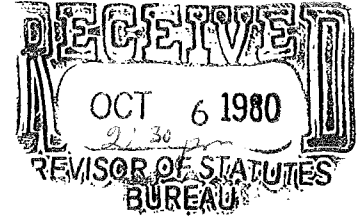


MVD 11

C E R T I F I C A T E



STATE OF WISCONSIN)
DEPARTMENT OF TRANSPORTATION) ss

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Lowell B. Jackson, Secretary of the Wisconsin Department of Transportation and custodian of the official records of the department, do hereby certify that the annexed rule MVD 11, relating to Establishing New Demerit Point Values For Speeding Convictions, were duly approved by this department in accordance with s. 227.026(1), Stats.

I further certify that the annexed copy has been compared by me with the original on file in this department and that the same is a true copy thereof, and of the whole of such original.



IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department of Transportation in the City of Madison, Wisconsin, this 2nd day of October, 1980.

Lowell B. Jackson

Lowell B. Jackson
Secretary

12-1-80

SECTION I

STATE OF WISCONSIN

DEPARTMENT OF TRANSPORTATION

OFFICE OF THE SECRETARY

IN THE MATTER OF THE AMENDMENT OF :
CHAPTER MVD 11, WISCONSIN ADMIN- : PROPOSED ORDER
ISTRATIVE CODE, RELATING TO : ADOPTING RULES
ESTABLISHING NEW DEMERIT POINT :
VALUES FOR SPEEDING CONVICTIONS :

Analysis Prepared by the Department of Transportation

General summary of the proposed rule. Chapter 221, Laws of 1979, amended sec. 343.32(2), Stats., to require that the scale of demerit points adopted by the Secretary of Transportation provide certain minimum values for speeding convictions occurring within a three-year period. Sections 1 and 3 of this rule adopt the point assessment values for speeding convictions at the minimum set out in sec. 343.32(2)(b), Stats.

Section 2 of the rule renumbers MVD 11.03(19)(c) for better placement within the section. No substantive change is being made.

Section 4 of the rule provides that for speeding violations occurring on or after July 1, 1980, the date of conviction will be used in calculating the number of demerit points to be assessed, in accordance with Chapter 221, Laws of 1979, SECTION 2204(52)(j).

This proposed rule has not been preceded by notice of public hearing because the changes it makes are designed solely to conform the rule to statutory changes. This proposed rule is identical to the emergency rule which became effective July 1, 1980.

Authority for the rule. Section 343.32(2)(a), Stats., requires the Secretary of Transportation to "adopt by rule a method of weighing traffic convictions by their seriousness." Section 343.32(2)(b) sets out the minimum values for speeding convictions.

Fiscal estimate. The change in the law and resulting need to amend the rule will increase Department of Transportation expenditures an estimated \$37,100 during 1980-81 and \$69,700 annually thereafter.

These costs will be incurred because of the need to process the expected 7.5% annual increase in revocations and suspensions caused by the accelerated demerit point assessment schedule contained in this rule. Four additional positions will be required to process this workload when the full effect of this rule is felt, sometime in calendar year 1981.

Pursuant to authority vested in the Department of Transportation, by sec. 343.32(2), the Secretary of Transportation hereby proposes to repeal, amend and adopt rules interpreting sec. 343.32(2), Stats., and Chapter 221, Laws of 1979, SECTION 2204(52)(j), as follows:

SECTION 1. Sections MVD 11.03(19)(intro.)(a) and (b) of the Wisconsin Administrative Code are repealed and recreated to read:

MVD 11.03(19) Speeding Convictions Within a Three-Year Period.	1st	2nd	3rd	4th	5th or Subsequent
(a) 10 mph or less in excess of lawful or posted speed	3	4	5	6	7
(b) More than 10 mph but less than 20 mph in excess of lawful or posted speed	4	6	8	10	12

SECTION 2. Section MVD 11.03(19)(c) of the Wisconsin Administrative Code is renumbered MVD 11.03(19m).

SECTION 3. Section MVD 11.03(19)(c) of the Wisconsin Administrative Code is adopted to read:

MVD 11.03(19)(c) 20 mph or more in excess of lawful or posted speed	6	8	10	12	14
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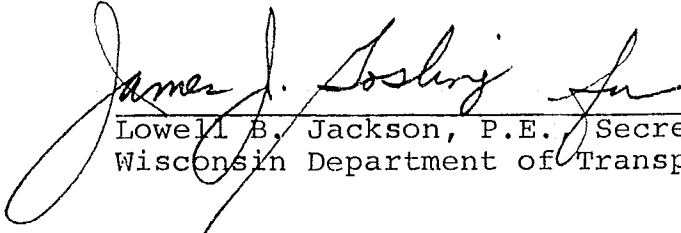
SECTION 4. Section MVD 11.03(26) of the Wisconsin Administrative Code is adopted to read:

MVD 11.03(26) Point values assessed under sub. (19) for violations occurring on or after July 1, 1980 are based on conviction date, regardless of the date notice of the conviction is received by the department. Any point value which has been assessed will be adjusted to reflect receipt by the department of an earlier conviction.

(End)

The rules, amendments and repeals contained in this order shall take effect upon publication as provided in sec. 227.026 (1)(intro.), Stats.

Dated at Madison, Wisconsin, this
22 day of July, 1980.



Lowell B. Jackson, P.E. Secretary
Wisconsin Department of Transportation