



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRBa2208/1  
ARG:wlj:jf

**SENATE AMENDMENT 1,  
TO 2003 SENATE BILL 436**

March 3, 2004 - Offered by COMMITTEE ON TRANSPORTATION AND INFORMATION  
INFRASTRUCTURE.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 1, line 2: after "inspections" insert "and creating an equipment grant  
3 program, extending the time limit for emergency rule procedures, providing an  
4 exemption from emergency rule procedures, providing an exemption from  
5 rule-making procedures, granting rule-making authority, and making an  
6 appropriation".

7 **2.** Page 1, line 3: before that line insert:

8 "SECTION 1g. 20.395 (5) (hq) of the statutes is amended to read:

9 20.395 (5) (hq) *Motor vehicle emission inspection and maintenance program;*  
10 *contractor costs and equipment grants; state funds.* The amounts in the schedule to  
11 provide for contracts for the operation of inspection stations under s. 110.20 and for  
12 the motor vehicle emission control equipment grant program under s. 110.215.".

13 **3.** Page 1, line 3: delete "SECTION 1" and substitute "SECTION 1m".

1           **4.** Page 2, line 8: after that line insert:

2           “**SECTION 2m.** 110.215 of the statutes is created to read:

3           **110.215 Motor vehicle emission control equipment grant program.**

4           From the appropriation under s. 20.395 (5) (hq), the department shall, in  
5           consultation with the department of natural resources, develop and administer a  
6           program to provide grants for the purchase and installation of oxidation catalyst  
7           mufflers on school buses customarily kept in counties identified in s. 110.20 (5). The  
8           department shall adopt rules to implement and administer this section, including  
9           procedures, standards, and criteria for awarding and distributing the grants.

10           **SECTION 2r. Nonstatutory provisions.**

11           (1) The department of transportation shall submit in proposed form the rules  
12           required under section 110.215 of the statutes, as created by this act, to the  
13           legislative council staff under section 227.15 (1) of the statutes no later than the first  
14           day of the 4th month beginning after the effective date of this subsection.

15           (2) Using the emergency rules procedure under section 227.24 of the statutes,  
16           the department of transportation shall promulgate the rules required under section  
17           110.215 of the statutes, as created by this act, for purposes of implementing this act,  
18           for the period before the effective date of the rules submitted under subsection (1).  
19           The department shall promulgate these emergency rules no later than the first day  
20           of the 4th month beginning after the effective date of this subsection.  
21           Notwithstanding section 227.24 (1) (c) and (2) of the statutes, these emergency rules  
22           may remain in effect until June 30, 2005, or the date on which permanent rules take  
23           effect, whichever is sooner. Notwithstanding section 227.24 (1) (a) and (3) of the  
24           statutes, the department is not required to provide evidence that promulgating a rule

1 under this subsection as an emergency rule is necessary for the preservation of the  
2 public peace, health, safety, or welfare and is not required to provide a finding of  
3 emergency for a rule promulgated under this subsection.”.

4 **5.** Page 2, line 10: delete “This act” and substitute “The treatment of sections  
5 110.20 (6) (a) 1. and 3. of the statutes”.

6 **6.** Page 2, line 10: after that line insert:

7 **“SECTION 3m. Effective dates.** This act takes effect on the day after  
8 publication, except as follows:

9 (1) The treatment of sections 20.395 (5) (hq) and 110.215 of the statutes takes  
10 effect on the first day of the 4th month beginning after publication.”.

11 (END)