

State of Misconsin 1997 - 1998 LEGISLATURE

ASSEMBLY SUBSTITUTE AMENDMENT 1, TO 1997 ASSEMBLY BILL 786

March 12, 1998 - Offered by COMMITTEE ON HIGHWAYS AND TRANSPORTATION.

AN ACT to amend 346.17 (5), 346.22 (1) (b), 346.43 (1) (b) 3., 346.49 (1) (c), 346.60 1 $\mathbf{2}$ (3m), 346.65 (5m) and 349.06 (3); and *to create* 340.01 (73m) of the statutes; 3 relating to: penalties for certain traffic offenses committed where persons working on a utility facility are at risk from traffic and providing a penalty. 4 The people of the state of Wisconsin, represented in senate and assembly, do enact as follows: $\mathbf{5}$ **SECTION 1.** 340.01 (73m) of the statutes is created to read: 6 340.01 (73m) "Utility work area" means the entire section of roadway between 7 the first advance warning sign of work on a utility facility, as defined in s. 30.40 (19), 8 or on a high-voltage transmission line, as defined in s. 30.40 (3r), and an "END 9 UTILITY WORK" sign or, in the case of a moving vehicle engaged in work on such 10 a utility facility or high-voltage transmission line, that section of roadway where traffic may return to its normal flow without impeding such work. 11 12**SECTION 2.** 346.17 (5) of the statutes is amended to read:

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1	346.17 (5) If an operator of a vehicle violates s. 346.04 (1) or (2) where persons
2	engaged in work in a highway maintenance or construction area <u>or in a utility work</u>
3	area are at risk from traffic, any applicable minimum and maximum forfeiture
4	specified in sub. (1) for the violation shall be doubled.
5	SECTION 3. 346.22 (1) (b) of the statutes is amended to read:
6	346.22 (1) (b) If an operator of a vehicle violates s. 346.18 (6) where persons
7	engaged in work in a highway maintenance or construction area <u>or in a utility work</u>
8	area are at risk from traffic, any applicable minimum and maximum forfeiture
9	specified in par. (a) for the violation shall be doubled.
10	SECTION 4. 346.43 (1) (b) 3. of the statutes is amended to read:
11	346.43 (1) (b) 3. If an operator of a vehicle violates s. 346.37 or 346.39 where
12	persons engaged in work in a highway maintenance or construction area <u>or in a</u>
13	utility work area are at risk from traffic, any applicable minimum and maximum
14	forfeiture specified in subd. 1. for the violation shall be doubled.
15	SECTION 5. 346.49 (1) (c) of the statutes is amended to read:
16	346.49 (1) (c) If an operator of a vehicle violates s. 346.46 (1) where persons
17	engaged in work in a highway maintenance or construction area <u>or in a utility work</u>
18	area are at risk from traffic, any applicable minimum and maximum forfeiture
19	specified in par. (a) for the violation shall be doubled.
20	SECTION 6. 346.60 (3m) of the statutes is amended to read:
21	346.60 (3m) If an operator of a vehicle violates s. 346.57 (2), (3) , (4) (d) to (h)
22	or (5) where persons engaged in work in a highway maintenance or construction area
23	or in a utility work area are at risk from traffic, any applicable minimum and
24	maximum forfeiture specified in sub. (2) or (3) for the violation shall be doubled.
25	SECTION 7. 346.65 (5m) of the statutes is amended to read:

1	346.65 (5m) If an operator of a vehicle violates s. 346.62 (2) to (4) where persons
2	engaged in work in a highway maintenance or construction area <u>or in a utility work</u>
3	area are at risk from traffic, any applicable minimum and maximum forfeiture or
4	fine specified in sub. (1), (3) or (5) for the violation shall be doubled.
5	SECTION 8. 349.06 (3) of the statutes is amended to read:
6	349.06 (3) If an operator of a vehicle violates a local ordinance in strict
7	conformity with s. 346.04 (1) or (2), 346.18 (6), 346.27, 346.37, 346.39, 346.46 (1),
8	346.57 (2), (3), (4) (d) to (h) or (5) or 346.62 (2) where persons engaged in work in a
9	highway maintenance or construction area <u>or in a utility work area</u> are at risk from
10	traffic, any applicable minimum and maximum forfeiture for the violation shall be
11	doubled.
12	SECTION 9. Initial applicability.
13	(1) This act first applies to violations committed on the effective date of this
14	subsection.
15	SECTION 10. Effective date.
16	(1) This act takes effect on the first day of the 4th month beginning after
17	publication.
18	(END)