

Assembly Bill 1103

Date published:
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CHAPTER 292, LAWS OF 1967

AN ACT to repeal 204.30 (7), as created by chapter 176, laws of 1967, 343.21 (2) and 347.14 (3); to renumber 343.16 (1) (c), 346.71 and 347.35 (3) (b); to amend 20.420 (intro.) and (4) (u), both as affected by chapter 110, laws of 1967, 40.71 (12), 70.112 (5), 110.07 (1), as affected by chapter , laws of 1967, (Senate Bill 75), 343.05 (1), 343.06 (3), 343.07 (1) (a) and (c), 343.08 (1) (intro.) and (2), 343.10 (1) and (2), 343.125 (4) (intro.), 343.21 (1) (a), (b), (ba), (c), (d) and (f), 343.32 (2), 343.44 (2), 346.17, 346.22, 346.30 (1) and (2), 346.36, 346.43 (1) and (2), 346.49, 346.56, 346.60, 346.63 (1) (intro.), 346.74 (1) and (2), 346.95, 347.13 (1), 347.14 (1) and (2), 347.15 (1) and (2), 347.35 (4), 347.47 (2) and 349.06; to repeal and recreate 343.05 (3), 343.16 (1) (a) and 347.47 (3); and to create 14.234, 20.125 (8) (v), 20.360 (3), 20.560 (2) (w) and (3) (w), 20.930 (1m) (b) (line 3m), 83.013, 204.34 (5), 340.01 (58a), 341.055, 343.05 (1a), 343.07 (3), 343.16 (1) (am) and (c), 343.21 (1) (h), 345.11, 345.135, 346.22 (3), 346.595, 346.60 (4), 346.63 (4), 346.71 (2), 347.35 (3) (b), 347.47 (4), 347.485 to 347.487, 348.10 (4) and (5) and chapter 350 of the statutes, relating to a program of highway safety including driver education, provisions relating to motor cycles and snowmobiles, the creation of a uniform traffic citation and complaint and making an appropriation.

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

SECTION 1. STATEMENT OF POLICY. In view of the immensity of the state's traffic problem, and, if not acted on, its certainty to increase, the legislature recognizes that new controls are necessary. But it also recognizes the folly of providing new penalties and controls when existing laws are not enforced. It is therefore declared that the people of the state of Wisconsin acting through their chosen representatives determine to reduce the motor vehicle accident rate by rigid enforcement of all traffic safety laws, and by this act instruct all law enforcement personnel to enforce the traffic laws of this state and local ordinances enacted pursuant thereto, vigorously. The gravity of the problem, and the devastating power of the machine no longer permits countenance of the myriad excuses of careless drivers which were, in an earlier day, tiresome, but which have now become lethal.

SECTION 2. 14.234 of the statutes is created to read:

14.234 OFFICE OF STATE HIGHWAY SAFETY CO-ORDINATION. (1) CREATION. There is created in the executive office of the governor an office of state highway safety, headed by a state highway safety co-ordinator, who shall be the principal executive officer responsible for the execution of the duties and functions assigned to the office, and the necessary staff employes. The office shall co-ordinate the highway safety activities of the various agencies of state government; evaluate and make recommendations to the governor with respect to program proposals submitted by state agencies and political subdivisions for federal and state funds in conjunction with the federal highway safety program; advise the governor on matters relating to highway safety and the implementation of the federal highway safety program in this state; and assist governmental units and private organizations in the planning and execution of programs relating to highway safety.

(2) **CO-ORDINATOR.** The co-ordinator shall be appointed by the governor outside the classified service with the advice and consent of the senate, and shall serve at the pleasure of the governor. He shall have at least 5 years experience in fields relating to highway safety and shall be appointed on the basis of recognized interest, administrative ability, training and experience in and knowledge of problems and needs in the field of highway safety.

(3) **STAFF.** The co-ordinator shall appoint under the classified service, and supervise and train the staff necessary for performing the duties of the division.

(4) **ADVISORY COMMITTEE.** An advisory committee on state highway safety is created to confer with the co-ordinator on matters of highway safety and with respect to the functions of the state highway safety co-ordinator and to advise the co-ordinator and the governor on such matters. The committee shall meet with the co-ordinator at least once each quarter. The committee shall consist of 15 members of which 5 members shall be citizens appointed by the governor and 5 members shall be state officers appointed by the governor, part of whose duties shall be related to transportation and highway safety. Three members shall be members of the assembly highways committee, appointed by the speaker of the assembly. Two members shall be members of the senate highways committee, appointed by the president pro tempore of the senate. The appointments shall be for staggered 3-year terms expiring on May 1 of odd-numbered years. Citizen members of the advisory committee shall receive no compensation for their services, but shall be reimbursed for their actual and necessary expenses incurred in the performance of their duties as members of the committee.

(5) **DEPARTMENTS AND EMPLOYEES TO CO-OPERATE.** Every department, its officers and employes, shall co-operate with the co-ordinator in those matters relating to his functions.

(6) **INFORMATION; REPORTS; RECOMMENDATION.** The co-ordinator shall furnish all information requested by the governor or by any member of the legislature, and make all reports required of him by statute. The co-ordinator shall prepare and submit to the governor and the legislature an annual report relating to the implementation of the comprehensive highway safety program in this state. This report shall include but not be limited to:

(a) Current statistical information on motor vehicle accidents, injuries and deaths and their related causation factors.

(b) The implementation of highway safety performance standards promulgated by the state or federal government.

(c) A general accounting of all state or federal funds expended in implementing the comprehensive highway safety program.

(d) Recommendations for additional legislation, programs and funds necessary for the effective implementation of a comprehensive highway safety program.

SECTION 3. At the appropriate place in the schedule under section 20.005 of the statutes, insert the following amounts for the purposes indicated:

<i>20.360 Executive department</i>				1967-68	1968-69
(3) State highway safety co-ordinator					
(m) Federal aid	PRF	C			
(q) General program opns.	SEG	A	48,600	56,500	

SECTION 4. 20.125 (8) (v) of the statutes is created to read:

20.125 (8) (v) *Uniform traffic citations.* A sum sufficient for the first biennium for the printing of uniform traffic citations as provided in s. 345.11.

SECTION 5. 20.360 (3) of the statutes is created to read:

20.360 (3) STATE HIGHWAY SAFETY CO-ORDINATION. For the division of state highway safety co-ordination:

(m) *Federal aid.* All moneys received from the federal government for the purposes of s. 14.234.

(q) *General program operations.* From the highway fund, the amounts in the schedule for general program operations.

