

2007 DRAFTING REQUEST

Bill

Received: 01/29/2008

Received By: mglass

Wanted: As time permits

Identical to LRB:

For: Frank Boyle (608) 266-0640

By/Representing: Mary Lou Keleher

This file may be shown to any legislator: NO

Drafter: mglass

May Contact:

Addl. Drafters: agary

Subject: Nat. Res. - miscellaneous
Transportation - miscellaneous

Extra Copies:

Submit via email: YES

Requester's email: Rep.Boyle@legis.wisconsin.gov

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Invasive species in and on vehicles

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>
/?	mglass 01/29/2008	kfollett 01/29/2008					S&L
/1			nmatzke 01/29/2008		lparisi 01/29/2008	cduerst 02/05/2008	

FE Sent For: "/1" @ intro. 2-19-08

<END>

2007 DRAFTING REQUEST

Bill

Received: **01/29/2008**

Received By: **mglass**

Wanted: **As time permits**

Identical to LRB:

For: **Frank Boyle (608) 266-0640**

By/Representing: **Mary Lou Keleher**

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

Drafter: **mglass**

May Contact:

Addl. Drafters: **agary**

Subject: **Nat. Res. - miscellaneous
Transportation - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Boyle@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Invasive species in and on vehicles

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>
/?	mglass 01/29/2008	kfollett 01/29/2008		_____			S&L
/1			nmatzke 01/29/2008	_____	lparisi 01/29/2008		

FE Sent For:

<END>

2007 DRAFTING REQUEST

Bill

Received: 01/29/2008

Received By: **mglass**

Wanted: **As time permits**

Identical to LRB:

For: **Frank Boyle (608) 266-0640**

By/Representing: **Mary Lou Keleher**

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

Drafter: **mglass**

May Contact:

Addl. Drafters: **agary**

Subject: **Nat. Res. - miscellaneous
Transportation - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Boyle@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Invasive species in and on vehicles

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>
/?	mglass	1/15 f 1/29	nwn 1/29	nwn 1/29			

FE Sent For:

<END>

Gibson-Glass, Mary

From: Piliouras, Elizabeth
Sent: Tuesday, January 29, 2008 9:17 AM
To: Gibson-Glass, Mary; Gary, Aaron
Subject: LRB0583

Marylou from Representative Boyle's office will be contacting you about doing an assembly companion to this draft. It's a-ok by Senator Breske.

Thanks again!
Beth

Beth Piliouras

Senator Roger Breske

608-266-2509

Gibson-Glass, Mary

From: Keleher, Marylou
Sent: Tuesday, January 29, 2008 9:19 AM
To: Gibson-Glass, Mary
Cc: Piliouras, Elizabeth
Subject: Assembly companion to Breske Cosponsorship: LRB0583/1: Prohibiting the transport of terrestrial & aquatic invasive species: deadline 2.1.08
Attachments: 07-05831 (2).pdf

Hi Mary,

Rep. Frank Boyle would like an Assembly companion to LRB 0583/1 drafted for introduction. If you have any questions, please give me a call at 6-0640.

Thank you!

Mary Lou Keleher
Aide to Rep. Frank Boyle

From: Sen.Breske
Sent: Monday, January 28, 2008 4:15 PM
To: *Legislative All Senate; *Legislative All Assembly
Subject: Breske Cosponsorship: LRB0583/1: Prohibiting the transport of terrestrial & aquatic invasive species: deadline 2.1.08

SHORT DEADLINE!

January 28, 2008

To: Legislative Colleagues
From: Senator Roger Breske
LRB: 0583; relating to the transportation of invasive species on highways and providing a penalty.
Deadline: Friday, February 1, 2008

The fight against invasive species – both from the water and from the land – is a bipartisan issue that we all worked on in the last budget. Even before then I heard from many constituents who would like to see Wisconsin adopt the successful Minnesota prohibition against transporting aquatic invasive species.

This legislation prohibits a person from driving a vehicle if they have reason to believe that there are any terrestrial or aquatic invasive species attached to the vehicle or trailer.

Under the bill, a traffic officer is authorized to require the driver to remove and dispose of the invasive species.

Exemptions for the DNR, DATCP and the University of Wisconsin-Extension are included in the bill.

If you would like to cosponsor this legislation, please contact my office at 266-2509 by the end of the day Friday, February 1, 2008.

Analysis by Legislative Fiscal Bureau

Under current law, no person may place a boat, boat trailer, or boating equipment if the person has reason to believe that an aquatic plant is attached. A similar provision prohibits a person from placing one of these items in the Lower Saint Croix River if the person has reason to believe that zebra mussels are attached.

Under this bill, no person may operate a vehicle or a trailer on a highway if the person has reason to believe that there are any terrestrial or aquatic invasive species attached to the vehicle or trailer.

