



2013 ASSEMBLY BILL 407

October 4, 2013 – Introduced by Representatives CZAJA, DANOU, BALLWEG, BERNIER, BIES, ENDSLEY, HESSELBEIN, HULSEY, JORGENSEN, KAHL, KOLSTE, T. LARSON, LEMAHIEU, MILROY, MURPHY, A. OTT, OHNSTAD, PETRYK, RIPP, WACHS, WEATHERSTON, WEININGER, SWEARINGEN, BROOKS, WRIGHT, BORN, KNODL and THIESFELDT, cosponsored by Senators GUDEx, JAUCH, COWLES, T. CULLEN, ERPENBACH, HANSEN, HARS DORF, LASSA, LEIBHAM, OLSEN, SHILLING, L. TAYLOR, VINEHOUT and LEHMAN. Referred to Committee on Tourism.

1 **AN ACT to renumber and amend** 350.12 (3j) (b) and 350.12 (4) (bg) 2.; **to amend**
2 350.12 (3j) (a) 2., 350.12 (3j) (d) and 350.12 (3j) (e) 2.; and **to create** 350.12 (3j)
3 (b) 1., 350.12 (3j) (b) 3., 350.12 (3j) (b) 4., 350.12 (3j) (b) 5., 350.12 (3j) (bg) and
4 350.12 (4) (bg) 2. b. of the statutes; **relating to:** snowmobile registration, trail
5 use sticker requirements, and funding for supplemental snowmobile trail aids.

Analysis by the Legislative Reference Bureau

Current law prohibits a person from operating a snowmobile in this state unless the snowmobile is covered by a public-use or private-use registration issued by the Department of Natural Resources (DNR) or is exempt from registration. A person who owns a snowmobile is generally exempt from snowmobile registration requirements in this state if the snowmobile is covered by a valid registration in another state or country.

Under current law, a person who owns a snowmobile that is not registered in this state or is exempt from registration must display a trail use sticker issued by DNR on the snowmobile. The fee for this sticker issued for a snowmobile that is exempt from registration is \$34.25. This bill, with limited exceptions, requires all snowmobiles to display a trail use sticker, regardless of whether the snowmobile is registered in this state. The bill provides that the fee for a trail use sticker issued for a snowmobile that is registered in this state is \$14.25 if the snowmobile is owned by a snowmobile club member and \$34.25 if the owner does not belong to a snowmobile club.

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The bill also increases the fee for trail use stickers issued to persons who own snowmobiles that are exempt from registration from \$34.25 to \$44.25. In addition, the bill provides that there is no fee for a trail use sticker issued for any snowmobile that is at least 25 years old.

Current law requires DNR to calculate an amount equal to the number of trail use stickers issued by DNR in the previous fiscal year to owners of snowmobiles that are exempt from registration multiplied by \$32 and to credit this amount to an appropriation account that funds aids to counties for activities such as trail development and maintenance. This bill changes the amount of the multiplier for purposes of this calculation to \$44.25.

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

2 350.12 **(3j)** (a) 2. ~~Except as provided in par. (d), no~~ No person who is the owner
3 of a snowmobile may operate, or give permission for another person to operate, a
4 snowmobile on a public snowmobile corridor in this state unless a trail use sticker
5 issued under this subsection is displayed on the snowmobile.

6 **SECTION 2.** 350.12 (3j) (b) of the statutes is renumbered 350.12 (3j) (b) 2. and
7 amended to read:

8 350.12 **(3j)** (b) 2. The fee for a trail use sticker issued for a snowmobile that is
9 exempt from registration under sub. (2) (b) or (bn) is ~~\$34.25~~ \$44.25. A trail use
10 sticker issued for such a snowmobile may be issued only by the department and
11 persons appointed by the department and expires on June 30 of each year.

