



WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

2011 Wisconsin Act 242
[2011 Senate Bill 398]

**Administrative Suspension
Hearings**

Current law prohibits a person from operating a motor vehicle with a prohibited concentration of alcohol or a detectable amount of a controlled substance or while under the influence of an intoxicant (OWI). If a chemical test indicates that a person has committed an OWI, the person's operator's license is administratively suspended for six months. If a person appeals his or her suspension within 10 days after receiving notification of the suspension, the Department of Transportation (DOT) must hold a review hearing in the county where the offense allegedly occurred.

2011 Wisconsin Act 242 allows a person appealing his or her suspension to present his or her objections to the suspension in writing without appearing in person, or to request that DOT conduct the review hearing by telephone, video conference, or other remote communication mechanism. The Act also provides that the review hearing must be in the county where the offense allegedly occurred unless the hearing is by remote communication mechanism or record review.

Effective date: The Act took effect on April 20, 2012.

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This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature's Web site at: <http://www.legis.state.wi.us/>.