

2019 DRAFTING REQUEST

Bill

For: **Administration-Budget** Drafter: **zwyatt**
 By: **Aslesen** Secondary Drafters:
 Date: **2/17/2019** May Contact:

Same as LRB:

Submit via email: **YES**
 Requester's email:
 Carbon copy (CC) to: **doasbostatlanguage@wisconsin.gov**
zachary.wyatt@legis.wisconsin.gov
eric.mueller@legis.wisconsin.gov

Pre Topic:

DOA:.....Aslesen, BB0419 -

Topic:

Hybrid vehicle fee definition

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	zwyatt 2/17/2019	lparisi 2/18/2019			
/P1	zwyatt 2/19/2019	aernstr 2/19/2019	lparisi 2/18/2019		State S&L
/P2			mbarman 2/19/2019		State S&L

FE Sent For: **<END>**

Begin forwarded message:

Biennial Budget: 2019-21

Topic: Hybrid Vehicle Fee Definition

Tracking Code: BB0419

SBO Team: TLGED

SBO Analyst: Aslesen, Matthew

Phone: 608-266-1039

E-mail: matthew.aslesen@wisconsin.gov

Agency Acronym: 395

Agency Number: 395

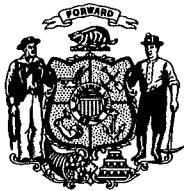
Priority: Low

Intent:

Amend 341.21(1)(L) 1.b. to remove the phrase “that has a capacity of not less than 4 kilowatt hours.”

Attachments: False

Please send completed drafts to SBOSatlanguage@spsmail.enterprise.wistate.us



DOA:.....Aslesen, BB0419 - Hybrid vehicle fee definition

FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION

AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

TRANSPORTATION

DRIVERS AND MOTOR VEHICLES

auto #

1. Hybrid electric vehicle definition

Under current law, in addition to an annual registration fee, DOT adds a surcharge of \$75 for a motor truck or automobile that is a hybrid electric vehicle. Current law defines a hybrid electric vehicle to mean “a vehicle that is capable of using gasoline, diesel fuel, or alternative fuel to propel the vehicle but that is propelled to a significant extent by an electric motor that draws electricity from a battery that has a capacity of not less than 4 kilowatt hours and may be capable of being recharged from an external source of electricity.” This bill removes the reference to the capacity of the battery from the definition. ✓

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:

SECTION 1. 341.25 (1) (L) 1. b. of the statutes is amended to read:

341.25 (1) (L) 1. b. "Hybrid electric vehicle" means a vehicle that is capable of using gasoline, diesel fuel, or alternative fuel to propel the vehicle but that is propelled to a significant extent by an electric motor that draws electricity from a battery ~~that has a capacity of not less than 4 kilowatt hours~~ and may be capable of being recharged from an external source of electricity.

g (History: 1973 c. 67, 90, 270, 333; 1975 c. 39 s. 734; 1975 c. 136; 1977 c. 29 ss. 1422m to 1430, 1654 (7) (a); 1977 c. 288, 418; 1979 c. 34, 221; 1981 c. 20; 1983 a. 175, 243; 1985 a. 65; 1985 a. 208 ss. 7, 8, 11; 1987 a. 212, 403; 1989 a. 31; 1991 a. 39; 1997 a. 27; 1999 a. 9, 80, 142; 2003 a. 33; 2007 a. 20, 33; 2009 a. 311; 2011 a. 60; 2017 a. 59.

(END)

Wyatt, Zachary

From: Aslesen, Matthew - DOA
Sent: Tuesday, February 19, 2019 11:08 AM
To: Wyatt, Zachary
Subject: FW: Hybrid Vehicle Statute Language
Attachments: Other States Hybrid Definitions.docx

Will follow with a phone call.

-Matt

From: Pavich, Peter M - DOT <Peter.Pavich@dot.wi.gov>
Sent: Tuesday, February 19, 2019 11:02 AM
To: Aslesen, Matthew - DOA <Matthew.Aslesen@wisconsin.gov>
Cc: Burmaster, Dana N - DOT <DanaN.Burmaster@dot.wi.gov>; Sommerfeld, Robert D - DOT <RobertD.Sommerfeld@dot.wi.gov>
Subject: Hybrid Vehicle Statute Language

Hi Matthew,

We spoke with our legal counsel this morning on the issue of the hybrid vehicle definition. They suggested that we define the intent of our statutory fix but let LRB draft the actual stat language.

As such, the intent of making this stat fix is to allow DMV to collect the \$75 surcharge on hybrid vehicles.

Currently DMV cannot collect the surcharge because of the reference to battery size. Battery size is not a piece of information that can be gained from a VIN, which is what DMV uses to identify vehicles for registration purposes.

DMV can use the fuel type indicator (both primary and secondary) provided by a vehicle's VIN to identify hybrid vehicles, see below for a screenshot of a Prius VIN decoded on the NHTSA VIN decoder:

Group Name	* Element	Value
Engine	Fuel Type - Primary	Gasoline
Engine	Valve Train Design	
Engine	Engine Configuration	In-Line
Engine	Fuel Type - Secondary	Electric
Engine	Fuel Delivery / Fuel Injection Type	
Engine	Engine Brake (hp)	96

I have attached stat language from other states that have hybrid vehicle fees that are currently being collected. They all have a central theme of a vehicle powered by a combination of electricity and another source. These can serve as a guide that LRB can use when drafting our language but we don't want to copy any of these word for word.

Let me know if you have any questions.

Thanks,
Peter

Peter Pavich
Budget and Policy Analyst – Advanced



INSERT

DOA:.....Aslesen, BB0419 - Hybrid vehicle fee definition

FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

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TRANSPORTATION

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INSA

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2 SECTION 1. 341.25 (1) (L) 1. b. of the statutes is amended to read:

WS 2-1

1
2
3
4
5
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341.25 (1) (L) 1. b. "Hybrid electric vehicle" means a vehicle that is capable of using gasoline, diesel fuel, or alternative fuel to propel the vehicle but that is propelled to a significant extent by an electric motor that draws electricity from a battery that has a capacity of not less than 4 kilowatt hours and may be capable of being recharged from an external source of electricity.

(END)

1 **INS A**

✓ This bill replaces the current definition of hybrid electric vehicle and defines the term to mean “a vehicle that is capable of using both electricity and gasoline, diesel fuel, or alternative fuel to propel the vehicle.”

2 **INS 2-1**

3 **SECTION 1.** 341.25 (1) (L) 1. b. of the statutes is amended to read:

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6 vehicle ~~but that is propelled to a significant extent by an electric motor that draws~~
7 ~~electricity from a battery that has a capacity of not less than 4 kilowatt hours and~~
8 ~~may be capable of being recharged from an external source of electricity.~~



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-2110/P2
ZDW:klm&ahe

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