

CR 91-132

CERTIFICATE

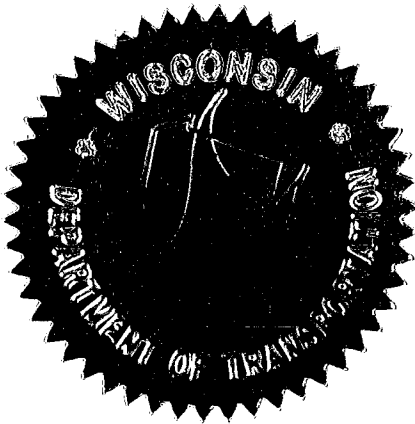
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STATE OF WISCONSIN)
) ss.
DEPARTMENT OF TRANSPORTATION)

TO ALL WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, CHARLES H. THOMPSON, Secretary of the Wisconsin Department of Transportation and custodian of the official records, do hereby certify that the rule, relating to **persons authorized to perform the inspection of a vehicle identification number prior to the registration of a motor vehicle last titled or registered in another jurisdiction**, was duly approved and adopted by this Department on January 22, 1992.

I further certify that this copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.



IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department of Transportation at 4802 Sheboygan Avenue, in the City of Madison, Wisconsin, this 22 day of January, 1992.

Charles H. Thompson

CHARLES H. THOMPSON
Secretary

IN THE MATTER OF a rule creating Chapter Trans 155, Wisconsin Administrative Code, relating to persons authorized to perform the inspection of a vehicle identification number prior to the registration of a motor vehicle last titled or registered in another jurisdiction.

ORDER ADOPTING RULE

Analysis Prepared by the Wisconsin Department of Transportation

STATUTORY AUTHORITY: ss. 85.16(1), 227.11(2) and 342.06(1)(g), Stats.

STATUTES INTERPRETED: ss. 342.06(1)(b),(f) and (g) and 342.30(1), Stats.

General Summary of Rule. Under current law, the inspection and certification of the vehicle identification number (VIN) on a vehicle last registered in another jurisdiction must be performed by a law enforcement officer or a designated employee of the Department of Transportation. Many law enforcement agencies are unable to perform the required VIN inspection because of limited personnel. The applicant is inconvenienced because of the need to locate an officer who would perform the inspection or travel to a DOT Customer Service Center.

This rule designates persons, in addition to law enforcement personnel, who may perform the inspection, as authorized by 1991 Wis. Act 39, section 3148. Under the provisions of this rule, the VIN inspection may also be performed by a licensed Wisconsin dealer when the vehicle is offered for sale by the dealer, by the lienholder when the financial institution is the secured party, by an employe or agent of any state department of transportation authorized to perform VIN inspections, or by the registered owner of the vehicle when the ownership of the vehicle has not changed within 90 days.

Fiscal Impact. One-time costs will be incurred as a result of minor revisions to the forms used to register and title vehicles. The forms are MV1, Application for Registration/Title, MV1EZ, Wisconsin Title/Registration Application, and MV11, Application for Registration/Title - Dealer Use.

The rule has no annualized costs or revenue impact.

Forms Impact. This rule will result in minor revisions to the forms specified by the department for use in registering a vehicle. The forms are MV1, Application for Registration/Title, MV1EZ, Wisconsin Title/Registration Application, and MV11, Application for Registration/Title - Dealer Use.

Contact Person. For questions about this rulemaking, please contact Marcia Kasieta, Bureau of Vehicle Services, Department of Transportation, P.O. Box 7909, Madison, Wisconsin, 53707-7909, Room 253, Hill Farms State Transportation Building, 4802 Sheboygan Avenue, (608) 267-4469.

TEXT OF RULE

Under the authority vested in the Wisconsin department of transportation by ss. 85.16(1), 227.11(2)(a) and 342.06(1)(g), Stats., the department of transportation hereby creates a rule interpreting 342.06(1)(b),(f) and (g) and 342.30(1), Stats., as follows:

SECTION 1. Chapter Trans 155 is created to read:

CHAPTER TRANS 155

VEHICLE IDENTIFICATION NUMBER INSPECTION

Trans 155.01 PURPOSE AND SCOPE. (1) The purpose of this chapter is to establish the department's administrative interpretation of ss. 342.06(1)(b),(f) and (g) and 342.30(1), Stats., relating to persons authorized to perform the inspection of a vehicle identification number prior to the registration of a motor vehicle last titled or registered in another jurisdiction.

