

State of Wisconsin



2017 Senate Bill 246

Date of enactment: **March 28, 2018**

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2017 WISCONSIN ACT 170

AN ACT *to repeal* 134.405 (3m), 134.405 (5) (a) (intro.) and 134.405 (5) (am); *to renumber* 134.405 (5) (a) 1., 134.405 (5) (a) 2. and 134.405 (5) (a) 3.; *to amend* 134.405 (2), 134.405 (3) (a) (intro.), 218.20 (1r) and 218.23 (1r); and *to create* 218.20 (1v) of the statutes; **relating to:** acquisition of a motor vehicle by scrap metal dealers and motor vehicle salvage dealers.

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

SECTION 1. 134.405 (2) of the statutes is amended to read:

134.405 (2) PURCHASES OF FERROUS SCRAP. ~~Except as provided in sub. (3m), a~~ A scrap metal dealer may purchase scrap metal other than nonferrous scrap, a metal article, or a proprietary article from any person over the age of 18.

SECTION 2. 134.405 (3) (a) (intro.) of the statutes is amended to read:

134.405 (3) (a) (intro.) Subject to par. (b) ~~and except as provided in sub. (3m),~~ a scrap dealer may purchase nonferrous scrap, metal articles, or proprietary articles from any person who is over the age of 18 if all of the following apply:

SECTION 3. 134.405 (3m) of the statutes is repealed.

SECTION 4. 134.405 (5) (a) (intro.) of the statutes is repealed.

SECTION 5. 134.405 (5) (a) 1. of the statutes is renumbered 134.405 (5) (ad).

SECTION 6. 134.405 (5) (a) 2. of the statutes is renumbered 134.405 (5) (ah).

SECTION 7. 134.405 (5) (a) 3. of the statutes is renumbered 134.405 (5) (ap).

SECTION 8. 134.405 (5) (am) of the statutes is repealed.

SECTION 9. 218.20 (1r) of the statutes is amended to read:

218.20 (1r) "Motor vehicle salvage dealer" means a person who purchases and resells motor vehicles for wrecking, processing, scrapping, recycling, or dismantling purposes or who carries on or conducts the business of wrecking, processing, scrapping, or dismantling motor vehicles or selling parts of motor vehicles so processed. Motor vehicle salvage dealer includes a motor vehicle scavenger and a scrap metal processor or scrap metal dealer who acquires a motor vehicle for scrap or salvage.

SECTION 10. 218.20 (1v) of the statutes is created to read:

218.20 (1v) "Scrap metal dealer" has the meaning given in s. 134.405 (1) (h).

SECTION 11. 218.23 (1r) of the statutes is amended to read:

218.23 (1r) No licensed motor vehicle salvage dealer may acquire a motor vehicle for the purpose of wrecking or junking the motor vehicle if the certificate of title for the motor vehicle identifies a holder of a security interest in the motor vehicle, unless the dealer, when obtaining the certificate of title for the vehicle, pays the outstanding

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."

amount of the obligation represented by the security
interest in full to the holder of the security interest.
