



# State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

## Appendix C

### LRB BILL HISTORY RESEARCH APPENDIX

 The drafting file for 2011 LRB-0588/P2 (For: Leg. Council)

has been copied/added to the drafting file for

**2011 LRB-3433** (For: Leg. Council)

 Are These “Companion Bills” ?? ... No



**RESEARCH APPENDIX -**  
**PLEASE KEEP WITH THE DRAFTING FILE**

Date Transfer Requested: 11/07/2011 (Per: ARG)

 The attached draft was incorporated into the new draft listed above. For research purposes the attached materials were added, as a appendix, to the new drafting file. If introduced this section will be scanned and added, as a separate appendix, to the electronic drafting file folder.

**2011 DRAFTING REQUEST**

**Bill**

Received: 11/23/2010

Received By: agary

Wanted: As time permits

Companion to LRB:

For: Legislative Council - LRC

By/Representing: Laura Rose

May Contact:

Drafter: agary

Subject: Transportation - motor vehicles

Addl. Drafters:

Extra Copies: EVM

Submit via email: YES

Requester's email: laura.rose@legis.wisconsin.gov

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Placement of DOT issued vehicle identification number (R1113 08)

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**Instructions:**

See attached

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**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>
/?	agary 11/23/2010	jdyer 11/24/2010		_____			State
/P1			jfrantze 11/24/2010	_____	sbasford 11/24/2010		State
/P2	agary 08/31/2011	jdyer 09/07/2011	jfrantze 09/07/2011	_____	sbasford 09/07/2011		

**LRB-0588**

09/07/2011 11:18:27 AM

Page 2

FE Sent For:

<END>

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/?	agary 11/23/2010	jdyer 11/24/2010		_____			State
/P1		P2 9/6 jld	jfrantze 11/24/2010	_____	sbasford 11/24/2010		

FE Sent For:

Handwritten notes: 9/1, Km, 9/7, <END>

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1?	agary	1/1 1/24 jld		11/24			

FE Sent For:

<END>

**REMEDIAL LEGISLATIVE PROPOSAL**

Wisconsin Department of Transportation

DT1605 10/2006 s.13.83(1)(c)4 Wis. Stats.

**Instructions:** Complete this form for **Law Revision Committee Remedial Legislative proposal(s)** for which a Division requests Secretary's Office (SO) approval. This form must be signed by the Division Administrator.

Short Title of Issue Placement of DOT-issued VIN	
Date Submitted October 4, 2010	Division Motor Vehicles
Lead Division Contact Person Carson P. Frazier	Area Code - Telephone Number 608-266-7857
Specific Statutory Change Amend S.342.30(2) to eliminate wording that DOT shall specify by rule the location on a vehicle where a DOT-issued vehicle identification number should be located on the vehicle.	
Administrative Problem with Current Statute The 1999 DOT Remedial Bill (1999 Act 80) clarified that DOT should specify where on the vehicle a vehicle identification number issued by DOT should be placed. The provision stated that it should be affixed to a location on the vehicle that is readily visible from outside the vehicle, "as specified by the department by rule." As DOT began rule promulgation process, the Legislative Council found that, the way the sentence is phrased, DOT would be stating in an administrative rule the location -- for EVERY type of vehicle -- that the VIN should be located. This was not intended. It was intended that the administrative rule will state that DOT will provide a form to the vehicle owner that will show where on the vehicle the VIN should be placed. The form would differ depending on the type of vehicle that is presented to DOT.	
Justification/Need for Change Since DOT attempted for several years to correct this statutory provision through remedial legislation, DOT has continued to issue a form to vehicle owners specifying where the vehicle identification number should be placed. DOT has been using this procedure -- without a rule in place -- for over 10 years, and has had no questions or concerns from customers or law enforcement agencies, or anyone else, about the placement of the DOT-issued VIN. The requirement that DOT promulgate a rule has proven to be unnecessary.	
Fiscal Effect, if Any None.	