Also, no person may transport any invasive species in or on a vehicle or trailer on a highway. The bill creates several exceptions to this prohibition. These exceptions include invasive species being transported in a cage, aquarium, or other container or invasive species being transported with the approval of the Department of Natural Resources, the Department of Agriculture, Trade and Consumer Protection, or the University of Wisconsin-Extension. The bill also authorizes traffic officers to require operators of vehicles or trailers to remove and dispose of invasive species or to prohibit a vehicle operator from proceeding until the removal and disposal of the invasive species has been completed.

RMNR
397411

no changes

Wed

2007 BILL

Regen

1 AN ACT *to amend* 30.715 (title) and 346.02 (11); and *to create* 30.715 (1) (am),
 2 346.94 (6) and 346.95 (4m) of the statutes; **relating to:** the transportation of
 3 invasive species on highways and providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, no person may place a boat, boat trailer, or boating equipment if the person has reason to believe that an aquatic plant is attached. A similar provision prohibits a person from placing one of these items in the Lower Saint Croix River if the person has reason to believe that zebra mussels are attached.

Under this bill, no person may operate a vehicle or a trailer on a highway if the person has reason to believe that there are any terrestrial or aquatic invasive species attached to the vehicle or trailer.

Also, no person may transport any invasive species in or on a vehicle or trailer on a highway. The bill creates several exceptions to this prohibition. These exceptions include invasive species being transported in a cage, aquarium, or other container or invasive species being transported with the approval of the Department of Natural Resources, the Department of Agriculture, Trade and Consumer Protection, or the University of Wisconsin-Extension. The bill also authorizes traffic officers to require operators of vehicles or trailers to remove and dispose of invasive species or to prohibit a vehicle operator from proceeding until the removal and disposal of the invasive species has been completed.

BILL

For further information see the *state and local* 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.** 30.715 (title) of the statutes is amended to read:

2 **30.715 (title) Placement of seaplanes, boats, trailers, and equipment in**
3 **navigable waters.**

4 **SECTION 2.** 30.715 (1) (am) of the statutes is created to read:

5 30.715 (1) (am) "Invasive species" has the meaning given in s. 23.22 (1) (c).

6 **SECTION 3.** 346.02 (11) of the statutes is amended to read:

7 **346.02 (11) APPLICABILITY TO ALL-TERRAIN VEHICLES.** The operator of an
8 all-terrain vehicle on a roadway is subject to ss. 346.04, 346.06, 346.11, 346.14 (1),
9 346.18, 346.19, 346.20, 346.21, 346.26, 346.27, 346.33, 346.35, 346.37, 346.39,
10 346.40, 346.44, 346.46, 346.47, 346.48, 346.50 (1) (b), 346.51, 346.52, 346.53, 346.54,
11 346.55, 346.71, 346.87, 346.88, 346.89, 346.90, 346.91, 346.92 (1) and 346.94 (1), (6),
12 and (9) but is not subject to any other provision of this chapter.

13 **SECTION 4.** 346.94 (6) of the statutes is created to read:

14 346.94 (6) **OPERATION OF VEHICLES; INVASIVE SPECIES.** (a) In this subsection,
15 "invasive species" has the meaning given in s. 23.22 (1) (c).

16 (b) No person may operate a vehicle on a highway if the person has reason to
17 believe that vehicle has any invasive species attached to any exterior part of the
18 vehicle, including the vehicle's tires.

19 (c) No person may transport any invasive species in or on a vehicle upon a
20 highway unless any of the following applies:

BILL

1 1. The transportation of the invasive species has been authorized by the
2 department of natural resources, the department of agriculture, trade and consumer
3 protection, or the University of Wisconsin–Extension.

4 2. The transportation has been authorized under a permit issued pursuant to
5 s. 23.22, 23.24, or 29.614.

6 3. The invasive species is being transported as part of a traveling circus or to
7 or from the Circus Museum in Baraboo.

8 4. The invasive species is being transported in a cage, aquarium, or other
9 container.

10 (d) Any traffic officer having reason to believe that a violation of par. (b) or (c)
11 has been committed may, with respect to any invasive species attached to the vehicle
12 in violation of par. (b) or transported in violation of par. (c), do any of the following:

13 1. Require the operator of the vehicle to remove and appropriately dispose of
14 the invasive species.

15 2. Prohibit the operator of the vehicle from proceeding until the invasive
16 species has been removed and appropriately disposed of, or require the operator of
17 the vehicle to proceed directly to a facility identified by the officer for the purpose of
18 removing and appropriately disposing of the invasive species.

19 (e) No person may fail or refuse to comply with any requirement or directive
20 of an officer under par. (d).

21 **SECTION 5.** 346.95 (4m) of the statutes is created to read:

22 346.95 **(4m)** Any person violating s. 346.94 (6) (b), (c), or (e) shall be fined not
23 less than \$50 nor more than \$250.

24 (END)

Duerst, Christina

From: Keleher, Marylou
Sent: Tuesday, February 05, 2008 10:23 AM
To: LRB.Legal
Subject: Draft Review: LRB 07-3974/1 Topic: Invasive species in and on vehicles

Please Jacket LRB 07-3974/1 for the ASSEMBLY.