

Report to
Legislative Council Rules Clearinghouse
NR 5.001 and 5.01, Wis. Adm. Code
Natural Resources Board Order No. LE-05-07

Wisconsin Statutory Authority

ss. 30.52(3g)(b) and 227.11(2)(a), Stats., interpreting ss. 30.50(2)(a)2., 30.51(2)(a)8., 30.52(3g) and 30.68(9), Stats.

Federal Authority

N/A

Court Decisions Directly Relevant

None

Analysis of the Rule - Rule Effect - Reason for the Rule

The Wisconsin Legislature passed 2005 Wisconsin Act 481 which took effect on June 14, 2006. This Act exempts boats from the need to pay a fee to be registered and issued a certificate of number when the boat is used exclusively as part of an advertisement being made for the manufacturer of the boat. The department is required under s. 30.52(3g)(a), Stats., to promulgate rules for the issuance of a free certificate of number for such boats. The proposed rule will establish the procedure for applying for and issuance of a free 15-day boat registration/certificate of number.

In addition, this rule creates three new definitions to clarify terms used in ch. 30, Stats. The terms are: "lifeboat", "safe carrying capacity" and "recommended number of persons". Clarification of these terms will reflect how they have traditionally been interpreted and enforced by the department and will assist the public in understanding the law.

Agency Procedures for Promulgation

Public hearings, Natural Resources Board final adoption, followed by legislative review.

Description of any Forms (attach copies if available)

None

Name and Telephone Number of Agency Contacts

Roy Zellmer, Bureau of Law Enforcement – 264-8970
Tom Van Haren, Bureau of Law Enforcement – 266-3244
Michael Lutz, Bureau of Legal Services – 267-7456
Carol Turner, Bureau of Legal Services - 266-1959

Submitted on December 6, 2006