



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

RESEARCH APPENDIX - **PLEASE DO NOT REMOVE FROM DRAFTING FILE**

Date Transfer Requested: 10/14/2004 (Per: ARG)



☞ The 2003 drafting file for LRB 03-4558

has been transferred to the drafting file for

2005 LRB 05-0505

☞ This cover sheet, the final request sheet, and the final version of the 2003 draft were copied on yellow paper, and returned to the original 2003 drafting file.

☞ The attached 2003 draft was incorporated into the new 2005 draft listed above. For research purposes, this cover sheet and the complete drafting file were transferred, as a separate appendix, to the 2005 drafting file. If introduced this section will be scanned and added, as a separate appendix, to the electronic drafting file folder.

2003 DRAFTING REQUEST

Bill

Received: **05/11/2004**

Received By: **agary**

Wanted: **As time permits**

Identical to LRB:

For: **Mark Gottlieb (608) 267-2369**

By/Representing: **Denise Solie (aide)**

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

Drafter: **agary**

May Contact:

Addl. Drafters:

Subject: **Transportation - motor vehicles**

Extra Copies: **PJH**

Submit via email: **YES**

Requester's email: **Rep.Gottlieb@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Registration and special plates for trailers owned by volunteer fire departments

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>
/?							State
/P1	agary 05/17/2004	jdye 06/09/2004	jfrantze 06/09/2004		sbasford 06/09/2004		

FE Sent For:

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/?	agary	K1 6/9 jld	J	Self			State

FE Sent For:

<END>

Gary, Aaron

From: Gottlieb, Mark
Sent: Tuesday, May 11, 2004 9:21 AM
To: Gary, Aaron
Subject: Drafting Request - SPX plates for trailer

Aaron,

Please draft a bill that would allow a trailer to be eligible for SPX plates. Details of the situation that we want to resolve are enclosed in the attached fax. Please call me if you have any questions. Thanks.

Denise Solie
Legislative Aide
Rep. Mark Gottlieb
(608) 267-2369

-----Original Message-----

From: Faxination
Sent: Monday, May 10, 2004 9:27 PM
To: Gottlieb, Mark
Subject: Fax received (4p) from:" on ID:2823660



43B61000.tif

**GRAFTON VOLUNTEER FIRE DEPARTMENT, INC.**

1431 THIRTEENTH AVE. GRAFTON, WI. 53094

May 10, 2004

Representative Mark Gottlieb
Wisconsin State Assembly, District 60

Dear Representative Gottlieb:

Thank you for returning my telephone call regarding the registration of our Trench Rescue / Confined Space trailer. I was advised by the Wisconsin Department of Transportation that the license plate on our trailer was suspended and any further operation of the trailer would be illegal. Our trailer was registered under the Special X (SPX) program per Wisconsin Statute 341.26. I called the DOT and they explained that Section 341.26 does not specifically define trailers as a qualifier for the SPX program.

The Grafton Volunteer Fire Department is an incorporated, non stock, not for profit, volunteer fire department. All our fire trucks and our two ambulances are covered by this statute. Our trailer is painted the same colors as our trucks and is equipped with regulation red lights. The trailer is only used for training purposes or responding to an emergency. Ironically, the trailer will only be towed by a vehicle that qualifies for the SPX plates.

Under Statute 341.26 (n), a motor vehicle used to dispense food or drink at emergencies qualifies for SPX plates but the trailer used to rescue the victims does not. The cost to register this one trailer for one year will be more than all our trucks combined for the next five years. I believe that Statute 341.26 needs to be amended to include trailers used in the emergency services.

Be advised that a similar letter has been sent to Senator Mary Panzer. Again, thank you for taking an interest in this issue. Please feel free to call me should you have any questions.

Sincerely,

David Harvey, Chief
Grafton Fire Department
dhar1515@wi.rr.com
(262) 375-0136 hm
(414) 937-3283 wk



Wisconsin Department of Transportation

www.dot.wisconsin.gov
1355 072003

DIVISION OF MOTOR VEHICLES

File: 34832

RI43

April 29, 2004

WISCONSIN DEPARTMENT
OF TRANSPORTATION
PO BOX 7949
MADISON WI 53707-7949

GRAFTON VOLUNTEER FIRE DEPARTMENT
1431 13TH AVE
GRAFTON WI 53024

Please return this letter and all
requested items/fees to address
above. Make check payable to
REGISTRATION FEE TRUST

RE: 1999 PACAM 40LAB182XXP055349 BR FILE 1309

Enclosed is correspondence sent to your department over the past year plus, regarding the registration of the trailer listed above. As stated in the Order of Suspension letter sent to you on December 16, 2002 (copy enclosed) trailers do not qualify for SPX license plates.