SECTION 6. 20.420 (intro.) of the statutes, as affected by chapter 110, laws of 1967, is amended to read:

20.420 (intro.) There is appropriated from the highway fund, or from other funds if indicated herein, to the highway commission the amounts indicated for the following programs. The state highway fund revenues collected by the motor vehicle department, department of taxation and public service commission in each fiscal year, after deducting the amount appropriated from the state highway fund by ss. 20.130 (1) and 20.360 (3) (q) and the amounts paid from appropriations from the highway fund made by ss. 20.275 (1), 20.280 (4), 20.520 (4), 20.560, 20.660 (1), 20.800 (1) and 20.822 (1) are appropriated by this paragraph and shall be apportioned and distributed by the commission in the amounts and at the dates specified or, if no date is specified, at such times as the commission determines.

SECTION 7. 20.420 (4) (u) of the statutes, as created by chapter 110, laws of 1967, is amended to read:

20.420 (4) DRIVER EDUCATION. (u) *General operations.* As a continuing appropriation the unencumbered balance remaining in s. 20.650 (2) (v), 1965 stats., on June 30, 1967, and an amount equal to the fees collected by the motor vehicle department from chauffeur's licenses for the prior fiscal year, less the cost of administering such license fees, plus a sum equal to ~~50 cents~~ \$1 collected on all operators' licenses under s. 343.21 (1) (a) and \$2.50 collected on all operators' licenses under s. 343.21 (1) (b) and ~~\$1~~ \$2 collected on all renewals of operators' licenses, except chauffeurs' licenses, under s. 343.21 (1) (c) and (d). From this appropriation funds shall be allotted for driver education in accordance with par. (v) and ss. 20.650 (2) (v), 20.760 (1) (u) and 20.850 (1) (u) and 46.03 (16). *Twenty-five per cent of the amount collected under s. 343.21 (1) (ba) and 25% of the amount collected under s. 343.21 (1) (c) for the renewal of chauffeurs' licenses, shall be applied to s. 20.850 (1) (u) for the training of chauffeurs and the purchase of equipment for such training by the state board of vocational, technical and adult education.* Such apportionment shall be made upon such reports in such form and containing such information as the state superintendent requires.

SECTION 8. 20.560 (2) (w) and (3) (w) of the statutes are created to read:

20.560 (2) (w) *Motor-driven cycle operators' examinations.* A sum sufficient for the first biennium for the conduction of special examinations for motor-driven cycle operation.

(3) (w) *Operators' examination.* A sum sufficient to pay for re-examination of operators under s. 343.16.

SECTION 9. 20.930 (1m) (b) (line 3m) of the statutes is created to read:

20.930 (1m) (b)
3m. 20.360 Highway safety co-ordinator.

SECTION 10. 40.71 (12) of the statutes is amended to read:

40.71 (12) To promote a uniformly effective driver education program among high school pupils and pupils of vocational and adult educa-

tion schools who are about to become eligible to qualify for an operator's license, each district operating a high school and each school of vocational and adult education shall receive ~~\$25~~ \$30 per pupil for each pupil of high school age who successfully completes an accredited course in driver education approved by the department, but in no case shall the aid exceed the actual cost of instruction. If the sum appropriated by s. 20.650 (2) (v) is inadequate in any year to provide ~~\$25~~ \$30 per pupil, the aid shall be prorated after the appropriation for administration is deducted. Such aids shall be paid at the same time as the regular elementary and high school aids are paid.

SECTION 11. 70.112 (5) of the statutes is amended to read:

70.112 (5) Every automobile, motor ~~truck, motor delivery wagon, passenger automobile bicycle, motor bus, motor cycle motorcycle, motor-driven cycle, motor truck, power-driven cycle, road tractor, school bus, snowmobile, station wagon, truck tractor,~~ or other similar motor vehicle, or trailer or semitrailer used in connection therewith.

SECTION 12. 83.013 of the statutes is created to read:

83.013 ACCIDENT REVIEW COMMITTEE. In each county the highway commissioner, a representative of law enforcement of the county as designated by the county board and the director of highway safety promotion and administration of the motor vehicle department or his designated representative shall comprise a committee which shall at least quarterly review an accident map, to be maintained by a designated law enforcement officer of the county board which shows the exact location of each accident in the county for that year. Upon each review, the committee shall make written recommendations for any corrective actions it deems appropriate to the county highway committee, where appropriate, to the highway commission, where appropriate, and to any other appropriate branch of local government.

SECTION 12m. 110.07 (1) of the statutes, as affected by chapter laws of 1967, (Senate Bill 75) is amended to read:

110.07 (1) The commissioner of motor vehicles shall employ not to exceed 300 traffic officers. Such traffic officers, in addition to the director of the enforcement division of the department, shall constitute the state traffic patrol, to enforce and assist in the administration of chs. 110, 194 and 341 to 349, *and ch. 350 where applicable to highways*, or orders or rules issued pursuant thereto. Such traffic officers shall have the powers of sheriff in enforcing the above chapters and orders or rules issued pursuant thereto. Such traffic officers shall have authority to enter any place where vehicles subject to chs. 110, 194 and 341 to 349 are stored or parked at any time to examine such vehicles, or to stop such vehicles while en route at any time upon the public highways to examine the same and make arrests for all violations thereof. It is the duty of all municipal justices, judges, district attorneys and law enforcement officers to assist in enforcing chs. 110, 194 and 341 to 349, and orders or rules issued pursuant thereto, and law enforcement officers shall report to the motor vehicle department all arrests and disposition of court cases involving the aforementioned statutes.

SECTION 13. 204.34 (5) of the statutes is created to read:

204.34 (5) Every policy of insurance, agreement of indemnity or bond referred to in sub. (1) shall afford coverage in respect to liability on account of bodily injury, sickness or disease, including death resulting therefrom, sustained by any person who is a passenger in or on the insured vehicle, or it shall state prominently on its face in contrasting color that such coverage is not afforded.

SECTION 14. 204.30 (7) of the statutes, as created by chapter 176, laws of 1967, is repealed.

SECTION 15. 340.01 (58a) of the statutes is created to read:

340.01 (58a) "Snowmobile" means any engine-driven vehicle of a type which utilizes sled type runners, or skis, or an endless belt tread or any combination of these or other similar means of contact with the surface upon which it is operated.

SECTION 16. 341.055 of the statutes is created to read:

341.055 VEHICLE NOT TO BE REGISTERED. A snowmobile, though permitted to cross 2- or 3-lane highways, shall not be registered.

SECTION 17. 343.05 (1) of the statutes is amended to read:

343.05 (1) Except as provided in sub. (2), no person shall operate a motor vehicle upon a highway in this state unless such person has a license issued to him by the department, which license is not revoked, suspended, cancelled or expired. A valid chauffeur's license satisfies the requirements of this section only when the licensee is operating a vehicle in the performance of his duties as chauffeur. *No person shall operate a motor-driven cycle unless he possesses a valid operator's license which has been specifically indorsed for motor-driven cycle operation.*

SECTION 18. 343.05 (1a) of the statutes is created to read:

343.05 (1a) Section 343.44 and the penalties thereunder shall apply in lieu of this section to any person operating a motor vehicle upon a highway in this state when such person's license is revoked or suspended.

