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(FORM UPDATED: 08/11/2010)

**WISCONSIN STATE LEGISLATURE ...
PUBLIC HEARING - COMMITTEE RECORDS**

2005-06

(session year)

Senate

(Assembly, Senate or Joint)

**Committee on Natural Resources and
Transportation...**

COMMITTEE NOTICES ...

- Committee Reports ... **CR**
- Executive Sessions ... **ES**
- Public Hearings ... **PH**

INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL

- Appointments ... **Appt** (w/Record of Comm. Proceedings)
- Clearinghouse Rules ... **CRule** (w/Record of Comm. Proceedings)
- Hearing Records ... bills and resolutions (w/Record of Comm. Proceedings)
(**ab** = Assembly Bill) (**ar** = Assembly Resolution) (**ajr** = Assembly Joint Resolution)
(**sb** = Senate Bill) (**sr** = Senate Resolution) (**sjr** = Senate Joint Resolution)
- Miscellaneous ... **Misc**

* Contents organized for archiving by: Stefanie Rose (LRB) (June 2012)

Senate

Record of Committee Proceedings

Committee on Natural Resources and Transportation

Assembly Bill 365

Relating to: traffic control signal emergency preemption devices, and providing a penalty.

By Representatives Van Roy, Gronemus, Bies, Davis, Krawczyk, Ainsworth, Hines, LeMahieu, Owens, Mursau, Ott, Nass, Gunderson, Petrowski, Townsend, Albers, Vrakas and Pridemore; cosponsored by Senators Olsen, Hansen, Roessler and Lassa.

October 26, 2005 Referred to Committee on Natural Resources and Transportation.

January 11, 2006 **PUBLIC HEARING HELD**

Present: (5) Senators Kedzie, Stepp, Kapanke, Wirch and Breske.

Absent: (0) None.

Appearances For

- Karl Van Roy — State Representative, 90th Assembly District

Appearances Against

- None.

Appearances for Information Only

- None.

Registrations For

- Luther Olsen — Senator, 14th Senate District

Registrations Against

- None.

January 11, 2006 **EXECUTIVE SESSION HELD**

Present: (5) Senators Kedzie, Stepp, Kapanke, Wirch and Breske.

Absent: (0) None.

Moved by Senator Breske, seconded by Senator Stepp that **Assembly Bill 365** be recommended for concurrence.

Ayes: (5) Senators Kedzie, Stepp, Kapanke, Wirch and Breske.

Noes: (0) None.

CONCURRENCE RECOMMENDED, Ayes 5, Noes 0

Dan Johnson
Committee Clerk

Vote Record

Committee on Natural Resources and Transportation

Date: 1-11-06

Bill Number: AB 365

Moved by: Breske

Seconded by: Stepp

Motion: Concurrence

Committee Member

Senator Neal Kedzie, Chair

Senator Cathy Stepp

Senator Dan Kapanke

Senator Roger Breske

Senator Robert Wirch

| <u>Aye</u> | <u>No</u> | <u>Absent</u> | <u>Not Voting</u> |
|-------------------------------------|--------------------------|--------------------------|--------------------------|
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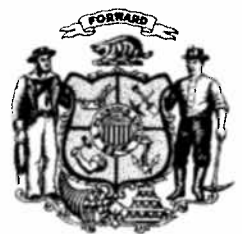
Totals: _____

Motion Carried

Motion Failed



WISCONSIN STATE LEGISLATURE



**Chairman's Notes: Senate Committee on
Natural Resources and Transportation
Public Hearing – January 11, 2005**

- ✓ • Welcome to today's hearing of the Senate Committee on Natural Resources and Transportation.
- ✓ • Committee Clerk will take Attendance. The roll will be left open for members who have yet to arrive.
- ✓ • I would like to remind individuals wishing to testify to fill out a hearing slip and give it to the member of the Sergeant's Staff.

✓ **Senate Bill 162 (Introduced by the Joint Legislative Council)**

Relating to: creating a Council on Transportation Infrastructure in the Department of Transportation.

Summary: This bill creates a 16-member Council on Transportation Infrastructure (council) in the Department of Transportation (DOT). The membership of the council is composed of the following:

- four persons who have knowledge or experience in matters related to transportation infrastructure, appointed by the governor;
- four persons who have knowledge or experience in matters related to transportation infrastructure, of whom one person is appointed by, respectively, the speaker of the assembly, the assembly minority leader, the senate majority leader, and the senate minority leader;
- two state officers with duties related to transportation infrastructure, appointed by the governor;
- the secretary of transportation (secretary) or his or her designee, who serves as the chairperson; and,
- five legislative members, three from the assembly and two from the senate, who serve on standing committees dealing with transportation matters, appointed as are members of legislative standing committees.

