

2005 DRAFTING REQUEST

Assembly Amendment (AA-AB230)

Received: **05/11/2005**

Received By: **phurley**

Wanted: **As time permits**

Identical to LRB:

For: **John Ainsworth (608) 266-3097**

By/Representing:

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

Drafter: **phurley**

May Contact:

Addl. Drafters:

Subject: **Transportation - mot veh dealers**

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Compliance with emissions requirements

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>
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/1	phurley 05/11/2005	kfollett 05/12/2005	rschluet 05/12/2005	_____	lnorthro 05/12/2005	lnorthro 05/12/2005	

FE Sent For:

<END>

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/?	phurley	1/1 kjf 5/12					
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5 12 5 pb
<END>

FE Sent For:

Hurley, Peggy

From: Redell, Carol
Sent: Wednesday, May 11, 2005 10:23 AM
To: Hurley, Peggy
Subject: A.B. 230 DOT and DNR suggested amendment

Importance: High

May 11, 2005

Good morning, Peggy --

Attached is language for an amendment to AB 230 that has been agreed upon by the DOT and the DNR. In addition, we would still like to remove from the Bill Section 3 relating to the county letter requirement. AB 230 is scheduled to receive an executive session before the Transportation Committee next Thursday, May 19th.

From: Frazier, Carson
Sent: Wednesday, May 11, 2005 9:42 AM
To: Boardman, Kristina; Redell, Carol
Cc: Kirsop, Patrick; Green, Lance E.; Romanski, Randy; Klein, Rose; Supple, Chuck; VanDeventer, Victoria; Frazier, Carson; Kernats, Mike
Subject: DOT and DNR suggested amendment to AB 230, salvage dealer license
Importance: High

Hello, Kristina and Carol.

DNR and DOT would like to suggest an amendment to AB 230. I've attached a suggested amendment.

The first change would allow DOT to receive applications electronically instead of via paper. This language is the same as in Ch 342 on vehicle titles, and in Ch 218 also on vehicle titles and Manufacturer Certificates of Origin. The language reflects DOT and DNR mutual interest in moving toward electronic communication instead of paper.

The second and third changes were suggested by DNR, to describe more precisely the documentation that DNR issues when it approves someone for stormwater permit or refrigerant recovery. In this way, there won't be any confusion as to exactly what an applicant receives from DNR and submits to DOT.

Thanks a lot, and we look forward to working with you further on this. Please call me or Pat Kirsop at DNR if you have any questions at all.



AB_230_DNR_Sugg
_Addl_Lang_3_M...

DOT and DNR suggest amending 2005 AB 230 (2005 LRB-1500/1) as follows:

Change #1: page 2., line 1, before that line, insert

218.21(1) is amended to read:

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

Change #2 ✓

Amend AB 230, Section 1 of the bill, page 2, lines 2 and 3 as follows:

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

Change #3

Amend AB 230, Section 2 of the bill, page 2, lines 7-11 as follows:

218.21 (2) (em) A copy of ~~a permit~~ correspondence on department of natural resources letterhead ~~conveying permit coverage issued to~~ indicating that the applicant has registered or certified their compliance with refrigerant recovery to the department of natural resources, under its 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 register or certify ~~have a permit~~ under rules promulgated by the department of natural resources pursuant to s. 285.59.

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:

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.

indicating that the applicant has

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:

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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.

5

(END)

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

5-11-05
by
5-13-05

no CS
1b B

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

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

3 " **SECTION 1m.** 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. "

History: 1975 c. 288; 1977 c. 29 s. 1654 (7) (a); 1977 c. 272, 415, 447; 1979 c. 32; 1987 a. 351; 1991 a. 39; 1993 a. 112; 1997 a. 191, 237, 283; 1999 a. 9, 31, 32; 2001 a. 109.

13 ~~2.~~ Page 2, line 2: delete "a permit".

#. Page 2, line 1: substitute "Section 1m" for
CS "Section 1".