We have received and are holding the \$5.00 fee you submitted to renew license plates, 5276SP, under P041209953. Please refer to the previous correspondence and submit the original title (a photocopy cannot be used), MV1 Wisconsin Title & License Plate Application showing how you are registering the trailer now; either with SUX or regular ITL (trailer) plates, and the appropriate fees, minus \$5.00 that we are holding. We will hold your fee of \$5.00 until we receive the proper paperwork to remove the suspension and get the trailer re-registered under proper license plates.

License plates, 5276SP, remain as cancelled / suspended in our records and it is not legal to operate the trailer under these plates. Operation of a vehicle / trailer under a cancelled / suspended license plate can subject the operator to a citation by law enforcement.

Call us at (608) 264-7057 if you have questions. Telephones are answered weekdays between 7:00 AM and 5:30 PM Monday through Friday.

BUREAU OF VEHICLE SERVICES - RESEARCH AND INFORMATION UNIT

Total Pages Transmitted
Including
Transmittal 3

FACSIMILE TRANSMITTAL

Date Transmitted
February 17, 2003

Please deliver the following page(s).

TO: ATTN: Chuck Schmaltz

FAX: (262) 377-0729

TELEPHONE:

FROM: Wisconsin Department of Transportation
RI43 - Ardis, Research & Information - Unit # 2

FAX: (608) 267-1871

TELEPHONE: (608) 266-1466

- MESSAGE -

Form BVS 511—Special Mobile Equipment Registration Guidelines

AND:

Qualifiers for registration with Special X license plates, per statute:

341.26 (2) (b), (e), (em), (f), (g), (i), (j), (k), (m) and (n)

(2) FIVE-DOLLAR FEE FOR 5-YEAR REGISTRATION OF CERTAIN VEHICLES. A registration under this subsection expires every 5th year, except that the department may specify the expiration date of initial registration under this subsection. A registration fee of \$5 shall be paid to the department for the registration of each of the following vehicles:

- (b) Any vehicle loaned to this state or to any county or municipality of this state for the duration of any war emergency and operated exclusively for civilian defense purposes by such state, county or municipality.
- (e) A motor bus owned and operated by a charitable corporation and used exclusively for the purposes for which incorporated and not used for hire.
- (em) A motor bus owned and operated by a nonstock nonprofit corporation and used exclusively for transporting groups participating in parades or other entertainment, including, without limitation because of enumeration, musical marching groups, drill or baton teams or color guards.
- (f) A motor vehicle operated exclusively by a nonprofit organization, as defined in s. 108.02 (19), as a blood bank vehicle.
- (g) A motor vehicle operated exclusively by a nationally chartered war veterans' organization and used only for the purpose of advertising the organization.
- (i) A motor vehicle owned and operated exclusively by the civil air patrol.
- (j) A motor vehicle and semitrailer operated exclusively as a mobile X-ray unit owned and operated by a nonprofit corporation and used exclusively for the purposes for which incorporated and not for hire.
- (k) A fire truck owned and operated exclusively by an incorporated volunteer fire department.
- (m) A motor vehicle owned and operated by a voluntary non-profit organization and used exclusively for rescue work. In this paragraph, "rescue work" means the rendering of first aid and emergency transportation to persons in need of immediate medical attention.
- (n) A motor vehicle owned by a nonprofit organization and used exclusively for the purpose of dispensing food and drink at the site of a disaster to emergency workers or to persons affected by the disaster.





Wisconsin Department of Transportation

www.dot.wisconsin.gov

T355 12/2002 (Replaces DT1062)

DIVISION OF MOTOR VEHICLES

File: BR FILE 1309

BR FILE
RESEARCH AND INFORMATION
PO BOX 8070
MADISON, WI 53708-8070

December 16, 2002

GRAFTON FIRE DEPT
1431 13TH AVE
GRAFTON WI 53024

Please RETURN this letter and
all requested items/fees to
address above.
Make check payable to
REGISTRATION FEE TRUST

Order of Suspension BR1309

As of today, your license plate number 5276SP is SUSPENDED for your 1999 PACAM identification number 40LAB182XXP055349.

