

Assembly Hearing Slip

(Please print plainly)

Date: 3/11/00
Bill No. AB 707
Or
Subject _____

Senator Peggy Rosenzweig
(Name)

(Street Address or Route Number)

(City & Zip Code)

(Representing)

- Speaking in favor:
- Speaking against:
- Registering in favor:
- Registering against:
- Speaking for information only; Neither for nor against:

Please return this slip to a messenger promptly.

Assembly Sergeant at Arms:
Room 411 West
State Capitol
Madison, WI 53702

Assembly Hearing Slip

(Please print plainly)

Date: 02-16-00
Bill No. AB 707
Or
Subject _____

Rep. Dean Kestert
(Name)

(Street Address or Route Number)

(City & Zip Code)

55th Assembly District
(Representing)

- Speaking in favor:
- Speaking against:
- Registering in favor:
- Registering against:
- Speaking for information only; Neither for nor against:

Please return this slip to a messenger promptly.

Assembly Sergeant at Arms
Room 411 West
State Capitol
Madison, WI 53702

Assembly Hearing Slip

(Please print plainly)

Date: 2/14/00
Bill No. AB 707
Or
Subject _____

LORALEE BRUMMID
(Name)

(Street Address or Route Number)

(City & Zip Code)

STATE PATROL
(Representing)

- Speaking in favor:
- Speaking against:
- Registering in favor:
- Registering against:
- Speaking for information only; Neither for nor against:

Please return this slip to a messenger promptly.

Assembly Sergeant at Arms
Room 411 West
State Capitol
Madison, WI 53702

Assembly Hearing Slip

(Please print plainly)

Date: 2/16/00
Bill No. AB 707
Subject Approaching Emergency Veh.
Casey Perry & Jerry Kruger
(Name)
2999 Ironwood Dr
(Street Address or Route Number)
Green Bay, WI 54304
(City & Zip Code)
WIS HOOPERS ASSN
(Representing)

- Speaking in favor:
- Speaking against:
- Registering in favor:
- Registering against:
- Speaking for information only; Neither for nor against:

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Assembly Sergeant at Arms
Room 411 West
State Capitol
Madison, WI 53702

Assembly Hearing Slip

(Please print plainly)

Date: 2-16-00
Bill No. AB 707
Subject
Marc Bentley
(Name)
507 Grand Canyon Dr.
(Street Address or Route Number)
Madison WI
(City & Zip Code)
WI. Moto Carriers Ass
(Representing)

- Speaking in favor:
- Speaking against:
- Registering in favor:
- Registering against:
- Speaking for information only; Neither for nor against:

Please return this slip to a messenger promptly.
Assembly Sergeant at Arms
Room 411 West
State Capitol
Madison, WI 53702

Mike,

Assembly Hearing Slip

(Please print plainly)

Date: 2-16-00
Bill No. AB 707 & Amendments
Or
Subject
Jean Rogers - Wedel
(Name)
200 Riberside
(Street Address or Route Number)
Beloit
(City & Zip Code)
(Representing)

- Speaking in favor:
- Speaking against:
- Registering in favor:
- Registering against:
- Speaking for information only; Neither for nor against:

Please return this slip to a messenger promptly.
Assembly Sergeant at Arms
Room 411 West
State Capitol
Madison, WI 53702

X

X

Assembly Hearing Slip

(Please print plainly)

Date: Feb 16, 2000

Bill No. AB707

Or Subject

JEFF ROSKOPF (Name)

W172 W9613 Hwy 41 (Street Address or Route Number)

MENOMONEE FALLS WI (City & Zip Code)

ROSKOPF'S TOWING 53051 (Representing)

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only; Neither for nor against:

Please return this slip to a messenger promptly.

Assembly Sergeant at Arms
Room 411 West
State Capitol
Madison, WI 53702

Assembly Hearing Slip

(Please print plainly)

Date: 2/16/00

Bill No. AB707

Or Subject

DON ROLLING (Name)

1204 PFLAUM RD (Street Address or Route Number)

MADISON, WI (City & Zip Code)

DON'S TOWING SER. INC (Representing)

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only; Neither for nor against:

Please return this slip to a messenger promptly.