12 **SECTION 3.** 350.12 (3j) (b) 1. of the statutes is created to read:

13 350.12 **(3j)** (b) 1. In this paragraph, "snowmobile club" means an association
14 organized in this state the members of which are members of the Association of

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1 Wisconsin Snowmobile Clubs and that meets at least 3 times per year, that has at
2 least 10 members, and that promotes responsible snowmobiling.

3 **SECTION 4.** 350.12 (3j) (b) 3. of the statutes is created to read:

4 350.12 **(3j)** (b) 3. Except as provided in subd. 5., the fee for a trail use sticker
5 issued for a snowmobile that is registered under sub. (3) and that is owned by a
6 person who is a member of a snowmobile club is \$14.25.

7 **SECTION 5.** 350.12 (3j) (b) 4. of the statutes is created to read:

8 350.12 **(3j)** (b) 4. Except as provided in subd. 5., the fee for a trail use sticker
9 issued for a snowmobile that is registered under sub. (3) and that is owned by a
10 person who is not a member of a snowmobile club is \$34.25.

11 **SECTION 6.** 350.12 (3j) (b) 5. of the statutes is created to read:

12 350.12 **(3j)** (b) 5. There is no fee for a trail use sticker issued for a snowmobile
13 that is registered under sub. (3) (b) and that has a model year that is at least 25 years
14 earlier than the year in which the trail use sticker is issued.

15 **SECTION 7.** 350.12 (3j) (bg) of the statutes is created to read:

16 350.12 **(3j)** (bg) A trail use sticker issued for a snowmobile for which a fee is
17 charged under this subsection may be issued only by the department and persons
18 appointed by the department and expires on June 30 of each year.

19 **SECTION 8.** 350.12 (3j) (d) of the statutes is amended to read:

20 350.12 **(3j)** (d) A snowmobile that is ~~registered under this section or that is~~
21 exempt from registration under sub. (2) (a) or (d) is exempt from having a trail use
22 sticker displayed under par. (a).

23 **SECTION 9.** 350.12 (3j) (e) 2. of the statutes is amended to read:

24 350.12 **(3j)** (e) 2. Any person, including the department, who issues a trail use
25 sticker shall collect in addition to the fee under par. (b) 2., 3., or 4. an issuing fee of

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1 75 cents. The agent may retain 50 cents of the issuing fee to compensate the agent
2 for the agent's services in issuing the sticker.

3 **SECTION 10.** 350.12 (4) (bg) 2. of the statutes is renumbered 350.12 (4) (bg) 2.
4 a. and amended to read:

5 350.12 (4) (bg) 2. a. For fiscal year years 2011-12, ~~and for each fiscal year~~
6 ~~thereafter~~ through 2015-16, the department shall calculate an amount equal to the
7 number of trail use stickers issued under sub. (3j) in the previous fiscal year
8 multiplied by \$32 and shall credit this amount to the appropriation account under
9 s. 20.370 (5) (cw). From the appropriation account under s. 20.370 (5) (cw), the
10 department shall make payments to the department or a county for the purposes
11 specified in par. (b). The department shall make payments under par. (bm) for trail
12 maintenance costs that were incurred in the previous fiscal year and that exceed the
13 maximum specified under par. (b) 1. before making payments for any of the other
14 purposes specified in par. (b).

15 **SECTION 11.** 350.12 (4) (bg) 2. b. of the statutes is created to read:

16 350.12 (4) (bg) 2. b. For fiscal year 2016-17, and for each fiscal year thereafter,
17 the department shall calculate an amount equal to the number of trail use stickers
18 issued under sub. (3j) in the previous fiscal year to owners of snowmobiles that are
19 exempt from registration under sub. (2) multiplied by \$44.25 and shall credit this
20 amount to the appropriation account under s. 20.370 (5) (cw). From the
21 appropriation account under s. 20.370 (5) (cw), the department shall make payments
22 to the department or a county for the purposes specified in par. (b). The department
23 shall make payments under par. (bm) for trail maintenance costs that were incurred
24 in the previous fiscal year and that exceed the maximum specified under par. (b) 1.
25 before making payments for any of the other purposes specified in par. (b).

