

2001 DRAFTING REQUEST

Bill

Received: **09/05/2000**

Received By: **phurley**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Etzler**

This file may be shown to any legislator: **NO**

Drafter: **phurley**

May Contact:

Alt. Drafters:

Subject: **Transportation - motor vehicles**

Extra Copies: **DOT, RCT, TNF**

Pre Topic:

DOA:.....Etzler -

Topic:

Emissions inspection/maintenance testing schedule

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	phurley 09/05/2000			_____			
/P1		gilfokm 09/07/2000	martykr 09/08/2000	_____	lrb_docadmin 09/08/2000		
/1		gilfokm 10/20/2000	pgreensl 10/23/2000	_____	lrb_docadmin 10/23/2000		

FE Sent For:

<END>

2001 DRAFTING REQUEST

Bill

Received: 09/05/2000

Received By: phurley

Wanted: As time permits

Identical to LRB:

For: ~~Transportation 6017A~~ Administration Budget

By/Representing: Karen Porter Etzler

This file may be shown to any legislator: NO

Drafter: phurley

May Contact:

Alt. Drafters:

Subject: Transportation - motor vehicles

Extra Copies: Wf, DOT

Pre Topic:

No specific pre topic given

Topic:

Emissions inspection/maintenance testing schedule

Instructions:

See Attached

Drafting History:

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/?	phurley 09/05/2000			10/20 PG/PS			
/P1		gilfokm 09/07/2000	martykr 09/08/2000		lrb_docadmin 09/08/2000		

FE Sent For: 1-10/20 King 10/20 PG

<END>

2001 DRAFTING REQUEST

Bill

Received: 09/05/2000

Received By: phurley

Wanted: As time permits

Identical to LRB:

For: Transportation 60179

By/Representing: karen porter

This file may be shown to any legislator: NO

Drafter: phurley

May Contact:

Alt. Drafters:

Subject: Transportation - motor vehicles

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Emissions Inspection/Maintenance testing schedule *del*

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	phurley 09/05/2000	lrb_editor	<i>km/7</i>	<i>25</i> <i>km/8</i>			

*1 p1-9-6-2000
kmq*

FE Sent For:

<END>

LEGISLATIVE BUDGET/NON-BUDGET PROPOSAL

Wisconsin Department of Transportation

2001-2003 BIENNIUM

DT1586 5/2000

Instructions: Complete this form for any budget/non-budget legislative initiative for which a Division requests the Secretary's Office (SO) approval. Check the budget box only if the proposal has a fiscal impact on department expenditures or revenue. This form must be signed by the Division Administrator(s). Include this form with your budget submittal materials or return two completed copies to the Office of Policy & Budget (OPB), Attention: Jim Hoelzel. One copy will be retained by OPB and the other copy provided to the Office of General Counsel. The form is available in the department forms catalog on dotnet.

Short Title of Topic Allow DOT to set timeframe for testing prior to renewal by rule			
Type of Proposal <input checked="" type="checkbox"/> Budget <input type="checkbox"/> Non-Budget	OGC OFFICE USE ONLY "T" Number Assigned <i>7006</i>		
	"B" Number Assigned <i>3006</i>	"NB" Number Assigned	
Date Submitted 06/07/00	Division(s) Motor Vehicles		
OPB Contact Person Karen Porter	Area Code - Telephone Number (608) 266-0179		
Lead Division Contact Person Carson Frazier	Area Code - Telephone Number (608) 266-7857		
OGC Contact Person Joe Maassen	Area Code - Telephone Number (608) 266-7364		
Define Problem Precisely Current law requires that a non-exempt vehicle in the Inspection/Maintenance (I/M) region in Southeast Wisconsin have an emission test every two years, within 90 days before registration renewal. his requirements was established at the outset of the IM program, when testing was mandated every year. The 90-day cutoff assured that testing was recent enough to be reasonably related to the registration expiration date, while still allowing vehicle owners adequate time to obtain the testing. In 1995, the IM program began testing every two years. The 90-day window was retained, but subsequently DNR and DOT agreed that the 90-day cutoff could reasonable be changed to 180 days. DOT has received many complaints from the public and from legislators, asking that the tight 90-day time frame be relaxed. For program flexibility, we request statutory authority for DOT to set the timeframe by rule. It is our intent that the rule would allow testing within 180 days before renewal.			
Description of Proposed Change Amend s.110.20(6)(a)1., to allow DOT to set timeframe for required testing prior to renewal.			
Justification for Change			
Describe any legislative history and related statutory language None			

