



## 2023 ASSEMBLY BILL 216

April 20, 2023 - Introduced by Representatives SWEARINGEN, GREEN, BEHNKE, BODDEN, EDMING, MAGNAFICI, MOSES, O'CONNOR, PALMERI, PENTERMAN, SAPIK, SORTWELL, TUSLER, VANDERMEER, ARMSTRONG, PRONSCHINSKE and SUMMERFIELD, cosponsored by Senators STAFSHOLT, BALLWEG, FELZKOWSKI, FEYEN, MARKLEIN, QUINN and WANGGAARD. Referred to Committee on Sporting Heritage.

1     **AN ACT to amend** 23.33 (3) (em) and 23.33 (6r) of the statutes; **relating to:**  
2     passenger restrictions on all-terrain vehicles.

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*Analysis by the Legislative Reference Bureau*

Under current law, it is unlawful to ride on an all-terrain vehicle (ATV) or utility terrain vehicle (UTV) on a part of the ATV or UTV that is not designed for use by passengers. It is also unlawful to operate an ATV or UTV with such a passenger. This bill provides that these restrictions do not apply to an ATV with one passenger in a second seated position.

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

3     **SECTION 1.** 23.33 (3) (em) of the statutes is amended to read:  
4     23.33 (3) (em) Except as provided in sub. (11m), with a passenger riding in or  
5     on any part of an all-terrain vehicle or utility terrain vehicle that is not designed or  
6     intended to be used by passengers. This paragraph does not apply to an all-terrain  
7     vehicle with one passenger in a second seated position.

8     **SECTION 2.** 23.33 (6r) of the statutes is amended to read:

