

**ASSEMBLY BILL 230 (LRB -1500)**

An Act to amend 218.21 (2m) (a); and to create 218.21 (2) (eg), 218.21 (2) (em) and 218.21 (2) (er) of the statutes; relating to: the licensing of motor vehicle salvage dealers.

**2005**

04-21. A. Introduced by Representatives **Ainsworth, Albers, Friske, Gronemus, Hahn, Hines, Lamb, F. Lasee, Loeffelholz, Nerison, Ott, Owens, Pettis, Richards, Suder, Towns, Van Roy and Vrakas**; cosponsored by Senators **Cowles, Breske, S. Fitzgerald, A. Lasee, Miller and Olsen**. 135

03-16. A. Read first time and referred to committee on Transportation ..... 135

04-21. A. Public hearing held. .... 135

05-17. A. Assembly amendment 1 offered by Representative Ainsworth (**LRB a0614**) ..... 244

05-19. A. Assembly amendment 2 offered by Representative Ainsworth (**LRB a0657**) ..... 248

05-19. A. Executive action taken. .... 248

05-24. A. Report Assembly Amendment 2 adoption recommended by committee on Transportation, Ayes 14, Noes 0 ..... 254

05-24. A. Report passage as amended recommended by committee on Transportation, Ayes 13, Noes 1 ..... 254

05-24. A. Referred to committee on Rules ..... 254

09-22. A. Made a special order of business at 11:21 A.M. on 9-27-2005 pursuant to Assembly Resolution 38 ..... 479

09-27. A. Read a second time ..... 499

09-27. A. Assembly amendment 2 **adopted** ..... 499

09-27. A. Ordered to a third reading ..... 499

09-27. A. Rules suspended ..... 499

09-27. A. Read a third time and **passed** ..... 499

09-27. A. Ordered immediately messaged ..... 500

09-30. S. Received from Assembly ..... 382

09-30. S. Read first time and referred to committee on Natural Resources and Transportation ..... 383

10-20. S. Public hearing held. .... 383

11-03. S. Executive action taken. .... 383

11-04. S. Report concurrence recommended by committee on Natural Resources and Transportation, Ayes 5, Noes 0 ..... 436

11-04. S. Available for scheduling. .... 436

**2006**

01-25. S. Placed on calendar 1-26-2006 by committee on Senate Organization.

01-26. S. Read a second time.

01-26. S. Ordered to a third reading.

01-26. S. Rules suspended.

01-26. S. Read a third time and **concurred in**.

01-26. S. Ordered immediately messaged.

01-26. A. Received from Senate concurred in.

**2005  
ENROLLED BILL**

05en A B-230

**ADOPTED DOCUMENTS:**

**Orig**     **Engr**         **SubAmdt**                           **05-15001/1**

**Amendments to above (if none, write "NONE"):** AA2 = LRB a 0657

**Corrections - show date (if none, write "NONE"):** None

**Topic** Relating

2-1-06                      JR Miller  
**Date**                                      **Enrolling Drafter**

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## 2005 ASSEMBLY BILL 230

March 16, 2005 - Introduced by Representatives AINSWORTH, ALBERS, FRISKE, GRONEMUS, HAHN, HINES, LAMB, F. LASEE, LOEFFELHOLZ, NERISON, OTT, OWENS, PETTIS, RICHARDS, SUDER, TOWNS, VAN ROY and VRAKAS, cosponsored by Senators COWLES, BRESKE, S. FITZGERALD, A. LASEE, MILLER and OLSEN. Referred to Committee on Transportation.

1 **AN ACT to amend** 218.21 (2m) (a); and **to create** 218.21 (2) (eg), 218.21 (2) (em)  
2 and 218.21 (2) (er) of the statutes; **relating to:** the licensing of motor vehicle  
3 salvage dealers.

