

1983 Assembly Bill 350

Date of enactment: March 8, 1984
Date of publication: March 13, 1984

1983 Wisconsin Act 151

AN ACT *to amend* 114.105 and 114.20 (2) (e) and (f); and *to create* 114.195 and 114.20 (2) (g) of the statutes, *relating to* display of identification numbers by ultralight aircraft and providing a penalty.

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

SECTION 1. 114.105 of the statutes is amended to read:

114.105 Local regulation. Any county, town, city or village may adopt any ordinance in strict conformity with the provisions of this chapter and impose the same penalty for violation of any of its provisions except that such ordinance shall not provide for the suspension or revocation of pilot or aircraft licenses or certificates and shall not provide for imprisonment except for failure to pay any fine which may be imposed. No local authority shall enact any ordinance governing aircraft or aeronautics contrary to or inconsistent with the provisions of this chapter or federal law. Every court in which a violation of such ordinance is prosecuted shall make a written report of any conviction (including bail or appearance money forfeiture) to the federal ~~civil aeronautics~~ aviation administration.

SECTION 2. 114.195 of the statutes is created to read:

114.195 Ultralight identification. (1) In this section, “ultralight aircraft” means an aircraft which meets all of the following requirements:

- (a) Is used or intended to be used for manned operation in the air by a single occupant.
- (b) Is used or intended to be used for recreation or sport purposes only.
- (c) Does not have any U.S. or foreign air-worthiness certificate.

(d) If unpowered weighs less than 155 pounds or if powered weighs less than 254 pounds empty weight excluding floats and safety devices which are intended for use in catastrophic situation, has a fuel capacity not exceeding 5 gallons, is not capable of more than 55 knots calibrated air speed at full power in level flight and has a power-off stall-speed which does not exceed 24 knots calibrated air speed.

(2) No person may operate an ultralight aircraft within this state unless the aircraft displays an identification number assigned by an organization, approved by the department, which issues identification numbers for ultralight aircraft. The department shall maintain a list of organizations which qualify under this subsection. Any industry registration program approved by the federal aviation administration shall be approved by the department.

(3) Any person violating sub. (2) shall be required to forfeit not more than \$500.

SECTION 3. 114.20 (2) (e) and (f) of the statutes are amended to read:

114.20 (2) (e) Unairworthy aircraft designated under sub. (5); ~~or~~

(f) Amateur built aircraft registered under sub. (8); or

SECTION 4. 114.20 (2) (g) of the statutes is created to read:

114.20 (2) (g) Ultralight aircraft as defined in s. 114.195 (1).

SECTION 5. **Effective date.** This act takes effect on the first day of the 6th month commencing after publication.