Assembly Sergeant at Arms
Room 411 West
State Capitol
Madison, WI 53702

Assembly Hearing Slip

(Please print plainly)

Date: 2/16/2000

Bill No. AB707

Or Subject

Forbes M. Intosh (Name)

44 E. Mifflin St. #404 (Street Address or Route Number)

MADISON, WI 53703 (City & Zip Code)

WISC. COUNTY POLICE ASS (Representing)

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only; Neither for nor against:

Please return this slip to a messenger promptly.

Assembly Sergeant at Arms
Room 411 West
State Capitol
Madison, WI 53702

Assembly Hearing Slip

(Please print plainly)

Date: 2/16/2000
Bill No. AB707
Or
Subject _____

Don Hunjedi
(Name)
21332 Seven Mile Rd.
(Street Address or Route Number)
Franksville, WI 53126
(City & Zip Code)
WISC. EMS ASSOCIATION
(Representing)

- Speaking in favor:
- Speaking against:
- Registering in favor:
- Registering against:
- Speaking for information only; Neither for nor against:

Please return this slip to a messenger promptly.

Assembly Sergeant at Arms
Room 411 West
State Capitol
Madison, WI 53702

Assembly Hearing Slip

(Please print plainly)

Date: February 16, 2000
Bill No. AB707
Or
Subject _____

Jerry Rieber
(Name)
821 W. STATE ST.
(Street Address or Route Number)
MILWAUKEE, WI 53233
(City & Zip Code)
MILWAUKEE DEPT. SHERIFF'S ASSN.
(Representing)

- Speaking in favor:
- Speaking against:
- Registering in favor:
- Registering against:
- Speaking for information only; Neither for nor against:

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Room 411 West
State Capitol
Madison, WI 53702

Assembly Hearing Slip

(Please print plainly)

Date: 2/16/00
Bill No. AB 707
Or
Subject _____

Ernie Stattenfeld
(Name)
8030 Excelsior Drive
(Street Address or Route Number)
Madison, WI 53717
(City & Zip Code)
WI WISCONSIN
(Representing)

- Speaking in favor:
- Speaking against:
- Registering in favor:
- Registering against:
- Speaking for information only; Neither for nor against:

Please return this slip to a messenger promptly.

Assembly Sergeant at Arms
Room 411 West
State Capitol
Madison, WI 53702

Assembly Hearing Slip

(Please print plainly)

Date: 02/16/00

Bill No. AB 707

Or
Subject STEVEN C. WARNER

(Name) 340 COYIER

(Street Address or Route Number) MADISON

(City & Zip Code) WI

(Representing) Wis. Reg. Police Assoc.

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only; Neither for nor against:

Please return this slip to a messenger promptly.

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State Capitol
Madison, WI 53702

Assembly Hearing Slip

(Please print plainly)

Date: 2-16-00

Bill No. AB 707

Or
Subject PATRICK CURLEY

(Name) ALOE CITY HALL

(Street Address or Route Number) MILWAUKEE WI 53202

(City & Zip Code) City of Milwaukee

(Representing)

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only; Neither for nor against:

Please return this slip to a messenger promptly.

Assembly Sergeant at Arms
Room 411 West
State Capitol
Madison, WI 53702

Assembly Hearing Slip

(Please print plainly)

Date: 2-16-00

Bill No. AB 707

Or
Subject CORY MASON

(Name) STATE BAR - CRIMINAL LAW

(Street Address or Route Number)

(City & Zip Code)

(Representing) Section

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only; Neither for nor against:

Please return this slip to a messenger promptly.

Assembly Sergeant at Arms
Room 411 West
State Capitol
Madison, WI 53702





Wisconsin Troopers' Association, Inc.

