

No. 289, S.]

[Published July 26, 1957.

CHAPTER 416

AN ACT to amend 48.36 (1) (a) and (2) (a), as amended by chapter 260, laws of 1957 (Bill No. 99, S.); and to create 48.36 (3) and (4) of the statutes, relating to the suspension and revocation of operating privileges of juveniles.

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

SECTION 1. 48.36 (1) (a) and (2) (a) of the statutes, as amended by chapter 260, laws of 1957 (Bill No. 99, S.), are amended to read:

48.36 (1) (a) In cases of moving vehicle violations, it shall either suspend or revoke the child's * * * *operating privilege* upon the first viola-

tion and shall revoke such * * * *operating privilege* upon a second or subsequent violation. * * * Immediately upon suspending or revoking the * * * *operating privilege*, the court shall take possession * * * *of any motor vehicle operator's license or instruction permit which had been issued to such child* and mail it with a report of the violation to the state motor vehicle department as required by ss. 343.28 and 343.30. In addition, the court may require the child to attend traffic safety school as provided in s. 345.16 or may adjudge him delinquent and proceed under s. 48.34.

(2) (a) In cases of moving vehicle violations, it shall not impose a forfeiture but shall either suspend or revoke the child's * * * *operating privilege* upon the first violation and shall revoke such * * * *operating privilege* upon a second or subsequent violation. * * * Immediately upon suspending or revoking the * * * *operating privilege*, the court shall take possession * * * *of any motor vehicle operator's license or instruction permit which had been issued to such child* and mail it with a report of the violation to the state motor vehicle department as required by ss. 343.28 and 343.30.

SECTION 2. 48.36 (3) and (4) of the statutes are created to read:

48.36 (3) PERIOD OF SUSPENSION OR REVOCATION. Suspensions and revocations under subs. (1) (a) and (2) (a) shall be for a period of not less than 30 days nor more than one year, except that if a child is under 16 years of age when his operating privilege is suspended, the period of suspension shall run at least 30 days beyond such child's sixteenth birthday and, in the discretion of the court, may run for one year beyond such date.

(4) OPERATING PRIVILEGE DEFINED. In this section "operating privilege" means, in the case of a person who holds an operator's license or instruction permit under ch. 343, the license or permit so granted; in the case of a resident of this state who is not so licensed, it means the privilege to secure such license or permit; in the case of a nonresident, it means the operating privilege granted by s. 343.05.

SECTION 3. This act shall take effect July 1, 1958.

Approved July 20, 1957.
