

2005 DRAFTING REQUEST

Bill

Received: **11/17/2005**

Received By: **mglass**

Wanted: **Today**

Identical to LRB:

For: **Senate Chief Clerk**

By/Representing:

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

Drafter: **mglass**

May Contact:

Addl. Drafters:

Subject: **Nat. Res. - boats snomos ATVs**

Extra Copies:

Submit via email: **NO**

Pre Topic:

No specific pre topic given

Topic:

Noise levels for snowmobiles, engrossed bill

Instructions:

Engrossment of AB 566 for senate

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>
/?	mglass 11/17/2005			_____			
/1	mglass 11/17/2005	kfollett 11/17/2005	chaugen 11/17/2005	_____	sbasford 11/17/2005	sbasford 11/17/2005	
			chaugen 11/17/2005	_____			

FE Sent For:

<END>

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/?	mglass	<i>ois 11-17</i>	<i>ck 11-17 engrossed</i>	<i>ck 11-17</i>			

FE Sent For:

<END>

2005
ENGROSS BILL
[or 2nd House Sub]

4111
LRB 4112 / 1
M66 : cjs : _____

(To Be Printed for Legislature)

ENGROSSED 2005 Assembly BILL 566

(Date) 11/17, 05 - Printed by direction of Senate CHIEF CLERK

JOINT RULE 63. **Reproduction of engrossed measures.** Upon the finding by the chief clerk of either house that a bill, joint resolution, resolution or major amendment thereto has been amended in the house of origin to a considerable degree, the chief clerk may instruct the legislative reference bureau to prepare and have reproduced an engrossed copy of the measure. In preparing engrossed copy for a bill, joint resolution or resolution the legislative reference bureau shall, **if time permits**, provide it with a revised analysis. Upon receipt from the legislative reference bureau of the engrossed copy, the chief clerk shall enter that fact in the history file for the measure. Any subsequent amendments to a measure ordered reproduced with all adopted amendments engrossed therein shall be drafted to the reproduced engrossed text.

ADOPTED DOCUMENTS:

Orig SubAmtd _____

Amendments to above (if none, write "NONE"): AA1 to AA1, AA1, 3085, 12 ✓

✓ AA 2

Corrections - show date (if none, write "NONE"): 9/1/05

<u>11/17 05</u>	<u>MAY</u>	<u>CJS</u>
Date	Drafter	Editor

ELECTRONIC PROCEDURE: Follow automatic or manual engrossing procedures in *TEXT2000 Reference Guide*, Document Specific Procedures, Ch. 20, Engrossing and Enrolling.

LEGISLATIVE PROCESSING SPECIALIST: Give paper copy of engrossed bill to drafter for final check before forwarding.

Make 15 copies of ENGROSSED BILL: Enter introductory information on engrossed bill cover sheet corresponding to the house of the chief clerk who directed the engrossed bill printed. Distribute copies and send copy of engrossed bill electronically to DOA for printing.

DISTRIBUTION:

DIRECTING CHIEF CLERK:

- Cover sheet and 9 copies

LRB:

- Drafting file original

- Drafting attorney 1 copy
- Legislative editors 1 copy each
- Bill index librarian 1 copy

ASSEMBLY BILL 566 (LRB -3085)

An Act to repeal 350.10 (1) (e); to renumber and amend 350.09 (6) and 350.09 (7); to amend 350.09 (8) and 350.10 (1) (d); and to create 350.095 (title), 350.095 (1) (title), 350.095 (2) (title) and 350.095 (2) (c) and (d) of the statutes; relating to: noise level requirements for snowmobiles. (FE)

2005

11-11.	A.	Introduced by Representatives Pettis, Gunderson, Musser, Vos, Ott, Petrowski, Lothian, LeMahieu, Kaufert, Albers and Hahn ; cosponsored by Senators Stepp and Breske .	
07-18.	A.	Read first time and referred to committee on Tourism	363
08-09.	A.	Public hearing held.	
08-10.	A.	Fiscal estimate received.	
09-02.	A.	LRB correction	448
09-06.	A.	Executive action taken.	
09-06.	A.	Assembly amendment 1 offered by committee on Tourism (LRB a0919)	450
09-09.	A.	Report Assembly Amendment 1 adoption recommended by committee on Tourism, Ayes 10, Noes 2	457
09-09.	A.	Report passage as amended recommended by committee on Tourism, Ayes 10, Noes 2	457
09-09.	A.	Referred to committee on Rules	457
11-08.	A.	Placed on calendar 11-10-2005 by committee on Rules.	
11-10.	A.	Read a second time	609
11-10.	A.	Assembly amendment 1 to Assembly amendment 1 offered by Representative Pettis (LRB a1472)	609
11-10.	A.	Assembly amendment 1 to Assembly amendment 1 adopted	609
11-10.	A.	Assembly amendment 1 adopted	609
11-10.	A.	Assembly amendment 2 offered by Representative Pettis (LRB a1479)	609
11-10.	A.	Assembly amendment 2 adopted	609
11-10.	A.	Ordered to a third reading	609
11-10.	A.	Rules suspended	609
11-10.	A.	Read a third time and passed	609
11-10.	A.	Ordered immediately messaged	609
11-11.	S.	Received from Assembly	453
11-11.	S.	Read first time and referred to committee on Natural Resources and Transportation	455
11-17.	S.	Printed engrossed by the direction of the Senate Chief Clerk.	

