

2013 DRAFTING REQUEST

Assembly Amendment (AA-AB743)

Received: 2/11/2014 Received By: eshea
Wanted: As time permits Same as LRB: -4236
For: Howard Marklein (608) 266-7502 By/Representing: Crystal
May Contact: Drafter: eshea
Subject: Nat. Res. - boats snomos ATVs Addl. Drafters:
Extra Copies:

Submit via email: YES
Requester's email: Rep.Marklein@legis.wisconsin.gov
Carbon copy (CC) to: elisabeth.shea@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

ATVs and UTVs on highway bridges

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>
/P1	eshea 2/12/2014	csicilia 2/12/2014	jfrantze 2/12/2014	_____	sbasford 2/12/2014		
/1		kfollett 2/12/2014	jfrantze 2/12/2014	_____	sbasford 2/12/2014	sbasford 2/12/2014	

FE Sent For:

<END>

2013 DRAFTING REQUEST

Assembly Amendment (AA-AB743)

Received: 2/11/2014 Received By: eshea
Wanted: As time permits Same as LRB: -4236
For: Howard Marklein (608) 266-7502 By/Representing: Crystal
May Contact: Drafter: eshea
Subject: Nat. Res. - boats snomos ATVs Addl. Drafters:
Extra Copies:

Submit via email: YES
Requester's email: Rep.Marklein@legis.wisconsin.gov
Carbon copy (CC) to: elisabeth.shea@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

ATVs and UTVs on highway bridges ✓

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>
/P1	eshea 2/11/2014	csicilia 2/12/2014	jfrantze 2/12/2014	_____	sbasford 2/12/2014		

FE Sent For:

115f
2/12

<END>

2013 DRAFTING REQUEST

Assembly Amendment (AA-AB743)

Received: 2/11/2014 Received By: eshea
Wanted: As time permits Same as LRB: -4236
For: Howard Marklein (608) 266-7502 By/Representing: Crystal
May Contact: Drafter: eshea
Subject: Nat. Res. - boats snomos ATVs Addl. Drafters:
Extra Copies:

Submit via email: YES
Requester's email: Rep.Marklein@legis.wisconsin.gov
Carbon copy (CC) to: elisabeth.shea@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

ATVs and UTVs on highway bridges

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>
/P1	eshea	/P1 gjs	2/12 14	<u>Jo</u> 2/12			

FE Sent For:

<END>

Shea, Elisabeth

From: Potts, Crystal
Sent: Tuesday, February 11, 2014 3:36 PM
To: Shea, Elisabeth
Subject: Amendment to AB 743

Lis:

I hope all is well with you.

Could we get the language below in an amendment for AB 743? As always, please let me know if you have any questions or concerns.

Thanks,

Crystal Potts

Research Assistant
Committee Clerk, Assembly Committee on Ways & Means
Office of State Representative Howard Marklein
51st Assembly District
(608) 266-7502
Crystal.Potts@legis.wi.gov



AA-2013ab743.d...

From: Nilsen, Paul - DOT
Sent: Tuesday, February 11, 2014 3:23 PM
To: Potts, Crystal - LEGIS
Cc: Yahn, Nate - DOT
Subject: AA-ab743

<< File: AA-2013ab743.docx >>

This amendment attempts to ensure that ATVs cannot be authorized under AB 743 to cross bridges on the interstate highway system.

Paul E. Nilsen
Assistant General Counsel
Wisconsin Department of Transportation

Paul.Nilsen@dot.wi.gov
(608) 261-0126

AA-AB743

23.33(4)(a) generally prohibits ATVs and UTVs from interstate highways. AB743 specifically grants authority to municipalities and counties to allow ATVs and UTVs on bridges not under their jurisdictions. This poses a potential conflict of laws, should an ordinance purport to allow travel on interstate bridges. Courts would likely resolve any disagreement by favoring the more specific statute over the general statutes, and could give effect to the provisions of AB743. This would conflict with 23 USC 111, and could jeopardize federal highway funds.

This amendment attempts to ensure that ATVs cannot be authorized under AB 743 to cross bridges on the interstate highway system.

Section 1. Page 3, line 22: after that line insert:

“Section 7. 23.33(11)(c) is created to read:

23.33(11)(c) This subsection does not apply to any bridge that is a part of the federal system of interstate and defense highways. “

(end)



State of Wisconsin
2013 - 2014 LEGISLATURE



LRBa1741/P1

EHS/.....

In 2/11/14

gjs

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT,
TO ASSEMBLY BILL 743**

BY 9AM WED 2/12

Fullist

- 1 At the locations indicated, amend the bill as follows:
- 2 **1.** Page 3, line 6: delete that line and substitute: "highway bridge that is not
- 3 part of the national system of interstate and defense highways, that is 1,000 feet in
- 4 length or less, and that is located within the territorial".
- 5 (END)

✓



State of Wisconsin
2013 - 2014 LEGISLATURE



LRBa1741/P1 |

EHS:cjs:jf

In 2/12/14

STYB RMR

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~
**ASSEMBLY AMENDMENT ,
TO ASSEMBLY BILL 743**

NOW

NO CHANGES

- 1 At the locations indicated, amend the bill as follows:
- 2 1. Page 3, line 6: delete that line and substitute "highway bridge that is not
- 3 part of the national system of interstate and defense highways, that is 1,000 feet in
- 4 length or less, and that is located within the territorial".
- 5 (END)