SECTION 19. 343.05 (3) of the statutes is repealed and recreated to read:

343.05 (3) Any person violating sub. (1) may be fined not more than \$100 or imprisoned not more than 6 months or both for the first offense and shall be fined not more than \$100 and imprisoned not less than 5 days nor more than 6 months for the 2nd offense and shall be fined not more than \$100 and imprisoned not less than 10 days nor more than 6 months for the 3rd conviction within 3 years.

SECTION 20. 343.06 (3) of the statutes is amended to read:

343.06 (3) To any person under age 18, unless such person has satisfactorily completed a course in driver education in public schools approved by the department of public instruction, *or in vocational schools approved by the state board of vocational, technical and adult education, and in non-public and private schools which meet the minimum standards set by the department of public instruction, or has satisfactorily completed a substantially equivalent course in driver training given by a school licensed by the motor vehicle department under s. 343.61 and approved by the motor vehicle department, or passes an examination prepared and administered by the motor vehicle department,* and has attained the age of 16, except as provided in ss. 343.07 and 343.08. *Such substantially equivalent course must be approved by the department of public instruction. The commissioner shall prescribe rules for licensing of schools and instructors to qualify under this section. The driver education course shall be made available to every eligible student in the state. No operator's license shall be issued unless a driver's examination has been administered by the motor vehicle department.*

SECTION 21. 343.07 (1) (a) and (c) of the statutes are amended to read:

343.07 (1) (a) He shall not operate a motor vehicle other than a motor-driven cycle unless he is accompanied by a person with at least 2 years of licensed driving experience occupying the seat beside him. *In the case of a motor-driven cycle no passenger shall accompany the*

operator except that a person with at least 2 years of licensed driving experience and whose license is indorsed for motor-driven cycle operation may ride as a passenger-instructor.

(c) He shall not operate a motor vehicle during hours of darkness unless accompanied by a licensed person 25 years of age or more occupying the seat beside him *or in the case of a motor-driven cycle unless accompanied by a licensed person 25 years of age who also meets the passenger requirements of par. (a).*

SECTION 22. 343.07 (3) of the statutes is created to read:

343.07 (3) INSTRUCTION PERMITS; MOTOR-DRIVEN CYCLE. Any person who wishes to qualify for the operation of a motor-driven cycle must first hold a valid operator's license by qualifying with an automobile, such license being indorsed as a temporary instruction permit with reference to a motor-driven cycle or a special temporary instruction permit for motor-driven cycle operation may be issued.

SECTION 23. 343.08 (1) (intro.) and (2) of the statutes are amended to read:

343.08 RESTRICTED LICENSES FOR PERSONS UNDER 18 YEARS OF AGE. (1) (intro.) Upon application therefor, the department may issue a restricted license to a person who is at least 14 and less than ~~16~~ 18 years of age if the following conditions, in addition to any others specified in this chapter, are fulfilled:

(2) A restricted license issued pursuant to this section is valid only until the licensee *secures a regular operator's license or reaches* ~~16~~ 18 years of age and entitles him to operate either an automobile or farm truck owned and registered by his parent or guardian or a ~~power-driven motor-driven~~ cycle owned and registered by his parent or guardian or both, depending on the restrictions placed by the department on the particular license. A license issued pursuant to this section does not authorize the licensee to operate any such vehicle during hours of darkness or to operate a vehicle in a city ~~with~~ *having* a population of 500,000 or more or to operate a ~~motor cycle, motorbicycle,~~ commercial motor truck, motor bus or taxicab.

SECTION 24. 343.10 (1) and (2) of the statutes are amended to read:

343.10 (1) If a person has had his chauffeur's license revoked he may file a petition with the commissioner for a limited chauffeur's license ~~as provided in~~ *under* s. 343.126. If a person has had his license revoked under s. 343.31 (1) (b), (c), (d) or (e) and if such person is engaged in an occupation or trade making it essential that he operate a motor vehicle, he may after complying with sub. (2) file with a judge of a court of record or of a municipal *justice* court ~~having criminal jurisdiction~~ in the county of residence a verified petition setting forth in detail his need for operating a motor vehicle. Thereupon, if the petitioner has not been convicted of any offense requiring the revocation *or suspension* of his license or resulting in an order revoking *or suspending* his license within the 18-month period immediately preceding the present conviction, the judge may order the commissioner to issue an occupational license to such person. The order for issuance of an occupational license shall contain definite restrictions as to hours of the day ~~(, not to exceed 12),~~ type of occupation and areas or routes of travel to be permitted under the license. If the petitioner holds a valid chauffeur's license at the time of filing petition the order for issuance shall further restrict operation under the occupational license to travel only between the licensee's place of residence and his place of employment ~~(, in addition to operation permitted under the chauffeur's license).~~ *The court may permit travel to and from church but such order shall specify the hours during which*

such travel is to be permitted. A copy of the petition and the order for the occupational license shall be forwarded to the department. No order for an occupational license shall be issued until at least 90 days have elapsed, since the date of conviction, or, in the case of an appeal which is subsequently dropped or affirmed, until at least 90 days have elapsed since the date of revocation following the dropping or affirmance of the appeal.

(2) No person 18 years of age or over shall file a petition for an occupational license unless he first pays to the county treasurer a fee of ~~\$10~~ \$5. The treasurer shall give such person a receipt and shall pay the full amount of the fee to the state treasurer for deposit in the general fund.

SECTION 25. 343.125 (4) (intro.) of the statutes is amended to read:

343.125 (4) (intro.) The department shall issue a chauffeur's license to a person *whether or not he holds a valid operator's license, but only if such person:*

SECTION 26. 343.16 (1) (a) of the statutes is repealed and recreated to read:

343.16 (1) (a) The department shall examine every applicant for an operator's license, subject to the following general policy:

1. The examination for persons making their first application for a Wisconsin operator's license and persons applying for a reinstated license after termination of a revocation period, and those applicants who have received more than 6 demerit points under s. 343.32 (2) at any time since his last renewal unless during the preceding year he has participated in the driver improvement program under s. 343.32 (2), shall include a test of the applicant's eyesight, his ability to read and understand highway signs regulating, warning and directing traffic; his knowledge of the traffic laws, including s. 346.26, and an actual demonstration of his ability to exercise ordinary and reasonable control in the operation of a motor vehicle. Any applicant who is required to give an actual demonstration of his ability to exercise ordinary and reasonable control in the operation of a motor vehicle shall furnish a vehicle in safe operating condition for use in testing his ability.

2. In addition to those examinations specified in subd. 1, the department shall examine every applicant for the renewal of an operator's license. The examination shall consist of a test of eyesight. The department shall make provisions for giving such examinations at examining stations in each county to all applicants for an operator's license. The person to be examined shall appear at the examining station nearest his place of residence or at such time and place as the department designates.

