State of Wisconsin

2017 Senate Bill 392

Date of enactment:
Date of publication*:

2017 WISCONSIN ACT

AN ACT *to amend* 23.33 (4) (b) and 23.33 (11) (am) 1.; and *to create* 23.33 (11) (am) 4. of the statutes; **relating to:** municipal ordinances authorizing all−terrain vehicle and utility terrain vehicle operation on highways within the municipality.

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

SECTION 1. 23.33 (4) (b) of the statutes is amended to read:

23.33 **(4)** (b) *Other highways; operation restricted.* No person may operate an all−terrain vehicle or utility terrain vehicle on a highway except as authorized under pars. (d), (e), and (f) and sub. (11) (am) 2. or, 3. or 4. or as authorized by rules promulgated by the department and approved by the department of transportation.

SECTION 2. 23.33 (11) (am) 1. of the statutes is amended to read:

23.33 **(11)** (am) 1. Any county, town, city, or village may enact an ordinance that is in strict conformity with

this section and rules promulgated by the department under this section if the ordinance encompasses all aspects encompassed by this section, except as provided in subds. 2. and, 3., and 4.

SECTION 3. 23.33 (11) (am) 4. of the statutes is created to read:

23.33 **(11)** (am) 4. A city, village, or town may enact an ordinance to authorize the operation of all−terrain vehicles and utility terrain vehicles on a highway that is not part of the national system of interstate and defense highways, that has a speed limit of 35 miles per hour or less, and that is located within the territorial boundaries of the city, village, or town regardless of whether the city, village, or town has jurisdiction over the highway.