

**ASSEMBLY AMENDMENT 31,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2001 SENATE BILL 55**

June 29, 2001 – Offered by Representatives CARPENTER and KRUSICK.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 1130, line 24: after that line insert:

3 “**SECTION 3445p.** 347.46 (2) (intro.) of the statutes is amended to read:

4 347.46 (2) (intro.) No person shall may operate on a highway ~~in intercity~~
5 ~~movement any privately owned~~ any motor truck ~~or privately owned, road tractor,~~
6 trailer, farm trailer, semitrailer drawn by a, or truck tractor, except those motor farm
7 trucks and semitrailers equipped with dump bodies, unless such motor truck or
8 semitrailer the vehicle is equipped with rear fenders or mudguards of such material
9 and so constructed and placed as to restrict to a minimum the splashing of water,
10 mud, or other material which may be thrown by the rear wheels. Such The rear
11 fenders or mudguards shall meet all of the following minimum specifications:

12 **SECTION 3445q.** 347.46 (2) (a) of the statutes is amended to read:

1 347.46 (2) (a) The fenders or mudguards shall cover the tire or multiple tires
2 they are protecting starting at the top from a line drawn vertically through the center
3 of the axle and extending rearward and downward so that the fender or mudguard
4 under any condition of operation or loading of the vehicle has a ground clearance of
5 not more than ~~one-third~~ one-fifth of the horizontal distance from the center of the
6 rearmost axle to the fender or mudguard;.

7 **SECTION 3445s.** 347.46 (2) (b) of the statutes is amended to read:

8 347.46 (2) (b) The fenders or mudguards shall be at least as wide as the tire or
9 multiple tires they are protecting;.

10 **SECTION 3445u.** 347.46 (2) (d) of the statutes is created to read:

11 347.46 (2) (d) Notwithstanding any other requirement of this subsection, a
12 motor truck or semitrailer equipped with a dump body that dumps through the floor
13 of the cargo body and that is transporting sand, gravel, dirt, rock, or similar material
14 shall be equipped with mudguards that are mounted to the rear of the axles, cover
15 the entire width of the vehicle, and have a ground clearance of not more than 6 inches
16 when the vehicle is loaded.

17 **SECTION 3445w.** 348.10 (2) of the statutes is renumbered 348.10 (2) (a) and
18 amended to read:

19 348.10 (2) (a) No person ~~shall~~ may operate a vehicle on a highway unless such
20 vehicle is so constructed and loaded as to prevent its contents from dropping, sifting,
21 leaking, or otherwise escaping therefrom.

22 **SECTION 3445y.** 348.10 (2) (b) and (c) of the statutes are created to read:

23 348.10 (2) (b) Notwithstanding par. (a), no person may operate on a highway
24 a vehicle loaded with bulk material, such as sand, gravel, or dirt, that is not in

1 containers unless the vehicle is so loaded and covered as to prevent the load from
2 dropping or sifting from the vehicle.

3 (c) This subsection does not apply to the application of a bulk material to a
4 highway for the purpose of maintenance or construction of the highway.”.

5 **2.** Page 1425, line 13: after that line insert:

6 “(4e) MUDGUARDS; TRANSPORTING BULK MATERIALS. The treatment of sections
7 347.46 (2) (intro.), (a), (b), and (d) of the statutes, the renumbering and amendment
8 of section 348.10 (2) of the statutes, and the creation of section 348.10 (2) (b) and (c)
9 of the statutes take effect on the first day of the 4th month beginning after
10 publication.”.

11

(END)