Bill Sect. No.	Introduced No.	Page No.	Line No.	Error Message
NONE	AA1-AB566	1	4	
2	AA2-AB566	2	11	
2	AA2-AB566	3	1	
7	CCC-1-AB566	3	20	
7	CCC-1-AB566	3	24	
7M	AA1-AB566	3	25	
10M	AA1-AB566	4	5	

**2005-2006 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-4111/?ins
MGG:.....

Engrossment information:

The text of Engrossed 2005 Assembly Bill 566, as passed by the assembly on November 10, 2005, consists of the following documents adopted in the assembly on November 10, 2005: the bill, as affected by Assembly Amendment 1 (as affected by Assembly Amendment 1 thereto) and Assembly Amendment 2. The text also includes the September 1, 2005, chief clerk's corrections to the bill.



2005 ASSEMBLY BILL 566

July 18, 2005 – Introduced by Representatives PETTIS, GUNDERSON, MUSSER, VOS, OTT, PETROWSKI, LOTHIAN, LEMAHIEU, KAUFERT, ALBERS and HAHN, cosponsored by Senators STEPP and BRESKE. Referred to Committee on Tourism.

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); and *to create* 350.095 (title),
 3 350.095 (1) (title), 350.095 (2) (title) and 350.095 (2) (c) and (d) of the statutes;
 4 **relating to:** noise level requirements for snowmobiles.

INS 1-4

AA1 ✓

Analysis by the Legislative Reference Bureau

Current law requires that snowmobiles manufactured after July 1, 1972, that are sold in this state conform with specific noise level standards for total vehicle noise, as established by the Society of American Engineers (SAE). A different standard applies depending on when the snowmobile was manufactured. Current law also requires that a snowmobile manufactured, sold, or operated in this state have a muffler in good working order that does not cause excessive or unusual noise.

This bill clarifies that the specific total vehicle noise level standards in current law apply only to snowmobiles that are sold as new. The bill then creates separate noise level standards for exhaust and engine noise, as opposed to total vehicle noise, that apply to the manufacture, sale, and operation of all snowmobiles manufactured after July 1, 1972. These standards are also established by the SAE. Again, a different standard as to exhaust and engine noise applies depending on when the snowmobile was manufactured.

ASSEMBLY BILL 566

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:

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

3 350.095 (2) (a) No snowmobile shall may be manufactured, sold, offered for
4 sale, or operated unless it is equipped with a muffler in good working order, which,

5 (b) For snowmobiles manufactured after July 1, 1972, a muffler that is in good
6 working order is one that blends the exhaust noise into the overall engine noise and
7 is in constant operation to prevent ~~excessive or unusual~~ exhaust and engine noise
8 that exceeds the applicable noise level standards established under pars. (c) and (d).

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

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

16 (b) Every snowmobile that is manufactured on or after July 1 2, 1975, and that
17 is offered for sale or sold in this state as a new snowmobile shall be manufactured
18 so constructed as to limit total vehicle noise to not more than 78 decibels of A sound
19 pressure, as measured by society of automotive engineers Society of Automotive
20 Engineers standards.

✓
INS
2-11
AA2

ASSEMBLY BILL 566

✓ (b) AA2

1 (c) No snowmobile shall may be modified by any person in any manner that
2 shall amplify or otherwise increase total noise-emission vehicle noise above that
3 emitted by the snowmobile as originally ~~constructed~~ manufactured, regardless of
4 date of manufacture.

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

6 350.09 (8) ~~Subsection (7)~~ Section 350.095 does not apply to snowmobiles
7 competing in a sanctioned race or derby or to snowmobiles being tested by
8 manufacturers, distributors or dealers on lands under their control.

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

10 **350.095 (title) Noise level requirements.**

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

12 350.095 (1) (title) NOISE LEVEL STANDARDS; TOTAL VEHICLE NOISE.

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

14 350.095 (2) (title) NOISE LEVEL STANDARDS; EXHAUST AND ENGINE NOISE.

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

16 350.095 (2) (c) For every snowmobile manufactured after July 1, 1972, and
17 before July 2, 1975, the noise level standard for exhaust and engine noise shall be
18 90 decibels as measured in accordance with the procedures established for the
19 measurement of exhaust sound levels of stationary snowmobiles in the January 2004
20 Society of Automotive Engineers Standard J2567.

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

✓
INS
3-25
AA1

Engineers <CCC of 9-1-05>

ASSEMBLY BILL 566

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

2 350.10 (1) (d) In such a way that the exhaust of the motor makes an excessive
3 or unusual noise and engine noise exceeds the applicable noise level standard
4 specified in s. 350.095 (2) (c) or (d).

5 **SECTION 9.** 350.10 (1) (e) of the statutes is repealed.

