



2025 ASSEMBLY BILL 161

April 4, 2025 - Introduced by Representatives TUCKER, GREEN, PIWOWARCZYK, BRILL, KRUG, TRANEL, MAXEY, B. JACOBSON, CALLAHAN, KREIBICH, PENTERMAN, WICHGERS, NOVAK, BEHNKE, GOEBEN, MURPHY, KNODL, SNYDER, DALLMAN, DITTRICH, SPIROS, GUNDRUM, TUSLER and MELOTIK, cosponsored by Senators TOMCZYK, WANGGAARD, QUINN, FEYEN, NASS and BRADLEY. Referred to Committee on State Affairs.

1 **AN ACT** *to create* 995.80 of the statutes; **relating to:** governmental restrictions
2 based on the energy source of a motor vehicle or other device.

Analysis by the Legislative Reference Bureau

Under this bill, no state agency and no local governmental unit may restrict 1) the use or sale of a motor vehicle on the basis of the energy source used to power the motor vehicle, including use for propulsion or use for powering other functions of the motor vehicle, or 2) the use or sale of any other device on the basis of the energy source that is used to power the device or that is consumed by the device.

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

3 **SECTION 1.** 995.80 of the statutes is created to read:

4 **995.80 Regulation based on energy source.** (1) **DEFINITIONS.** In this
5 section:

6 (a) “Local governmental unit” means a political subdivision of this state, a
7 special purpose district in this state, an agency or corporation of a political

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1 subdivision or special purpose district, or a combination or subunit of any of the
2 foregoing.

3 (b) “Motor vehicle” means a self-propelled device designed to transport
4 persons or property from one place to another.

5 (c) “State agency” means an association, authority, board, department,
6 commission, independent agency, institution, office, society, or other body in state
7 government created or authorized to be created by the constitution or any law.

8 **(2) LIMITS ON REGULATION.** No state agency and no local governmental unit
9 may do any of the following:

10 (a) 1. Restrict the use or sale of a motor vehicle on the basis of the energy
11 source used to power the motor vehicle, including use for propulsion or use for
12 powering other functions of the motor vehicle.

13 2. This paragraph does not affect any policy established by a state agency or
14 local governmental unit related to the purchase of motor vehicles for the use of the
15 state agency or local governmental unit.

16 (b) Restrict the use or sale of a device other than a motor vehicle on the basis
17 of the energy source that is used to power the device or that is consumed by the
18 device. Under this paragraph, a device is powered by an energy source or consumes
19 an energy source if any significant function of the device uses that energy source or
20 consumes that energy source to accomplish the function.

21 **(END)**