

CHAPTER 542

AN ACT to amend 76.28 (6); and to create 20.053 (1) (c), 20.055, 70.112 (6) and 114.20 of the statutes, relating to registration of aircraft in lieu of general property tax, liens on aircraft, tax on air carrier companies, tax on aviation motor fuel and making appropriations.

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

SECTION 1. 20.053 (1) (c) of the statutes is created to read:

20.053 (1) (c) All moneys received after July 1, 1953, from air carrier companies for taxes assessed, levied and imposed under ch. 76 and all moneys received after July 1, 1953, for registration of aircraft under s. 114.20 to supplement and be transferred to the appropriation made by par. (b).

SECTION 2. 20.055 of the statutes is created to read:

20.055 AVIATION MOTOR FUEL TAX. There is appropriated from the state highway fund to the state aeronautics commission on July 1, 1954, and annually thereafter, the amount of motor fuel tax collected on aviation motor fuel during the preceding fiscal year under ch. 78 which is in excess of the amount of motor fuel tax refunded during the preceding fiscal year on aviation motor fuel used in aircraft as determined by the department of taxation and certified to the director of budget and accounts to supplement and be transferred to the appropriation made by s. 20.053 (1) (b).

SECTION 3. 70.112 (6) of the statutes is created to read:

70.112 (6) AIRCRAFT. Every aircraft.

SECTION 4. 76.28 (6) of the statutes is amended to read:

76.28 (6) The * * * taxes paid into the state treasury by any air carrier defined in s. 76.02 * * * shall be * * * deposited in the general fund and appropriated therefrom to the state aeronautics commission for the purpose specified in s. 20.053 (1) (b).

SECTION 5. 114.20 of the statutes is created to read:

114.20 AIRCRAFT TO BE REGISTERED; FEE IN LIEU OF TAXES; FILING OF DOCUMENTARY LIENS ON AIRCRAFT; PENALTIES. (1) All aircraft customarily kept in this state shall be registered with the state aeronautics commission on or before November 1, 1953, and annually thereafter on or before November 1. All aircraft purchased to be customarily kept in this state shall be registered by the purchaser with the commission within 30 days after purchase, except that this subsection shall not apply to aircraft brought into the state by a dealer for purposes of sale. The fee for such registration shall be as set forth in sub. (2). The commission shall issue a certificate of registration upon payment of the fee, which certificate shall be displayed in a prominent manner in the aircraft at all times.

(2) The owner of aircraft customarily kept in this state shall pay a registration fee on such aircraft in lieu of general property taxes. Such registration fee shall be paid in full except as hereinafter provided, and shall be determined as follows:

(a) The fee shall be established in accordance with the following net empty weight schedule:

Net Empty Weight in Pounds	Fee
0 to 599	\$ 14
600 to 699	16
700 to 799	18
800 to 899	20
900 to 999	22
1,000 to 1,099	24
1,100 to 1,199	26
1,200 to 1,299	28
1,300 to 1,399	30
1,400 to 1,499	32
1,500 to 1,599	34
1,600 to 1,699	36
1,700 to 1,799	38
1,800 to 1,899	40
1,900 to 1,999	42
2,000 to 2,099	44

2,100 to 2,199	46
2,200 to 2,499	52
2,500 to 2,999	62
3,000 to 3,999	82
4,000 to 4,999	102
5,000 to 7,500	152
7,500 and over	202

(b) For privately owned single or multi-engined, one to 5 place surplus military aircraft the registration fee shall be in accordance with the provisions of pars. (a) and (c), but in no event shall it exceed \$22.

(c) An aircraft which is 5 years or more old shall be registered upon payment of 75 per cent of the specified fee. The year of manufacture of the corresponding model shall be the basis for determining the age of the aircraft.

(d) For new aircraft and aircraft not previously registered in this state the fee shall be computed on the basis of one-twelfth of the prescribed registration fee multiplied by the number of months for the current registration year which have not fully expired.

(3) (a) Registration of aircraft may be transferred on application and payment of a fee of \$1 to the commission.

(b) Upon satisfactory proof of the loss or destruction of the registration certificate the commission shall issue a duplicate thereof to the owner upon payment of a fee of \$1.

(4) Aircraft owned and operated exclusively in the public service by the state or by any county or municipality thereof shall be registered by the commission upon receipt of the proper application accompanied by payment of \$1 for each aircraft.

(5) This section shall not apply to aircraft included within the provisions of s. 76.02 (6).

(6) The owner and holder of documentary liens upon aircraft may record the same, or a duplicate copy thereof and any assignment and affidavits pertaining thereto with the commission, and such recording shall be valid thereafter to all persons. Such recording shall supersede and render unnecessary recordation or filing of such liens in the offices of the register of deeds in the county in which such aircraft is customarily kept.

(7) Any person who shall knowingly make a false statement in any application or in any other document required to be filed with the state aeronautics commission, or forge any such application or other document or any registration certificate or assignment thereof, or attempt to do any of such acts, shall be fined not to exceed \$5,000 or imprisoned not to exceed 5 years, or both. Any person who shall operate an aircraft for which a registration certificate is required without such certificate having been issued or applied for, or who shall sell, buy or otherwise transfer such aircraft without assignment of the registration certificate or who shall violate any other provisions of this section for which no penalty is provided shall be fined not to exceed \$500 or imprisoned not to exceed 6 months, or both.

Approved July 14, 1953.
