

**2007 DRAFTING REQUEST**

**Bill**

Received: **09/27/2006**

Received By: **mglass**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Griffin**

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

Drafter: **mglass**

May Contact:

Addl. Drafters:

Subject: **Nat. Res. - boats snomos ATVs**

Extra Copies:

Submit via email: **NO**

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**Pre Topic:**

DOA:.....Griffin, BB0122 -

---

**Topic:**

Fee for issuing duplicate certificates for completion of boating, snowmobiling, and all-terrain vehicle safety programs

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**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>
/?				_____			S&L
/1	mglass 09/29/2006	kfollett 10/13/2006	jfrantze 10/16/2006	_____	sbasford 10/16/2006		S&L
/2	mglass 11/16/2006	kfollett 11/16/2006	nmatzke 11/17/2006	_____	sbasford 11/17/2006		

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<END>

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Requester's email:

Carbon copy (CC:) to: **Eric.Ebersberger@dnr.state.wi.us**

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DOA:.....Griffin, BB0122 -

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		12/gf 11/16	nwn 11/16	nwn/rs 11/17			
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**Topic:**

Fee for issuance <sup>ing</sup> duplicate certificates for completion of boating, snowmobiling, and all-terrain vehicle safety programs

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/?				<i>[Signature]</i>			S&L
/1	mglass 09/29/2006	lrb_editor <i>1/1/gf</i> <i>10/1/3</i>		<i>10/1/6</i>			

FE Sent For:

<END>

**2007 DRAFTING REQUEST**

**Bill**

Received: **09/27/2006**

Received By: **mglass**

Wanted: **As time permits**

Identical to LRB:

For: **Natural Resources 267 7518**

By/Representing: **Lance Potter**

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

Drafter: **mglass**

May Contact:

Adl. Drafters:

Subject: **Nat. Res. - boats snomos ATVs**

Extra Copies:

Submit via email: **YES**

Requester's email: **Eric.Ebersberger@dnr.state.wi.us**

Carbon copy (CC:) to:

---

**Pre Topic:**

No specific pre topic given

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**Topic:**

Fee for issuance duplicate certificates for completion of boating, snowmobiling, and all-terrain vehicle safety programs

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See Attached

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/?	mglass						
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FE Sent For:

<END>

## 2007-09 Statutory Language Proposals

<b>Division:</b>	Enforcement and Science
<b>Bureau:</b>	Law Enforcement
<b>Issue/Topic:</b>	Fee for Duplicate Safety Certification
<b>Proposed Change:</b>	<p><i>s.23.33(5)b(3.) is created to read:</i> The fee for issuing a duplicate safety certificate is \$2.75.</p> <p><i>s.30.52(3)j is amended to read:</i> j) Fee for issuance of duplicates. The fee for the issuance of each duplicate certificate of number card, registration card, certification decal, <u>safety certificate issued pursuant to 30.74(1)</u>, or registration decal is \$2.50.</p> <p><i>s.350.12(3)f is created to read:</i> <u>The fee for issuing a duplicate safety certificate issued pursuant s.350.055 is \$2.75.</u></p>
<b>Explanatory Note:</b>	<p>This proposal will allow for a \$2.75 fee for the issuance of duplicate safety certificates for persons who graduated from Boating Safety, Snowmobile Safety and ATV Safety classes. The fee is the same that is now being charged for Hunter Education duplicate certificates. This language change is related to the ALIS database upgrades budget request.</p>
<b>Desired Effective Date:</b>	Effective Date of the 2007-09 Budget.
<b>Contact Person:</b>	Lance Potter, 267-7418



RMR

CPS: request  
Fix sheet pls.

soon  
in edit  
9/29 10/2

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

DOA - Super BBO/22

Do Not Gen

1 AN ACT ...; relating to: fees for duplicate certificates showing completion of the  
 2 program of instruction on all-terrain vehicle laws and safety, showing  
 3 completion of the courses on boating safety and operation, and showing  
 4 completion of the program of instruction on snowmobile laws and safety; the  
 5 use of fees collected for duplicate certificates showing completion of the hunter  
 6 education programs; and making an appropriation.

