



State of Wisconsin
2005 - 2006 LEGISLATURE

LRBs0315/1
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**SENATE SUBSTITUTE AMENDMENT 1,
TO 2005 SENATE BILL 278**

November 28, 2005 - Offered by Senator STEPP.

1 **AN ACT** *to repeal* 350.10 (1) (e); *to renumber and amend* 350.09 (6) and 350.09
2 (7); *to amend* 350.09 (8) and 350.10 (1) (d); *to repeal and recreate* 350.095
3 (2) (d); and *to create* 350.095 (title), 350.095 (1) (title), 350.095 (2) (title) and
4 350.095 (2) (c) and (d) of the statutes; **relating to:** noise level requirements for
5 snowmobiles and granting rule-making authority.

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

6 **SECTION 1.** 350.09 (6) of the statutes is renumbered 350.095 (2) (a) and
7 amended to read:

8 350.095 (2) (a) No snowmobile shall may be manufactured, sold, offered for
9 sale, or operated unless it is equipped with a muffler in good working order, ~~which,~~

10 (b) For snowmobiles manufactured after July 1, 1972, a muffler that is in good
11 working order is one that blends the exhaust noise into the overall engine noise and

1 is in constant operation to prevent ~~excessive or unusual~~ exhaust and engine noise
2 that exceeds the applicable noise level standards established under pars. (c) and (d).

3 **SECTION 2.** 350.09 (7) of the statutes is renumbered 350.095 (1) (a) and
4 amended to read:

5 350.095 (1) (a) ~~Every snowmobile manufactured after July 1, 1972, and offered~~
6 ~~for sale or sold in this state shall be so constructed as to limit total vehicle noise to~~
7 ~~not more than 82 decibels of A sound pressure at 50 feet, as measured by society of~~
8 ~~automotive engineers standards.~~ Every snowmobile that is manufactured on or after
9 July ~~1 2~~, 1975, and that is offered for sale or sold in this state as a new snowmobile
10 shall be manufactured so ~~constructed~~ as to limit total vehicle noise to not more than
11 78 decibels of A sound pressure, as measured by ~~society of automotive engineers~~
12 Society of Automotive Engineers standards.

13 (b) No snowmobile shall may be modified by any person in any manner that
14 shall amplify or otherwise increase total ~~noise emission~~ vehicle noise above that
15 emitted by the snowmobile as originally ~~constructed~~ manufactured, regardless of
16 date of manufacture.

17 **SECTION 3.** 350.09 (8) of the statutes is amended to read:

18 350.09 (8) ~~Subsection (7)~~ Section 350.095 does not apply to snowmobiles
19 competing in a sanctioned race or derby or to snowmobiles being tested by
20 manufacturers, distributors or dealers on lands under their control.

21 **SECTION 4.** 350.095 (title) of the statutes is created to read:

22 **350.095 (title) Noise level requirements.**

23 **SECTION 5.** 350.095 (1) (title) of the statutes is created to read:

24 350.095 (1) (title) NOISE LEVEL STANDARDS; TOTAL VEHICLE NOISE.

25 **SECTION 6.** 350.095 (2) (title) of the statutes is created to read:

1 350.095 (2) (title) NOISE LEVEL STANDARDS; EXHAUST AND ENGINE NOISE.

2 **SECTION 7.** 350.095 (2) (c) and (d) of the statutes are created to read:

3 350.095 (2) (c) For every snowmobile manufactured after July 1, 1972, and
4 before July 2, 1975, the noise level standard for exhaust and engine noise shall be
5 90 decibels as measured in accordance with the procedures established for the
6 measurement of exhaust sound levels of stationary snowmobiles in the January 2004
7 Society of Automotive Engineers Standard J2567.

8 (d) For every snowmobile manufactured on or after July 2, 1975, the noise level
9 standard for exhaust and engine noise shall be 88 decibels as measured in accordance
10 with the procedures established for the measurement of exhaust sound levels of
11 stationary snowmobiles in the January 2004 Society of Automotive Engineers
12 Standard J2567.

13 **SECTION 7m.** 350.095 (2) (d) of the statutes, as created by 2005 Wisconsin Act
14 (this act), is repealed and recreated to read:

15 350.095 (2) (d) 1. Except as provided in subd. 2., for every snowmobile
16 manufactured on or after July 2, 1975, the noise level standard for exhaust and
17 engine noise shall be 88 decibels as measured in accordance with the procedures
18 established for the measurement of exhaust sound levels of stationary snowmobiles
19 in the January 2004 Society of Automotive Engineers Standard J2567.

20 2. After consulting with the snowmobile recreational council, the department
21 may promulgate a rule that establishes a noise level standard for exhaust and engine
22 noise that is other than 88 decibels.

23 **SECTION 8.** 350.10 (1) (d) of the statutes is amended to read:

