



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-2702/4
MGG:kmg:kjf

2001 ASSEMBLY BILL 727

January 16, 2002 - Introduced by Representatives KEDZIE, LIPPERT, OLSEN, GRONEMUS, JESKEWITZ, OWENS, PETROWSKI, PLOUFF, SYKORA, MUSSER, ALBERS, LASSA, KESTELL, KAUFERT, FREESE and HINES. Referred to Committee on Tourism and Recreation.

1 **AN ACT** *to repeal* 350.12 (5) (c); *to amend* 350.01 (22), 350.12 (3) (a) 2., 350.12
2 (3) (a) 3., 350.12 (3) (d), 350.12 (3h) (ar) 1., 350.12 (5) (b), 350.12 (5) (cm) and
3 350.122 (4) (d); and *to create* 350.12 (5) (bg), 350.12 (5) (br) and 350.12 (5) (cr)
4 of the statutes; **relating to:** the display of registration decals on snowmobiles
5 and the possession of registration documentation by operators of snowmobiles.

Analysis by the Legislative Reference Bureau

Under current law, with limited exceptions, no person may operate a snowmobile unless it is registered with the department of natural resources (DNR), the person carries the registration certificate, and the registration decals issued by DNR are displayed on the snowmobile. Under current law, a person may operate a snowmobile for which an application for registration is pending with DNR without having the decals displayed on the snowmobile if the person carries the receipt issued upon submittal of the registration application.

Under the bill, a person may operate a snowmobile for which neither a registration receipt nor a registration certificate has been issued to the current owner without having the decals displayed on the snowmobile if the person carries the original or a copy of the registration certificate delivered to the current owner upon transfer of ownership. This exemption from displaying the decals is valid for 45 days after the date of transfer of ownership.

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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.** 350.01 (22) of the statutes, as created by 2001 Wisconsin Act 16, is
2 amended to read:

3 350.01 (22) “Validated registration application receipt” means a receipt issued
4 by the department or an agent under s. 350.12 (3h) (ag) 1. a. that shows that an
5 application and the required fee for a registration certificate ~~has~~ have been
6 submitted to the department.

7 **SECTION 2.** 350.12 (3) (a) 2. of the statutes is amended to read:

8 350.12 (3) (a) 2. ~~Upon~~ For transfer of ownership of a snowmobile for which a
9 registration certificate has been issued to the owner, the ~~seller~~ owner shall, ~~at time~~
10 ~~of sale, on the date of the transfer, sign, date, and deliver~~ the assigned certificate to
11 ~~the purchaser~~ person to whom ownership is transferred. For transfer of a
12 snowmobile for which a registration certificate has not yet been issued to the owner
13 on the date of transfer, the owner shall provide a copy of the certificate to the person
14 to whom ownership is transferred, and, upon receipt of the original certificate, shall
15 sign, date, and deliver the original certificate to the person to whom the ownership
16 is transferred within 10 days after receiving the original certificate.

17 **SECTION 3.** 350.12 (3) (a) 3. of the statutes, as affected by 2001 Wisconsin Act
18 16, is amended to read:

19 350.12 (3) (a) 3. ~~The purchaser~~ person to whom ownership of a snowmobile is
20 transferred shall complete the application for transfer and cause it to be mailed or
21 delivered to the department or an agent appointed under sub. (3h) (a) 3. within 10

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1 days ~~from~~ after the date of purchase on which the person receives the registration
2 certificate from the person transferring ownership. A fee of \$5 shall be paid for
3 transfer of a current registration certificate.

4 **SECTION 4.** 350.12 (3) (d) of the statutes, as affected by 2001 Wisconsin Act 16,
5 is amended to read:

6 350.12 (3) (d) Upon receipt of the required fee, a sales tax report, payment of
7 sales and use taxes due under s. 77.61 (1), and an application on forms prescribed
8 by it, the department or an agent appointed under sub. (3h) (a) 3. shall issue to the
9 applicant an original registration certificate stating the registration number, the
10 name and address of the owner, and other information the department deems
11 necessary or a validated registration application receipt. The department or an
12 agent appointed under sub. (3h) (a) 3. shall issue 2 registration decals per
13 snowmobile owned by an individual owner, this state, or a political subdivision of this
14 state. The decals shall be no larger than 3 inches in height and 6 inches in width.
15 The decals shall contain reference to the state, the department, whether the
16 snowmobile is registered for public use or private use under par. (a), or as an antique
17 under par. (b), and shall show the expiration date of the registration.

18 **SECTION 5.** 350.12 (3h) (ar) 1. of the statutes, as created by 2001 Wisconsin Act
19 16, is amended to read:

20 350.12 (3h) (ar) 1. In addition to the applicable fee under sub. (3) (a), each agent
21 appointed under par. (a) 3. shall collect an expedited service fee of \$3 each time the
22 agent issues a validated registration application receipt under par. (ag) 1. a. The
23 agent shall retain the entire amount of each expedited service fee the agent collects.

24 **SECTION 6.** 350.12 (5) (b) of the statutes, as affected by 2001 Wisconsin Act 16,
25 is amended to read:

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1 350.12 (5) (b) ~~The Except as provided in pars. (bg) and (br), the registration~~
2 ~~certificate or, for an owner who purchased a snowmobile and who has received a~~
3 ~~validated registration receipt but who has not yet received the registration~~
4 ~~certificate, the validated registration receipt shall be in the possession of the person~~
5 ~~operating the snowmobile at all times and shall be exhibited, upon demand, by the~~
6 ~~person operating the snowmobile for inspection by any person authorized to enforce~~
7 ~~this section as provided in s. 350.17 (1) and (3).~~

8 **SECTION 7.** 350.12 (5) (bg) of the statutes is created to read:

9 350.12 (5) (bg) For a snowmobile for which the owner has received a validated
10 registration application receipt but who has not yet received a registration
11 certificate, the validated registration application receipt shall be in the possession
12 of the person operating the snowmobile at all times and shall be exhibited, upon
13 demand, by the person operating the snowmobile for inspection by any person
14 authorized to enforce this section as provided in s. 350.17 (1) and (3).

15 **SECTION 8.** 350.12 (5) (br) of the statutes is created to read:

16 350.12 (5) (br) For a snowmobile for which the owner has not received either
17 a validated registration application receipt or a registration certificate, the original
18 or a copy of the certificate delivered to the owner upon transfer of ownership shall
19 be in the possession of the person operating the snowmobile at all times and shall be
20 exhibited, upon demand, by the person operating the snowmobile for inspection by
21 any person authorized to enforce this section as provided in s. 350.17 (1) and (3).

22 **SECTION 9.** 350.12 (5) (c) of the statutes, as affected by 2001 Wisconsin Act 16,
23 is repealed.

24 **SECTION 10.** 350.12 (5) (cm) of the statutes, as affected by 2001 Wisconsin Act
25 16, is amended to read:

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1 350.12 (5) (cm) ~~A~~ For a snowmobile for which the owner has received a
2 validated registration application receipt but who has not yet received a registration
3 certificate, a person may operate a the snowmobile without having the registration
4 decals displayed as provided under par. (a) if the owner has received a validated
5 registration receipt and if the operator of the snowmobile complies with pars. (b) and
6 (e) par. (bg).

7 **SECTION 11.** 350.12 (5) (cr) of the statutes is created to read:

8 350.12 (5) (cr) For a snowmobile for which the owner has not received either
9 a validated registration application receipt or a registration certificate, a person may
10 operate the snowmobile without having the registration decals displayed as provided
11 under par. (a) if the operator of the snowmobile complies with par. (br) and is
12 operating the snowmobile within 45 days after the date of transfer to the owner.

13 **SECTION 12.** 350.122 (4) (d) of the statutes is amended to read:

14 350.122 (4) (d) The band shall establish procedures that are substantially
15 similar to the procedures specified in s. 350.12 (3) (a) 2., 3. and 4., (5) (d) and (6) and
16 to the procedures to be used for validating applications for purposes of s. 350.12 (5)
17 (b) ~~and (e).~~

18

(END)