



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2003 Assembly Bill 513

Assembly Amendment 1

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Under **current law**, the Department of Transportation (DOT) is responsible for maintenance of highway rights-of-way on highways under its jurisdiction (state trunk highways), including operations and activities necessary to protect the safety of users of the highways. Also under current law, DOT may remove or require removal of encroaching structures and objects and unauthorized signs within a highway right-of-way.

Assembly Bill 513 prohibits DOT from removing or altering, within one year after a fatal traffic accident, a memorial to an accident victim that is placed within a state trunk highway right-of-way near the location of the accident at the farthest edge of the right-of-way and that is a white cross or post of no greater than specified dimensions.

ASSEMBLY AMENDMENT 1

- Provides that any person may place *an object no more than 20 inches high and 10 inches wide* for each victim of a fatal traffic accident within one year after the accident. Any person who places *an object* under this bill must indicate on the *object* the date of the accident.
- Permits DOT to remove any memorial that it determines to be “offensive to good taste or decency.”

Legislative History

On February 25, 2004, the Assembly adopted Assembly Amendment 1 on the floor by a voice vote. The Assembly passed the bill, as amended, by a voice vote.

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