The council is authorized to consider and make recommendations to DOT on matters related to transportation infrastructure development, including

✓ **Assembly Bill 556 (Rep. Hahn and Senator Grothman)**

Relating to: trailers or semitrailers used to transport livestock.

Summary: This bill eliminates the requirement that the trailer axles be separated by at least 8 feet or be three axles in tandem, and instead replaces it with the requirement that the trailer be equipped with at least two axles.

Under current law, with limited exceptions, no one may operate a single vehicle that exceeds 40 feet in length without obtaining a permit from the Department of Transportation. One exception allows a person to operate, without a permit, a two-vehicle combination transporting livestock if, the trailer is not longer than 53 feet, the trailer axles are either separated by at least 8 feet or are three axles in tandem, and the towing vehicle is not truck or tractor that weighs 10,000 pounds or less.

Assembly History:

- The Assembly Committee on Highway Safety voted 6-0 to recommend passage.
- The Assembly passed AB 556 on a voice vote.

✓ **Assembly Bill 365 (Rep. Van Roy and Senator Olsen)**

Relating to: traffic control signal emergency preemption devices, and providing a penalty.

Summary: With limited exceptions, this bill prohibits a person from operating a motor vehicle, other than authorized emergency vehicles, that is equipped with an emergency preemption device transmitter or in which a transmitter is located. A person who is convicted of a violation of this prohibition is subject to a fine of not more than \$10,000 or imprisonment for not more than one year or both. The bill also prohibits the use of any transmitter in an authorized emergency vehicle except under specified emergency circumstances. A person who is convicted of a violation of this prohibition is subject to the same forfeiture that applies to a violation under current law, a forfeiture of not less than \$10 nor more than \$200.

Under this bill, an emergency preemption device is defined as a device on a traffic control signal that permits an approaching vehicle to alter the normal sequence of the signal to provide or maintain a green light for the emergency vehicle. A transmitter emits a signal for the purpose of activating an emergency preemption device.

Assembly History:

- The Assembly Committee on Criminal Justice and Homeland Security voted 12-0 to recommend passage
- The Assembly passed AB 365 on a voice vote

Questions:

- How many stoplights are equipped with this type of technology?
- How prevalent are these types of preemption devices on vehicles in Wisconsin?
- How will law enforcement be able to enforce this provision? Won't it be difficult for law enforcement to know what vehicle has the device attached to it?

Assembly Bill 586 (Rep. Gunderson and Sen. Zien)

Relating to: hunting and firearm possession by persons who are under 16 years of age.

Summary: AB 586 changes the minimum age for hunting to eight years and requires a child age 8 to 11 to be accompanied by a "mentor" who meets the requirements of the statute. A mentor must be the parent or guardian of the child, or an adult (age 18 or older) designated by the parent or guardian. The mentor for a person age 18 or older is not required to be a parent, guardian, or designee. The mentor must stay within arm's reach of the hunter, must hold any hunting approval, must be 18 years of age or older, must hold a hunter's education certificate (unless not required by law to have one to hunt), may have only one weapon between the mentor and the hunter, and the mentor may only accompany a single hunter. The bill requires the Department of Natural Resources to distribute a pamphlet on hunter's safety for use by mentors, particularly those who are not required to have taken a hunter's safety course. A mentor may also accompany a child who is hunting and is age 12 or 13, or a child who is hunting and is age 14 or 15 and does not have a hunter's education certificate, or an older person who does not have a hunter's education certificate but is otherwise required to have the certificate to hunt.

The bill also authorizes a person who is 12 years of age or older and is hunting on family-owned land in a situation where no license is required to use a crossbow as well as a bow and arrow or a firearm. The bill allows a child age eight or older to apply for a bear license preference. Also, the Department of Natural Resources is required to prepare a report on the effect of the bill and distribute the report to the Legislature by June 1, 2008.

Assembly History:

- Assembly Committee on Natural Resources voted 12-2 to recommend AB 586 for passage.
- The Assembly passed AB 586 on a 74-19 vote.

**Executive Session Notes
January 11, 2006**

- Committee Clerk will take Attendance.