P.O. Box 769 • East Troy, WI 53120
1-800-232-1392

TO: Chairman Jeff Stone and Committee Members
Assembly Committee on Highway Safety

FR: Casey Perry, Executive Director
Wisconsin Troopers' Association

DA: February 16, 1999

RE: Assembly Bill 707 - motorists moving to left lane OR reducing speed
when approaching emergency vehicles stopped near a highway

On behalf of the Wisconsin State Troopers' Association, I urge you to support an important legislative proposal that will help protect the safety of Wisconsin's law enforcement officers and other emergency personnel. Assembly Bill 707 (SB 349 - companion), authored by Representative Dean Kaufert and Senator Brian Burke, requires motorists to move to the unoccupied lane or slow down when approaching an emergency vehicle with a flashing light along a highway.

The forfeiture for such a violation would be not less than \$30, nor more than \$300. However, a court would be required to suspend an individual's operating privileges if the violation results in property damage, injury, or death.

Wisconsin's law enforcement officers and emergency personnel serve to protect our citizens and promote public safety. Accordingly, our jobs require us to accept greater risk and danger. Specifically relating to this legislation, in the past 10 years, two of our state patrol officers were struck and killed by a vehicle while parked along side a roadway. According to the State Patrol's records, from 1994-1998, 60 officers were struck while parked along side a roadway while on duty. These incidents are nothing short of senseless tragedies. This legislation offers us an opportunity to do better.

I would like to share with you a personal experience that relates directly to the importance of this legislation. On September 17th, 1995, I was directing traffic on I 43 after a Packer game. I was struck by a vehicle attempting to pass other cars by moving into the lane where I was directing traffic (despite my squadcar's presence and flashing lights). My arm and shoulder were seriously injured. At the time, I was unsure whether or not the disability would end my career. To this day I feel very fortunate, because the damage could have been far worse.

In addition to the personal impact, a significant cost accompanies such accidents. My medical bills alone totaled \$10,670, lost wages totaled \$5124, and permanent partial disability totaled \$4100.

Assembly Bill 707 would help to prevent the careless, reckless behavior that results in such tragedies. Both Indiana and Ohio have passed similar legislation. It is my hope that Wisconsin will also embrace a leadership role on this very important roadside safety issue. Please support Assembly Bill 707. Thank you for your time and attention.



Proud Member of the National Troopers Coalition



Wisconsin Department of Transportation

www.dot.state.wi.us

Tommy G. Thompson
Governor

Charles H. Thompson
Secretary

DIVISION OF STATE PATROL
4802 Sheboygan Ave. Rm. 551
PO Box 7912
Madison, WI 53707-7912

Telephone: 608-266-3212
FAX: 608-267-4495

ASSEMBLY HIGHWAY SAFETY COMMITTEE

TESTIMONY BY LORALEE BRUMUND OF THE WISCONSIN STATE PATROL IN SUPPORT OF 1999 AB 707

Wednesday, February 16, 2000

Good morning Chairman Stone and members of the Assembly Highway Safety Committee. My name is Lorelee Brumund. I am the legislative analyst for the Wisconsin State Patrol and I am here at the Highway Safety Committee to testify in support of Assembly Bill 707.

Since the State Patrol conducts much of its daily operations on Wisconsin highways, it is vitally important that we attempt to create as safe a roadway workplace for our officers as possible. In that regard, we offer our support for this proposed legislation that attempts to alert motorists to the hazards law enforcement personnel, firefighters, and emergency medical personnel are subjected to each time they make contact with and provide services for motorists and passengers along our highways. By providing a "buffer zone" around the officers and emergency personnel, there is less chance for these professionals to be injured and perhaps killed by passing vehicles and sometimes inattentive motorists.