SECTION 27. 343.16 (1) (am) of the statutes is created to read:

343.16 (1) (am) The commissioner shall develop new and revised standards to govern driver license examinations and re-examinations, taking into consideration any federal standards or requirements which may apply. A public hearing shall be held before a joint session of the assembly committee on highways and the senate committee on highways to review such proposed standards. Such standards shall enter into effect only upon approval as a joint resolution by a majority of the members of the assembly and of the senate.

SECTION 28. 343.16 (1) (c) of the statutes is renumbered 343.16 (1) (d):

SECTION 29. 343.16 (1) (c) of the statutes is created to read:

343.16 (1) (c) The department shall examine every applicant for a license to operate a motor-driven cycle. The department shall waive the examination and validate operation of a motor-driven cycle when the applicant can show to the satisfaction of the department that he has regu-

larly operated a motor-driven cycle for a period of at least one year either as the owner or full-time operator of such vehicle. The department may set standards of past operation to qualify the waiver of examination; such standards shall include make, description, speed, cubic centimeters, piston displacement, miles driven or other pertinent facts.

SECTION 30. 343.21 (1) (a), (b), (ba), (c) (d) and (f) of the statutes are amended to read:

343.21 (1) (a) For the issuance of an instruction permit, ~~\$1.50~~ \$2.

(b) For the issuance of a license, other than a chauffeur's license, to a person not previously licensed in this state or previously licensed only under s. 343.08, ~~\$2.50~~ \$5. No fee shall be charged for issuance of a restricted license under s. 343.08.

(ba) For the issuance of a chauffeur's license, ~~\$3~~ \$4.

(c) For the renewal of a license, ~~\$2~~ \$4.

(d) For the reinstatement of a license after cancellation or which was not renewed prior to the date of expiration, ~~\$4 in case of a chauffeur's license~~ \$2 in case of an instruction permit and ~~\$3~~ \$4 in case of any other license.

(f) For the issuance of a duplicate license, ~~\$1~~ \$2, except that no fee shall be charged if the reason for issuance of the duplicate license is a change of name and the original license is returned with the application.

SECTION 31. 343.21 (1) (h) of the statutes is created to read:

343.21 (1) (h) For the validation of a current operator's license for operation of a motor-driven cycle, \$2.

SECTION 32. 343.21 (2) of the statutes is repealed.

SECTION 33. 343.32 (2) of the statutes is amended to read:

343.32 (2) The commissioner may suspend or revoke a person's operating privilege if such person appears by the records of the department to be an habitually reckless or negligent operator of a motor vehicle or to have repeatedly violated any of the state traffic laws or any local ordinance which is in conformity therewith. For the purpose of determining when to suspend or revoke an operating privilege under this subsection, the commissioner may determine and adopt by rule a method of weighing traffic convictions by their seriousness and may change such weighted scale from time to time as experience or the accident frequency in the state makes necessary or desirable. When an operator accumulates more than one half but less than the total number of 6 demerit points required for suspension or revocation of an operating privilege or has been involved in 2 or more accidents in a one-year period where the accident report indicates that such person may have been causally negligent, the commissioner may require such operator to present himself at an examining station for a group counseling or personal interview and or re-examination of his driving ability pursuant to s. 343.16 (1) (a) 1. Upon conclusion of such counseling, interview and examination, the commissioner shall take action as authorized at conclusion of other examinations under s. 343.16 (3) (a). In exercising the authority to suspend or revoke an operating privilege, the commissioner may suspend such privilege only when the operator has not had his operating privilege suspended or revoked previously, except under s. 343.30 (2) or 344.14 (1), or when his present demerit point accumulation is not more than 25% above the demerit point accumulation set for suspension or revocation. In all other cases under this section, the commissioner shall revoke the operating privilege of such operator. In regard to convictions which are not by themselves grounds for mandatory revocation of a license, such rule shall

provide that demerit points accumulated when a person is not operating a vehicle as a chauffeur shall not be counted against his chauffeur's license but such rule may provide that demerit points accumulated by a person when operating a vehicle as a chauffeur shall be counted against his regular license. When a person who has had his regular license revoked continues to operate as a private operator and who also has a chauffeur's license and is convicted of any traffic violation, 12 demerit points shall be assigned against his chauffeur's license.

SECTION 34. 343.44 (2) of the statutes is amended to read:

343.44 (2) Any person violating this section may be fined not less than \$50 nor more than \$200 ~~or~~ and shall be imprisoned not ~~more~~ less than ~~5 days nor more than 6 months~~ ~~or both~~, except that if a person violates this section after having had his operating privilege revoked because of a conviction of any of the offenses mentioned in s. 343.31, he shall be imprisoned not less than ~~2 5 days~~ nor more than ~~30 days~~ ~~6 months~~ for the first violation of this section and shall be imprisoned ~~not less than 60 days nor more than 6 months~~ for the 2nd such violation and ~~180 days~~ shall be imprisoned for 6 months for the 3rd and each subsequent violation. *If the revocation or suspension is pursuant to s. 343.32, 343.34, 344.08, 344.14 or 344.25 the penalties shall not apply until the person whose license has been revoked or suspended has received actual notice of such revocation or suspension or until 5 days following the delivery of such notice to the person or an adult at his address by mail as shown by return receipt. If such person has changed his address and fails to notify the department as required in s. 343.22 then failure to receive notice of revocation or suspension shall not be a defense to the charge of driving after revocation or suspension.*

SECTION 35. 345.11 of the statutes is created to read:

345.11 UNIFORM TRAFFIC CITATION AND COMPLAINT. (1) On and after July 1, 1969 the uniform traffic citation created by this section shall in the case of moving traffic violations and may in the case of parking violations be used by all law enforcement agencies in this state which are authorized to enforce the state traffic laws and any local traffic laws enacted by any local authority in accordance with s. 349.06.

(2) The uniform traffic citation and complaint shall be on a form prescribed by the committee created by sub. (3) and shall consist of 4 parts: a complaint, a report of conviction and abstract of court record for the department, a police record and report of action on the case and a traffic citation and stipulation of guilt. The form shall provide for the name, address, birth date, operator's license number of the alleged violator, if known, the license number of the vehicle, the offense alleged, the time and place of the offense, the section of the statute or ordinance violated, a designation of the offense in such a manner as can be readily understood by a person making a reasonable effort to do so, and such other information as may be pertinent to the offense.

(3) The commissioner shall appoint a committee to prescribe the form of the uniform traffic citation and complaint. The committee shall be composed as shown in pars. (a) to (i), but if any appointment is not made by March 1, 1968, the commissioner shall designate the appointee from the proper category.

(a) The commissioner, himself as chairman.

(b) A member of the enforcement division of the motor vehicle department.

(c) A member of the Wisconsin sheriffs and deputy sheriffs association, designated by the president thereof.

(d) A member of the county traffic patrol association, designated by the president thereof.

(e) A member of the chiefs of police association, designated by the president thereof.

(f) A member of the state bar of Wisconsin, designated by the president thereof.

(g) A member of the Wisconsin council of safety, designated by the president thereof.