6

(END)

INS 4-5
AA1



State of Wisconsin
2005 - 2006 LEGISLATURE

LRBa0919/2 ✓
MGG:wlj:ch

ASSEMBLY AMENDMENT 1,
TO 2005 ASSEMBLY BILL 566

September 6, 2005 - Offered by COMMITTEE ON TOURISM.

1 At the locations indicated, amend the bill as follows:

INS 1-4

2 **1.** Page 1, line 4: after "snowmobiles" insert "and granting rule-making
3 authority".

4 **2.** Page 3, line 25: after that line insert:

INS 3-25

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

7 350.095 (2) (d) 1. Except as provided in subd. 2., for every snowmobile
8 manufactured on or after July 2, 1975, the noise level standard for exhaust and
9 engine noise shall be 88 decibels as measured in accordance with the procedures
10 established for the measurement of exhaust sound levels of stationary snowmobiles
11 in the January 2004 Society of Automotive Engineers Standard J2567.



**ASSEMBLY AMENDMENT 1,
TO ASSEMBLY AMENDMENT 1,
TO 2005 ASSEMBLY BILL 566**

November 10, 2005 – Offered by Representative PETTIS.

1 At the locations indicated, amend the amendment as follows:

2 **1.** Page 2, line 7: substitute “25th” for “37th”.

3 (END)

**ASSEMBLY AMENDMENT 2,
TO 2005 ASSEMBLY BILL 566**

November 10, 2005 – Offered by Representative PETTIS.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 2, line 11: delete lines 11 to 16 and substitute:

INS 2-11

3 ~~“350.095 (1) (a) Every snowmobile manufactured after July 1, 1972, and~~
4 ~~offered for sale or sold in this state shall be so constructed as to limit total vehicle~~
5 ~~noise to not more than 82 decibels of A sound pressure at 50 feet, as measured by~~
6 ~~society of automotive engineers standards. Every snowmobile that is manufactured~~
7 ~~on or after July 1 2, 1975, and that”.~~

8 **2.** Page 3, line 1: substitute “(b)” for “(c)”. ✓

9 (END)



State of Wisconsin
2005-2006 LEGISLATURE

CORRECTIONS IN:

2005 ASSEMBLY BILL 566

Prepared by the Legislative Reference Bureau
(September 1, 2005)

1. Page 3, line 20: delete "Engeneers" and substitute "Engineers".
2. Page 3, line 24: delete "Engeneers" and substitute "Engineers".

(END)



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-4111/1

MGG:./.:ch

cjs

Today

ENGROSSED 2005 ASSEMBLY BILL 566

November 17, 2005 - Printed by direction of SENATE CHIEF CLERK.

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.

Analysis by the Legislative Reference Bureau

Engrossment information:

The text of Engrossed 2005 Assembly Bill 566, as passed by the assembly on November 10, 2005, consists of the following documents adopted in the assembly on November 10, 2005: the bill, as affected by Assembly Amendment 1 (as affected by Assembly Amendment 1 thereto) and Assembly Amendment 2. The text also includes the September 1, 2005, chief clerk's corrections to the bill.

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:

ENGROSSED ASSEMBLY BILL 566**SECTION 1**

1 350.095 (2) (a) No snowmobile shall may be manufactured, sold, offered for
2 sale, or operated unless it is equipped with a muffler in good working order, ~~which.~~

3 (b) For snowmobiles manufactured after July 1, 1972, a muffler that is in good
4 working order is one that blends the exhaust noise into the overall engine noise and
5 is in constant operation to prevent excessive or unusual exhaust and engine noise
6 that exceeds the applicable noise level standards established under pars. (c) and (d).

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

9 350.095 (1) (a) ~~Every snowmobile manufactured after July 1, 1972, and offered~~
10 ~~for sale or sold in this state shall be so constructed as to limit total vehicle noise to~~
11 ~~not more than 82 decibels of A sound pressure at 50 feet, as measured by society of~~
12 ~~automotive engineers standards. Every snowmobile that is manufactured on or after~~
13 ~~July 1 2, 1975, and that is offered for sale or sold in this state as a new snowmobile~~
14 shall be manufactured so constructed as to limit total vehicle noise to not more than
15 78 decibels of A sound pressure, as measured by ~~society of automotive engineers~~
16 Society of Automotive Engineers standards.

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

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

22 350.09 (8) ~~Subsection (7)~~ Section 350.095 does not apply to snowmobiles
23 competing in a sanctioned race or derby or to snowmobiles being tested by
24 manufacturers, distributors or dealers on lands under their control.

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

ENGROSSED ASSEMBLY BILL 566

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

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5 350.095 (2) (title) NOISE LEVEL STANDARDS; EXHAUST AND ENGINE NOISE.

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11 Society of Automotive Engineers Standard J2567.

12 (d) For every snowmobile manufactured on or after July 2, 1975, the noise level
13 standard for exhaust and engine noise shall be 88 decibels as measured in accordance
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16 Standard J2567.

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

19 350.095 (2) (d) 1. Except as provided in subd. 2., for every snowmobile
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21 engine noise shall be 88 decibels as measured in accordance with the procedures
22 established for the measurement of exhaust sound levels of stationary snowmobiles
23 in the January 2004 Society of Automotive Engineers Standard J2567.