*Mmm
252
980*

_____ (Division Administrator Signature)	_____ (Date)
_____ (Division Administrator Signature)	_____ (Date)
_____ (Division Administrator Signature)	_____ (Date)

**WISCONSIN DEPARTMENT OF TRANSPORTATION
LEGISLATIVE PROPOSAL FORM
2001-03 BUDGET**

Short Title of Issue: Allow DOT to set timeframe for testing prior to renewal by rule
Division(s) Managing: Motor Vehicles

Date Submitted: June 2, 2000
Lead Division Carson P. Frazier, 266-7857
Contact: Barb Wehrle, 266-0992
OPB Analyst: Karen Porter, 266-0179
OGC Contact: Joe Maassen, 266-7364

2006

DIV. Admin.(s)
Signature

Problem Definition: Current law requires that a non-exempt vehicle in the Inspection/Maintenance (I/M) region in Southeast Wisconsin have an emission test every two years, within 90 days before registration renewal.

This requirement was established at the outset of the IM program, when testing was mandated every year. The 90-day cutoff assured that testing was recent enough to be reasonably related to the registration expiration date, while still allowing vehicle owners adequate time to obtain the testing.

In 1995, the IM program began testing every two years. The 90-day window was retained, but subsequently DNR and DOT agreed that the 90-day cutoff could reasonably be changed to 180 days. DOT has received many complaints from the public and from legislators, asking that the tight 90-day time frame be relaxed.

Proposed Solution: Amend S.110.20(6)(a)1., to allow DOT to set timeframe for required testing prior to renewal.

Leg. Background: None.

~~§ 110.20 (b) (9) 1.~~

~~§ 110.20 (b) (9) 1.~~

~~§ 110.20 (b) (9) 1.~~

§ 110.20 (b) (9) 1.

model of the bill.

§ 110.20 (b) (9) 1. This bill amends § 110.20 (b) (9) 1. to read: (9) (d) For purposes of this section, "motor vehicle" means a motor vehicle as defined in § 110.20 (6) (c) 1.

§ 110.20 (b) (9) 1.

§ 110.20 (b) (9) 1.

If any person who owns a motor vehicle for a period of 30 days or more in any calendar year is required to register the motor vehicle with the Department of Transportation. This bill amends § 110.20 (b) (9) 1. to read: (9) (d) For purposes of this section, "motor vehicle" means a motor vehicle as defined in § 110.20 (6) (c) 1. This bill amends § 110.20 (b) (9) 1. to read: (9) (d) For purposes of this section, "motor vehicle" means a motor vehicle as defined in § 110.20 (6) (c) 1.

(b) (9) 1.

91 a 39 (Budget Bill)

8-7-91
8-14-91

repealed & recreated 110.20 (b) - exp'd
110.20 (b) 110.20 (b)(a)2.

and created 110.20 (9)(d).

§ 9455 eff date trans:

110.20 (b)

110.20 (9)(d) take effect 11-1-92



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0015/P1

PJH:k:...

img

soon

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

tip request sheet

D-NOTE

Tip Request Sheet

Gen. Cat.

1 AN ACT ^{Gen. Cat.}...; **relating to:** allowing the department of transportation to determine
2 when certain vehicles must be tested for emission level^{je} and granting
3 rule-making authority.

Analysis by the Legislative Reference Bureau

Current law requires any motor vehicle that is subject to an emissions test to undergo the test within 90 days before the vehicle's registration is renewed in the ~~2nd~~ ^{second} year after the vehicle's model year and every two years thereafter. This bill removes the 90-day requirement and allows the department of transportation to determine, by rule, when those vehicles ~~must~~ ^{will} be presented for testing.

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

4 SECTION 1. 110.20 (6) (a) 1. of the statutes is amended to read:
5 110.20 (6) (a) 1. For a nonexempt vehicle required to be registered on an annual
6 or other periodic basis in this state, within 90 days or any longer period of time
7 specified by the department under par. (c) prior to renewal of registration in the 2nd

1 year after the nonexempt vehicle's model year and every 2 years thereafter, except
2 as provided in sub. (9) (j).

3 History: 1979 c. 274; 1981 c. 20; 1983 a. 27; 1987 a. 27, 218; 1989 a. 56; 1991 a. 39, 302; 1993 a. 16, 288, 491; 1995 a. 227; 1997 a. 46.

3 SECTION 2. 110.20 (6) (c) of the statutes is created to read:

4 110.20 (6) (c) The department may promulgate rules ~~which~~ ^{that} specify a period of
5 time during which an emissions inspection must be performed for a nonexempt
6 vehicle, subject to ~~sub. (9)~~ (a) 1.