All of the members of this Committee and the authors of this bill and its companion SB 349, Rep. Kaufert and Sen. Burke, are well aware that the State Patrol has suffered the death of two Troopers to roadside crashes in recent years. Trooper Deborah McMenamin and Trooper Willie

Schoenberger were killed, in 1989 and 1993, respectively, while performing their duties along I94 in the area of Eau Claire. These deaths were tragic, and the State Patrol does not want its officers, nor the officers, firefighters or emergency medical personnel of any other agency to suffer the same consequences. Death and serious, debilitating injuries should not be the result of anyone's job performance. State records indicate that approximately 12 State Patrol officers are injured each year as a result of roadside crashes, near misses, and motorist error. I listen every Monday morning, during our "table top" telecommunications briefings, on what activities have been undertaken by State Patrol personnel during the previous week; and often, the reports include descriptions of "minor" crashes, near misses, and sometimes injury, suffered by our folks on the road. It is often difficult to listen to the stories, and to wonder what will happen next.

By requiring motorists to "move the vehicle into the lane that is not the lane nearest the parked or standing authorized emergency vehicle and continue traveling in that lane until safely clear" of the vehicle, or by operating "at a reduced speed until completely past the" emergency vehicle, the officer or firefighter/emergency medical personnel is being given perhaps just that additional space needed to prevent a tragedy. The additional effort and attention requested of the motorist to meet the requirements of this bill are minimal and can be reinforced through a comprehensive educational and promotional campaign. It is a small effort for the result of saving a life or avoiding injury.

The State Patrol and the Department of Transportation do not offer opinions on issues of penalties. Thus, my testimony does not address the penalties proposed in AB 707, but rather focuses on the enhancement of safety on Wisconsin highways.

I want to thank the authors of this bill for caring about the safety of all our law enforcement and emergency personnel who help to keep our highways safe. This bill was not offered at the request of the State Patrol, but rather at the request of the Wisconsin Troopers Association, whose membership is comprised of State Patrol Troopers and Inspectors. However, the administration of the State Patrol and all of DOT sincerely appreciate the effort and concern of the authors.

In closing, I would like to add the personal note that though I am not a sworn officer of the State Patrol, I am a volunteer EMT and have experienced first-hand the terror that can accompany a "close call" on a highway while responding to an emergency situation. I have never been seriously hurt while on a call, but I am aware of the risks involved, and applaud efforts to minimize those risks.

Thank you for providing me the opportunity to address this Committee. I would be happy to answer any questions.

Prentiss, Mike

From: Casey L. Perry [caseyperry@juno.com]
Sent: Sunday, February 20, 2000 11:01 AM
To: Rep.Stone@legis.state.wi.us; Rep.Brandemuehl@legis.state.wi.us;
Rep.Townsend@legis.state.wi.us; Rep.Ward@legis.state.wi.us; Rep.Urban@legis.state.wi.us;
Rep.Hasenohrl@legis.state.wi.us; Rep.Ryba@legis.state.wi.us;
Rep.YoungL@legis.state.wi.us; Sen.Burke@legis.state.wi.us; Rep.Kaufert@legis.state.wi.us
Cc: JesEarly@aol.com
Subject: Fw: NTC Digest #245 - 02/18/00

Dear Chairman Stone and Committee Members,

On February 16 I testified before your committee regarding "Approaching an Emergency Vehicle" AB707. At that time two troopers were killed in January of this year while parked along the highway. I spoke of my involvement with the National Troopers Coalition (NTC) efforts in passage of H.R. 1990 similar as AB 707 and each state association in trying to get legislation in their home state.

The below message of another trooper being killed while parked along the highway is more personal as this trooper was a very good friend. He represented his association when he visited our state twice when we (Wisconsin Troopers Association) hosted the NTC Conference in Madison and Green Bay.

Trooper "Skip" Fink was someone that you would have enjoyed knowing had you ever gotten the chance. He was an outstanding person. His son is also a Trooper with the Arizona.

Please support AB 707 and move it onward for passage in this session. Thank you, from our troopers and our family of troopers nationwide and our families and friends.

