

2015 DRAFTING REQUEST

Assembly Amendment (AA-AB470)

Received: 12/9/2015 Received By: rkite
For: Jeffrey Mursau (608) 266-3780 Same as LRB:
May Contact: By/Representing: Larry Konopacki
Subject: Nat. Res. - boats snomos ATVs Drafter: rkite
Addl. Drafters:
Extra Copies:

Submit via email: YES
Requester's email: Rep.Mursau@legis.wisconsin.gov
Carbon copy (CC) to: elisabeth.shea@legis.wisconsin.gov
zachary.wyatt@legis.wisconsin.gov
larry.konopacki@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Various changes affecting off-highway motorcycles; service fees for registrations of ATVs and UTVs

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	rkite 12/10/2015	jdyer 12/11/2015	_____			
/P1	rkite 12/17/2015		_____	sbasford 12/11/2015		
/1		jdyer	_____	sbasford	sbasford	

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
		12/17/2015	_____	12/17/2015	12/17/2015	

FE Sent For:

<END>

Kite, Robin

From: Konopacki, Larry
Sent: Wednesday, December 09, 2015 1:17 PM
To: Shea, Elisabeth; Kite, Robin
Cc: Bruce, Cory; Wenzlaff, Tyler; Loe, Emily; Letzing, Rachel
Subject: Act 89/AB 470

Hi Lis and Robin, would you please draft another amendment to AB 470 that is identical to AA1 and also include in that amendment the "fix" we need to do for AB 434/Act 89? Please draft this with Rep. Mursau as the requestor.

Thanks!

LK

Larry A. Konopacki
Wisconsin Legislative Council
(608) 267-0683
larry.konopacki@legis.wisconsin.gov



Fri. 12/11

State of Wisconsin
2015 - 2016 LEGISLATURE

1332/P1

LRBa1322/1

RNK:jld&wlj

keep

ASSEMBLY AMENDMENT ~~1~~
TO ASSEMBLY BILL 470

December 8, 2015 - Offered by Representative MURSAU

INS
1-1

1
2
3
4
5
6
7
8
9
10
11
12
13

At the locations indicated, amend the bill as follows:

1. Page 7, line 16: delete lines 16 to 18 and substitute:
“(n) “Law enforcement officer” has the meaning given in s. 23.33 (1) (ig).”.
2. Page 24, line 16: delete “town” and substitute “city, village, or town”.
3. Page 47, line 4: after that line insert:
“SECTION 16d. 23.47 (1) (am) of the statutes is created to read:
23.47 (1) (am) An off-highway motorcycle registration certificate, a validated registration receipt, or a registration decal under s. 23.335.
SECTION 16f. 23.47 (2) of the statutes, as created by 2015 Wisconsin Act 89, is amended to read:
23.47 (2) ELECTRONIC RETRIEVAL OF INFORMATION. If the department maintains a system under which the department stores information in an electronic format that relates to individuals who have been issued approvals under ch. 29 or safety

1 certificates under s. 23.33, 23.335, 30.74, or 350.055, the department may issue a
2 conservation card to any individual who applies for the card for purposes of enabling
3 the department to access information about that individual in the system. The
4 department may authorize an individual to carry a conservation card or another
5 form of identification, determined by the department, in lieu of carrying proof under
6 sub. (1).

7 **SECTION 16h.** 23.47 (3) (a) (intro.) of the statutes, as created by 2015 Wisconsin
8 Act 89, is amended to read:

9 23.47 (3) (a) (intro.) The department may maintain a system under which an
10 individual may obtain a reprint of certain approvals under ch. 29 and safety
11 certificates under s. ss. 23.33 and 23.335 and chs. 29, 30, and 350. The department
12 shall designate, by rule, all of the following:

13 **SECTION 16j.** 23.47 (3) (b) 3. of the statutes, as created by 2015 Wisconsin Act
14 89, is amended to read:

15 23.47 (3) (b) 3. The department may and an agent appointed under s. 23.33 (2)
16 (i) 3., 23.335 (4) (f) 2., 30.52 (1m) (a) 3., or 350.12 (3h) (a) 3. shall collect a reprint fee
17 of \$1.25 and an issuing fee of 75 cents for each reprint issued of a safety certificate
18 under s. 23.33 or ch. 30 or 350. An agent appointed under s. 23.33 (2) (i) 3., 23.335
19 (4) (f) 2., 30.52 (1m) (a) 3., or 350.12 (3h) (a) 3. may retain 50 cents of each issuing
20 fee for each document reprinted to compensate for services in issuing the reprint.