*Analysis by the Legislative Reference Bureau*  
**NATURAL RESOURCES**

**RECREATION**

Under current law, the department of natural resources (DNR) administers programs instructing persons in the safe use of boats, all-terrain vehicles, and snowmobiles; a hunter education program; a bow hunter education program; and a trapper education program. Upon successful completion of the safety program, DNR issues a certificate showing completion of the course to each successful participant. Current law authorizes DNR to charge a fee for the issuance of duplicate certificates showing completion of the hunter education programs. This bill authorizes DNR to charge a fee for the issuance of duplicate certificates showing completion of the boating, all-terrain vehicle, and snowmobile safety programs.

X  
X  
X



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. 20.370 (3) (at) of the statutes is amended to read:

2           20.370 (3) (at) *Education and safety programs.* For programs or courses of  
3 instruction under ss. 23.33 (5) (d), 29.591 (3), 30.74 (1) (a) and 350.055 (1). All  
4 moneys remitted to the department under ss. 23.33 (5) (d), 29.591 (3), 29.563 (12) (c)  
5 2., 30.74 (1) (b), and 350.055 (1) shall be credited to this appropriation.

**History:** 1971 c. 40, 95; 1971 c. 125 ss. 101 to 121, 522 (1); 1971 c. 211, 215, 277, 330, 336; 1973 c. 12 s. 37; 1973 c. 90, 100; 1973 c. 243 s. 82; 1973 c. 296, 298, 301, 318, 333, 336; 1975 c. 8, 39, 51, 91, 198; 1975 c. 224 ss. 7d, 7f, 7m, 17 to 19p; 1977 c. 29 ss. 181 to 234, 1657 (34); 1977 c. 274, 370, 374, 376, 377; 1977 c. 418 ss. 95 to 110, 929 (37); 1977 c. 421, 432; 1977 c. 447 ss. 42 to 44, 210; 1979 c. 34 ss. 199 to 322, 2102 (39) (a); 1979 c. 221; 1979 c. 361 s. 113; 1981 c. 1, 20, 86, 95, 131, 294, 330; 1981 c. 374 ss. 6, 7, 148, 150; 1983 a. 27 ss. 216m to 269, 2202 (23); 1983 a. 75, 181, 243, 397; 1983 a. 410 ss. 5m to 11, 2202 (38); 1983 a. 413; 1983 a. 416 ss. 1, 19; 1983 a. 426; 1985 a. 16, 22; 1985 a. 29 ss. 282d to 356, 3202 (26) (a), (39) (a), (c), (dm), (i); 1985 a. 46, 60, 65, 120, 202, 296; 1987 a. 27, 98, 110, 290, 295, 298, 305; 1987 a. 312 s. 17; 1987 a. 384, 397, 399, 403, 418; 1989 a. 31, 128, 284, 288, 326; 1989 a. 335 ss. 22m to 30g, 89; 1989 a. 336, 350, 359, 366; 1991 a. 32; 1991 a. 39 ss. 326b to 394, 594c; 1991 a. 254, 269, 300, 309, 315; 1993 a. 16, 75, 166, 213, 343, 349, 415, 421, 453, 464; 1993 a. 490 ss. 18, 271; 1995 a. 27, 201, 225, 227, 296, 378, 459; 1997 a. 27, 35; 1997 a. 237 ss. 33 to 38d, 727g; 1997 a. 248; 1999 a. 9, 32, 74, 92; 1999 a. 150 s. 672; 1999 a. 185; 2001 a. 16, 56, 92, 108, 109; 2003 a. 33, 228, 251, 310, 314, 321, 327; 2005 a. 25, 286, 288, 347, 394.

