

2001 DRAFTING REQUEST

Bill

Received: 12/20/2000

Received By: phurley

Wanted: As time permits

Identical to LRB:

For: Mary Hubler (608) 266-2519

By/Representing: lynn ansfield

This file may be shown to any legislator: NO

Drafter: phurley

May Contact:

Alt. Drafters:

Subject: Transportation - motor vehicles

Extra Copies: TNF

Pre Topic:

No specific pre topic given

Topic:

Headlamps to be lit at all times

Instructions:

redraft 1997 SB 402

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	phurley 01/04/2001	gilfokm 01/04/2001		_____			
/1			jfrantze 01/04/2001	_____	lrb_docadmin 01/04/2001	lrb_docadmin 01/26/2001	

FE Sent For:

<END>

↳ Not Needed

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1?	phurley	1-1/KMG /4-01	J 10/14	J6/K9 1/4			

FE Sent For:

<END>



Mary Hubler

State Representative

1999 BILL REQUEST FORM

Drafter: Paul Nilsen

Date: December 12, 2000

Legislator: Representative Mary Hubler

Person submitting request: Lynn Ansfield 6-2519

Drafting Request: Mary would like to have 1997 SB 402 redrafted in her name. She has spoken with Senator Risser and Representative Ryba, and neither intends to reintroduce the bill. I have attached a copy of 1997 SB 402.

File
by 1-9-01

1600/1
LRB-4040/A
PEN:km
Ryba King

1997 SENATE BILL 402

January 15, 1998 - Introduced by Senators RISSER and ROESSLER, cosponsored by Representatives RYBA, BOYLE and LA FAVE. Referred to Committee on Labor, Transportation and Financial Institutions.

1 **AN ACT to amend** 23.33 (6) (a), 29.05 (4), 347.06 (1), 347.06 (4), 347.09 (1) (intro.),
2 347.10 (4), 347.12 (1) (intro.) and 347.22 (1) of the statutes, relating to:
3 requiring motor vehicle headlamps to be lighted whenever the vehicle is
4 operated upon a highway.

Analysis by the Legislative Reference Bureau

Current law generally prohibits the operation of motor vehicles upon a highway during hours of darkness unless the vehicle is properly equipped with lighted headlamps.

This bill requires headlamps on motor vehicles to be lighted whenever the motor vehicle is operated upon a highway, regardless of the time of day or atmospheric conditions.

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

5 SECTION 1. 23.33 (6) (a) of the statutes is amended to read:

6 23.33 (6) (a) A person who operates an all-terrain vehicle during hours of
7 darkness or during daylight hours on any highway right-of-way is required to
8 display a lighted headlamp and tail lamp on the all-terrain vehicle.

at all times

9 SECTION 2. 29.05 (4) of the statutes is amended to read:

10 (B) 29.05 (4) DRIVING WITHOUT HEADLIGHTS. In the performance of their law
11 enforcement duties ~~under this chapter, the~~ wardens may operate

1 ^{motor} vehicles owned or leased by the department upon a highway, other than an
 2 interstate, a state trunk highway ^{plain text} or any highway within the limits of any
 3 incorporated area, ^{scored comma} during hours of darkness ^{plain comma} without lighted headlamps, tail lamps
 4 or clearance lamps, contrary to s. 347.06, if the driving will aid in the
 5 accomplishment of a lawful arrest for violation of this chapter ~~operates promulgated~~
 6 ~~under this chapter~~ or in ascertaining whether a violation of this chapter ~~is~~
 7 ~~promulgated under this chapter~~ has been or is about to be committed. Any civil
 8 action or proceeding brought against any warden operating a motor vehicle under
 9 this subsection is subject to ss. 893.82 and 895.46.

10 SECTION 3. 347.06 (1) of the statutes is amended to read:

11 347.06 (1) Except as provided in subs. (2) and (4), no person may operate a
 12 vehicle upon a highway unless all headlamps with which such vehicle is required to
 13 be equipped are lighted. Except as provided in subs. (2) and sub. (4), no person may
 14 operate a vehicle upon a highway during hours of darkness unless all headlamps, tail
 15 lamps and clearance lamps with which such vehicle is required to be equipped are
 16 lighted. Parking lamps, as defined in s. 347.27, shall not be used for this purpose.

17 SECTION 4. 347.06 (4) of the statutes is amended to read:

18 347.06 (4) A duly authorized warden, as defined in s. 24.01 (11), may operate
 19 a vehicle owned or leased by the department of natural resources upon a highway
 20 during hours of darkness without lighted headlamps, tail lamps or clearance lamps
 21 in the performance of the warden's duties under s. ~~29.05(4)~~ 29.024(2).

22 SECTION 5. 347.09 (1) (intro.) of the statutes is amended to read:

23 347.09 (1) (intro.) No person shall operate a motor vehicle on a highway during
 24 hours of darkness unless such vehicle is equipped as follows:

25 SECTION 6. 347.10 (4) of the statutes is amended to read:



STEPHEN R. MILLER
CHIEF

State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
5TH FLOOR
MADISON, WI 53701-2037

LEGAL SECTION: (608) 266-3561
LEGAL FAX: (608) 264-6948

January 4, 2001

MEMORANDUM

To: Representative Hubler

From: Peggy J. Hurley, Legislative Attorney

Re: LRB-1600 Headlamps to be lit at all times

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

JACKET FOR ASSEMBLY JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 266-8906 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.