21 **SECTION 16m.** 23.47 (3) (d) of the statutes, as created by 2015 Wisconsin Act
22 89, is amended to read:

23 23.47 (3) (d) *Safety certificate reprints; transaction fee.* The department shall
24 establish a system under which the department pays each agent appointed under s.
25 23.33 (2) (i) 3., 23.335 (4) (f) 2., 30.52 (1m) (a) 3., or 350.12 (3h) (a) 3. a payment of

1 50 cents for each time that the agent processes a transaction through the statewide
2 automated system under par. (c). This payment is in addition to any issuing fee,
3 processing fee, or handling fee retained by the agent. The department shall make
4 these payments by allowing the agent to retain an amount equal to the payments
5 from the amounts that are collected by the agent and that would otherwise be
6 remitted to the department.”.

7 **4.** Page 49, line 7: delete lines 7 and 8 and substitute:

8 “SECTION 22g. 23.58 (1) of the statutes, as affected by 2015 Wisconsin Act 89,
9 is amended to read:

10 23.58 (1) After having identified”.

11 **5.** Page 49, line 19: after that line insert:

12 “SECTION 22m. 23.58 (2) of the statutes, as created by 2015 Wisconsin Act 89,
13 is amended to read:

14 23.58 (2) An enforcing officer has reasonable suspicion to perform a stop under
15 sub. (1) if an all-terrain vehicle, utility terrain vehicle, off-highway motorcycle, boat,
16 or snowmobile does not visibly display a registration plate or decal under s. 23.33 (2)
17 or 23.335 (4) (c) or (5) (c), a nonresident trail pass under s. 23.33 (2j) or 23.335 (6),
18 a registration or certification decal under s. 30.523 (2), or a registration decal or trail
19 use sticker under s. 350.12 (5).”.

20

(END)

✓
INS
3-19

2015-2016 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa1332/P1ins.
RNK:...

INSERT 1-1

- 1 **1.** Page 6, line 9: after that line insert: ✓
2 “**SECTION 9c.** 23.33 (2) (ir) 1. of the statutes, as affected by 2015 Wisconsin Act
3 89, is renumbered 23.33 (2) (ir).
4 **SECTION 9e.** 23.33 (2) (ir) 2. of the statutes is repealed.” ✓

INSERT 3-19

- 5 **2.** Page 68, line 7: delete lines 7 to 10 ✓ and substitute:
6 “**SECTION 76.** ^m**Effective dates.** This act takes effect on the first day of the 7th
7 month beginning after publication except as follows:
8 (1) The treatment of section 23.33 (2) (ir) 1. and 2. ✓ of the statutes takes effect
9 on March 1, 2016.” ✓



~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~
ASSEMBLY AMENDMENT ,
TO ASSEMBLY BILL 470

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 6, line 9: after that line insert:

3 **"SECTION 9c.** 23.33 (2) (ir) 1. of the statutes, as affected by 2015 Wisconsin Act
4 89, is renumbered 23.33 (2) (ir).

5 **SECTION 9e.** 23.33 (2) (ir) 2. of the statutes is repealed."

6 **2.** Page 7, line 16: delete lines 16 to 18 and substitute:

7 "(n) "Law enforcement officer" has the meaning given in s. 23.33 (1) (ig)."

8 **3.** Page 24, line 16: delete "town" and substitute "city, village, or town".