(h) A member of the Wisconsin district attorneys' association, designated by the president thereof.

(i) A member of the Wisconsin traffic judges association, designated by the president thereof.

(4) The committee shall meet at the call of the chairman. Members of the committee shall receive no compensation for their services and shall not be reimbursed for their expenses. Upon approval of a form for the uniform traffic citation and complaint by the committee, the commissioner shall under s. 110.06 promulgate such form as an administrative rule, and with the approval of the committee shall make such other rules as are necessary for the implementation and operation of this section.

(5) Notwithstanding any other provision of the statutes, the use of the uniform traffic citation and complaint promulgated under sub. (4) by any peace officer in connection with the enforcement of any state traffic laws or any local traffic ordinances in strict conformity with the state traffic laws, shall be deemed adequate process to give the appropriate court jurisdiction over the subject matter of the offense upon the filing with such court of the uniform traffic complaint.

(6) The commissioner shall cause to be printed and sold to all law enforcement agencies in this state with authority to enforce state traffic laws or local laws adopted under authority of s. 349.06 serially numbered uniform traffic citations and complaints.

(7) Each law enforcement agency issuing uniform traffic citations and complaints shall be responsible for the disposition of all such forms issued under its authority, and such law enforcement agencies shall prepare and submit such records and reports relating to the uniform traffic citations and complaints in the manner and at the time prescribed by the commissioner.

(8) Any person who, with criminal intent, solicits or aids in the disposition or attempted disposition of a uniform traffic citation and complaint in any unauthorized manner shall be in criminal contempt of the court having original jurisdiction of said cause of action.

SECTION 36. 345.135 of the statutes is created to read:

345.135 RELEASE ON OWN BOND. Whenever a resident of this state is arrested for a violation of chs. 341 to 348, or for a violation of any municipal ordinance enacted in conformity therewith, the arresting authority shall release such person on his own bond without sureties if he exhibits his valid chauffeur's or operator's license to the arresting authority and signs a document swearing or affirming that he will appear in court at the time fixed for hearing of the case. A person arrested under s. 346.63 for operating a motor vehicle while under the influence of an intoxicant may not be released until 4 hours have elapsed from the time of his arrest or until a chemical test if such person requests said test, as provided by law, shows that there is .05% or less by weight of alcohol in such person's blood, whichever is sooner, providing, however, that such person may be released to his attorney, spouse, relative or other responsible adult after arrest. A chemical test given pursuant to this section shall not be admissible as evidence in any court proceeding. Whenever a resident of this state is arraigned before a court for a violation of

chs. 341 to 348, or for a violation of any municipal ordinance enacted in conformity therewith, the court shall, when such person enters a plea of not guilty, release such person on his own bond without sureties upon request of such person.

SECTION 37. 346.17 of the statutes is amended to read:

346.17 (1) Any person violating s. 346.04 (1) or (2), 346.06, 346.07 (1), 346.12 or 346.13 (1) or (3) may be fined not less than ~~\$10~~ \$20 nor more than ~~\$20~~ \$40 for the first offense and not less than ~~\$25~~ \$50 nor more than ~~\$50~~ \$100 for the 2nd or subsequent conviction within a year.

(2) Any person violating any provision of ss. 346.05, 346.07 (2) or (3), 346.08 to 346.11, 346.13 (2) or 346.14 to 346.16 may be fined not less than ~~\$10~~ \$20 nor more than \$200 or imprisoned not more than 30 days or both.

(3) Any person violating s. 346.04 (3) may be fined not less than ~~\$25~~ \$50 nor more than \$300 or imprisoned not more than 6 months or both.

SECTION 38. 346.22 of the statutes is amended to read:

346.22 (1) Any person violating ~~any provision of ss. s. 346.18, 346.20 (1) (b) or (c), (2), (3) or 346.21~~ may be fined not less than ~~\$10~~ \$20 nor more than ~~\$20~~ \$50 for the first offense and not less than ~~\$25~~ \$50 nor more than ~~\$50~~ \$100 for the 2nd or subsequent conviction within a year.

(2) Any person violating ~~any provision of ss. s. 346.19 or 346.20~~ (1) (a) may be fined not less than ~~\$10~~ \$20 nor more than \$200 or imprisoned not more than 30 days or both.

SECTION 39. 346.22 (3) of the statutes is created to read:

346.22 (3) Any person violating s. 346.20 (1) (b) or (c), (2), (3) or 346.21 may be fined not less than \$10 nor more than \$20 for the first offense and not less than \$25 nor more than \$50 for the 2nd or subsequent conviction within a year.

SECTION 40. 346.30 (1) and (2) of the statutes are amended to read:

346.30 (1) Any ~~person pedestrian~~ violating ~~any provision of ss. s. 346.23, 346.24 (2), 346.25, 346.28 or 346.29~~ may be fined not less than ~~\$10~~ \$2 nor more than \$20 for the first offense and not less than ~~\$25~~ \$10 nor more than \$50 for the 2nd or subsequent conviction within a year. *Any operator of a vehicle violating s. 346.23 or 346.28 may be fined 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.*

(2) Any person violating ~~any provision of s. 346.24 (1) or (3) or 346.27~~ may be fined not less than ~~\$10~~ \$20 nor more than \$200 or imprisoned not more than 30 days or both.

SECTION 41. 346.36 of the statutes is amended to read:

346.36 Any person violating ~~any provision of ss. 346.31 to 346.35~~ may be fined not less than ~~\$10~~ \$20 nor more than ~~\$20~~ \$40 for the first offense and not less than ~~\$25~~ \$50 nor more than ~~\$50~~ \$100 for the 2nd or subsequent conviction within a year.

SECTION 42. 346.43 (1) and (2) of the statutes are amended to read:

346.43 (1) Any ~~person pedestrian~~ violating ~~any provision of ss. s. 346.37 to 346.39 or 346.38~~ may be fined not less than ~~\$10~~ \$2 nor more than \$20 for the first offense and not less than ~~\$25~~ \$10 nor more than \$50 for the 2nd or subsequent conviction within a year. *Any operator of a vehicle violating ss. 346.37 to 346.39 may be fined 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.*

(2) Any person violating ~~any provision~~ of s. 346.42 may be fined not less than ~~\$10~~ \$20 nor more than \$200 or imprisoned not more than 30 days or both.

SECTION 43. 346.49 of the statutes is amended to read:

346.49 (1) Any person violating ~~any provision~~ of s. 346.46 or 346.47 may be fined not less than ~~\$10~~ \$20 nor more than ~~\$20~~ \$40 for the first offense and not less than ~~\$25~~ \$50 nor more than ~~\$50~~ \$100 for the 2nd or subsequent conviction within a year.

(2) Any person violating ~~any provision~~ of ss. s. 346.44, 346.45 or 346.48 may be fined not less than ~~\$10~~ \$20 nor more than \$200 or imprisoned not more than 30 days or both.

