State of Misconsin 2023 - 2024 LEGISLATURE

LRB-4802/1 ZDW:skw

2023 SENATE BILL 588

October 30, 2023 - Introduced by Senators Tomczyk, Ballweg, Cowles, Spreitzer and Pfaff, cosponsored by Representatives Spiros, Hurd, Born, Conley, Considine, Donovan, Edming, Maxey, O'Connor, Ortiz-Velez, Schmidt, Plumer, Schutt, Snodgrass and S. Johnson. Referred to Committee on Transportation and Local Government.

- 1 AN ACT to create 218.0114 (1e) of the statutes; relating to: office requirements
- 2 for motor vehicle wholesaler licensees.

Analysis by the Legislative Reference Bureau

Under current law, a motor vehicle wholesaler is prohibited from doing business in this state without a license issued by the Department of Transportation. A "wholesaler" is defined as a person, other than a licensed motor vehicle dealer or motor vehicle auction dealer, who 1) sells more than five used motor vehicles in any 12-month period to motor vehicle dealers, motor vehicle auction dealers, or salvage dealers; 2) purchases used motor vehicles from a motor vehicle dealer or at a motor vehicle auction for the purpose of selling the vehicles to a motor vehicle dealer, motor vehicle auction, or wholesaler; or 3) purchases used motor vehicles on behalf of a motor vehicle dealer.

This bill provides that a motor vehicle wholesaler may not engage in business in this state unless he or she maintains a permanent business location, with indoor office space, in this state. The bill provides that a business location does not meet this requirement if more than one licensed wholesale dealer is located under the same roof or if the office space 1) is common space or shared with other tenants; 2) is rented by the hour or day; 3) contains cubicles; or 4) is temporary, virtual, or rotating.

SENATE BILL 588

For further information see the state 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:

2	218.0114 (1e) No motor vehicle wholesaler may engage in business in this state
3	unless he or she maintains a permanent business location, with indoor office space
4	in this state. A business location does not meet the requirements of this subsection
5	if any of the following applies:
6	(a) The office space is common space or shared with other tenants.
7	(b) The office space is rented by the hour or day.
8	(c) The office space contains cubicles.

SECTION 1. 218.0114 (1e) of the statutes is created to read:

(e) More than one licensed motor vehicle wholesaler is located under the same

(d) The office space is temporary, virtual, or rotating.

11 roof.

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12 (END)