

NOTICE OF PROPOSED GUIDANCE DOCUMENT

Commercial Driver License – Failure to Pay, Applications, Suspensions

Pursuant to Wis. Stat. s. 227.112, the Wisconsin Department of Transportation is hereby seeking comment Commercial Driver License – Failure to Pay, Applications, Suspensions s. 343 and s. 346, 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://wisconsindot.gov/Pages/dmv/com-driv-vehs/maint-cdl/cdl-changes-2010.aspx>

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 to allow for ongoing comment.

AGENCY CONTACT

DOTDMVGuidanceDocs@DOT.WI.GOV



State of Wisconsin Department of Transportation

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Changes affecting Commercial Driver Licenses (CDLs)

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2009 Wisconsin Act 28 (the biennial budget bill) included several legislative changes related to CDLs to improve Wisconsin's compliance with the federal regulations.

All of the changes below took effect on January 1, 2010.

Failure to appear / Failure to comply / Failure to pay



A two year disqualification will be imposed for Wisconsin CDL drivers if the department receives notice from another jurisdiction for failing to appear to contest a citation, failure to pay a judgment entered against the person, or failing to comply with the penalties imposed by a court. Disqualifications will be reduced to 30 days when notice of compliance is received.

New residents applying for CDL

If a person is convicted of a disqualifying offense in another jurisdiction while they are not a resident of Wisconsin, and the other jurisdiction imposed a disqualification for that offense and the disqualification period has expired, Wisconsin will not impose a new disqualification as a result of that conviction.

Administrative suspensions

- Administrative suspensions involving blood alcohol content (BAC) in any vehicle will now be treated as convictions.
- If a person holds a CDL, and they are found innocent of the subsequent OWI / PAC, or the court dismisses the OWI / PAC, the administrative suspension will not be purged without a court order.
- Credit for time served on the administrative suspension will be given for the disqualification arising out of the same incident.
- For Wisconsin CDL drivers, disqualifications will be imposed for out-of-state administrative suspensions.

Out-of-service orders

- Disqualification periods for violating out-of-service orders increase. A disqualification of two years will be imposed for two out-of-service violations (one year previously), and a disqualification of three years will result for three or more out-of-service violations (two years previously).
- Disqualifications will be imposed for violations of an out-of-service order that are received out of state.
- Forfeitures for operating while ordered out-of-service increase to \$2,500 for the first offense and \$5,000 for the second and subsequent offense within 10 years (\$1,100 and \$2,750 previously).

For more information

- [Change of address](#)
- [Driving schools](#)
- [Motor carriers and trucking](#)
- [Revised Hours-Of-Service regulations](#) - Federal Motor Carrier Safety Administration

Driver Eligibility Unit

Email [Wisconsin DMV email service](#)

Phone (608) 264-7447

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