

2005 DRAFTING REQUEST

Bill

Received: 12/21/2004

Received By: agary

Wanted: As time permits

Identical to LRB:

For: Jeff Fitzgerald (608) 266-2540

By/Representing: Jason Culotta (aide)

This file may be shown to any legislator: NO

Drafter: agary

May Contact:

Addl. Drafters:

Subject: Transportation - traffic laws

Extra Copies: PJH

Submit via email: YES

Requester's email: Rep.Fitzgerald@legis.state.wi.us

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Crossing fire hose

Instructions:

See Attached

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>
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/1			rschluet 01/05/2005	_____	lnorthro 01/05/2005	lemery 02/22/2005	

FE Sent For:

↳ Not Needed

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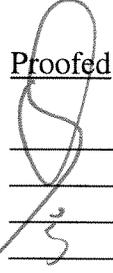
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/?	agary 01/03/2005 phurley	1/5 jld					

FE Sent For:

<END>

Jeff Fitzgerald

(608) 266-2540

Fax: (608) 282-3639

Rep.Fitzgerald@legis.state.wi.us

Memo

To: Aaron Gary
LRB Drafting

From: Jason Culotta
Office of Representative Jeff Fitzgerald

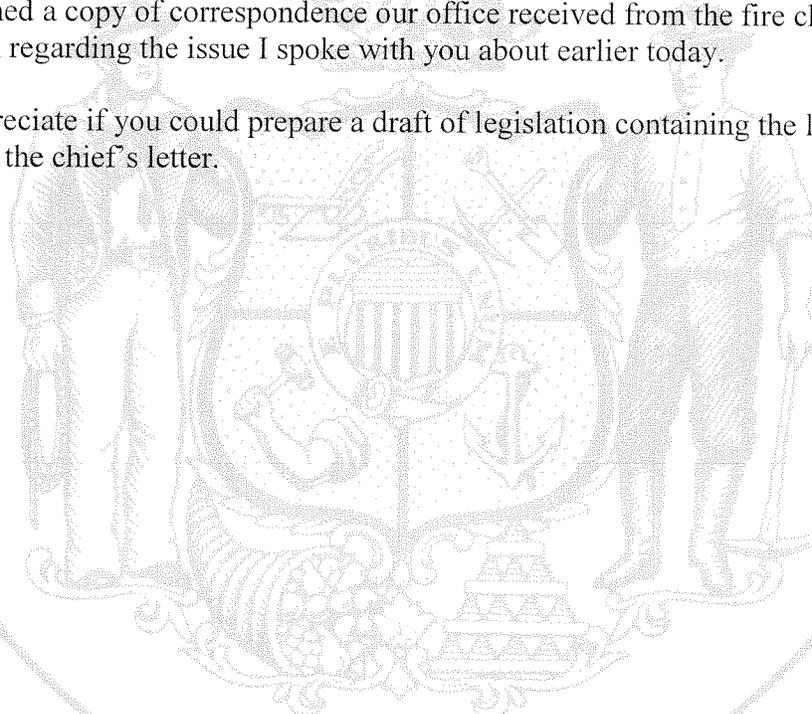
Date: December 14, 2004

RE: Crossing fire hoses in non-fire emergencies

I have attached a copy of correspondence our office received from the fire chief of Beaver Dam regarding the issue I spoke with you about earlier today.

I would appreciate if you could prepare a draft of legislation containing the language contained in the chief's letter.

Thank you.



Beaver Dam Fire Department

205 South Lincoln Avenue
Beaver Dam, Wisconsin 53916
Phone (920) 887-4609
Fax (920) 887-4616

Delbert E. Yaroch
Fire Chief

Randall E. Koehn
Deputy Chief

10/26/2004

To: Representative Jeff Fitzgerald
Re: Rules of the Road - Fire Hose

It has recently come up in court in our county that the statute covering a vehicle crossing a fire hose is only written to apply during a fire. This does not apply at training exercises, or other types of emergencies. In light of this we would like to suggest the following changes to be made to the State Statute **346.91 Crossing Fire Hose.**

Existing: **346.91 Crossing fire hose.** No person without the consent of the fire department official in command may drive a vehicle over any unprotected hose of a fire department when such hose is laid down on any street or private driveway to be used at any fire or alarm of fire.
History: 1985 a. 187.

Proposed: **346.91 Crossing fire hose.** No person without the consent of the fire department official in command may drive a vehicle over any unprotected hose of a fire department when such hose is laid down on any street or private driveway to be used at any fire, or training exercise, or alarm of fire, or other emergency.
History: 1985 a. 187.

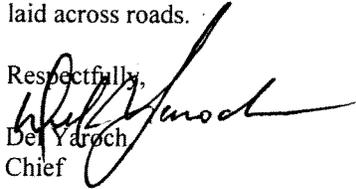
We respectfully request this change due to the inherent dangers involved in a vehicle running over hose that is being used in any instance, whether it is training or an actual emergency due to the hydraulics involved that possess dangers to personnel should the hose be run over.

Water-hammer is the effect that happens when someone drives over a hose that is flowing water. A water-hammer is created by stopping and/or starting a liquid flow suddenly. The hammer occurs because an entire train of water is being stopped so fast that the end of the train hits up against the front end and sends shock waves back through the hose. This is similar to a real train, instead of slowing to a stop, it hits into a mountain side. The back of the train continues forward even though the front can not go anywhere. Since the water flow is restricted inside the pipe (hose), a shock wave of incompressible water travels back down the hose deflecting everything in its path. Any weak spots in hose, pumps, or fittings are being stressed, and are likely to fail, raising the possibility of injury to any personnel handling the hoses connected to the line that is run over. With increasing sizes of fire supply lines the potential for injury and damage to the vehicle striking the hose is much greater than in past years when the hose size was typically 2.5", compared to 4", 5", and even 6" lines used by some departments. The larger the line, the larger the water-hammer.

Any weak spots in hose, pumps, or fittings are being stressed, and are likely to fail, raising the possibility of injury to any personnel handling the hoses connected to the line that is run over.

This is the reason we believe that the law should be written to apply to all fire department activities involving the use of hose lines, be it at a fire, during training or any other emergency where hose lines are laid across roads.

Respectfully,


Del Yaroch
Chief

keep

2005 BILL

in
1-4-05

Regen

1 **AN ACT to amend** 346.91 of the statutes; **relating to:** crossing a fire hose that
2 is being used in an emergency situation.

Analysis by the Legislative Reference Bureau

Under current law, no person may drive a vehicle over an unprotected fire hose that is laid down to be used at any fire or alarm of fire emergency. A person who does so may be required to forfeit not less than \$20 nor more than \$40 for the first offense and not less than \$50 nor more than \$100 for a second or subsequent violation within one year.

This bill prohibits a person from driving a vehicle over an unprotected fire hose that is laid down to be used at any scene of an emergency, or alarm of emergency. The same penalties apply to a person who violates this prohibition.

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

3 **SECTION 1.** 346.91 of the statutes is amended to read:

4 **346.91 Crossing fire hose.** No person without the consent of the fire
5 department official in command may drive a vehicle over any unprotected hose of a

BILL

SECTION 1

1 fire department when such hose is laid down on any street or private driveway to be
2 used at any ~~fire or alarm of fire~~ scene of an emergency or alarm of emergency.

3 (END)

score

training exercise

Northrop, Lori

From: Pleva, Brian
Sent: Tuesday, February 22, 2005 12:27 PM
To: LRB.Legal
Subject: Draft review: LRB 05-1359/1 Topic: Crossing fire hose

It has been requested by <Pleva, Brian> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB 05-1359/1 Topic: Crossing fire hose