
Wisconsin Legislative Council

AMENDMENT MEMO



Memo published: December 15, 2023

Contact: Scott Grosz, Principal Attorney

2023 Assembly Bill 569

**Assembly
Amendment 1**

2023 ASSEMBLY BILL 569

Current law provides for regulation of driver schools by the Department of Transportation (DOT). Under one aspect of that regulation, s. 343.61 (4) (b), Stats., currently states, in part, “except as provided by DOT rule, no driver school licensee may establish a driver school office within 1,500 feet of a DOT office where operator licenses are issued nor within 1,500 feet of any DOT headquarters where official driving tests are given.” 2023 Assembly Bill 569 would repeal this text of the statute.

As contemplated by the statutes, DOT has promulgated administrative rules, codified in ch. Trans 105, to regulate driver schools. Among the provisions of this chapter, s. Trans 105.06 (5) prohibits a driver school licensee from soliciting business within 1,500 feet of any DOT office where official road tests are given, but states that the prohibition does not apply in certain circumstances, including when the municipality where the office is located has a population of less than 10,000 and the business district in which the DOT office is located is less than 1,500 feet long.

The bill also proposes the direct amendment of the DOT administrative code to amend the “small municipality” solicitation exemption to allow solicitation of business within 1,500 feet of a DOT office when the office is located in a municipality with a population of less than 15,000 (removing the language relating to the nature of the municipality’s business district as well).

ASSEMBLY AMENDMENT 1

Assembly Amendment 1 revises the bill to remove the change to current statutes, and instead provides only for the direct amendment of the administrative code, as described above. The amendment also prescribes the effective date of the change to the administrative code to be the day after the day of publication, if enacted into law.

BILL HISTORY

For a full history of the bill, visit the Legislature’s [bill history page](#).

SG:jal