SENATE SUBSTITUTE AMENDMENT 1, TO 2007 SENATE BILL 454

 $February\ 28,\ 2008-Offered\ by\ Committee\ on\ Transportation\ and\ Tourism.$

1	AN ACT to create 346.94 (6) and 346.95 (4m) of the statutes; relating to: the
2	operation on highways of motor vehicles and recreational trailers with aquatic
3	plants attached and providing a penalty.
	The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:
4	SECTION 1. 346.94 (6) of the statutes is created to read:
5	346.94 (6) OPERATION OF VEHICLES; AQUATIC PLANTS. (a) In this subsection:
6	1. "Law enforcement officer" has the meaning given in s. 23.33 (1) (ig).
7	2. "Personal watercraft" has the meaning given in s. 30.50 (9d).
8	3. "Recreational trailer" means a trailer designed for carrying a boat or
9	personal watercraft.
10	(b) No person may operate a motor vehicle or a recreational trailer on a highway
11	if any aquatic plants are attached to any of the following:
12	1. The exterior of the motor vehicle or recreational trailer.

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2. The tires of the motor vehicle or recreational trailer. 1 2 3. The exterior of any boat or personal watercraft being carried upon the 3 recreational trailer. 4 Any law enforcement officer may, with respect to any aquatic plants (c) 5 attached in violation of par. (b), do any of the following: 6 1. Require the operator of the motor vehicle or recreational trailer to remove 7 and appropriately dispose of the aquatic plants. 8 2. Prohibit the operator of the motor vehicle or recreational trailer from 9 proceeding until the aquatic plants have been removed and appropriately disposed of. 10 11 (d) No person may fail or refuse to comply with any requirement or directive 12 of a law enforcement officer under par. (c). 13 **SECTION 2.** 346.95 (4m) of the statutes is created to read: 14 346.95 (4m) Any person violating s. 346.94 (6) (d) shall be fined not less than 15 \$50 nor more than \$250. There is no penalty for a violation of s. 346.94 (6) (b), and 16 the general penalty provision under s. 939.61 does not apply a violation of s. 346.94 17 (6) (b). 18 (END)