(2) **APPLICABILITY.** This chapter applies to any person seeking to obtain title or registration for a motor vehicle that was last previously titled or registered in another jurisdiction.

Trans 155.02 DEFINITION USED IN THE CHAPTER. The words and phrases defined in s. 340.01, Stats., have the same meaning in this chapter unless a different definition is specifically provided. In this chapter:

"Vehicle identification number" means the numbers, letters, or combination of numbers and letters assigned by the manufacturer or another jurisdiction and stamped upon or otherwise affixed to a motor vehicle or motor vehicle part for the purpose of identification, but does not include the letters, numbers or combinations on registration plates issued under ch. 341.

Trans 155.03 HOW THE CERTIFICATION OF A VEHICLE IDENTIFICATION

NUMBER INSPECTION IS PERFORMED. (1) The certification shall be provided on the form prescribed by the department as an application for title or registration.

NOTE: The forms prescribed by the department for use in registering or titling a vehicle are MV1, Application for Registration/Title, MV1EZ, Wisconsin Title/Registration Application, and MV11, Application for Registration/Title - Dealer Use. Forms are available from the Division of Motor Vehicles Bureau of Field Services locations throughout the state, the Bureau of Vehicle Services located in Madison, Wisconsin, or any other distributor authorized by the Division.

(2) The vehicle identification number on the vehicle shall be viewed directly by the person certifying the inspection of the identification number.

(3) The vehicle identification number on the vehicle shall be legibly entered on the application form by the person certifying the inspection of the identification number.

(4) The vehicle identification number on the vehicle shall be compared to the identification number shown on the certificate of title for the vehicle.

Trans 155.04 WHO IS DESIGNATED TO PERFORM THE CERTIFICATION OF

A VEHICLE IDENTIFICATION NUMBER. The following persons are authorized to perform the inspection of a vehicle identification number:

(1) An employe or agent of a law enforcement agency who is authorized to perform inspections.

(2) An employe or agent of any state department of transportation who is authorized to perform inspections.

(3) An employe or agent of a licensed motor vehicle dealer who is authorized to perform inspections when the vehicle is in the possession of the motor vehicle dealer and is offered for sale by the motor vehicle dealer.

(4) An employe or agent of a financial institution which is the lienholder of the vehicle who is authorized to perform inspections.

(5) A registered owner of the vehicle, as shown on title or registration issued by the previous jurisdiction, when ownership of the vehicle has not changed within 90 days.

(END OF RULE TEXT)

Effective Date. This rule shall take effect on the first day of the month following publication in the Wisconsin Administrative Register as provided in s. 227.22(2)(intro.), Stats.

Signed at Madison, Wisconsin, this 22 day of January, 1992.



CHARLES H. THOMPSON

Secretary

Wisconsin Department of Transportation



Wisconsin Department of Transportation

Tommy G. Thompson
Governor

Charles H. Thompson
Secretary

OFFICE OF GENERAL COUNSEL
P. O. Box 7910
Madison, WI 53707-7910

January 23, 1992

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JAN 23 1992

Revisor of Statutes
Bureau

Mr. Gary Poulson
Assistant Revisor of Statutes
119 Martin Luther King, Jr. Blvd.
2nd Floor
Madison, Wisconsin 53703

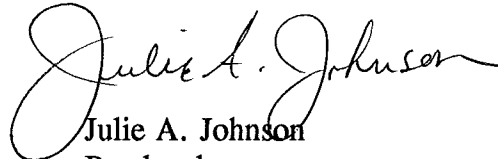
RE: CLEARINGHOUSE RULE 91-132

In the Matter of the Adoption of **TRANS 155**, Wisconsin Administrative Code, relating to **persons authorized to perform the inspection of a vehicle identification number prior to the registration of a motor vehicle last titled or registered in another jurisdiction.**

Dear Mr. Poulson:

Enclosed for filing, pursuant to s. 227.20, Wis. Stats., is a certified copy of **CR 91-132**, an administrative rule relating to the above-mentioned matter. This rule is submitted by the Wisconsin Department of Transportation.

Sincerely,


Julie A. Johnson
Paralegal

Enclosures

cc: Tom Walker
Dorothy Kapke
Steve Watters
Roger Cross
Martha Gertsch
Marcia Kasieta