



1997 ASSEMBLY BILL 50

February 3, 1997 - Introduced by Representatives MUSSER, SCHAFER, LORGE, BAUMGART, M. LEHMAN, TURNER, HANDRICK, ALBERS, OTTE, GUNDERSON, SERATTI and GRONEMUS, cosponsored by Senators C. POTTER, A. LASEE and ZIEN. Referred to Committee on Tourism and Recreation.

1 **AN ACT to amend** 23.33 (5) (a) of the statutes; **relating to:** the operation of
2 all-terrain vehicles by minors.

Analysis by the Legislative Reference Bureau

Under current law, a minor under the age of 12 may operate an ATV only if the minor either is operating the ATV under adult supervision for an agricultural purpose or is operating a small ATV on a DNR-designated trail and is accompanied by a parent. The bill eliminates the limitation of using only DNR-designated trails for the operation of small ATVs. The bill changes the requirement that a minor be accompanied by a parent when operating a small ATV by also allowing the minor to be accompanied by a guardian, or by another person who is at least 21 years of age.

For further information see the *state and 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:

3 **SECTION 1.** 23.33 (5) (a) of the statutes is amended to read:
4 23.33 (5) (a) *Age restriction.* No person under 12 years of age may operate an
5 all-terrain vehicle unless he or she is operating the all-terrain vehicle for an
6 agricultural purpose and he or she is under the supervision of a person over 18 years

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1 of age or unless he or she is operating a small all-terrain vehicle ~~on an all-terrain~~
2 ~~vehicle trail designated by the department~~ and he or she is accompanied by his or her
3 parent or guardian or by another person if that other person is at least 21 years of
4 age. No person who is under 12 years of age may operate an all-terrain vehicle which
5 is an implement of husbandry on a roadway under any circumstances. No person
6 who is under 12 years of age may operate an all-terrain vehicle on a roadway under
7 the authorization provided under sub. (4) (d) 6. under any circumstances. No person
8 who is under 12 years of age may rent or lease an all-terrain vehicle. For purposes
9 of this paragraph, supervision does not require that the person under 12 years of age
10 be subject to continuous direction or control by the person over 18 years of age.

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(END)