

regen. cat

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.

BILL

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.

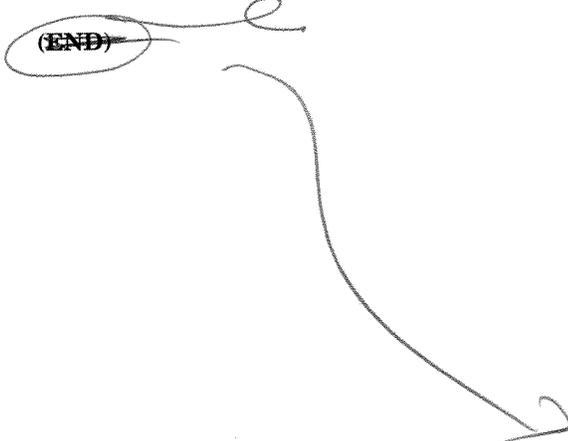
BILL

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 ~~(END)~~



2005

Nonstat File Sequence:

FFF

LRB 3956 12

PG: BAB : bjk :

EFFECTIVE DATE

- 1. In the component bar: For the action phrase, execute: ... create -> action: -> *NS: -> effdate
For the text, execute: ... create -> text: -> *NS: -> effdateA
2. Nonstatutory subunits are numbered automatically. Fill in the SECTION # or subsection # only if a "frozen" number is needed.

SECTION # . Effective date.

(#1) () This act takes effect on the first day of the sixth month beginning after publication.

6th

(Encl) v

- 1. In the component bar: For the action phrase, execute: .. create -> action: -> *NS: -> effdateE
For the text, execute: ... create -> text: -> *NS: -> effdate
2. Nonstatutory subunits are numbered automatically. Fill in the SECTION # or subsection # only if a "frozen" number is needed.

SECTION # . Effective dates;

This act takes effect on the day after publication, except as follows:

(#1) () The treatment of sections of the statutes takes effect on

- 1. In the component bar: For the budget action phrase, execute:..create -> action: -> *NS: -> 94XX
For the text, execute:..... create -> text: -> *NS: -> effdate
2. Nonstatutory subunits are numbered automatically. Fill in the SECTION # or subsection # only if a "frozen" number is needed. Below, for the budget, fill in the 9400 department code.

SECTION 94 . Effective dates;

(#1) () The treatment of sections of the statutes takes effect on

Duerst, Christina

From: Saxler, Charles
Sent: Friday, February 15, 2008 2:33 PM
To: LRB.Legal
Subject: Draft Review: LRB 07-3956/2 Topic: Driver education courses

Please Jacket LRB 07-3956/2 for the SENATE.

SENATE

INTRODUCTION AND REFERRAL OF PROPOSALS

(February 19, 2008)

SENATE BILL 509 (LRB -3956)

Relating to: driver education instruction and driver's license examinations.

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.

Rec
02-28-2008
(Jeff SCC office)

Rep. Moulton
Added

corrected copy

2007 - 2008 LEGISLATURE

LRB-3956/2
PG&BAB:bjk:nwn

02-20-2008

2007 SENATE BILL 509

per
Jeff
scc office

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

Rep. Moulton
Added

- 1 AN ACT *to amend* 343.16 (2) (b); and *to create* 38.04 (4) (e) 4., 115.28 (11) (d) and
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