7 (END)

That
is

par.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0015/P1dn

PJH:king

Dear Ms. Porter:

Please review this draft carefully to ensure that it is consistent with your intent, noting especially that this bill allows, but does not require, the department to set a deadline for testing other than the current 90 days. I look forward to hearing from you.

Peggy Hurley
Legislative Attorney
Phone: (608) 266-8906
E-mail: peggy.hurley@legis.state.wi.us

of transportation

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0015/P1dn
PJH:kmg:km

September 7, 2000

Dear Ms. Porter:

Please review this draft carefully to ensure that it is consistent with your intent, noting especially that this bill allows, but does not require, the department of transportation to set a deadline for testing other than the current 90 days. I look forward to hearing from you.

Peggy Hurley
Legislative Attorney
Phone: (608) 266-8906
E-mail: peggy.hurley@legis.state.wi.us



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0015/PA
PJH:kmg:km

DoA: ...

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

change request sheet

for 2001-2003 Budget - NOT READY FOR INTRODUCTION

LPS.

already can collect

DON'T GEN-CAT

1 AN ACT ~~to amend 110.20 (6) (a) 1.; and to create 110.20 (6) (c) of the statutes;~~
2 relating to: allowing the department of transportation to determine when
3 certain vehicles must be tested for emission level and granting rule-making
4 authority.

head
TRANSPORTATION
DRIVERS AND MOTOR VEHICLES
sub

Analysis by the Legislative Reference Bureau

Current law requires any motor vehicle that is subject to an emissions test to undergo the test within 90 days before the vehicle's registration is renewed in the second year after the vehicle's model year and every two years thereafter. This bill removes the 90-day requirement and allows the department of transportation to determine, by rule, when those vehicles will be presented for testing.

DOT

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

5 SECTION 1. 110.20 (6) (a) 1. of the statutes is amended to read:
6 110.20 (6) (a) 1. For a nonexempt vehicle required to be registered on an annual
7 or other periodic basis in this state, within 90 days ^{marked by the} ~~or any longer~~ period of time
8 specified by the department under ^{sub. (9)(d)} par (c) prior to renewal of registration in the 2nd

plain

1 year after the nonexempt vehicle's model year and every 2 years thereafter, except
2 as provided in sub. (9) (j).

3 **SECTION 2.** 110.20 (6) (c) of the statutes is created to read:

4 110.20 (6) (c) The department may promulgate rules that specify a period of
5 time during which an emissions inspection must be performed for a nonexempt
6 vehicle that is subject to par. (a) 1.

7 add insert → (END)

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0015/1;MS
PJH:.....

Insert

- 1 **SECTION 1.** 110.20 (9) (d) of the statutes is amended to read:
- 2 110.20 (9) (d) Specify a period of time during which an emissions inspection
- 3 must be performed for a nonexempt vehicle subject to sub. (6) (a) 1. or 2.

History: 1979 c. 274; 1981 c. 20; 1983 a. 27; 1987 a. 27. 218; 1989 a. 56; 1991 a. 39, 302; 1993 a. 16, 288, 491; 1995 a. 227; 1997 a. 46.



DOA:.....Etzler – Emissions inspection/maintenance testing schedule
FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: allowing the department of transportation to determine
2 when certain vehicles must be tested for emission level and granting
3 rule-making authority.

Analysis by the Legislative Reference Bureau
TRANSPORTATION

DRIVERS AND MOTOR VEHICLES

Current law requires any motor vehicle that is subject to an emissions test to undergo the test within 90 days before the vehicle's registration is renewed in the second year after the vehicle's model year and every two years thereafter. This bill removes the 90-day requirement and allows DOT to determine, by rule, when those vehicles will be presented for testing.

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

4 SECTION 1. 110.20 (6) (a) 1. of the statutes is amended to read:
5 110.20 (6) (a) 1. For a nonexempt vehicle required to be registered on an annual
6 or other periodic basis in this state, within ~~90 days~~ the period of time specified by the

1 by the department under sub. (9) (d) prior to renewal of registration in the 2nd year
2 after the nonexempt vehicle's model year and every 2 years thereafter, except as
3 provided in sub. (9) (j).

4 **SECTION 2.** 110.20 (9) (d) of the statutes is amended to read:

5 110.20 (9) (d) Specify a period of time during which an emissions inspection
6 must be performed for a nonexempt vehicle subject to sub. (6) (a) 1. or 2.

7 (END)