



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

RESEARCH APPENDIX - **PLEASE DO NOT REMOVE FROM DRAFTING FILE**

Date Transfer Requested: 12/18/2006 (Per: BAB)





Appendix A

 The 2005 drafting file for LRB 05-2692

has been transferred to the drafting file for

2007 LRB 07-0796

 This cover sheet, the final request sheet, and the final version of the 2005 draft were copied on yellow paper, and returned to the original 2005 drafting file.

 The attached 2005 draft was incorporated into the new 2007 draft listed above. For research purposes, this cover sheet and the complete drafting file were transferred, as a separate appendix, to the 2007 drafting file. If introduced this section will be scanned and added, as a separate appendix, to the electronic drafting file folder.

2005 DRAFTING REQUEST

Bill

Received: **04/07/2005**

Received By: **phurley**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Council - LRC**

By/Representing: **Carson Frazier**

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

Drafter: **phurley**

May Contact:

Addl. Drafters:

Subject: **Transportation - veh reg/filing**

Extra Copies:

Submit via email: **NO**

Pre Topic:

No specific pre topic given

Topic:

Hail damaged 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>
/?							
/1	phurley 04/07/2005	jdyer 04/20/2005	rschluet 04/20/2005	_____	Inorthro 04/20/2005		

FE Sent For:

<END>

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Bill

Received: 04/07/2005

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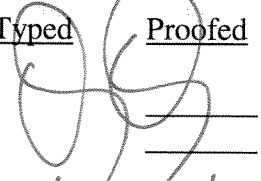
Topic:

Hail damaged vehicles

Instructions:

See Attached

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<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	phurley	1/4/20 jld					

FE Sent For:

<END>

REMEDIAL LEGISLATIVE PROPOSAL

Wisconsin Department of Transportation

DT1605 9/2004 s.13.83(1)(c)4 Wis. Stats.

Instructions: Complete this form for **Law Revision Committee Remedial Legislative proposal(s)** for which a Division requests Secretary's Office (SO) approval. This form must be signed by the Division Administrator.

Short Title of Issue Hail Damage Branding Drafting Oversight	
Date Submitted 10/18/04	Division Division of Motor Vehicles
Lead Division Contact Person Carson P. Frazier	Area Code - Telephone Number (608) 266-7857
Specific Statutory Change A new title brand for hail-damaged vehicles was created as part of the 2001-2003 Budget Repair Bill (Act 109). In the implementation process, we discovered that while s.342.10(3)(h) was created to require DOT to place the hail damage notation on the title, no provision was made to require an applicant for title to tell DOT that the notation applies. The result is that DOT is required to place a notation which DOT does not know about - a logical inconsistency.	
Administrative Problem with Current Statute	
Justification/Need for Change 1) Amend s.341.06 to read:342.06(1)(em) Any further evidence which may reasonably be required by the department to enable it to determine whether any of the information specified in s. 342.10(3)(c) to (g) (h) may be applicable to the vehicle. The suggested change is technical and non-controversial. No opposition is anticipated.	
Fiscal Effect, If Any	

(Division Administrator Signature – Brush Script Font If Computer Filled)

(Date)

OGC Completes: DOT Remedial Legislation Proposal Number
R050711

10/20/04

Jed

2005 BILL

4-7-05

Gen

1 AN ACT ...; relating to: certificate of title for vehicles that have been damaged by
2 hail. *suggested*
considered as remedial legislation by the Department of Transportation

Analysis by the Legislative Reference Bureau

Under current law, if a vehicle has been damaged by hail, the Department of Transportation (DOT) is required to note the damage on the vehicle's certificate of title. This bill requires the applicant for a certificate of title to provide evidence that is required by DOT to determine whether the vehicle had been damaged by hail.

insert LRC note

mutually
The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

insert LRC note

3 **SECTION 1.** 342.06 (1) (em) of the statutes is amended to read:
4 342.06 (1) (em) Any further evidence which may reasonably be required by the
5 department to enable it to determine whether any of the information specified in s.
6 342.10 (3) (c) to (g) *h* may be applicable to the vehicle.

History: 1973 c. 218; 1975 c. 121, 286; 1977 c. 29 s. 1654 (7) (a); 1987 a. 110, 349; 1991 a. 39, 269, 309, 316; 1993 a. 63, 159, 165, 490; 1997 a. 27, 191, 283; 1999 a. 9, 80, 88; 2001 a. 109.

2005-2006 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2692/lins
PJH:jld:rs

1

LAW REVISION COMMITTEE PREFATORY NOTE: ~~This bill is a remedial legislation proposal, requested by the Department of Transportation and introduced by the Law Revision Committee under s. 13.83 (1) (c) 4., stats. This bill is introduced by the Law Revision Committee under s. 13.83 (1) (c), stats.~~ After careful consideration of the various provisions of the bill, the Law Revision Committee has determined that this bill makes minor substantive changes in the statutes, and that these changes are desirable as a matter of public policy.



2005 BILL

1 **AN ACT to amend** 342.06 (1) (em) of the statutes; **relating to:** certificates of title
2 for vehicles that have been damaged by hail (suggested as remedial legislation
3 by the Department of Transportation).

Analysis by the Legislative Reference Bureau

Under current law, if a vehicle has been damaged by hail, the Department of Transportation (DOT) is required to note the damage on the vehicle's certificate of title. This bill requires the applicant for a certificate of title to provide evidence that is required by DOT to determine whether the vehicle had been damaged by hail.

For further information, see the NOTES provided by the Law Revision Committee of the Joint Legislative Council.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the Department of Transportation and introduced by the Law Revision Committee under s. 13.83 (1) (c) 4., stats. After careful consideration of the various provisions of the bill, the Law Revision Committee has determined that this bill makes minor substantive changes in the statutes, and that these changes are desirable as a matter of public policy.

4 **SECTION 1.** 342.06 (1) (em) of the statutes is amended to read:

