

2005 DRAFTING REQUEST

Bill

Received: **06/16/2005**

Received By: **mglass**

Wanted: **Soon**

Identical to LRB:

For: **Mark Pettis (608) 267-2365**

By/Representing:

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

Drafter: **mglass**

May Contact:

Addl. Drafters: **agary**

Subject: **Nat. Res. - boats snomos ATVs
Transportation - motor vehicles**

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Registration exemption for boats, snowmobiles, all-terrain vehicles and off road motorcycles for advertising purposes.

Instructions:

Temporary plates for 15 days for snomos and ATVs so that they can be used for promotional activities and filming, same as for motor vehicles see 341.09

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 07/11/2005 agary 07/11/2005 mglass 07/11/2005	kfollett 07/22/2005		_____			State
/1			rschluet	_____	sbasford	mbarman	

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			07/25/2005 _____		07/25/2005	12/06/2005	

FE Sent For:

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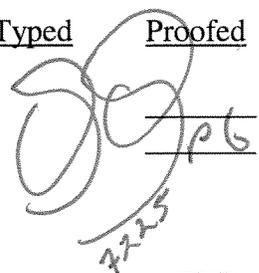
Temporary plates for all-terrain vehicles and snowmobiles

Instructions:

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/?	mglass	1/1gf 7/22					
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FE Sent For:

<END>

*exempt from registration
for 15 days
off-road vehicles
motos
unpermitted
of OATR*

include boats, off-road motos,

Gibson-Glass, Mary

From: Nelson, Robert P.
Sent: Wednesday, June 22, 2005 11:21 AM
To: Gibson-Glass, Mary
Subject: FW: [POSSIBLE SPAM] - Eagle River photo shoot - Character set not

*besides ATVs
wants jet skis
+ other m/boats
Snowmo's,
and motorized
dirt bikes*

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

From: Pettis, Mark
Sent: Wednesday, June 22, 2005 11:16 AM
To: Nelson, Robert P.
Cc: Colvin, Alan; Kimberly Liedl
Subject: FW: [POSSIBLE SPAM] - Eagle River photo shoot - Character set not allowed

Bob, I thought you should read this about the bill I am having you draft for shooting film and promotions

Pettis

From: Holperin, Jim
Sent: Wednesday, June 22, 2005 11:12 AM
To: 'LARRY SWANLUND'
Cc: Pettis, Mark
Subject: RE: [POSSIBLE SPAM] - Eagle River photo shoot - Character set not allowed

Thanks, Larry. I'm guessing we certainly can use some of your photos since we are always looking for high quality stuff which I know your pix will be. Winfield will talk to you about that.

I spoke last week to Rep. Mark Pettis who chairs the Assembly Tourism Committee and offered the idea of a blanket statutory exemption to any vehicles/craft/machines that are currently required to be registered, if those vehicles/craft/machines are only in the water or on the trail or road for a short duration for purposes of preparing manufacturer sponsored marketing materials. Rep. Pettis seemed receptive to the idea and will probably be speaking to a drafter.

There's no way a bill can be drafted and approved before September, but I think it may be realistic to believe something could be accomplished during the 2005 - '06 session. We'll keep you posted!

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

From: LARRY SWANLUND [mailto:larrys@bvk.com]
Sent: Wednesday, June 22, 2005 10:46 AM
To: Holperin, Jim; MacDonald, Winfield R.
Cc: 'Julie.Tourville@princecraft.com'
Subject: [POSSIBLE SPAM] - Eagle River photo shoot - Character set not allowed

Bon Jour,

The photo shoot in Eagle River for our client Princecraft boats went extremely well. For the most part the weather cooperated, even though the fish did not. We did manage to get some stills of Joe Bucher catching a small muskie from one of our boats, but that was it.

I've offered any of our shots to Connie Heeg for use as he sees fit, and make you the same offer. We haven't got the film back yet, but based on our past experience with this photographer, and what I've seen from some of the digitals, there should be some good shots of fishing, family fun on deck and pontoon boats, some great Wisconsin backgrounds, etc.

The only "rights" issues might be the unique boathouses we had in our backgrounds, and any shots of Joe Bucher and another pro that were fishing from our boats. We had releases from the boathouse owners for our gig, so wouldn't expect that would be a problem for you either. If you wanted anything that included

Joe or our other pro, I'm sure we can get that for you.

If you are interested, I'll send you some samples when they get in.

Jim, thanks for your troubleshooting on boat registrations. The local warden, Pat Novesky, was very understanding and cooperative from the very first conversations with him. He stopped by to see us and to say hello, and he even followed up this week with an e-mail note to see how things went. He is an excellent representative for the DNR, and for the State of Wisconsin.

As to our other discussion about waivers or policy changes to allow sporting goods manufacturers to use Wisconsin as a background, without running into registration issues...Princecraft will be coming back to Wisconsin in September to conduct its annual dealer meeting. I believe it is set for Lake Lawn Lodge in Delavan. In this case, we'll have pretty much the full arsenal of boat models on display, so if there is anything that can be done to assure ease of putting the boats in the water without worrying about WI registrations, that would be great. Let me know if there is anything we can do to facilitate this type of policy or legislative change.