6           SECTION 2. 23.33 (5) (d) of the statutes is amended to read:

7           23.33 (5) (d) *Safety certification program established.* The department shall  
8 establish or supervise the establishment of a program of instruction on all-terrain  
9 vehicle laws, including the intoxicated operation of an all-terrain vehicle law,  
10 regulations, safety and related subjects. The department shall establish by rule an  
11 instruction fee for this program. The department shall issue certificates to persons  
12 successfully completing the program. An instructor conducting the program of  
13 instruction under this paragraph shall collect the fee from each person who receives  
14 instruction. The department may determine the portion of this fee, which may not  
15 exceed 50%, that the instructor may retain to defray expenses incurred by the  
16 instructor in conducting the program. The instructor shall remit the remainder of  
17 the fee or, if nothing is retained, the entire fee to the department. The department

1 shall issue a duplicate certificate of accomplishment to a person who is entitled to a  
2 duplicate certificate of accomplishment and who pays a fee of \$2.75.

3 **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, 251, 326; 2005 a. 25, 253, 481.

3 **SECTION 3.** 30.74 (1) (b) of the statutes is amended to read:

4 30.74 (1) (b) The department by rule shall set the instruction fee for the course.

5 A person conducting a course or giving instruction under this subsection shall collect  
6 the instruction fee from each person who receives instruction. The department may  
7 determine the portion of this fee, which may not exceed 50%, that the person may  
8 retain to defray expenses incurred by the person in conducting the course or giving  
9 the instruction. The person shall remit the remainder of the fee or, if nothing is  
10 retained, the entire fee to the department. ~~The department by rule shall set the fee~~  
11 for the course. The department shall issue a duplicate certificate of accomplishment  
12 to a person who is entitled to a duplicate certificate of accomplishment and who pays  
13 a fee of \$2.75.

14 **History:** 1973 c. 302; 1983 a. 27 s. 2202 (38); 1995 a. 152; 1997 a. 198; 1999 a. 9; 2005 a. 356 ss. 1e, 10g, 10r.

14 **SECTION 4.** 350.055 of the statutes is renumbered 350.055 (1) and amended to  
15 read:

16 350.055 (1) The department shall establish a program of instruction on  
17 snowmobile laws, including the intoxicated snowmobiling law, regulations, safety  
18 and related subjects. The program shall be conducted by instructors certified by the  
19 department. The department may procure liability insurance coverage for certified  
20 instructors for work within the scope of their duties under this section. For each  
21 person who is under the age of 16 years, the program shall include 6 hours of  
22 classroom instruction, and the instructor may provide to the person up to 2  
23 additional hours of instruction on a snowmobile as to how it is actually operated.  
24 Each person satisfactorily completing this program shall receive a snowmobile

1 safety certificate from the department. The department shall establish by rule an  
2 instruction fee for this program. An instructor conducting a program of instruction  
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8 shall issue a duplicate certificate of accomplishment to a person who is entitled to a  
9 duplicate certificate of accomplishment and who pays a fee of \$2.75.

10 (2) A person who is required to hold a valid snowmobile safety certificate may  
11 operate a snowmobile in this state if the person holds a valid snowmobile safety  
12 certificate issued by another state or province of the Dominion of Canada and if the  
13 course content of the program in such other state or province substantially meets  
14 that established by the department under this section.

15 History: 1971 c. 277; 1973 c. 298; 1987 a. 27, 399; 1991 a. 39; 1999 a. 9; 2003 a. 253.

(END)

D-Note

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

LRB-0394/1dn

MGG: *gjf*

*Date*

*Attention: Lance Potter*

X In this draft, the fees for the duplicate certificates issued for completion of the hunter safety programs go into the appropriation for education and safety programs. See s. 20.370 (3) (at). Under current law these just go into the fish and wildlife account of the conservation fund. I did this for consistency and because I assume that was the original intent. The fees for duplicate boating, ATV, and snowmobile certificates also go into s. 20.370 (3) (at) in this draft. If this does not achieve the intended purpose for these fees, please let me know.