SECTION 44. 346.56 of the statutes is amended to read:

346.56 (1) Any person violating ~~any provision~~ of ss. s. 346.52 to 346.54 or 346.55 (3) may be fined not less than ~~\$10~~ \$20 nor more than ~~\$20~~ \$40 for the first offense and not less than ~~\$25~~ \$50 nor more than ~~\$50~~ \$100 for the 2nd or subsequent conviction within a year.

(2) Any person violating ~~any provision~~ of s. 346.51 or 346.55 (1) or (2) may be fined not less than ~~\$10~~ \$20 nor more than \$200 or imprisoned not more than 30 days or both.

SECTION 45. 346.595 of the statutes is created to read:

346.595 MOTOR-DRIVEN CYCLES. (1) All motor vehicles including motor-driven cycles are entitled to the full use of a traffic lane and no vehicle shall be driven or operated in such a manner so as to deprive any other vehicle of the full use of a traffic lane, with the exception that motor-driven cycles may, with the consent of both drivers, be operated not more than 2 abreast in a single lane.

(2) No person shall ride any motor-driven cycle while in a side-saddle position.

(3) No passenger shall ride a motor-driven cycle who when properly seated cannot rest his feet on the foot rests or pegs.

(4) No passenger shall ride in front of the operator on a motor-driven cycle.

(5) The headlamps on motor-driven cycles must be lighted whenever the cycle is in operation.

SECTION 46. 346.60 of the statutes is amended to read:

346.60 (1) Any person violating ~~any provision~~ of s. 346.59 may be fined not less than ~~\$10~~ \$20 nor more than ~~\$20~~ \$40 for the first offense and not less than ~~\$25~~ \$50 nor more than ~~\$50~~ \$100 for the 2nd or subsequent conviction within a year.

(2) Any person violating ~~any provision~~ of s. 346.57 (4) (d) to (h) or (5) or 346.58 may be fined not less than ~~\$10~~ \$20 nor more than \$200 or imprisoned not more than 30 days or both.

(3) Any person violating ~~any provision~~ of s. 346.57 (2), (3) or (4) (a) to (c) may be fined not less than ~~\$25~~ \$40 nor more than ~~\$200~~ \$300 or imprisoned not more than 6 months or both for the first offense and may be fined not less than ~~\$50~~ \$80 nor more than ~~\$500~~ \$600 or imprisoned not more than one year in county jail or both for the 2nd or subsequent conviction within a year.

SECTION 47. 346.60 (4) of the statutes is created to read:

346.60 (4) Any person violating s. 346.595 may be fined not less than \$20 nor more than \$200 or imprisoned not more than 30 days or both.

SECTION 48. 346.63 (1) (intro.) of the statutes is amended to read:

346.63 (1) (intro.) It is unlawful for any of the following to *drive* or operate a motor vehicle:

SECTION 49. 346.63 (4) of the statutes is created to read:

346.63 (4) In this section, unless the context requires otherwise, "drive" or "operate" means exercising physical control over the vehicle's speed and direction while in motion.

SECTION 50. 346.71 of the statutes is renumbered 346.71 (1).

SECTION 51. 346.71 (2) of the statutes is created to read:

346.71 (2) In cases of death involving a motor vehicle in which the decedent was the operator of a motor vehicle or a pedestrian 16 years of age or older and who died within 6 hours of the time of the accident, the coroner shall require that a blood specimen of at least 10 cc. be withdrawn from the body of the decedent within 12 hours after his death, by the coroner or by a physician so designated by the coroner or by a qualified person at the direction of such physician. All morticians shall obtain a release from the coroner prior to proceeding with embalming any body coming under the scope of this section. The blood so drawn shall be forwarded to a laboratory approved by the state board of health for analysis of the alcoholic content of such blood specimen. The coroner causing the blood to be withdrawn shall be notified of the results of each analysis made and shall forward the results of each such analysis to the state board of health. The state board of health shall keep a record of all such examinations to be used for statistical purposes only. The cumulative results of the examinations, without identifying the individuals involved, shall be disseminated and made public by the state board of health.

SECTION 52. 346.74 (1) and (2) of the statutes are amended to read:

346.74 (1) Any person violating ~~any provision of s. 346.72~~ may be fined not less than ~~\$10~~ \$20 nor more than ~~\$20~~ \$40 for the first offense and not less than ~~\$25~~ \$50 nor more than ~~\$50~~ \$100 for the 2nd or subsequent conviction within a year.

(2) Any person violating ~~any provision of ss. s. 346.70 (1), (2) or (3), 346.71 or 346.73~~ may be fined not less than ~~\$20~~ \$40 nor more than \$200 for the first offense and not less than ~~\$50~~ \$100 nor more than \$500 for the 2nd or subsequent conviction within a year.

SECTION 53. 346.95 of the statutes is amended to read:

346.95 (1) Any person violating ~~any provision of ss. s. 346.87, 346.88, 346.89 (2), 346.90 to 346.92 or 346.94 (1), (3), (9), (10) or (11)~~ may be fined not less than ~~\$10~~ \$20 nor more than ~~\$20~~ \$40 for the first offense and not less than ~~\$25~~ \$50 nor more than ~~\$50~~ \$100 for the 2nd or subsequent conviction within a year.

(2) Any person violating s. 346.89 (1), 346.93 or 346.94 (2), (4) or (7) may be fined not less than ~~\$10~~ \$20 nor more than ~~\$200~~ \$400 or imprisoned not more than ~~30~~ 60 days or both.

(3) Any person violating s. 346.94 (5), (6) or (6m) shall be fined ~~\$25~~ \$50 for each offense.

(4) Any person violating s. 346.94 (8) may be fined not to exceed ~~\$10~~ \$20 for the first offense or not to exceed ~~\$25~~ \$50 for each subsequent offense.

SECTION 54. 347.13 (1) of the statutes is amended to read:

347.13 (1) No person shall operate a motor vehicle ~~or~~, mobile home ~~or trailer or semitrailer~~ upon a highway during hours of darkness unless such motor vehicle ~~or~~, mobile home ~~or trailer or semitrailer~~ is equipped with at least one tail lamp mounted on the rear which, when lighted during hours of darkness, emits a red light plainly visible from a distance of 500 feet to the rear. No ~~motor~~ vehicle originally equipped at the time of manufacture and sale with 2 tail lamps shall be operated upon a highway during hours of darkness unless both such lamps are in good working order.

SECTION 55. 347.14 (1) and (2) of the statutes are amended to read:

347.14 (1) No person shall operate a motor vehicle ~~or~~, mobile home ~~or trailer or semitrailer~~ upon a highway unless such motor vehicle ~~or~~, mobile home ~~or trailer or semitrailer~~ is equipped with at least one stop lamp mounted on the rear and meeting the specifications set forth in this section. The stop lamp on a mobile home ~~or trailer or semitrailer~~ shall be controlled and operated from the driver's seat of the propelling vehicle. A stop lamp may be incorporated with a tail lamp. No ~~motor~~ vehicle originally equipped at the time of manufacture and sale with 2 stop lamps shall be operated upon a highway unless both such lamps are in good working order.

