

## **NOTICE OF PROPOSED GUIDANCE DOCUMENT**

### **Medical Concerns – Reporting an Unsafe Driver (Law Enforcement)**

Pursuant to Wis. Stat. s. 227.112, the Wisconsin Department of Transportation is hereby seeking comment on Medical Concerns – Reporting an Unsafe Driver (Law Enforcement) s.343 a proposed guidance document.

### **PUBLIC COMMENTS AND DEADLINE FOR SUBMISSION**

Comments may be submitted to the Wisconsin Department of Transportation for 21 days by:

1. Department's website:

<https://appengine.egov.com/apps/wi/dot/guidance-docs?guidDocId=DMV142>

2. Mailing written comments to:

Division of Motor Vehicles  
Wisconsin Department of Transportation  
4822 Madison Yards Way  
PO Box 7336  
Madison, WI 53707-7336

### **WEBSITE LOCATION OF FINAL GUIDANCE DOCUMENT**

The final version of this guidance document will be posted at [wisconsindot.gov](http://wisconsindot.gov) to allow for ongoing comment.

### **AGENCY CONTACT**

[DOTDMVGuidanceDocs@DOT.WI.GOV](mailto:DOTDMVGuidanceDocs@DOT.WI.GOV)



## State of Wisconsin Department of Transportation

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# Law enforcement - reporting an unsafe driver

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If you observe unusual or dangerous actions behind the wheel that may be caused by a medical condition, please complete a Driver Condition or Behavior Report  [MV3141](#). Once completed, these reports can be submitted to the DMV through  [TraCS](#), fax, email or mail.

## Things to remember when reporting an unsafe driver:

- “Driver Condition or Behavior Reports” are considered urgent. The DMV reviews the report and a follow up letter is sent to the driver within 5 business days.
- Please be as specific as possible when reporting your observations. The better our understanding of your concerns, the more likely we will be able to make a good assessment of

the driver. If there are supporting documents that would help illustrate your description of the situation, feel free to include them in your report. Please note that age alone is not sufficient in reporting concerns.

- DMV uses the information from your report to determine what action to take. If there is a medical concern, we will ask the driver to file a report to verify medical eligibility. If there's an operating concern, then we will usually ask the driver to retake driving tests. A license is never canceled based on your report alone.
- The report submitted must be based on something an officer personally witnessed or investigated and discussed with the driver. Unsubstantiated hearsay only will not be enough reason, in most cases, for DMV to conduct an evaluation.
- Whether or not you choose to issue a citation, you can still submit a Driver Condition or Behavior Report if you believe there may be medical concerns that impact safe driving.
- Driver Condition and Behavior Reports and any supplements submitted by law enforcement are subject to Wisconsin's Open Records Law.

### Medical Review & Fitness Unit

P.O. Box 7918

Madison WI 53707-7918

**Email** [Wisconsin DMV email service](#)

**Phone** (608) 266-2327

**Fax** (608) 267-0518

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