



1999 DRAFTING REQUEST

Bill

Received: 11/16/98

Received By: nilsepe

Wanted: As time permits

Identical to LRB: 97-0615/1

For: Marlin Schneider (608) 266-0215

By/Representing:

This file may be shown to any legislator: NO

Drafter: nilsepe

May Contact:

Alt. Drafters: fasttn

Subject: Transportation - traffic laws

Extra Copies: TNF

Topic:

transporting bulk materials--cover required

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>
I?	nilsepe 11/16/98	gilfokm 11/16/98		_____			
/1			jfrantze 11/17/98	_____	lrb-docadmin 11/17/98	lrb-docadmin 11/20/98	

FE Sent For:

Not Needed

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/?	nilsepe		<i>8/11/17</i>	<i>8/11/17</i>			

FE Sent For:

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LRB-0893/1  
TNP + PEN: kmg

**1997 ASSEMBLY BILL 94**

1999 B-11

February 12, 1997—Introduced by Representatives KRUSICK, SCHNEIDER, BLACK, BOCK, BOYLE, CARPENTER, CULLEN, GROTHMAN, KAUFERT, MURAT, NOTESTEIN, R. POTTER, ROBSON, SPRINGER, TURNER, URBAN, WILLIAMS and R. YOUNG, cosponsored by Senators ADELMAN, COWLES, DARLING, GROBSCHMIDT, WINEKE and WIRCH. Referred to Committee on Highways and Transportation.

1 **AN ACT** *Men Cat* **to renumber and amend** 348.10 (2); and **to create** 348.10 (2) (b) and  
2 (c) of the statutes; **relating to:** transporting bulk materials on a highway.

**Analysis by the Legislative Reference Bureau**

Under current law, no person is permitted to 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 forfeiture of not less than \$10 nor more than \$200 may be imposed for violating this provision.

This bill specifies that a load of bulk material, such as sand, gravel or dirt, that is not in containers must be covered when being transported on a highway to prevent the load from dropping or sifting from the vehicle. Failure to comply with this provision also may result in a forfeiture of not less than \$10 nor more than \$200.

The bill specifies that both of these provisions do not apply to bulk material being applied to a highway for highway construction or maintenance.

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

3 **SECTION 1.** 348.10 (2) of the statutes is renumbered 348.10 (2) (a) and amended  
4 to read:



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Vertical lines and faint markings along the right edge of the page, possibly representing a binding or scanning artifacts.

**ASSEMBLY BILL 94**

1 348.10 (2) (a) No person ~~shall~~ may operate a vehicle on a highway unless such  
2 vehicle is so constructed and loaded as to prevent its contents from dropping, sifting,  
3 leaking or otherwise escaping therefrom.

4 **SECTION 2.** 348.10 (2) (b) and (c) of the statutes are created to read:

5 348.10 (2) (b) Notwithstanding par. (a), no person may operate on a highway  
6 a vehicle loaded with bulk material, such as sand, gravel or dirt, that is not in  
7 containers unless the vehicle is so loaded and covered as to prevent the load from  
8 dropping or sifting from the vehicle.

9 (c) This subsection does not apply to the application of a bulk material to a  
10 highway for the purpose of maintenance or construction of the highway.

11 **(END)**

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**SUBMITTAL  
FORM**

**LEGISLATIVE REFERENCE BUREAU  
Legal Section Telephone: 266-3561  
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and **sign** on the appropriate line(s) below.

**Date:** 11/17/98

**To:** Representative Schneider

**Relating to LRB drafting number:** LRB-0893

**Topic**

transporting bulk materials--cover required

**Subject(s)**

Transportation - traffic laws

1. **JACKET** the draft for introduction \_\_\_\_\_

**in the Senate or the Assembly** (check only one). Only the requester under whose name the drafting request is entered in the **LRB's** drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached \_\_\_\_\_

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction \_\_\_\_\_

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Paul E. Nilsen, Legislative Attorney  
Telephone: (608) 261-6926

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