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

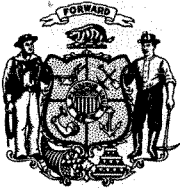
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LRB-0394/1dn  
MGG:kjf:jf

October 16, 2006

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Senior Legislative Attorney  
Phone: (608) 267-3215



State of Wisconsin  
2007 - 2008 LEGISLATURE

RMR  
LRB-0394/2  
MGG:kjff

D-Note

soon

DOA:.....Griffin, BB0122 - Fee for issuing duplicate certificates for completion of boating, snowmobiling, and all-terrain vehicle safety programs

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

Do Not Gen

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**RECREATION**

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7           23.33 (5) (d) *Safety certification program established.* The department shall  
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1           **SECTION 3.** 30.74 (1) (b) of the statutes is amended to read:

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12 (END)

LRB-0394/1  
MGG:kjf

D-Note Date

I made changes <sup>in</sup> ~~to~~ the treatment of s. 20.370(3)  
 (at) to correct the sequencing of cross-references.

MGG

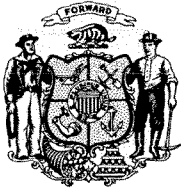
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LRB-0394/2dn  
MGG:kjf:nwn

November 16, 2006

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



State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-0394/2  
MGG:kjf:nwn

DOA:.....Griffin, BB0122 - Fee for issuing duplicate certificates for completion of boating, snowmobiling, and all-terrain vehicle safety programs

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

1     **AN ACT ...; relating to:** fees for duplicate certificates showing completion of the  
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*Analysis by the Legislative Reference Bureau*

**NATURAL RESOURCES**

**RECREATION**

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5           determine the portion of this fee, which may not exceed 50%, that the person may  
6           retain to defray expenses incurred by the person in conducting the course or giving  
7           the instruction. The person shall remit the remainder of the fee or, if nothing is  
8           retained, the entire fee to the department. ~~The department by rule shall set the fee~~  
9           ~~for the course.~~ The department shall issue a duplicate certificate of accomplishment  
10          to a person who is entitled to a duplicate certificate of accomplishment and who pays  
11          a fee of \$2.75.

12          **SECTION 4.** 350.055 of the statutes is renumbered 350.055 (1) and amended to  
13          read:

14          350.055 (1) The department shall establish a program of instruction on  
15          snowmobile laws, including the intoxicated snowmobiling law, regulations, safety  
16          and related subjects. The program shall be conducted by instructors certified by the  
17          department. The department may procure liability insurance coverage for certified  
18          instructors for work within the scope of their duties under this section. For each  
19          person who is under the age of 16 years, the program shall include 6 hours of  
20          classroom instruction, and the instructor may provide to the person up to 2  
21          additional hours of instruction on a snowmobile as to how it is actually operated.  
22          Each person satisfactorily completing this program shall receive a snowmobile  
23          safety certificate from the department. The department shall establish by rule an  
24          instruction fee for this program. An instructor conducting a program of instruction  
25          under this section shall collect the instruction fee from each person who receives

1 instruction. The department may determine the portion of this fee, which may not  
2 exceed 50%, that the instructor may retain to defray expenses incurred by the  
3 instructor in conducting the program. The instructor shall remit the remainder of  
4 the fee or, if nothing is retained, the entire fee to the department. The department  
5 shall issue a duplicate certificate of accomplishment to a person who is entitled to a  
6 duplicate certificate of accomplishment and who pays a fee of \$2.75.

7 (2) A person who is required to hold a valid snowmobile safety certificate may  
8 operate a snowmobile in this state if the person holds a valid snowmobile safety  
9 certificate issued by another state or province of the Dominion of Canada and if the  
10 course content of the program in such other state or province substantially meets  
11 that established by the department under this section.

12 (END)