

1999 DRAFTING REQUEST

Bill

Received: **03/13/2000**

Received By: **nilsepe**

Wanted: **As time permits**

Identical to LRB:

For: **Roger Breske (608) 266-2509**

By/Representing:

This file may be shown to any legislator: **NO**

Drafter: **nilsepe**

May Contact:

Alt. Drafters:

Subject: **Transportation - motor vehicles**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Vehicle color on registration

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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/1			jfrantze 03/13/2000	_____	lrb_docadmin 03/14/2000	lrb_docadmin 03/14/2000	

FE Sent For:

G 03-28-00

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FE Sent For:

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~~LRB 45449~~
PEN:wlj&kmg:hmh
staffs
4731/
PEU

1999 SENATE BILL

No changes

d-note

1 AN ACT to amend 341.08 (2) (c), 341.11 (1) and 341.335 (title); and to create
2 341.08 (2) (cm), 341.335 (1m) and 349.02 (2) (c) of the statutes; relating to:
3 vehicle color and motor vehicle registration, making an appropriation and
4 providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, an applicant for registration of a motor vehicle must provide a description of the vehicle, including the vehicle's make, model and identification number.

This bill requires the applicant for registration of a motor vehicle, other than a motorcycle or a vehicle having a gross weight of more than 8,000 pounds, to include the vehicle's color in the application. The bill requires DOT to include a place on the registration application form for the applicant to identify the vehicle's current color, if the color has changed since the vehicle was last registered. The bill specifies that a registrant is not required to notify DOT that a vehicle's color has been changed, but is required to state the correct color when renewing registration. Finally, the bill prohibits law enforcement officers from stopping a vehicle solely because the vehicle color differs from the color stated in its registration.

The bill provides one-time financing for fiscal year 2000-01 in the amount of \$37,500 from the segregated transportation fund for the purposes of implementing this act.

SENATE BILL

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:

1 **SECTION 1.** 341.08 (2) (c) of the statutes is amended to read:

2 341.08 (2) (c) A description of the vehicle, including make, model, color,
3 identification number and any other information which the department may
4 reasonably require for proper identification of the vehicle. An application for a
5 motorcycle or for a vehicle registered at a gross weight of more than 8,000 pounds is
6 not required to include the vehicle color in the description of the vehicle.

7 **SECTION 2.** 341.08 (2) (cm) of the statutes is created to read:

8 341.08 (2) (cm) A place for the applicant to indicate whether the color of the
9 vehicle being registered has changed from the color specified on the certificate of
10 registration and, if so, the new color.

11 **SECTION 3.** 341.11 (1) of the statutes is amended to read:

12 341.11 (1) Except as provided in sub. (2) the department upon registering a
13 vehicle shall issue and deliver to the owner a certificate of registration. The
14 certificate shall contain the name, residence and address of the owner; a brief
15 description of the vehicle, including its color; the registration number assigned; and
16 the date of expiration of registration. The certificate shall be in such form and may
17 contain such additional information as the department deems advisable. A
18 certificate for a motorcycle or for a vehicle registered at a gross weight of more than
19 8,000 pounds is not required to include the vehicle color in the description of the
20 vehicle.

21 **SECTION 4.** 341.335 (title) of the statutes is amended to read:

SENATE BILL

1 **341.335 (title) Notice of change of address or, name or vehicle color.**

2 **SECTION 5.** 341.335 (1m) of the statutes is created to read:

3 **341.335 (1m)** No person is required to notify the department before the next
4 renewal of registration for the vehicle that a vehicle's color has been changed from
5 the color stated in the most recent application for registration of the vehicle.

6 **SECTION 6.** 349.02 (2) (c) of the statutes is created to read:

7 **349.02 (2) (c)** Notwithstanding par. (a), a law enforcement officer may not stop
8 a vehicle solely because the vehicle's color differs from the color stated in the
9 application for registration of that vehicle. This paragraph does not limit the
10 authority of a law enforcement officer to issue a citation for improper registration of
11 a vehicle whose color differs from the color stated in the application for registration
12 of the vehicle, if the difference is observed in the course of a stop or inspection made
13 for other purposes.

14 **SECTION 7. Nonstatutory provisions.**

15 (1) Notwithstanding section 16.42 (1) (e) of the statutes, in submitting
16 information under section 16.42 of the statutes for the purpose of the 2001–03
17 biennial budget bill, the department of transportation shall submit information
18 concerning the appropriation under section 20.395 (5) (cq) of the statutes as though
19 the amounts appropriated to the department under that appropriation for fiscal year
20 2000–01 were \$37,500 less than the amounts in the schedule.

21 **SECTION 8. Appropriation changes.**

22 (1) In the schedule under section 20.005 (3) of the statutes for the appropriation
23 to the department of transportation under section 20.395 (5) (cq) of the statutes, as
24 affected by the acts of 1999, the dollar amount is increased by \$37,500 for fiscal year
25 2000–01 for the purpose of reflecting vehicle color on motor vehicle registration.

4731/1da
:KMG:

Senator Breske:

This bill is identical to
1999 Assembly Substitute Amendment 1
(as affected by AA1) to 1999 Assembly
Bill 141.

-PEN

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-4731/1dn
FEN:kmg:jf

March 13, 2000

Senator Breske:

This bill is identical to 1999 Assembly Substitute Amendment 1 (as affected by AA1) to 1999 Assembly Bill 141.

Paul E. Nilsen
Legislative Attorney
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