Senate Bill 464 (Senator Brown and Rep. Gunderson)

Relating to: authorizing a person to transport an unencased firearm in a motor vehicle under certain circumstances

- MOTION FOR PASSAGE
- SECOND
- DISCUSSION
- ROLE CALL

Assembly Bill 248 (Rep. Hines and Senator Olsen)

Relating to: operation of motorboats by persons who are at least 16 years of age and born after a certain date

- MOTION FOR CONCURRENCE
- SECOND
- DISCUSSION
- ROLE CALL

Assembly Bill 26 (Companion to SB 33; passed 5-0 on October 20) (Rep. Gunderson and Senator Leibham)

Relating to: entering into the wildlife violator compact

- MOTION FOR CONCURRENCE
- SECOND
- DISCUSSION
- ROLE CALL

Assembly Bill 556 (Rep. Hahn and Senator Grothman)

Relating to: trailers or semitrailers used to transport livestock.

- MOTION FOR CONCURRENCE
- SECOND
- DISCUSSION
- ROLE CALL

Assembly Bill 365 (Rep. Van Roy and Senator Olsen)

Relating to: traffic control signal emergency preemption devices, and providing a penalty.

- MOTION FOR CONCURRENCE
- SECOND
- DISCUSSION
- ROLE CALL

Assembly Bill 586 (Rep. Gunderson and Sen. Zien)

Relating to: hunting and firearm possession by persons who are under 16 years of age.

- MOTION FOR INTRODUCTION AND ADOPTION OF SENATE AMENDMENT 1
- SECOND
- DISCUSSION
- ROLE CALL

- MOTION FOR CONCURRENCE AS AMENDED
- SECOND
- DISCUSSION
- ROLE CALL



KARL VAN ROY

STATE REPRESENTATIVE

HAND DELIVERED

October 25, 2005

Senator Neil Kedzie
Assistant Senate Majority Leader
Room 313 South
State Capitol

Senator Kedzie,

Assembly Bill 365, The Safe Intersections Act passed the Assembly on a voice vote Tuesday and has now been referred to your committee. I am respectfully requesting that you hold a public hearing and executive session on AB 365 at your earliest possible convenience.

AB 365 will help prevent the unauthorized sale and possession of an electronic device that gives civilian drivers the ability to change a traffic light from red to green at the flip of a switch. These devices, commonly known as Mobile Infrared Transmitters or MIRTs were intended for use by police, fire, and emergency services personnel to improve public safety but are now purchasable over the internet by private citizens.

I worked with numerous Brown County public safety professionals as well as several state organizations in drafting this legislation. The Safe Intersections Act has been endorsed by virtually every public safety group in the state including:

- The Wisconsin State Fire Chiefs Association
- The Wisconsin State Firefighters Association
- The Wisconsin EMS Association
- The Wisconsin Sheriff's & Deputy Sheriff's Association
- The Department of Transportation

The penalty provisions in AB 365 closely mirror a federal bill that is currently working its way through Congress and are consistent with the laws of numerous other states. If you have any questions regarding AB 365 please contact my office and my staff or I would be happy to answer them for you. Thank you for your time and consideration.

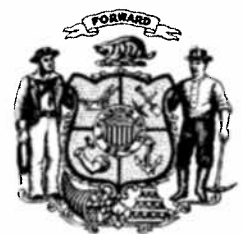
A handwritten signature in cursive script, appearing to read "Karl Van Roy".

Karl Van Roy
State Representative
90th Assembly District

CC: Rep. John Gard
Rep. Mike Huebsch
Sen. Luther Olsen



WISCONSIN STATE LEGISLATURE





KARL VAN ROY

STATE REPRESENTATIVE

December 6, 2005

Senator Neil Kedzie, Chairman
Senate Committee on Natural Resources and Transportation
Room 313 South, State Capitol
Madison, WI 53707-7882

Dear Senator Kedzie,

I'm writing to you regarding a couple of bills that are in your committee.

First, thank you for holding a public hearing on December 1st on AB 486 regarding double-crested cormorants. I appreciate you giving me the opportunity to testify and explain how this bird is destroying the habitats of other birds and devastating various fish populations in the Fox River, Green Bay, and Door County areas. I respectfully request that you hold an executive session on this bill in the near future.

Second, AB 365, known as the Safe Intersections Act, passed unanimously in the Assembly Committee on Criminal Justice and Homeland Security, and passed the Assembly Floor on a voice vote. It is a non-controversial bill that will help make our roads safer. AB 365 was referred to your committee on October 26. I respectfully request that you schedule a public hearing and executive session on this bill in the near future so it has enough time to pass the Senate before the floor period ends for this legislative term.

Thank you in advance for your thoughtful consideration of my request to schedule these bills soon for committee action. Should you have any questions, please feel free to personally contact me at any time.

Sincerely,

A handwritten signature in cursive script that reads "Karl Van Roy".

Karl Van Roy
90th Assembly District

CC: Representative Mike Huebsch, Assembly Majority Leader