9 **4.** Page 47, line 4: after that line insert:

10 **"SECTION 16d.** 23.47 (1) (am) of the statutes is created to read:

11 23.47 (1) (am) An off-highway motorcycle registration certificate, a validated
12 registration receipt, or a registration decal under s. 23.335.

1 **SECTION 16f.** 23.47 (2) of the statutes, as created by 2015 Wisconsin Act 89, is
2 amended to read:

3 **23.47 (2) ELECTRONIC RETRIEVAL OF INFORMATION.** If the department maintains
4 a system under which the department stores information in an electronic format that
5 relates to individuals who have been issued approvals under ch. 29 or safety
6 certificates under s. 23.33, 23.335, 30.74, or 350.055, the department may issue a
7 conservation card to any individual who applies for the card for purposes of enabling
8 the department to access information about that individual in the system. The
9 department may authorize an individual to carry a conservation card or another
10 form of identification, determined by the department, in lieu of carrying proof under
11 sub. (1).

12 **SECTION 16h.** 23.47 (3) (a) (intro.) of the statutes, as created by 2015 Wisconsin
13 Act 89, is amended to read:

14 **23.47 (3) (a) (intro.)** The department may maintain a system under which an
15 individual may obtain a reprint of certain approvals under ch. 29 and safety
16 certificates under s. ss. 23.33 and 23.335 and chs. 29, 30, and 350. The department
17 shall designate, by rule, all of the following:

18 **SECTION 16j.** 23.47 (3) (b) 3. of the statutes, as created by 2015 Wisconsin Act
19 89, is amended to read:

20 **23.47 (3) (b) 3.** The department may and an agent appointed under s. 23.33 (2)
21 (i) 3., 23.335 (4) (f) 2., 30.52 (1m) (a) 3., or 350.12 (3h) (a) 3. shall collect a reprint fee
22 of \$1.25 and an issuing fee of 75 cents for each reprint issued of a safety certificate
23 under s. 23.33 or ch. 30 or 350. An agent appointed under s. 23.33 (2) (i) 3., 23.335
24 (4) (f) 2., 30.52 (1m) (a) 3., or 350.12 (3h) (a) 3. may retain 50 cents of each issuing
25 fee for each document reprinted to compensate for services in issuing the reprint.

1 **SECTION 16m.** 23.47 (3) (d) of the statutes, as created by 2015 Wisconsin Act
2 89, is amended to read:

3 23.47 (3) (d) *Safety certificate reprints; transaction fee.* The department shall
4 establish a system under which the department pays each agent appointed under s.
5 23.33 (2) (i) 3., 23.335 (4) (f) 2., 30.52 (1m) (a) 3., or 350.12 (3h) (a) 3. a payment of
6 50 cents for each time that the agent processes a transaction through the statewide
7 automated system under par. (c). This payment is in addition to any issuing fee,
8 processing fee, or handling fee retained by the agent. The department shall make
9 these payments by allowing the agent to retain an amount equal to the payments
10 from the amounts that are collected by the agent and that would otherwise be
11 remitted to the department.”.

12 **5.** Page 49, line 7: delete lines 7 and 8 and substitute:

13 “**SECTION 22g.** 23.58 (1) of the statutes, as affected by 2015 Wisconsin Act 89,
14 is amended to read:

15 23.58 (1) After having identified”.

16 **6.** Page 49, line 19: after that line insert:

17 “**SECTION 22m.** 23.58 (2) of the statutes, as created by 2015 Wisconsin Act 89,
18 is amended to read:

19 23.58 (2) An enforcing officer has reasonable suspicion to perform a stop under
20 sub. (1) if an all-terrain vehicle, utility terrain vehicle, off-highway motorcycle, boat,
21 or snowmobile does not visibly display a registration plate or decal under s. 23.33 (2)
22 or 23.335 (4) (c) or (5) (c), a nonresident trail pass under s. 23.33 (2j) or 23.335 (6),
23 a registration or certification decal under s. 30.523 (2), or a registration decal or trail
24 use sticker under s. 350.12 (5).”.

