



State of Wisconsin
2015 - 2016 LEGISLATURE

LRB-3463/1
EVM:wj&kjf

2015 ASSEMBLY BILL 426

October 19, 2015 – Introduced by Representatives RIPP, ALLEN, T. LARSON, A. OTT and WEATHERSTON, cosponsored by Senators PETROWSKI, COWLES, LASSA and OLSEN. Referred to Committee on Transportation.

1 **AN ACT** *to amend* 348.11 (1); and *to create* 348.01 (2) (bb), 348.10 (6) and 348.11
2 (3) of the statutes; **relating to:** transport of radiological materials and
3 providing penalties.

Analysis by the Legislative Reference Bureau

This bill limits the operation on a highway of vehicles carrying radiological materials.

Current law provides certain requirements related to loads carried by vehicles or combinations of vehicles on a highway. Among these requirements, no person may operate a vehicle on a highway unless the vehicle is so constructed and loaded as to prevent its contents from dropping, sifting, leaking, or otherwise escaping from the vehicle. A person who violates this provision may be required to forfeit not less than \$10 nor more than \$200.

Under this bill, no person may operate on a highway any motor vehicle, trailer, or semitrailer carrying a highway route controlled quantity of radiological materials without a permit issued by the Department of Transportation. A permit for the transport of radiological materials may be for a single trip or for multiple trips and must designate a route to be used by the permittee and require an escort by the state traffic patrol. A person who violates this provision may be required to forfeit not less than \$200 nor more than \$500.

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For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 348.01 (2) (bb) of the statutes is created to read:

2 348.01 (2) (bb) “Highway route controlled quantity” has the meaning given in
3 49 CFR 173.403.

4 **SECTION 2.** 348.10 (6) of the statutes is created to read:

5 348.10 (6) (a) No person may operate on a highway any motor vehicle, trailer,
6 or semitrailer carrying a highway route controlled quantity of radiological materials
7 without a permit under par. (b).

8 (b) The department may issue single-trip or multiple-trip permits for the
9 transport of radiological materials under this subsection. A permit under this
10 paragraph shall include all of the following:

11 1. A designated route to be used by the permittee.

12 2. A requirement for an escort by the state traffic patrol.

13 (c) Applications for permits under par. (b) shall be made on forms prescribed
14 by the department. The department may charge a fee for a permit under par. (b).

15 **SECTION 3.** 348.11 (1) of the statutes is amended to read:

16 348.11 (1) Any person violating s. 348.09 or 348.10, except s. 348.10 (6), may
17 be required to forfeit not less than \$10 nor more than \$200.

18 **SECTION 4.** 348.11 (3) of the statutes is created to read:

19 348.11 (3) Any person violating s. 348.10 (6) may be required to forfeit not less
20 than \$200 nor more than \$500.

21 **SECTION 5. Effective date.**

