

Assembly Bill 50

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**CHAPTER 350**

AN ACT to amend 341.08 (6), 341.28 (4) (b), (c), (5) and (7) (b) and 341.31 (1) (b) 3 and (2) (a) of the statutes, relating to notarization of statement to the motor vehicle department.

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

SECTION 1. 341.08 (6) of the statutes is amended to read:

341.08 (6) If the applicant for a certificate of registration is under 18 years of age, the application shall be accompanied by a statement ~~veri-~~

filed before a person authorized to administer oaths and made and signed by the applicant's father if he has custody of the applicant; or if the father does not have custody, then by the mother if she has custody; or if neither parent has custody, then by the person or guardian having such custody, ~~setting forth~~ stating that the applicant has the consent of such person or guardian to register such vehicle in the applicant's name. The signature on such statement shall not impute any liability for the negligence or misconduct of the applicant while operating such motor vehicle on the highways. Any person who violates this section may be fined not more than \$200 or imprisoned not more than 6 months or both.

SECTION 2. 341.28 (4) (b) and (c), (5) and (7) (b) of the statutes are amended to read:

341.28 (4) (b) At least 12 months have elapsed since the end of the period for which the automobile previously was registered and the applicant ~~satisfies~~ filed with the department by affidavit a statement that he did not during those 12 months operate or consent to the operation of such automobile under circumstances making the automobile subject to registration in this state; or

(c) The automobile is owned by a person who has been in active military service and less than 12 months of nonoperation have elapsed since the end of the period for which the automobile was previously registered, provided the applicant ~~satisfies~~ files with the department by affidavit a statement of such nonoperation.

(5) Under the circumstances described in sub. (4), the fee payable by the applicant shall be computed as prescribed in sub. (3) for an automobile not previously registered by him in this state, provided that he first files a ~~satisfactory~~ affidavit with the department a statement of nonoperation if required to do so by sub. (7).

(7) (b) In the case of an automobile which has not previously been registered or which has not been registered in this state by the present owner since he last acquired ownership of the automobile, the department shall assume that the date of first operation within the meaning of ~~sub. (7) par. (a)~~ is the date of the bill of sale evidencing the transfer of ownership to the applicant unless the applicant files an affidavit to the effect with the department a statement that the automobile was not so operated until a later date, specifying the date of such first operation. In the case of at least 12 months of nonoperation of an automobile previously registered by the applicant, he must file an affidavit to the effect with the department a statement that he did not operate or consent to the operation of his automobile under circumstances making it subject to registration in this state during such 12-month period and must specify the date following such period when the automobile was first so operated. The department may refuse to accept an affidavit a statement which projects the date of first operation into the future.

SECTION 3. 341.31 (1) (b) 3 and (2) (a) of the statutes are amended to read:

341.31 (1) (b) 3. At least 12 months have elapsed since the end of the period for which the vehicle previously was registered and the applicant ~~satisfies the department by affidavit~~ files with the department a statement that he did not, during such 12-month period, operate or consent to the operation of the vehicle under circumstances making the vehicle subject to registration in this state; or

(2) (a) For vehicles registered under the conditions ~~set forth~~ in sub. (1) (a), (b) or (d), the fee for the current registration period shall be computed on the basis of one-twelfth of the annual registration fee pre-

scribed for the vehicle multiplied by the number of months of the current registration period which have not fully expired on the date the vehicle first is operated by or with the consent of the applicant under circumstances making it subject to registration in this state (plus \$1, in case of a quarterly registration). In the case of a vehicle which has not previously been registered or which has not been registered in this state by the present owner since he last acquired ownership of the vehicle, the department shall assume that the date of first operation is the date of the bill of sale evidencing transfer of ownership to the applicant unless he files ~~an affidavit to the effect~~ *with the department a statement* that the vehicle was not so operated until a later date, specifying the date of such first operation. The department may refuse to accept ~~an affidavit~~ *any statement* which projects the date of first operation into the future.

Approved November 3, 1965.

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