(2) A stop lamp shall be so constructed as to be actuated upon application of the service or foot brake ~~or separate trailer brake~~ and shall emit a red or amber light plainly visible and understandable from a distance of 100 feet to the rear both during normal sunlight and during hours of darkness all distances up to 300 feet to the rear during normal sunlight when viewed from the driver's seat of the vehicle following.

SECTION 56. 347.14 (3) of the statutes is repealed.

SECTION 57. 347.15 (1) and (2) of the statutes are amended to read:

347.15 (1) No person shall sell any new motor vehicle, other than a motor-driven cycle, unless such motor vehicle is equipped with direction signal lamps meeting the requirements of this section. No person shall operate on a highway any motor vehicle sold new after January 1, 1955, ~~or any mobile home, or trailer or semitrailer sold new after January 1, 1968~~, other than a vehicle which is operated pursuant to s. 341.47 (1) (b) or a motor-driven cycle, unless such ~~motor~~ vehicle is equipped with direction signal lamps meeting the requirements of this section. Any other vehicle may be equipped with such lamps. *Subsection (3m) notwithstanding direction signals are not required on trailers when the rear direction signals on the towing vehicle are fully visible from all distances to the rear to 300 feet during normal sunlight when viewed from the driver's seat of the vehicle following.*

(2) *Except as provided in sub. (1), there shall be 2 direction signal lamps showing to the front on motor vehicles and 2 showing to the rear on motor vehicles, mobile homes, trailers and semitrailers, so as to indicate intention to turn right or left. Both lamps showing to the front shall be located on the same level and as widely spaced laterally as practicable and both lamps showing to the rear shall be located on the same level and as widely spaced laterally as practicable. Such lamps shall project a flashing white or amber light visible to the front and a flashing red or amber light visible to the rear. Direction signal lamps when in use shall be plainly visible and understandable from a distance of 100 all distances to 300 feet both during normal sunlight and during hours of darkness. When actuated, such lamps shall indicate the intended direction of turning by flashing the lights showing to the front and rear on the side toward which the turn is made.*

SECTION 58. 347.35 (3) (b) of the statutes is renumbered 347.35 (3) (c).

SECTION 59. 347.35 (3) (b) of the statutes is created to read:

347.35 (3) (b) Every full trailer, semitrailer, pole trailer or other towed vehicle required to be equipped with brakes shall be equipped with brake systems of such design and type, and capable of meeting such performance standards, as established by rule of the commissioner.

SECTION 60. 347.35 (4) of the statutes is amended to read:

347.35 (4) No person shall manufacture and no person shall sell a ~~new~~ mobile home in this state unless such mobile home is equipped with

brakes adequate to control the movement of and to stop and hold it. No person shall operate on a highway any mobile home sold new after January 1, 1940 registered as a 1940 or later year model unless such mobile home is equipped with brakes adequate to control the movement of and to stop and hold it. ~~The brakes on a mobile home shall be so designed as to be applied by the driver of the towing vehicle from the driver's compartment.~~

SECTION 61. 347.47 (2) of the statutes is amended to read:

347.47 (2) No person shall operate a motor vehicle drawing a trailer, semitrailer or mobile home upon a highway unless the hitch ~~or~~ and coupling attaching the trailer, semitrailer or mobile home to the vehicle by which it is drawn is of such construction as to cause such trailer, semitrailer or mobile home to follow in direct line with the propelling vehicle without dangerous side swing or wobble. *The hitch and coupling, the surface to which they are attached, and the connections, shall be of sufficient strength to prevent failure under all conditions of operation. The hitch is that part of the connecting mechanism, including the coupling platform and its attaching members or weldments, which is attached to the towing vehicle. The coupling is that part of the connecting mechanism, including the coupling and its attaching members or weldments, which is attached to the trailer or mobile home and by which connection is made to the hitch. If a device is used between the trailer proper and the coupling such as a pole, such device shall also meet the requirements of this section.*

SECTION 62. 347.47 (3) of the statutes is repealed and recreated to read:

347.47 (3) In addition to the hitch and coupling specified in sub. (2), every towed vehicle shall be coupled to the towing vehicle by means of safety chains, leveling bars or cables. This requirement does not apply to a semitrailer having a connecting device composed of a 5th wheel and kingpin assembly, nor to a pole or pipe dolly. The safety chains, leveling bars or cables shall have only the necessary slack to permit proper turning and safety chains or cables shall be so connected to the towed and towing vehicle to prevent the drawbar from dropping to the ground if the hitch or coupling disengages. Two separate lengths of safety chain, leveling bars or cable shall be required on all trailers and mobile homes.

SECTION 63. 347.47 (4) of the statutes is created to read:

347.47 (4) Trailer, semitrailer and mobile home couplings and the safety chains, leveling bars or cables shall be of such minimum strength, design and type as established by published rule of the commissioner.

SECTION 64. 347.485 to 347.487 of the statutes are created to read:

347.485 PROTECTIVE HEADGEAR FOR MOTORCYCLISTS. (1)

(a) No person shall operate or ride upon a motor-driven cycle on any highway unless such person is wearing protective headgear of a type and in the manner approved by the commissioner.

(b) No person shall sell or offer for sale any protective headgear for use by a driver or passenger on a motor-driven cycle, not meeting the standards and specifications approved by the commissioner.

(c) The standards and specifications for protective headgear referred to in this section shall be such as to provide a high level of protection at reasonable cost to the consumer.

(2) No person shall operate a motor-driven cycle on any highway unless such person is wearing eye protection as follows: (a) protective face shield attached to the headgear, or (b) glasses or (c) goggles. If the vehicle is equipped with a windshield which rises a minimum of 15

inches above the handlebar, the use of other eye protective devices is not mandatory. This subsection shall not apply to persons operating a motor-driven cycle in a parade sanctioned by the local municipality.

(3) No person shall rent, lease or loan a motor-driven cycle to another unless he has ascertained that such party has the required protective headgear and eye protection for operating the cycle.

(4) Every person in the motor-driven cycle rental business shall have clean, usable protective headgear for rent in sufficient quantity to care for the needs of all customers.

347.486 GENERAL REQUIREMENTS. (1) It is illegal to operate a motor-driven cycle where the handlebars rise more than 15 inches above the lowest point of top of the driver's seat when the seat is occupied.

(2) It is illegal to operate a motor-driven cycle with an improvised, defective or repaired handlebar.

(3) It is illegal to operate a motor-driven cycle without a functioning muffler.

347.487 SEATING REQUIREMENTS. No more than 2 persons shall ride on a motor-driven cycle during operation, and then only if the vehicle is equipped and designed with adequate seats and foot rests or pegs. Foot rests or pegs shall be mounted in accordance with manufacturer's specifications. In the absence of manufacturer's specifications, foot rests or pegs for the passenger shall be located on the same horizontal plane as those of the operator.

SECTION 65. 348.10 (4) and (5) of the statutes are created to read:

348.10 (4) All other provisions notwithstanding, no person shall operate on a highway any trailer or semitrailer when the gross weight of the trailer or semitrailer exceeds the empty weight of the towing vehicle, unless the trailer or semitrailer is equipped with brakes as provided in s. 347.35 (3) (a) and (b).

(5) The load imposed upon trailers or semitrailers shall be distributed in a manner that will prevent side sway under all conditions of operation:

(a) All items of load carried by any trailer, semitrailer or mobile home, except bulk material such as sand, gravel, dirt not in containers, shall be secured to, on or in the trailer in such a manner as to prevent shifting of the load while the trailer or mobile home is being drawn by a towing vehicle.

(b) Boats of any type transported on a trailer or semitrailer being drawn by a towing vehicle shall be secured in position at bow and stern by attachments of such strength and design as to prevent the boat from shifting its position on the trailer or becoming separated from the trailer while being transported thereon.

(c) The load carried by any trailer, semitrailer or mobile home shall be so positioned that a weight of not less than 35 pounds is imposed at the center of the point of attachment to the towing vehicle when parked on a level surface.

SECTION 66. 349.06 of the statutes is amended to read:

349.06 Except for the suspension or revocation of motor vehicle operator's licenses *and regulations imposing penalties for operating a motor vehicle upon a highway without a license or while a license is revoked, suspended, canceled or expired*, any local authority may enact and enforce any traffic regulation which is in strict conformity with chs. 341 to 348 but the penalty for violation of any of its provisions shall be limited to a forfeiture.

SECTION 67. Chapter 350 of the statutes is created to read:

CHAPTER 350.

SNOWMOBILES.

350.01 DEFINITIONS. (1) "Fermented malt beverages" has the meaning designated in s. 66.054 (1) (j).

(2) "Game" has the meaning designated in s. 29.01 (3) (a).

(3) "Head lamp" has the meaning designated in s. 340.01 (21).

(4) "Highway" has the meaning designated in s. 340.01 (22).

(5) "Hours of darkness" has the meaning designated in s. 340.01 (23).

(6) "Intoxicating liquor" has the meaning designated in s. 176.01 (2).

(7) "Narcotic drugs" has the meaning designated in s. 161.01 (14).

(8) "Roadway" has the meaning designated in s. 340.01 (54).

(9) "Snowmobile" has the meaning designated in s. 340.01 (58a).

(10) "State trunk highway" has the meaning designated in s. 340.01 (60).

(11) "Street" has the meaning designated in s. 340.01 (64).

(12) "Tail lamp" has the meaning designated in s. 340.01 (66).

350.02 CROSSING HIGHWAYS. No person shall operate a snowmobile upon any highway or cross any highway, except as provided in s. 350.03, other than to drive directly across a 2- or 3-lane highway, and then only after stopping and yielding the right of way to all vehicles approaching on the highway.

350.03 OPERATION OF SNOWMOBILES IN VICINITY OF HIGHWAY. No person shall operate a snowmobile on any highway, but a snowmobile may be operated outside the ditch line on a 2- or 3-lane highway except as provided in s. 350.02.

350.04 SNOWMOBILE RACES AND DERBIES. Any town or municipality may block off the streets of such town or municipality for the purpose of allowing snowmobile races or derbies but the town or municipality shall not be responsible for any injury suffered by anyone in connection with, or arising out of, any such race or derby unless the injury is caused by the negligence of such town or municipality. No state trunk highway or connecting street or part thereof, shall be blocked off by any town or municipality for any snowmobile race or derby. Every town or municipality shall notify the local police department and the county sheriff's office at least one week in advance of the time and place of any snowmobile race or derby which may result in any street or part thereof, of the town or municipality being blocked off. Upon such notice, the local police department shall take such measures as it deems appropriate to protect persons and property and to regulate traffic in the designated area and its vicinity on the day of such race or derby.

350.05 PERSONS UNDER 12 OPERATING A SNOWMOBILE. There shall be no age limitation for the operation of a snowmobile except that no person under the age of 12 shall drive a snowmobile across any highway and no person under the age of 16 shall drive a snowmobile across any state trunk highway or connecting street thereto.

350.06 FIREARMS AND BOWS. No person shall operate or ride in any snowmobile with any firearm in his possession unless it is unloaded and enclosed in a carrying case, or any bow unless it is unstrung or enclosed in a carrying case.

350.07 DRIVING GAME PROHIBITED. No person shall drive or pursue any deer or bear with a snowmobile.

350.08 OWNER PERMITTING OPERATION. No owner or other person having charge or control of a snowmobile shall knowingly author-

ize or permit any person to operate such snowmobile who is incapable, by reason of age, physical or mental disability, or is under the influence of intoxicating liquor, fermented malt beverages, narcotics or other drugs.

350.09 HEAD LAMPS AND TAIL LAMPS. Any snowmobile crossing or driving along the right of way, operated during hours of darkness, shall display a lighted head lamp and tail lamp.

350.10 MISCELLANEOUS PROVISIONS FOR SNOWMOBILE OPERATION. No person shall operate a snowmobile in the following manner:

(1) At a rate of speed that is unreasonable or improper under the circumstances.

(2) In any careless way so as to endanger the person or property of another.

(3) While under the influence of intoxicating liquor, fermented malt beverages, narcotics or other drugs.

(4) In such a way that the exhaust of the motor makes an excessive or unusual noise.

(5) Without a functioning muffler.

350.11 PENALTIES. Any person who violates any provision of this chapter may be fined not less than \$10 nor more than \$20 for the first offense and not less than \$25 nor more than \$50 for the 2nd or subsequent offense within a year.

SECTION 68. FIRST APPOINTMENTS. Of the members first appointed under section 14.234 of the statutes, the governor shall select one-third each to serve a term of 1 year, 2 years or 3 years, respectively. Thereafter all appointments shall be for the balance of an unexpired term, or for a full 3-year term.

SECTION 69. EFFECTIVE DATES. (1) Sections 343.07 (3), 343.16 (1) (c) and the amendments to sections 343.05 (1) and 343.07 (1) (a) and (c) shall take effect September 1, 1968 but the department may begin validations as provided in section 343.16 (1) (c), January 1, 1968.

(2) Section 347.485 (1) (a) of the statutes shall take effect not later than July 1, 1968.

(3) The amendments to section 343.21 (1) shall take effect on January 1, 1968.

(4) Section 343.16 (1) (a) of the statutes shall take effect on July 1, 1969.

(5) Sections 343.06 (3) and 343.08 (1) (intro.) and (2) shall take effect on September 1, 1968.

(6) The amendments to section 20.420 (4) (u) shall take effect on January 1, 1968.

Approved December 29, 1967.