

State of Wisconsin



2013 Senate Bill 110

Date of enactment: **December 13, 2013**
Date of publication*: **December 14, 2013**

2013 WISCONSIN ACT 103

AN ACT *to renumber* 341.01 (2) (a); *to renumber and amend* 340.01 (38m) and 341.269 (1); *to amend* 341.10 (6), 341.266 (1) (am) (intro.), 341.266 (1) (c) 2., 341.266 (2) (a), 341.269 (2) (a) and 341.269 (3); and *to create* 340.01 (38m) (a) 2., 341.01 (2) (af), 341.269 (1) (b) and 341.269 (6) of the statutes; **relating to:** motor vehicle registration by the Department of Transportation, historic military vehicles, and Kei class vehicles.

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

SECTION 1. 340.01 (38m) of the statutes is renumbered 340.01 (38m) (a) (intro.) and amended to read:

340.01 (38m) (a) (intro.) "Off-road utility vehicle" means a any of the following:

1. A motor vehicle that is designed and constructed to carry no more than 2 persons and to be used for collecting residential and commercial solid waste, such as yard waste, recyclable materials, and household garbage, refuse, and rubbish, landscaping, or incidental street maintenances; that is not certified by the manufacturer for on-road use or that is certified by the manufacturer as meeting the equipment standards for a low-speed vehicle under 49 CFR 571.500; and that satisfies the equipment standards for a Type 2 automobile or Type 2 motorcycle under ch. 347 or the equipment standards for a low-speed vehicle under 49 CFR 571.500.

(b) "Off-road utility vehicle" does not include any motorized construction equipment or any motor vehicle that falls within another definition under this section.

SECTION 2. 340.01 (38m) (a) 2. of the statutes is created to read:

340.01 (38m) (a) 2. A Kei class vehicle.

SECTION 3. 341.01 (2) (a) of the statutes is renumbered 341.01 (2) (am).

SECTION 4. 341.01 (2) (af) of the statutes is created to read:

341.01 (2) (af) "Former military vehicle" means a vehicle, including a trailer but excluding a tracked vehicle, that was manufactured for use in any country's military forces.

SECTION 5. 341.10 (6) of the statutes is amended to read:

341.10 (6) The vehicle is ~~originally designed and manufactured for off-highway operation unless the vehicle meets the provisions of s. 114 of the national traffic and motor vehicle safety act of 1966, as amended, except as otherwise authorized by the statutes~~ was manufactured after 1969 and does not meet manufacturer or importer certification label requirements as specified in 49 CFR 567 or the vehicle is a Kei class vehicle. This subsection does not apply to former military vehicles, historic military vehicles, as defined in s. 341.269 (1) (a), for which the department receives an application, and which are eligible, for registration under s. 341.269 ~~or, with respect to a county or municipality, under s. 341.26~~ (2m), or special interest vehicles, as defined in s. 341.266

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."

(1) (c), for which the department receives an application, and which are eligible, for registration under s. 341.266.

SECTION 6. 341.266 (1) (am) (intro.) of the statutes is amended to read:

341.266 (1) (am) (intro.) ~~“Former Notwithstanding s. 341.01 (2) (af), “former military vehicle”~~ means any of the following vehicles if the vehicle is at least 25 years old:

SECTION 7. 341.266 (1) (c) 2. of the statutes is amended to read:

341.266 (1) (c) 2. A motor vehicle of any age, of which the body has not been altered or modified from the original manufacturers specifications and, because of its historic interest, is being preserved by hobbyists a collector.

SECTION 8. 341.266 (2) (a) of the statutes is amended to read:

341.266 (2) (a) Any person who is the owner of a special interest vehicle that is a former military vehicle, or that is not a former military vehicle and is 20 or more years old at the time of making application for registration or transfer of title of the vehicle, and who, unless the owner is an historical society that is exempt from federal income taxes, owns, has registered in this state, and uses for regular transportation at least one vehicle that has regular registration plates may upon application register the vehicle as a special interest vehicle upon payment of a fee under par. (b). ~~A former military vehicle may be registered under this paragraph notwithstanding s. 341.10 (6).~~

SECTION 9. 341.269 (1) of the statutes is renumbered 341.269 (1) (intro.) and amended to read:

341.269 (1) (intro.) In this section, ~~“former;~~

(a) “Historic military vehicle” means a vehicle, including a trailer but excluding a tracked vehicle, that was manufactured for use in any country’s military forces and is maintained to accurately represent its military design and markings, regardless of the vehicle’s size or weight.

SECTION 10. 341.269 (1) (b) of the statutes is created to read:

341.269 (1) (b) “Parts vehicle” means a vehicle generally in nonoperable condition that is owned to furnish parts which will enable a historic military vehicle owner to restore, preserve, and maintain a historic military vehicle.

SECTION 11. 341.269 (2) (a) of the statutes is amended to read:

341.269 (2) (a) Any resident of this state who is the owner of a ~~former~~ historic military vehicle that is at least 25 years old at the time of making application for registration and has been imported into the United States from another country, or that is any age and has not been imported into the United States, may upon application register the vehicle under this section as a historic military vehicle upon payment of the fees specified in par. (b). The applicant has the burden of providing evidence satisfactory to the department that the vehicle may be registered under this section, including, if applicable, providing documentation demonstrating that a ~~former~~ historic military vehicle which is less than 25 years old was manufactured for U.S. military forces and was never imported.

SECTION 12. 341.269 (3) of the statutes is amended to read:

341.269 (3) A vehicle registered under this section may only be used for special occasions such as display and parade purposes, club activities, exhibitions, and tours, including traveling to and from such events, ~~and~~ for necessary testing, maintenance, and storage purposes, and for occasional personal use, but not for regular transportation.

SECTION 13. 341.269 (6) of the statutes is created to read:

341.269 (6) The owner of a historic military vehicle may store unregistered, operable or inoperable, historic military vehicles and parts vehicles on the owner’s property if the vehicles and parts vehicles and the outdoor storage area are maintained in such a manner that they do not constitute a health hazard and are screened from ordinary public view by means of a fence, rapidly growing trees, shrubbery, or other appropriate means.

SECTION 14. Initial applicability.

(1) The treatment of sections 341.10 (6) and 341.266 (1) (c) 2. of the statutes first applies to applications for registration received by the department of transportation on the effective date of this subsection.

(2) The treatment of section 341.269 (3) of the statutes first applies to vehicles operated on the effective date of this subsection.

SECTION 15. Effective date.

(1) This act takes effect on the first day of the 3rd month beginning after publication.