Casey Perry, Wisconsin Troopers Association

Subject: One of the Best
From: "Muth, Mike" <Mike.Muth@usdoj.gov>
Date: Fri, 18 Feb 2000 14:49:52 -0400

I've been associated with the NTC since the early 80s and the National Law Enforcement Officers Memorial, for the NTC, since its inception. I've had the opportunity to meet some of the greatest folks in the world from all over this Country, through affiliation with the NTC, and we all know that besides the differences in uniforms, we have a bond that few in the private business or government sector will never know, unless you are a State Trooper or Highway Patrolman. It has always been tough on being notified that one of our own has lost his life in the line of duty, has left a family we may or may not know, has completed that tour of duty for the last time. It's tough because when that call comes, we've ALL lost a little something, regardless of the State you're from, because you're wearing that same uniform, just a little different style. We've all "walked that mile" in each others shoes so to speak.

Folks, this is one of the tougher notes I've written because not only does it hit close to home, but involves one of the best, that many on this List know. Not that face that comes to a few NTC meetings and you get to say hello and talk a bit and that's it, but a face that's been there and was part of the reason the NTC means so much to all of us. A fellow that those who knew him, loved him right off the bat because he was a genuine hero in uniform everyday. I don't mine telling you that

more than a few tears are running down my face because this fellow just stood out of the crowd, had that smile you never forgot, that booming voice. He didn't come from my Agency, but I got to work with him. Got to meet his lovely wife, break a little bread one evening at his home in Chandler, got those jokes he sent to everyone everyday by e-mail. Had that electronic lifeline out to many. Was always there.....except now he's gone. The article below talks about the loss of Skip Fink, a friend, a brother, a hero on a page in the book of heroes. I think of his dedication to his fellow Troopers and Patrolmen across the Country and in his own Department, the Arizona DPS. I think of Michael Ann. I think of all the great times we had working at the meetings, a little joy and lots of laughs over dinners. The guy was just larger than life. When you look in the dictionary under dedication, Skip's picture is there. Though he had served on the NTC Board for many years, kept those minutes coming, offered his opinion, got down in the trenches and got the job done, Skip retired off the Board last year....but he never really left. We stayed in touch, electronically. On the phone now and then....but he was there. I used to think of night shift and I'd think of Skip. Talk about the Phoenix area....I'd think of Skip. Talk about the NTC.....I'd think of Skip. The guy left a big footprint all over this Country. I still have that smile imprinted in memory...that voice, one of a kind. I thank God that I had the opportunity to meet and know Skip Fink. I still know him...always will. His shift is over, mine still continues.....but Skip rides with us all.

The Memorial ceremony next year will be a tough one. More names, more faces.....and one of them a smiling bear. Since I am detailed on an assignment here in Washington, I get down to the Memorial site more than most of us. When I touch that name next year, I know I'm going to see that face and hear that voice. The news on all is tough to hear, but this one was really tough.....

If Saint Peter ever needed good traffic direction or a little security at the Pearly Gates, he's got Skip Fink to handle that now....he got the Best.....I'm gonna miss you buddy.....Mike

Fiery Accident Ties Up Morning Traffic

today An Arizona Department of Public Safety officer was killed when his car was rear-ended and burst into flames on U.S. Highway 60.

short D.P.S. Spokesman Andy Vidaure says the officer died a
Center in time after a helicopter flew him to Maricopa Medical
the Phoenix. The Department of Public Safety has not released
officer's name.

pulled to A blue Honda rammed the patrol car after the officer had
scene, and the side of the freeway. The driver of the Honda left the
police are looking for him.

shut The accident closed portions of U.S. 60 this morning. Also
down were onramps leading onto U.S. 60 from Interstate 10.

Subject: Skip Fink:Follow-Up
From: "Muth, Mike" <Mike.Muth@usdoj.gov>

D.P.S. Officer Killed in Hit-and-run Accident

Tempe
Feb 18, 2000 11:37 AM

A longtime Department of Public Safety officer was killed early Friday in a fiery collision on U.S. 60 in Tempe. He's identified as Floyd "Skip" Fink Jr, 53.

He would have been with D.P.S. 28 years on March 1. He's married and the father of four adult children. One son is a D.P.S. officer in Globe.

