

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-3211/P2dn  
EVM:bjk:rs

September 15, 2009

ATTN: Jeff Weigand

I changed the draft language to provide a CDL exception only for law enforcement officers operating “an authorized emergency vehicle that is necessary to the preservation of life or property or the execution of emergency governmental functions and that is equipped with warning lamps and a siren as provided in ss. 347.25 and 347.38 (4).” This should encompass the entire federal exception in 49 CFR 383.3 (d) (2). In addition, by including only “authorized emergency vehicles” in the exception, all vehicles included in the exception will not be subject to normal traffic regulation (per the federal regulation) via other applicable statutes. The use of only “authorized emergency vehicle” may limit the vehicles covered, but s. 340.01 (3) (a) includes “[p]olice vehicles, whether publicly or privately owned, including bicycles being operated by law enforcement officers” – a fairly broad class. Let me know if you have any questions or would like additional changes.

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