

**2001 DRAFTING REQUEST**

**Bill**

Received: 03/11/2002

Received By: **traderc**

Wanted: **Soon**

Identical to LRB:

For: **Joseph Leibham (608) 266-0656**

By/Representing: **Patrick (aide)**

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

Drafter: **agary**

May Contact:

Addl. Drafters:

Subject: **Transportation - motor vehicles**

Extra Copies: **TNF, PJH, RCT**

Submit via email: **NO**

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Exemption from vehicle emissions testing

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**Instructions:**

Wants exemption for vehicle emissions testing for 4 most recent model years instead of 2

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**Drafting History:**

Vers.	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	agary 03/11/2002	csicilia 03/11/2002	rschluet 03/11/2002	_____	lrb_docadmin 03/11/2002		State
/2	agary 03/11/2002	csicilia 03/12/2002	pgreensl 03/12/2002	_____	lrb_docadmin 03/12/2002	lrb_docadminState 03/12/2002	
				_____	lrb_docadmin 03/12/2002		

FE Sent For 

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/1	agary 03/11/2002	csicilia 03/11/2002	rschluet 03/11/2002	<del>3/11</del>	lrb_docadmin 03/11/2002		State

FE Sent For:

1 gjs 3/12/02  
 3/11/02  
 p8  
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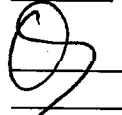
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FE Sent For:

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State of Wisconsin  
2001 - 2002 LEGISLATURE

LRB-5056/1

ARG: /:.....

gjs

2001 BILL

TODAY  
if possible

D-note

per cost

1 AN ACT relating to: motor vehicle emission inspections.

**Analysis by the Legislative Reference Bureau**

Current law requires the department of transportation (DOT) to conduct a motor vehicle emission inspection program in counties in which the air quality does not meet certain federal standards. Under the program, most motor vehicles that are subject to emission limitations established by the department of natural resources (DNR) must undergo emission inspections during the second year following the vehicle's model year and every two years thereafter.

This bill changes the time period before a qualifying vehicle must undergo an initial emission inspection, extending it from the second year after the vehicle's model year to the fourth year after the vehicle's model year. This change applies to motor vehicles of a model year of 2002 or later.

For further information see the *state* 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:**

2 SECTION 1. 110.20 (6) (a) 1. of the statutes, as affected by 2001 Wisconsin Act  
3 16, is amended to read:

4 110.20 (6) (a) 1. For a nonexempt vehicle required to be registered on an annual  
5 or other periodic basis in this state, within the period of time specified by the

**BILL**

**SECTION 1**

1 department under sub. (9) (d) prior to renewal of registration in the ~~2nd~~ 4th year  
2 after the nonexempt vehicle's model year and every 2 years thereafter, except as  
3 provided in sub. (9) (j).

4 **SECTION 2.** 110.20 (6) (a) 3. of the statutes is amended to read:

5 110.20 (6) (a) 3. For a nonexempt vehicle that is registered under s. 341.26 (2m),  
6 owned by the United States or subject to one-time registration, at any time during  
7 the ~~2nd~~ 4th year following the nonexempt vehicle's model year and every 2 years  
8 thereafter.

9 **SECTION 3. Initial applicability.**

10 (1) This act first applies to non-exempt vehicles of a model year of 2002 or later.

11 (END)

*D-Note*

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

LRB-5056/1dn

ARG:.....

*cjs*

The attached draft extends the time period, from 2 years to 4 years, before a qualifying vehicle must first undergo an initial emission inspection. Is this consistent with your intent? The draft must specify to which vehicles this change of law will first apply. Under the draft, this change first applies to vehicles of a model year of 2002 or later. Is this consistent with your intent?

Wisconsin's vehicle emission inspection program is guided by the requirements of the federal Clean Air Act. See s. 285.30, stats.; 42 USC 7401 et seq. I do not know how this bill, if enacted, will affect this state's implementation plan for national primary and secondary ambient air quality standards dictated by federal law. I recommend that DNR review this bill to determine its effects. ✓

Aaron R. Gary  
Legislative Attorney  
Phone: (608) 261-6926  
E-mail: aaron.gary@legis.state.wi.us

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

LRB-5056/1dn  
ARG:cjs:rs

March 11, 2002

The attached draft extends the time period, from 2 years to 4 years, before a qualifying vehicle must first undergo an initial emission inspection. Is this consistent with your intent? The draft must specify to which vehicles this change of law will first apply. Under the draft, this change first applies to vehicles of a model year of 2002 or later. Is this consistent with your intent?

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Aaron R. Gary  
Legislative Attorney  
Phone: (608) 261-6926  
E-mail: [aaron.gary@legis.state.wi.us](mailto:aaron.gary@legis.state.wi.us)



3/11/02  
5:00 p

5056

file w/ Patrick

- Redraft; start w/  
model year 2003



RMR

2001 BILL

Now

Needed by  
3/12  
if possible

reger cat

1 AN ACT to amend ~~110.20~~ (6) (a) 1. and 110.20 (6) (a) 3. of the statutes; relating  
2 to: motor vehicle emission inspections.

*Analysis by the Legislative Reference Bureau*

Current law requires the department of transportation (DOT) to conduct a motor vehicle emission inspection program in counties in which the air quality does not meet certain federal standards. Under the program, most motor vehicles that are subject to emission limitations established by the department of natural resources (DNR) must undergo emission inspections during the second year following the vehicle's model year and every two years thereafter.

This bill changes the time period before a qualifying vehicle must undergo an initial emission inspection, extending it from the second year after the vehicle's model year to the fourth year after the vehicle's model year. This change applies to motor vehicles of a model year of ~~2002~~ or later.

2003

For further information see the *state* 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. 110.20 (6) (a) 1. of the statutes, as affected by 2001 Wisconsin Act  
4 16, is amended to read:

**BILL**

1           110.20 (6) (a) 1. For a nonexempt vehicle required to be registered on an annual  
2 or other periodic basis in this state, within the period of time specified by the  
3 department under sub. (9) (d) prior to renewal of registration in the ~~2nd~~ 4th year  
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10 thereafter.

11           **SECTION 3. Initial applicability.**

12           (1) This act first applies to non-exempt vehicles of a model year of ~~2002~~ <sup>2003</sup> or later.

13

(END)



# State of Wisconsin

## LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET  
5TH FLOOR  
MADISON, WI 53701-2037

STEPHEN R. MILLER  
CHIEF

LEGAL SECTION: (608) 266-3561  
LEGAL FAX: (608) 264-6948

March 12, 2002

### MEMORANDUM

To: Representative Leibham

From: Aaron R. Gary, Attorney

Re: LRB-5056/2 Exemption from vehicle emissions testing

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

JACKET FOR ASSEMBLY  JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 261-6926 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.