Fink was trapped in his burning patrol car after it was struck from behind by another vehicle and caught fire. Passers-by finally got him out, although they had to struggle with his seat belt. One of rescuers, Peggy Martin, says the patrol car's gas tank exploded about two minutes after they pulled him out. Fink, however, died after being airlifted to a hospital.

The driver of the car, which hit the patrol car, vanished after the accident.

Tempe police caught the suspect at a shopping center near Baseline and Rural roads about a mile from the scene of the accident.

The man, whose name has not been released, was taken to the hospital.

There is no word on what injuries he may have suffered, or what charges he may face.

End of NTC Digest



**STATE BAR
of WISCONSIN**

5302 Eastpark Blvd.
P.O. Box 7158
Madison, WI 53707-7158

MEMORANDUM

To: Assembly Highway Safety Committee
From: State Bar of Wisconsin Criminal Law Section
Date: February 16, 2000
Re: AB707—cars approaching emergency vehicles.

The State Bar of Wisconsin Criminal Law Section **supports AB707**—relating to motorists approaching certain authorized emergency vehicles stopped near a highway and providing a penalty.

The Sections feels that personnel who work in emergency vehicles need some basic traffic safety protections. These are individuals who often put their lives on the line to protect and save the lives of others. It seems appropriate to ask the Legislature to try to provide some safety to them as they try to perform their job.

The Section feels that the need for this proposal is real and that the penalty is appropriate and proportional.

If you would like more information on the Criminal Law Section's position on AB707, please contact Cory Mason, State Bar of Wisconsin Government Relations Coordinator at 608/250-6128 or email him at cmason@wisbar.org.



First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

HOUSE ENROLLED ACT No. 1427

AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 9-21-8-35 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]:
Sec. 35. (a) Upon the immediate approach of an authorized emergency vehicle, when the person who drives the authorized emergency vehicle is giving audible signal by siren or displaying alternately

flashing red, red and white, or red and blue lights, a person who drives another vehicle shall do the following unless otherwise directed by a law enforcement officer:

- (1) Yield the right-of-way.
 - (2) Immediately drive to a position parallel to and as close as possible to the right-hand edge or curb of the highway clear of any intersection.
 - (3) Stop and remain in the position until the authorized emergency vehicle has passed.
- (b) Upon approaching a stationary authorized emergency vehicle, when the authorized emergency vehicle is giving a signal by displaying alternately flashing red, red and white, or red and blue lights, a person who drives an approaching vehicle shall:**
- (1) proceeding with due caution, yield the right-of-way by making a lane change into a lane not adjacent to that of the authorized emergency vehicle, if possible with due regard to safety and traffic conditions, if on a highway having at least four (4) lanes with not less than two (2) lanes proceeding in the same direction as the approaching vehicle; or**
 - (2) proceeding with due caution, reduce the speed of the vehicle, maintaining a safe speed for road conditions, if changing lanes would be impossible or unsafe.**
- ~~(b)~~ **(c) This section does not operate to relieve the person who drives an authorized emergency vehicle from the duty to drive operate the vehicle with due regard for the safety of all persons using the highway.**

SECTION 2. IC 9-21-8-49 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 49. Except as provided in sections 50, 51, and 52, and 54 of this chapter, a person who violates this chapter commits a Class C infraction.

SECTION 3. IC 9-21-8-54 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 54. (a) A person who violates section 35 (b) of this chapter commits a Class A infraction.

- (b) If a violation of section 35(b) of this chapter results in damage to the property of another person, in addition to any other penalty imposed, the court shall recommend that the person's driving privileges be suspended for a fixed period of not less than ninety (90) days and not more than one (1) year.**
- (c) If a violation of section 35(b) of this chapter results in injury to another person, in addition to any other penalty imposed, the court shall recommend that the person's driving privileges be suspended for a fixed period of not less than one hundred eighty (180) days and not more than two (2) years.**
- (d) If a violation of section 35(b) of this chapter results in the death of another person, in addition to any other penalty imposed, the court shall recommend that the person's driving privileges be suspended for two (2) years.**
- (e) The bureau shall, upon receiving a record of a judgment entered against a person under this**

section:

(1) suspend the person's driving privileges for a mandatory period; or

(2) extend the period of an existing suspension for a fixed period;

of not less than ninety (90) days and not more than two (2) years. The bureau shall fix this period in accordance with the recommendation of the court that entered the judgment.

