



2013 ASSEMBLY BILL 346

August 29, 2013 - Introduced by Representatives STONE, RIPP, OHNSTAD and BALLWEG, cosponsored by Senators PETROWSKI and GROTHMAN. Referred to Committee on Transportation.

1 **AN ACT to amend** 218.11 (5m) and 218.43 (intro.) of the statutes; **relating to:**
2 penalties for violation of certain moped dealer and recreational vehicle dealer
3 requirements and providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, no person may engage in the business of selling recreational vehicles or mopeds unless licensed to do so by the Department of Transportation. Any person who violates one of these provisions may be fined not less than \$25 nor more than \$100.

Under this bill, a person who violates one of these provisions may be required to forfeit not less than \$25 nor more than \$100 for a first offense and is subject to the existing penalty, a fine of not less than \$25 nor more than \$100, for a second or subsequent violation within three years.

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

4 **SECTION 1.** 218.11 (5m) of the statutes is amended to read:
5 218.11 (5m) Any person who ~~shall violate~~ violates any provision of this section
6 ~~shall~~ may be required to forfeit not less than \$25 nor more than \$100 for the first

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1 offense and may be fined not less than \$25 nor more than \$100 for each offense a 2nd
2 or subsequent conviction within 3 years.

3 **SECTION 2.** 218.43 (intro.) of the statutes is amended to read:

4 **218.43 Penalty.** (intro.) Any person violating s. 218.41 or a lawful rule or order
5 issued thereunder ~~shall, upon conviction, may be subject to a fine of~~ required to
6 forfeit not less than \$25 nor more than \$100 for the first offense and may be fined not
7 less than \$25 and not nor more than \$100 for a 2nd or subsequent conviction within
8 3 years.

9 **SECTION 3. Initial applicability.**

10 (1) This act first applies to violations committed on the effective date of this
11 subsection, but does not preclude the counting of other violations as prior violations
12 for purposes of sentencing a person.

13 (END)