

1985 Assembly Bill 772

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1985 Wisconsin Act 322

AN ACT to repeal 23.09 (26) (a) 5 and 23.09 (26) (e) 1; to renumber 23.09 (26) (intro.), 23.09 (26) (a) (intro.) and 1 to 4, 23.09 (26) (c) 4 and 23.09 (26) (e) 2 to 4; to renumber and amend 23.09 (26) (c) 3; to amend 350.12 (3) (d), 350.12 (3m) (b) and (c), 350.12 (4) (b) (intro.) and 1 and 350.12 (5) (title) and (a) to (c); to repeal and recreate 23.09 (26) (d) and 350.12 (3) (a) (intro.); and to create 23.09 (26) (a) 1, 23.09 (26) (am) 5 and 350.12 (4) (b) 1m of the statutes, relating to aids to counties for snowmobile purposes and various changes in the statutes governing snowmobile registration.

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

SECTION 1. 23.09 (26) (intro.) of the statutes is renumbered 23.09 (26) (a) 2.

SECTION 2. 23.09 (26) (a) 1 of the statutes is created to read:

23.09 (26) (a) 1. In this subsection, "maintain" or "maintenance" includes the purchase of liability insurance.

SECTION 3. 23.09 (26) (a) (intro.) and 1 to 4 of the statutes are renumbered 23.09 (26) (am) (intro.) and 1 to 4.

SECTION 4. 23.09 (26) (a) 5 of the statutes is repealed.

SECTION 5. 23.09 (26) (am) 5 of the statutes is created to read:

23.09 (26) (am) 5. Undertake major reconstruction or rehabilitation projects to improve bridges on existing approved trails.

SECTION 6. 23.09 (26) (c) 3 of the statutes is renumbered 23.09 (26) (c) 4 and amended to read:

23.09 (26) (c) 4. ~~Liability insurance~~ Major bridge reconstruction or rehabilitation.

SECTION 7. 23.09 (26) (c) 4 of the statutes is renumbered 23.09 (26) (c) 3.

SECTION 8. 23.09 (26) (d) of the statutes is repealed and recreated to read:

23.09 (26) (d) Distribution of snowmobile trail development funds shall be limited to trails which provide a primary access route through one county and connect with another county's trails, provide access from population centers to main access trails or support a high volume of use. Counties applying for aid for snowmobile trail development shall identify the type of trail for which aid is being sought on the forms under par. (b).

SECTION 9. 23.09 (26) (e) 1 of the statutes is repealed.

SECTION 10. 23.09 (26) (e) 2 to 4 of the statutes are renumbered 23.09 (26) (e) 1 to 3.

SECTION 11m. 350.12 (3) (a) (intro.) of the statutes, as affected by 1985 Wisconsin Act 68, is repealed and recreated to read:

350.12 (3) (a) (intro.) No person may operate and no owner may give permission for the operation of any snowmobile within this state unless the snowmobile is registered for public use or private use under

this section and has the registration decals displayed as required by sub. (5). Any snowmobile may be registered for public use. A snowmobile used exclusively on private property, as defined under s. 29.33 (1) (n), may be registered for private use. A snowmobile public-use registration certificate is valid for 2 years beginning the July 1 prior to the date of application if registration is made prior to April 1 and beginning the July 1 subsequent to the date of application if registration is made after April 1 and ending on June 30, 2 years thereafter. A snowmobile private-use registration certificate is valid from the date of issuance until ownership of the snowmobile is transferred. The fee for the issuance or renewal of a public-use registration certificate is \$20. The fee for the issuance of a private-use registration certificate is \$0.

SECTION 11r. 350.12 (3) (d) of the statutes is amended to read:

350.12 (3) (d) Upon receipt of the required fee, a sales tax report, payment of sales and use taxes due under s. 77.61 (1) and an application on forms prescribed by it, the department shall issue to the applicant a registration certificate stating the registration number, the name and address of the owner, and other information the department deems necessary. The department shall issue 2 registration stickers or decals per snowmobile owned by an individual owner or put in use by a commercial owner. The stickers or decals shall be no larger than $2\frac{3}{4}$ inches in height and $4\frac{1}{2}$ inches in width and shall contain reference to the state, the department, whether the snowmobile is registered for public use or private use under par. (a) and the expiration date of the registration.