\_\_\_\_\_  
(Division Administrator Signature – Brush Script Font If Computer Filled) (Date)

OPBF Completes: DOT Remedial Legislation Proposal Number  
R1113-08



State of Wisconsin  
2009 - 2010 LEGISLATURE

11 2

-0588/P1  
LRB-2684/PT-  
ARC/jld:md Keep

RMNR

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

LPS  
PWF OK

Lx

Gen

1 AN ACT *to amend* 342.30 (2) of the statutes; **relating to**: vehicle identification  
2 numbers assigned by the Department of Transportation and granting  
3 rule-making authority (suggested as remedial legislation by the Department  
4 of Transportation).

***Analysis by the Legislative Reference Bureau***

Current law requires the Department of Transportation (DOT) to assign vehicle identification numbers for vehicles under certain circumstances. An identification number assigned by DOT generally must be affixed to a location on the vehicle that is readily visible when observed from outside the vehicle, as specified by DOT by rule. The identification number must be affixed under the supervision of a peace officer or a dealer, distributor, or manufacturer.

This bill clarifies that DOT's rules may authorize DOT to establish forms to be provided to vehicle owners identifying the location, for various types of vehicles, where identification numbers assigned by DOT are to be stamped or affixed.

For further information, see the NOTES provided by the Law Revision Committee of the Joint Legislative Council.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the Department of Transportation and introduced by the Law Revision Committee under s. 13.83 (1) (c) 4. and 5., stats. After careful consideration of the various provisions of the bill, the Law Revision Committee has determined that this bill makes minor substantive changes in the statutes, and that these changes are desirable as a matter of public policy.

1 SECTION 1. 342.30 (2) of the statutes is amended to read:

2 342.30 (2) Except as provided in this subsection, an identification number  
3 assigned by the department to a vehicle shall be permanently affixed to a location  
4 on the vehicle that is readily visible when observed from outside the vehicle, as  
5 specified by the department by rule. Identification numbers assigned for cycles shall  
6 be stamped on the left side, near the top of the engine casting just below the cylinder  
7 barrel. Such stamping or affixing shall be done under the supervision of a dealer,  
8 distributor or manufacturer registered under s. 341.51 or under the supervision of  
9 a peace officer. The person supervising the stamping or affixing shall make a report  
10 thereof to the department. The department's rules under this subsection may  
11 authorize the department to establish forms to be provided to vehicle owners  
12 identifying the location, for various types of vehicles, where identification numbers  
13 assigned by the department shall be stamped or affixed.

14

(END)

**Gary, Aaron**

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**From:** Richter, Anna - DOT [Anna.Richter@dot.wi.gov]  
**Sent:** Monday, August 29, 2011 8:53 AM  
**To:** Gary, Aaron  
**Cc:** Rose, Laura; Warren, Mitchell - DOT; McGinn, Reed - DOT  
**Subject:** LRB 11-0588/P1 Topic: Placement of DOT issued vehicle identification number (R1113 08)  
**Attachments:** LRB-0588\_P1.pdf

Hi Aaron,

We have some comments on the attached remedial legislative draft for VIN placement.

We wanted to amend statutes to state that DOT would provide guidance via a form on where VIN's should be installed for different vehicle types. The draft includes this, but also says that our rules may authorize the forms. We don't want to address this through rule, so is there a way to eliminate that reference but keep our intent? Our ultimate goal is to negate the need for a rule for this purpose.

Thanks,  
Anna

Anna Richter, Chief  
Budget and Policy Development Section  
WisDOT Office of Policy, Budget and Finance  
608-267-7304

8/30/2011



State of Wisconsin  
2011 - 2012 LEGISLATURE

Seen



LRB-0588/P1  
ARG:jld:jf

in  
8/31

RMA

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

X

Regen

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AN ACT *to amend* 342.30 (2) of the statutes; **relating to:** vehicle identification numbers assigned by the Department of Transportation <sup>✓</sup> and granting rule-making authority (suggested as remedial legislation by the Department of Transportation).

**Analysis by the Legislative Reference Bureau**

Current law requires the Department of Transportation (DOT) to assign vehicle identification numbers for vehicles under certain circumstances. An identification number assigned by DOT generally must be affixed to a location on the vehicle that is readily visible when observed from outside the vehicle, as specified by DOT by rule. The identification number must be affixed under the supervision of a peace officer or a dealer, distributor, or manufacturer.

specifying X

This bill clarifies that DOT's rules may authorize <sup>requires</sup> DOT to establish forms to be provided to vehicle owners, identifying the location, for various types of vehicles, where identification numbers assigned by DOT are to be stamped or affixed.

For further information, see the NOTES provided by the Law Revision Committee of the Joint Legislative Council.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

NO A DOT assigned identification number must be permanently affixed to a location on the vehicle specified by DOT in these forms rather than by DOT rule.

LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the Department of Transportation and introduced by the Law Revision Committee under s. 13.83 (1) (c) 4. and 5., stats. After careful consideration of the various provisions of the bill, the Law Revision Committee has determined that this bill makes minor substantive changes in the statutes, and that these changes are desirable as a matter of public policy.

1 SECTION 1. 342.30 (2) of the statutes is amended to read:

2 342.30 (2) Except as provided in this subsection, an identification number  
3 assigned by the department to a vehicle shall be permanently affixed to a location  
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5 ~~specified by the department by rule.~~ Identification numbers assigned for cycles shall  
6 be stamped on the left side, near the top of the engine casting just below the cylinder

7 barrel. Such stamping or affixing shall be done under the supervision of a dealer,  
8 distributor or manufacturer registered under s. 341.51 or under the supervision of  
9 a peace officer. The person supervising the stamping or affixing shall make a report

10 thereof to the department. ~~The department's rules under this subsection may~~

11 ~~authorize the department to~~ establish forms to be provided to vehicle owners

12 ~~identifying~~ the location, for various types of vehicles, where identification numbers

13 assigned by the department shall be stamped or affixed.

14

(END)

ch. 16

strike

16 sent  
2-13

2011-2012 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-0588/P2ins  
ARG.....

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**INSERT 2-13:**

**SECTION 1. Initial applicability.**

(1) This act first applies to identification numbers assigned by the department  
on the effective date of this subsection. ✓

**SECTION 2. Effective date.**

(1) This act takes effect on the first day of the 3rd month beginning after  
publication. ✓

✓  
of  
transportation



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-0588/P2  
ARG:jld:jf

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

- 1 **AN ACT to amend** 342.30 (2) of the statutes; **relating to:** vehicle identification  
2 numbers assigned by the Department of Transportation (suggested as remedial  
3 legislation by the Department of Transportation).

---

***Analysis by the Legislative Reference Bureau***

Current law requires the Department of Transportation (DOT) to assign vehicle identification numbers for vehicles under certain circumstances. An identification number assigned by DOT generally must be affixed to a location on the vehicle that is readily visible when observed from outside the vehicle, as specified by DOT by rule. The identification number must be affixed under the supervision of a peace officer or a dealer, distributor, or manufacturer.

This bill requires DOT to establish forms to be provided to vehicle owners specifying the location, for various types of vehicles, where identification numbers assigned by DOT are to be stamped or affixed. A DOT-assigned identification number must be permanently affixed to a location on the vehicle specified by DOT in these forms rather than by DOT rule.

For further information, see the NOTES provided by the Law Revision Committee of the Joint Legislative Council.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

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5 outside the vehicle, ~~as specified by the department by rule~~. Identification numbers  
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7 just below the cylinder barrel. Such stamping or affixing shall be done under the  
8 supervision of a dealer, distributor or manufacturer registered under s. 341.51 or  
9 under the supervision of a peace officer. The person supervising the stamping or  
10 affixing shall make a report thereof to the department. The department shall  
11 establish forms to be provided to vehicle owners specifying the location, for various  
12 types of vehicles, where identification numbers assigned by the department shall be  
13 stamped or affixed.

14           **SECTION 2. Initial applicability.**

15           (1) This act first applies to identification numbers assigned by the department  
16 of transportation on the effective date of this subsection.

17           **SECTION 3. Effective date.**

18           (1) This act takes effect on the first day of the 3rd month beginning after  
19 publication.

20

(END)