2011 DRAFTING REQUEST

Received By: agary

Received: 02/07/2012

Wanted: As time permits For: Luther Olsen (608) 266-0751					Companion to LRB: s0235			
					By/Representing: Kate Stewart			
May Contac					Drafter: agary Addl. Drafters:			
Subject:	•	ortation - drive ortation - traffi						
					Extra Copies:			
Submit via	email: YES							
Requester's	email:	Sen.Olsen@	elegis.wisco	onsin.gov				
Carbon cop	y (CC:) to:	aaron.gary	@legis.wisc	consin.gov				
Pre Topic:								
No specific	pre topic gi	ven						
Topic:								
Prohibiting	cell phone u	ise by operators	holding an	instruction pe	ermit or probation	ary license		
Instruction	ns:	,,,						
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2011 DRAFTING REQUEST

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Received: 02/07/2012

Wanted: As time permits					Companion to LRB: s0235				
For: Luther Olsen (608) 266-0751					By/Representing: Kate Stewart				
May Co Subject:		ortation - drive	or licenses		Drafter: agary				
subject.		ortation - traff			Addl. Drafters:				
					Extra Copies:				
Submit	via email: YES								
Request	er's email:	Sen.Olsen@	@legis.wisco	onsin.gov					
Carbon	copy (CC:) to:	aaron.gary	@legis.wisc	consin.gov					
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Prohibit	ing cell phone u	ise by operators	s holding an	instruction p	ermit or probation	ary license			
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2011 DRAFTING REQUEST

Bill

Received: 02	/07/2012			Received By: ag	gary		
Wanted: As time permits			Companion to LRB: s0235				
For: Luther Olsen (608) 266-0751				By/Representing: Kate Stewart			
-	May Contact: Subject: Transportation - driver licenses Transportation - traffic laws			Drafter: agary		,	
Subject:				Addl. Drafters:			
				Extra Copies:			
Submit via er	nail: YES						
Requester's en	mail:	Sen.Olsen@legis.wisc	onsin.gov				
Carbon copy	(CC:) to:	aaron.gary@legis.wis	consin.gov				
Pre Topic:							
No specific p	re topic giv	ven					
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Gary, Aaron

From:

Stewart, Kate

Sent:

Tuesday, February 07, 2012 12:01 PM

To:

Gary, Aaron

Subject:

AB 291

Aaron, can we get a senate companion drafted for AB 291 - the sub?

Thanks!

Kate Stewart

Office of Sen. Luther Olsen

266.0751

per kate, wanted



State of Misconsin 2011 - 2012 LEGISLATURE



RMNN

ASSEMBLY SUBSTITUTE AMENDMENT:

- Offered by Representative Perrows November 30, 2011

Reger AN ACT to amend 346.95 (1); and to create 346.89 (4) of the statutes; relating to: the use of a cellular or other wireless telephone by a probationary licensee or instruction permittee while driving a motor vehicle and providing a penalty.

Analysis by the Legislative Reference Bureau

Current law prohibits inattentive driving of a motor vehicle, which includes: 1) being so engaged or occupied, while driving a motor vehicle, as to interfere with the safe driving of the vehicle; and 2) driving a motor vehicle while composing or sending an electronic text message or an e-mail message, subject to various exceptions. Any person convicted of these forms of inattentive driving may be required to forfeit not less than \$20 nor more than \$400.

This substitute arrendment prohibits a person driving under an instruction permit or a probationary license from driving a motor vehicle while using a cellular or other wireless telephone (cellular phone), except to report an emergency. (A probationary license is, with certain exceptions, issued to all applicants for an original driver's license and remains in effect for two years from the date of the licensee's next birthday.) The prohibition applies regardless of whether the cellular phone is hand-held, installed in the vehicle, or otherwise situated, and regardless of whether use of the cellular phone interferes with operation of the vehicle. Persons who violate this prohibition may be required to forfeit not less than \$20 nor more

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than \$40 for a first offense, and not less than \$50 nor more than \$100 for a second or subsequent offense within one year.

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

Section 1. 346.89 (4) of the statutes is created to read:

346.89 (4) Subject to sub. (3), no person who holds a probationary license issued under s. 343.085, or an instruction permit issued under s. 343.07, may drive, as defined in s. 343.305 (1) (b), any motor vehicle while using a cellular or other wireless telephone, except to report an emergency.

Section 2. 346.95 (1) of the statutes is amended to read:

346.95 (1) Any person violating s. 346.87, 346.88, 346.89 (2) or (4), 346.90 to 346.92 or 346.94 (1), (9), (10), (11), (12) or (15) may be required to forfeit not less than \$20 nor more than \$40 for the first offense and not less than \$50 nor more than \$100 for the 2nd or subsequent conviction within a year.

SECTION 3. Effective date.

(1) This act takes effect on the first day of the 7th month beginning after publication.

(END)

Godwin, Gigi

From:

Sent:

Stewart, Kate Tuesday, February 07, 2012 3:49 PM

To:

LRB.Legal

Subject:

Draft Review: LRB 11-4041/1 Topic: Prohibiting cell phone use by operators holding an instruction permit or probationary license

RUSH

Please Jacket LRB 11-4041/1 for the SENATE.