106TH CONGRESS
1ST SESSION

H. R. 1990

To direct the Secretary of Transportation to take certain actions to improve the safety of persons present at roadside emergency scenes, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 27, 1999

Mr. HALL of Ohio (for himself, and Mr. WOLF) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To direct the Secretary of Transportation to take certain actions to improve the safety of persons present at roadside emergency scenes, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Roadside Emergency
5 Safety Act of 1999”.

6 **SEC. 2. STUDY ON ROADSIDE EMERGENCY SAFETY.**

7 (a) IN GENERAL.—The Secretary of Transportation
8 shall conduct a study to evaluate means of improving the

1 safety of persons present at roadside emergency scenes,
2 including motor vehicle accident scenes.

3 (b) SCOPE.—The study conducted by the Secretary
4 under subsection (a) shall include—

5 (1) an evaluation the effectiveness of State laws
6 designed to improve the safety of persons present at
7 roadside emergency scenes;

8 (2) an evaluation the feasibility of requiring
9 drivers operating motor vehicles approaching a road-
10 side emergency scene to take certain steps
11 including—

12 (A) moving to the traffic lane that is far-
13 thest from the roadside emergency scene of the
14 lanes available for vehicles traveling in the di-
15 rection traveled by the driver; and

16 (B) decreasing motor vehicle speed to 10
17 miles per hour less than the posted speed limit;
18 and

19 (3) the collection of such statistics as may be
20 necessary to assist policy makers in addressing
21 issues of safety at roadside emergency scenes.

22 (c) REPORT.—Not later than 1 year after the date
23 of enactment of this section, the Secretary shall transmit
24 to Congress a report on the results of the study conducted
25 under subsection (a), together with any recommendations

1 for improving the safety of persons present at roadside
2 emergency scenes.

3 **SEC. 3. EMERGENCY PERSONNEL SAFETY PROGRAM.**

4 (a) IN GENERAL.—Not later than 180 days after the
5 completion of the study described in section 2, the Sec-
6 retary of Transportation shall establish and begin to im-
7 plement a program to improve the safety of emergency
8 personnel at roadside emergency scenes.

9 (b) PROGRAM ELEMENTS.—The program established
10 under subsection (a) shall—

11 (1) promote public awareness regarding safety
12 at roadside emergency scenes;

13 (2) provide assistance for education and train-
14 ing to emergency personnel regarding safety at road-
15 side emergency scenes; and

16 (3) provide technical assistance regarding
17 equipment, highway design, and emergency re-
18 sponses that enhance the safety of emergency per-
19 sonnel at roadside emergency scenes.

20 (c) DEMONSTRATION PROJECTS.—The program es-
21 tablished under subsection (a) shall include funding for
22 demonstration projects designed to improve the safety of
23 emergency personnel at roadside emergency scenes.

24 (d) EMERGENCY PERSONNEL DEFINED.—In this
25 section, the term “emergency personnel” means law en-

1 enforcement personnel, fire department personnel, emer-
2 gency medical services personnel, and any other persons
3 who may be called upon to respond to a roadside emer-
4 gency.

5 **SEC. 4. STATE HIGHWAY SAFETY PROGRAMS.**

6 Subsection (a) of section 402 of title 23, United
7 States Code, is amended—

8 (1) by striking “and (6)” and inserting “(6)”;

9 and

10 (2) by inserting after “post-accident proce-
11 dures” the following:

12 “, and (7) to improve the safety of law enforcement, fire
13 department, and emergency medical services personnel,
14 and any other persons who may be called upon to respond,
15 in the case of a roadside emergency”.

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