Best regards as always,
Larry

Gibson-Glass, Mary

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Best regards as always,

Larry



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-3219

MGG:...

RHR

soon
in 7-12
D-N

g f
ARG

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Gen

1 AN ACT ...; relating to: exempting from registration and trail sticker
2 requirements snowmobiles and all-terrain vehicles that are used in certain
3 advertisements and exempting from certificate of number and registration
4 requirements boats which are used in certain advertisements.

Analysis by the Legislative Reference Bureau

all-terrain vehicle

X
X

Under current law, with limited exceptions, an owner of a motorboat or a larger sailboat (boat), a snowmobile, or an ~~ATV~~ must register the boat, snowmobile, or ATV with the Department of Natural Resources and must pay a registration fee. Upon registration, the owner is issued a certificate of number for a boat or a registration certificate for a snowmobile or an ATV. Exceptions to these registration requirements include boats, snowmobiles, and ~~ATVs~~ that are registered in other states or that are being used exclusively in racing competitions in this state. This bill creates an additional exemption for a boat, snowmobile, or ATV that is in the state for not more than 15 days and that is used exclusively as part of an advertisement being made for the manufacturer of the boat, snowmobile, or ATV.

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.** 23.33 (2) (b) 3m. of the statutes is created to read:

2 23.33 (2) (b) 3m. Present in this state, for a period not to exceed 15 days, and
3 if it is used exclusively as part of an advertisement being made for the manufacturer
4 of the all-terrain vehicle.

5 **SECTION 2.** 23.33 (2j) (e) of the statutes is amended to read:

6 23.33 (2j) (e) An all-terrain vehicle that is registered under sub. (2) (a) or that
7 is exempt from registration under sub. (2) (b) 1., 3., 3m., or 4. is exempt from having
8 a nonresident trail pass displayed as required under par. (b). The department may
9 promulgate a rule to exempt all-terrain vehicles that are exempt from registration
10 under sub. (2) (b) 5. from having nonresident trail passes displayed as required under
11 par. (b) or may promulgate a rule to exempt owners of such all-terrain vehicles from
12 having to pay any applicable nonresident trail pass fee.

History: 1985 a. 29; 1987 a. 200, 353, 399, 403; 1989 a. 31, 275, 359; 1991 a. 39, 303, 315; 1993 a. 16, 105, 119, 405; 1995 a. 27 ss. 1350 to 1351, 9126 (19); 1995 a. 436, 448; 1997 a. 27, 248, 283; 1999 a. 9; 2001 a. 16, 90, 106, 109; 2003 a. 30, 97, 251, 326.

13 **SECTION 3.** 30.35 (2a) (a) of the statutes is amended to read:

14 30.35 (2a) (a) Exempt from the certificate of number and registration
15 requirements under s. 30.51 (2) (a) 3., 5. ~~or~~, 9., or 10.

History: 1973 c. 172; 1979 c. 279; 1981 c. 238; 1983 a. 24; 1983 a. 207 s. 93 (3); 1991 a. 39; 1999 a. 150 s. 672; 2001 a. 16, 102.

16 **SECTION 4.** 30.38 (9) (a) of the statutes is amended to read:

17 30.38 (9) (a) Exempt from the certificate of number and registration
18 requirements under s. 30.51 (2) (a) 3., 5. ~~or~~, 9., or 10.

History: 1981 c. 238; 1985 a. 29; 1987 a. 27; 1991 a. 39; 1995 a. 130, 225; 1999 a. 150 s. 672; 2001 a. 16.

19 **SECTION 5.** 30.51 (2) (a) 10. of the statutes is created to read:

20 30.51 (2) (a) 10. Present in this state, for a period of not to exceed 15 days, and
21 if it is used exclusively as part of an advertisement being made for the manufacturer
22 of the boat.

23 **SECTION 6.** 350.12 (2) (d) of the statutes is created to read:

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

LRB-32197dn
ARG:.....

1
E
and MGB - kjf

Date

ATTN: Representative Pettis

Under current law, a person may not operate a vehicle, including a motorcycle, "on any highway of this state" unless the vehicle is registered or the vehicle is subject to specified exemptions. See s. 341.04 (1). I am unaware of any provision of the statutes that requires a motorcycle ridden exclusively off-road to be registered with DOT. Accordingly, I believe that, under current law, an unregistered off-the-road motorcycle may already be legally used for off-road promotional activities and filming. You may wish to confirm this interpretation of existing law with DOT or, if you prefer, I would be happy to do so.

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

X Note that this draft is limited to advertising
being done for the manufacturer of the
boat or recreational vehicle, OK?

MGB

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

LRB-3219/1dn
ARG&MGG:kjf:rs

July 22, 2005

ATTN: Representative Pettis

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

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Mary Gibson-Glass
Senior Legislative Attorney
Phone: (608) 267-3215

Barman, Mike

From: Liedl, Kimberly
Sent: Tuesday, December 06, 2005 10:00 AM
To: LRB.Legal
Subject: Bill jacket for LRB 3219/1

Hi, can we please get the bill jacket for LRB 3219/1 having to do with photo shoots?
Thanks,
Kimber Liedl
Office of Rep. Mark Pettis