Suspension of your registration privileges means any operation of any vehicle under your license plate is illegal and your plate cannot be transferred while under suspension per Wisconsin Statutes 341.63(1)(a)*. To remove this suspension we need the following item(s):

1. Certificate of title number 99274NH013-6 (a photocopy can't be used).
2. Registration fee for 'appropriate' trailer plates. From BVS511 Special Mobile Equipment Registration Guidelines are enclosed should your trailer qualify for SUX plates, or remit the appropriate regular trailer plate registration fees.
3. MVI Wisconsin Title & License Plate Application completed and signed showing the correct registration type.

Special X (SPX) license plates were issued in error on the trailer listed above. Trailers do not qualify for SPX registration.

To remove the suspension on your trailer, please remit the items listed above in the enclosed postage paid envelope. Upon receipt of these items a new title and registration (plates) will be issued to you.

If you have any questions regarding this letter, please call between 7:00 a.m. and 5:30 p.m.. We are not permitted to accept collect calls, however, we will be happy to take your telephone number and return your call.

RI43 (608)264-7057
Research and Information Unit
Bureau of Vehicle Services

Jld

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

D-Note

Gen

1 AN ACT ...; relating to: registration of vehicles operated exclusively by volunteer
2 fire departments.

Analysis by the Legislative Reference Bureau

Current law authorizes the owner of a qualified motor vehicle to register the vehicle for five years for a \$5 fee. Qualified vehicles are specified by statute and include fire trucks owned and operated exclusively by incorporated volunteer fire departments and motor vehicles owned and operated by voluntary nonprofit organizations used exclusively for rescue work.

Under this bill, a trailer owned and operated exclusively by an incorporated volunteer fire department is also eligible for this \$5, five-year registration.

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. 341.26 (2) (k) of the statutes is amended to read:

4 341.26 (2) (k) A fire truck or trailer owned and operated exclusively by an
5 incorporated volunteer fire department.

History: 1971 c. 164 s. 83; 1971 c. 250; 1973 c. 200, 325, 333; 1975 c. 429; 1977 c. 23; 1977 c. 29 ss. 1431 to 1434, 1654 (7) (a); 1977 c. 145, 292, 418, 447; 1979 c. 32 ss. 69, 92 (1); 1979 c. 221; 1981 c. 20; 1983 a. 152, 175, 180, 192, 227, 270, 538; 1985 a. 120, 187; 1987 a. 106, 154, 216; 1987 a. 312 s. 17; 1987 a. 399, 403; 1989 a. 31; 1991 a. 39, 316; 1993 a. 64, 350; 1995 a. 338; 1997 a. 27, 237; 1999 a. 9, 80, 85, 142, 159.

1 **SECTION 2. Initial applicability.**

2 (1) This act first applies to applications for motor vehicle registration
3 submitted on the effective date of this subsection. ✓

4 (END)

D-Note
↓

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

LRB-4558/P1dn

ARG:.....

Jld

ATTN: Denise Solie

Under the initial applicability provision, the bill applies prospectively to vehicle registration applications submitted on or after the effective date of the bill.

I note that, if the trailer at issue in the correspondence provided with the drafting request weighs 3,000 pounds or less, the trailer is not required to be registered with DOT. § 341.05 (13m), stats. ✓

Section

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-4558/P1dn
ARG:jld:jf

June 9, 2004

ATTN: Denise Solie

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I note that, if the trailer at issue in the correspondence provided with the drafting request weighs 3,000 pounds or less, the trailer is not required to be registered with DOT. Section 341.05 (13m), stats.

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



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT** *to amend* 341.26 (2) (k) of the statutes; **relating to:** registration of
2 vehicles operated exclusively by volunteer fire departments.

Analysis by the Legislative Reference Bureau

Current law authorizes the owner of a qualified motor vehicle to register the vehicle for five years for a \$5 fee. Qualified vehicles are specified by statute and include fire trucks owned and operated exclusively by incorporated volunteer fire departments and motor vehicles owned and operated by voluntary nonprofit organizations used exclusively for rescue work.

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5 incorporated volunteer fire department.

6 **SECTION 2. Initial applicability.**

