

2005 ASSEMBLY BILL 889

December 20, 2005 – Introduced by Representatives BALLWEG, HAHN, HINES, JESKEWITZ and MUSSER. Referred to Committee on Transportation.

1 **AN ACT** *to amend* 341.35 (1), 341.35 (3m), 341.35 (5), 341.35 (6r) and 341.35 (7)
2 of the statutes; **relating to:** allowing a municipality or a county to charge a
3 registration fee for animal-drawn vehicles.

Analysis by the Legislative Reference Bureau

Current law allows a county, town, village, or city to enact an ordinance to collect an annual registration fee for motor vehicles that weigh less than 8,000 pounds and are customarily kept in the county, town, village, or city. The Department of Transportation collects the fees at the time a vehicle is registered and forwards the money, minus actual administrative costs associated with the collection of the fees, to the county, town, village, or city for use by the county, town, village, or city for transportation purposes.

This bill allows a county, town, village, or city to pass an ordinance to collect an annual \$40 registration fee for animal-drawn vehicles. This fee is paid directly to the county, town, village, or city, to be used for transportation purposes.

For further information see the *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:

4 **SECTION 1.** 341.35 (1) of the statutes is amended to read:

ASSEMBLY BILL 889**SECTION 1**

1 341.35 (1) ANNUAL REGISTRATION FEE. In this section “municipality” means a
2 town, village, or city and “motor vehicle” means an automobile or motor truck
3 registered under s. 341.25 (1) (c) at a gross weight of not more than 8,000 pounds.
4 The governing body of a municipality or county may enact an ordinance imposing an
5 annual flat municipal or county registration fee on all motor vehicles registered in
6 this state, and an annual \$40 municipal or county registration fee on animal-drawn
7 vehicles, which are customarily kept in the municipality or county. A registration
8 fee imposed under this section shall be in addition to state registration fees.

9 **SECTION 2.** 341.35 (3m) of the statutes is amended to read:

10 341.35 (3m) COUNTY AND MUNICIPAL FEES. If a municipality and the county in
11 which the municipality is located enact ordinances under this section, a motor
12 vehicle customarily kept in the municipality or an animal-drawn vehicle owned by
13 a resident of the municipality shall be subject to a municipal registration fee and or
14 a county registration fee.

15 **SECTION 3.** 341.35 (5) of the statutes is amended to read:

16 341.35 (5) PAYMENT OF FEES. At the time a motor vehicle is first registered or
17 at the time of registration renewal, the applicant shall pay to the department any fee
18 imposed by a county or municipality under this section in addition to fees required
19 under this chapter. A county or municipality may determine, by ordinance, a
20 registration schedule for animal-drawn vehicles, and the fee shall be payable to the
21 county or municipality. If the county and the municipality that the applicant resides
22 in have passed an ordinance to impose a fee for the registration of an animal-drawn
23 vehicle, the county shall collect the \$40 fee and shall distribute the fee equally
24 between the county and the municipality that the applicant resides in.

25 **SECTION 4.** 341.35 (6r) of the statutes is amended to read:

ASSEMBLY BILL 889

1 **341.35 (6r)** USE OF FEE PROCEEDS. Any municipality or county receiving moneys
2 under sub. (5) or (6) shall use the moneys only for transportation related purposes,
3 except that a municipality or county may use a portion of the money it collects under
4 sub. (5) for actual administrative costs related to the collection of the fees.

5 **SECTION 5.** 341.35 (7) of the statutes is amended to read:

6 **341.35 (7)** REPLACEMENTS. No municipal or county vehicle registration fee may
7 be imposed on a motor vehicle or an animal-drawn vehicle which is a replacement
8 for a motor vehicle or an animal-drawn vehicle for which a current municipal or
9 county vehicle registration fee has been paid.

10

(END)