



2005 SENATE BILL 122

March 15, 2005 - Introduced by Senators COWLES, BRESKE, S. FITZGERALD, A. LASEE, MILLER and OLSEN, cosponsored by Representatives AINSWORTH, ALBERS, FRISKE, GRONEMUS, HAHN, HINES, LAMB, F. LASEE, LOEFFELHOLZ, NERISON, OTT, OWENS, PETTIS, RICHARDS, SUDER, TOWNS, VAN ROY and VRAKAS. Referred to Committee on Natural Resources and Transportation.

1 **AN ACT** *to amend* 218.21 (2m) (a); and *to create* 218.21 (2) (eg), 218.21 (2) (em)
2 and 218.21 (2) (er) of the statutes; **relating to:** the licensing of motor vehicle
3 salvage dealers.

Analysis by the Legislative Reference Bureau

Under current law, all motor vehicle salvage dealers must be licensed by the Department of Transportation (DOT). A motor vehicle salvage dealer is a person who purchases and resells motor vehicles for wrecking, processing, scrapping, recycling, or dismantling purposes or who conducts the business of wrecking, processing, scrapping, recycling, or dismantling motor vehicles or selling parts of those vehicles.

Current law also requires a person who owns or operates a point source of water pollution to obtain from the Department of Natural Resources (DNR) a permit to discharge storm water. Current law also requires a motor vehicle salvage dealer who recovers ozone-depleting refrigerants to obtain from DNR a permit for safe recovery of the refrigerants.

This bill requires every applicant for a new or renewed motor vehicle salvage dealer license to provide to DOT proof that a permit, if required by DNR, has been issued by DNR relating to storm water discharge and proof that a permit, if required by DNR, has been issued by DNR relating to refrigerant recovery. The bill also requires every applicant for a new or renewed motor vehicle salvage dealer license to provide a letter, signed by the county executive or county administrator in the county where the applicant's business is to be conducted, that states that the applicant's business complies with county ordinances relating to storm water

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discharge and refrigerant recovery, or that the county does not certify compliance, or that the county has no related ordinances.

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

1 **SECTION 1.** 218.21 (2) (eg) of the statutes is created to read:

2 218.21 (2) (eg) A copy of a permit correspondence on department of natural
3 resources letterhead conveying permit coverage issued to the applicant under s.
4 283.33, or a statement from the department of natural resources that the applicant
5 is not required to have a permit under s. 283.33.

6 **SECTION 2.** 218.21 (2) (em) of the statutes is created to read:

7 218.21 (2) (em) A copy of a permit correspondence on department of natural
8 resources letterhead conveying permit coverage issued to the applicant under rules
9 promulgated by the department of natural resources pursuant to s. 285.59 or a
10 statement from the department of natural resources that the applicant is not
11 required to have a permit under rules promulgated by the department of natural
12 resources pursuant to s. 285.59.

13 **SECTION 3.** 218.21 (2) (er) of the statutes is created to read:

14 218.21 (2) (er) A letter on county letterhead, signed by the county executive or
15 county administrator in the county where the applicant's business is to be conducted,
16 that states that the applicant's business complies with county ordinances relating to
17 storm water discharge and refrigerant recovery, or that the county does not certify
18 compliance with county ordinances relating to storm water discharge and
19 refrigerant recovery, or that the county has no ordinance relating to storm water
20 discharge or refrigerant recovery.

21 **SECTION 4.** 218.21 (2m) (a) of the statutes is amended to read:

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1 218.21 **(2m)** (a) The department shall deny an application for the issuance or
2 renewal of a license if any information required under sub. (2) (ag) or (am) is not
3 included in the application or if a document required under sub. (2) (eg) to (er) is not
4 included with the application.

5

(END)