SECTION 12. 350.12 (3m) (b) and (c) of the statutes are amended to read:

350.12 (3m) (b) *Enforcement and administration account.* ~~Fifty~~ Thirty percent of the moneys collected from snowmobile registration under this section shall be credited to a separate snowmobile enforcement and administration account in the conservation fund.

(c) *Trails aid account.* ~~Fifty~~ Seventy percent of the moneys collected from snowmobile registration under this section shall be credited to a separate snowmobile trail aids account in the conservation fund.

SECTION 13. 350.12 (4) (b) (intro.) and 1 of the statutes are amended to read:

350.12 (4) (b) *Trail aids and related costs.* (intro.) From the snowmobile trail aids account under sub. (3m) (c), moneys may be appropriated under s. 20.370 (1) (mq) and (4) (bs). The appropriations under s. 20.370 (1) (mq) and (4) (bs) and (bt) shall be used for land acquisition, liability insurance, development and maintenance, including the purchase of liability insurance, the cooperative snowmobile sign program, major reconstruction or rehabilitation to improve bridges on existing approved trails, signing of snowmobile routes, and state snowmobile trails and areas and distributed as follows:

1. State aids and funds for maintenance costs shall be 100% of the actual cost of maintaining the trail per year up to a ~~\$150~~ \$165 per mile per year maximum, except as provided in subd. 1m. Qualifying trails are trails approved by the board as snowmobile trails. State aid for the cost of the purchasing or leasing of land and the acquisition of easements, permits or other agreements may equal 100% of acquisition expense. Aids for major reconstruction or rehabilitation projects to improve bridges may equal 100% of eligible costs. Development shall begin the same year the land is acquired. Moneys available for development shall be distributed on a 100% grant basis, 75% at the time of approval but no later than January 1 and 25% upon completion of the project. A county application may include a request for purchasing or leasing land or acquiring easements, permits or other agreements for the use of land, and for aids for development or maintenance of trails. Trail routes, sizes and specifications shall be prescribed only by the board.

SECTION 14. 350.12 (4) (b) 1m of the statutes is created to read:

350.12 (4) (b) 1m. State gas tax funds appropriated for snowmobile trail aids under s. 20.370 (4) (bt) which exceed the amount expended under that appropriation during the fiscal year for which they are appropriated may be made available in the following fiscal year to counties which apply for state aids for the actual cost of grooming snowmobile trails in an amount above the \$165 per mile per year limit under subd. 1. By June 30, the department of natural resources shall establish a limit on the total amount to be made available in the next fiscal year under this subdivision, but not to exceed \$150,000 per year.

SECTION 15. 350.12 (5) (title) and (a) to (c) of the statutes are amended to read:

350.12 (5) (title) REGISTRATION DECALS TO BE DISPLAYED. (a) The owner of the snowmobile shall attach the registration ~~number~~ decals or stickers to the snowmobile in a prominent place, and shall maintain such registration ~~number and registration~~ decals or stickers in a legible condition at all times. Numbers Decals or stickers shall be of block character, not less than 3 inches in height and not less than one-half inch wide and in sharp contrast to the background to which applied. Numbers and registration 6 inches in width. Registration decals or stickers are to be applied on both sides of the cowling of the snowmobile.

(b) The registration certificate or ~~the retained portion of the renewal application~~, for owners who purchased a snowmobile from a snowmobile dealer but who have not yet received the registration certificate, the completed application for registration receipt shall be in the possession of the user of the snowmobile at all times, except in the case of snowmobiles put in use by a commercial owner.

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(c) The registration certificate or ~~the retained portion of the renewal application, for owners who purchased a snowmobile from a snowmobile dealer but who have not yet received the registration certificate,~~

the completed application for registration receipt shall be exhibited for inspection on the demand of any person authorized to enforce this section as listed in s. 350.17 (1).
