

State of Misconsin 2017 - 2018 LEGISLATURE

LRB-4200/1 EVM:amn&kjf

2017 SENATE BILL 415

September 21, 2017 - Introduced by Senators Testin, Olsen, Feyen, Harsdorf and L. Taylor, cosponsored by Representatives Quinn, Spiros, Ballweg, Brandtjen, E. Brooks, R. Brooks, Brostoff, Edming, Felzkowski, Hutton, Jagler, Kremer, Krug, Mursau, Steffen, Subeck, Swearingen, Thiesfeldt and Tusler. Referred to Committee on Transportation and Veterans Affairs.

AN ACT to amend 343.50 (4); and to create 343.14 (2) (k) and 343.14 (8) of the statutes; relating to: reporting on an operator license or identification card application the existence of a disability that is not immediately apparent to another.

Analysis by the Legislative Reference Bureau

This bill allows an applicant for a motor vehicle operator's license or identification card issued by the Department of Transportation to indicate whether he or she has a disability that may not be immediately apparent to another (invisible disability). If a law enforcement officer or other designated person requests information on a person's operator's license or identification card application, DOT must examine its record of persons who have indicated an invisible disability and advise the law enforcement officer or other person as to whether the person is recorded as a person who has indicated an invisible disability.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

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343.14 (2) (k) A question as to whether the applicant wishes to indicate that		
he or she has a disability that may not be immediately apparent to another. The form		
shall include the following statement together with a set of check boxes allowing a		
person to indicate that the person wishes to disclose the condition indicated by the		
check box. "I have an invisible disability that I wish to disclose to law enforcement		
officers and that may include:		
Appears deaf or unable to understand.		
Has difficulty speaking or communicating.		
Engages in repetitive or self-stimulating behaviors such as rocking or hand		
flapping.		
Appears anxious, nervous, or upset.		
Becomes agitated due to physical contact or stressful situations.		
Acts indifferent or unresponsive.		
Other (provide brief description)." The department shall inform the applicant		
that an indication under this paragraph will be available to law enforcement officers		
and employees of the department.		
Section 2. 343.14 (8) of the statutes is created to read:		
343.14 (8) The department shall maintain a record of applicants who respond		
in the affirmative to the question under sub. (2) (k). In the event of a request of a law		
enforcement officer or other appropriate person, as determined by the department,		

for application information, the department shall examine its record of persons who

have indicated a disability that may not be immediately apparent to another and

shall advise the law enforcement officer or other person as to whether the person is

recorded as a person who has indicated a disability that may not be immediately

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1	apparent to another and as to any condition that has been disclosed under sub. (2)
2	(k).

Section 3. 343.50 (4) of the statutes is amended to read:

343.50 (4) APPLICATION. The application for an identification card shall include any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em), (es), (gh), and (j), and (k), and such further information as the department may reasonably require to enable it to determine whether the applicant is entitled by law to an identification card. Except with respect to renewals described in s. 343.165 (4) (d) or renewals by mail or electronic means as authorized under sub. (6), and except as provided in sub. (4g), the department shall, as part of the application process for original issuance or renewal of an identification card, take a digital photograph including facial image capture of the applicant to comply with sub. (3). Misrepresentations in violation of s. 343.14 (5) are punishable as provided in s. 343.14 (9).

SECTION 4. Initial applicability.

(1) This act first applies to applications that are made on the effective date of this subsection.

Section 5. Effective date.

(1) This act takes effect on the first day of the 6th month beginning after publication.

21 (END)