2009 WISCONSIN ACT 242

AN ACT to amend 344.14 (2) (h) and 344.18 (1) (b) of the statutes; relating to: the liability release exception to the requirement that proof of financial responsibility be provided after a motor vehicle accident (suggested as remedial legislation by the Department of Transportation).

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

SECTION 1. 344.14 (2) (h) of the statutes is amended to read:

344.14 (2) (h) To any person who would otherwise have to deposit security if, prior to the date the secretary would otherwise suspend the person’s operating privilege and registrations under sub. (1) or order the impoundment of the motor vehicle under sub. (1m), there is filed with the secretary evidence satisfactory to the secretary that the person has been released from liability or has been finally adjudicated not to be liable or has executed a duly acknowledged written agreement providing for the payment of an agreed amount in installments with respect to all claims for injuries or damage resulting from the accident. The secretary may accept a release from liability executed by a parent as natural guardian or by a guardian ad litem on behalf of a minor child with respect to property damage or personal injuries sustained by the minor, provided that the total damages, including the cost of medical care, do not exceed $5,000 and that, in case of personal injury, the doctor’s certificate of injury filed with the department certifies that the minor received no permanent injury.

SECTION 2. 344.18 (1) (b) of the statutes is amended to read:

344.18 (1) (b) There is filed with the secretary evidence satisfactory to the secretary that the person whose operating privilege or registration was suspended or revoked has been released from liability or has been finally adjudicated not to be liable. The secretary may accept a release executed by a parent on behalf of a minor child only if the release satisfies the requirements specified as provided under s. 344.14 (2) (h).

SECTION 3. Initial applicability.

(1) This act first applies with respect to accidents occurring on the effective date of this subsection.