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### *Analysis by the Legislative Reference Bureau*

Under current law, all motor vehicle salvage dealers must be licensed by the Department of Transportation (DOT). A motor vehicle salvage dealer is a person who purchases and resells motor vehicles for wrecking, processing, scrapping, recycling, or dismantling purposes or who conducts the business of wrecking, processing, scrapping, recycling, or dismantling motor vehicles or selling parts of those vehicles.

Current law also requires a person who owns or operates a point source of water pollution to obtain from the Department of Natural Resources (DNR) a permit to discharge storm water. Current law also requires a motor vehicle salvage dealer who recovers ozone-depleting refrigerants to obtain from DNR a permit for safe recovery of the refrigerants.

This bill requires every applicant for a new or renewed motor vehicle salvage dealer license to provide to DOT proof that a permit, if required by DNR, has been issued by DNR relating to storm water discharge and proof that a permit, if required by DNR, has been issued by DNR relating to refrigerant recovery. The bill also requires every applicant for a new or renewed motor vehicle salvage dealer license to provide a letter, signed by the county executive or county administrator in the county where the applicant's business is to be conducted, that states that the applicant's business complies with county ordinances relating to storm water

**ASSEMBLY BILL 230**

discharge and refrigerant recovery, or that the county does not certify compliance, or that the county has no related ordinances.

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

INSERT

SECTION 1m

**SECTION 1.** 218.21 (2) (eg) of the statutes is created to read:

218.21 (2) (eg) A copy of a permit correspondence on department of natural resources letterhead conveying permit coverage issued to the applicant under s. 283.33, or a statement from the department of natural resources that the applicant is not required to have a permit under s. 283.33.

**SECTION 2.** 218.21 (2) (em) of the statutes is created to read:

~~218.21 (2) (em) A copy of a permit correspondence on department of natural resources letterhead conveying permit coverage issued to the applicant under rules promulgated by the department of natural resources pursuant to s. 285.59 or a statement from the department of natural resources that the applicant is not required to have a permit under rules promulgated by the department of natural resources pursuant to s. 285.59.~~

**SECTION 3.** 218.21 (2) (er) of the statutes is created to read:

~~218.21 (2) (er) A letter on county letterhead, signed by the county executive or county administrator in the county where the applicant's business is to be conducted, that states that the applicant's business complies with county ordinances relating to storm water discharge and refrigerant recovery, or that the county does not certify compliance with county ordinances relating to storm water discharge and refrigerant recovery, or that the county has no ordinance relating to storm water discharge or refrigerant recovery.~~

**SECTION 4.** 218.21 (2m) (a) of the statutes is amended to read:

2-1

2-2

2-3

INSERT  
2-4

INSERT  
2-5

2-6

**ASSEMBLY BILL 230**

1           218.21 **(2m)** (a) The department shall deny an application for the issuance or  
2 renewal of a license if any information required under sub. (2) (ag) or (am) is not  
3 included in the application or if a document required under sub. (2) (eg) to (er) is not  
4 included with the application.

(END)

2-7

~~to (er)~~

2-7

and (em)

5

INSERT  
2-8

**ASSEMBLY AMENDMENT 2,  
TO 2005 ASSEMBLY BILL 230**

May 19, 2005 - Offered by Representative AINSWORTH.

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

2 **1.** Page 2, line 1: before that line insert:

3 **"SECTION 1b.** 218.21 (1) of the statutes is amended to read:

4 218.21 (1) Application for license shall be made to the department, at such  
5 time, in such form or in an automated format as prescribed by the department and  
6 contain such information as the department requires and shall be accompanied by  
7 the required fee. Except as provided in sub. (1m), the department may require in the  
8 application, or otherwise, information relating to the applicant's solvency, financial  
9 standing or other pertinent matter commensurate with the safeguarding of the  
10 public interest in the locality in which the applicant proposes to engage in business,  
11 all of which may be considered by the department in determining the fitness of the  
12 applicant to engage in business as set forth in this section."

13 **2.** Page 2, line 1: substitute **"SECTION 1m"** for **"SECTION 1"**.

2-1

2-2

