

2019 Senate Bill 4 (LRB -0477)

An Act to repeal 341.65 (1) (a) and 349.139 (1) (b); to amend 341.65 (2) (b); and to create 341.65 (2) (c) of the statutes; relating to: motor vehicle immobilization devices. (FE)

2019

01-23.	S.	Introduced by Senators Cowles, Stroebel, Olsen, Marklein and Wanggaard ; cosponsored by Representatives Spiros, Kulp, Quinn, Steffen, Tittl, Horlacher, Zimmerman, Plumer and Murphy .	38
01-23.	S.	Read first time and referred to Committee on Government Operations, Technology and Consumer Protection	38
01-28.	S.	Representative Tusler added as a cosponsor	47
02-01.	S.	Fiscal estimate received	
02-19.	S.	Public hearing held	
02-25.	S.	Senate Amendment 1 offered by Senator Craig (LRB a0069)	82
02-26.	S.	Executive action taken	
02-26.	S.	Report adoption of Senate Amendment 1 recommended by Committee on Government Operations, Technology and Consumer Protection, Ayes 3, Noes 2	87
02-26.	S.	Report passage as amended recommended by Committee on Government Operations, Technology and Consumer Protection, Ayes 3, Noes 2	87
02-26.	S.	Available for scheduling	
04-05.	S.	Placed on calendar 4-9-2019 pursuant to Senate Rule 18(1)	145
04-09.	S.	Read a second time	
04-09.	S.	Senate Amendment 1 adopted	
04-09.	S.	Ordered to a third reading	
04-09.	S.	Rules suspended	
04-09.	S.	Read a third time and passed	
04-09.	S.	Ordered immediately messaged	
04-09.	A.	Received from Senate	
04-09.	A.	Read	
04-09.	A.	Rules suspended and taken up	
04-09.	A.	Read a second time	
04-09.	A.	Ordered to a third reading	
04-09.	A.	Rules suspended	
04-09.	A.	Read a third time and concurred in	
04-09.	A.	Ordered immediately messaged	
04-10.	S.	Received from Assembly concurred in	

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ENROLLED BILL

Adopted Documents

Original Engrossed Substitute Amdt

19-0477 1

Amendments: None or Listed below.

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Corrections: None or Listed by date below.

Topic: Same as relating clause or Indicated below.

4/10/19

Carol F.

Date

Enrolling Drafter



2019 SENATE BILL 4

January 23, 2019 - Introduced by Senators COWLES, STROEBEL, OLSEN, MARKLEIN and WANGGAARD, cosponsored by Representatives SPIROS, KULP, QUINN, STEFFEN, TITTL, HORLACHER, ZIMMERMAN, PLUMER and MURPHY. Referred to Committee on Government Operations, Technology and Consumer Protection.

1 AN ACT to repeal 341.65 (1) (a) and 349.139 (1) (b); to amend 341.65 (2) (b); and
2 to create 341.65 (2) (c) of the statutes; relating to: motor vehicle
3 immobilization devices.

Analysis by the Legislative Reference Bureau

Under current law, any municipality or county may enact ordinances prohibiting any unregistered motor vehicle from being located upon a highway and governing the immobilization, removal, and disposal of unregistered motor vehicles. Current law defines "immobilization device" as a device or mechanism that immobilizes a motor vehicle by locking around a wheel, thereby making the motor vehicle inoperable.

This bill applies a definition of "immobilization device" that does not contain a reference to a device being locked around a wheel. The bill also authorizes a county, municipality, or university to enter into a contract with a person that authorizes the person to immobilize motor vehicles.

For further information see the *local* 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:

4 SECTION 1. 341.65 (1) (a) of the statutes is repealed.

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SENATE BILL 4

SECTION 2

1 **SECTION 2.** 341.65 (2) (b) of the statutes is amended to read:

2 341.65 (2) (b) Any municipal or university police officer, sheriff's deputy, county
3 traffic patrolman, state traffic officer, conservation warden, ~~or~~ parking enforcer, or
4 other person authorized under par. (c) who discovers any unregistered motor vehicle
5 located upon any highway may cause the motor vehicle to be immobilized with an
6 immobilization device or removed to a suitable place of impoundment. Upon
7 immobilization or removal of the motor vehicle, the officer, warden, ~~or~~ parking
8 enforcer, or authorized person shall notify the sheriff or chief of police of the location
9 of the immobilized or impounded motor vehicle and the reason for the immobilization
10 or impoundment. Upon causing the removal of the motor vehicle by a towing service,
11 the officer, warden, ~~or~~ parking enforcer, or authorized person shall, within 24 hours
12 of ordering the removal, notify the towing service of the name and last-known
13 address of the registered owner and all lienholders of record of the vehicle, unless the
14 officer or parking enforcer is employed by a municipality or county that has entered
15 into a towing services agreement which requires the municipality or county to
16 provide notice to such owner and lienholders of the towing.

17 **SECTION 3.** 341.65 (2) (c) of the statutes is created to read:

18 341.65 (2) (c) A county, municipality, or university may enter into a contract
19 with a person that authorizes the person to conduct placement and removal of
20 immobilization devices as provided in par. (b). A contract entered into under this
21 paragraph may allow for remote unlocking and removal of an immobilization device.

22 **SECTION 4.** 349.139 (1) (b) of the statutes is repealed.

23 (END)

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**SENATE AMENDMENT 1,
TO SENATE BILL 4**

February 25, 2019 - Offered by Senator CRAIG.

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

2 **1.** Page 1, line 4: delete that line and substitute:

3 **"SECTION 1g.** 341.65 (1) (a) of the statutes is renumbered 341.65 (1) (a) (intro.)

4 and amended to read:

5 341.65 (1) (a) (intro.) "Immobilization device" means a device or mechanism
6 ~~which that~~ immobilizes a motor vehicle by ~~locking~~ doing any of the following:

7 1. Locking around a wheel, thereby making the motor vehicle inoperable.

8 **SECTION 1r.** 341.65 (1) (a) 2. of the statutes is created to read:

9 341.65 (1) (a) 2. Being placed upon the front windshield to obstruct the driver's
10 view through the windshield."

11 **2.** Page 2, line 22: delete that line.

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(END)

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