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1999 DRAFTING REQUEST

Assembly Amendment (AA-ASAl-AB35)

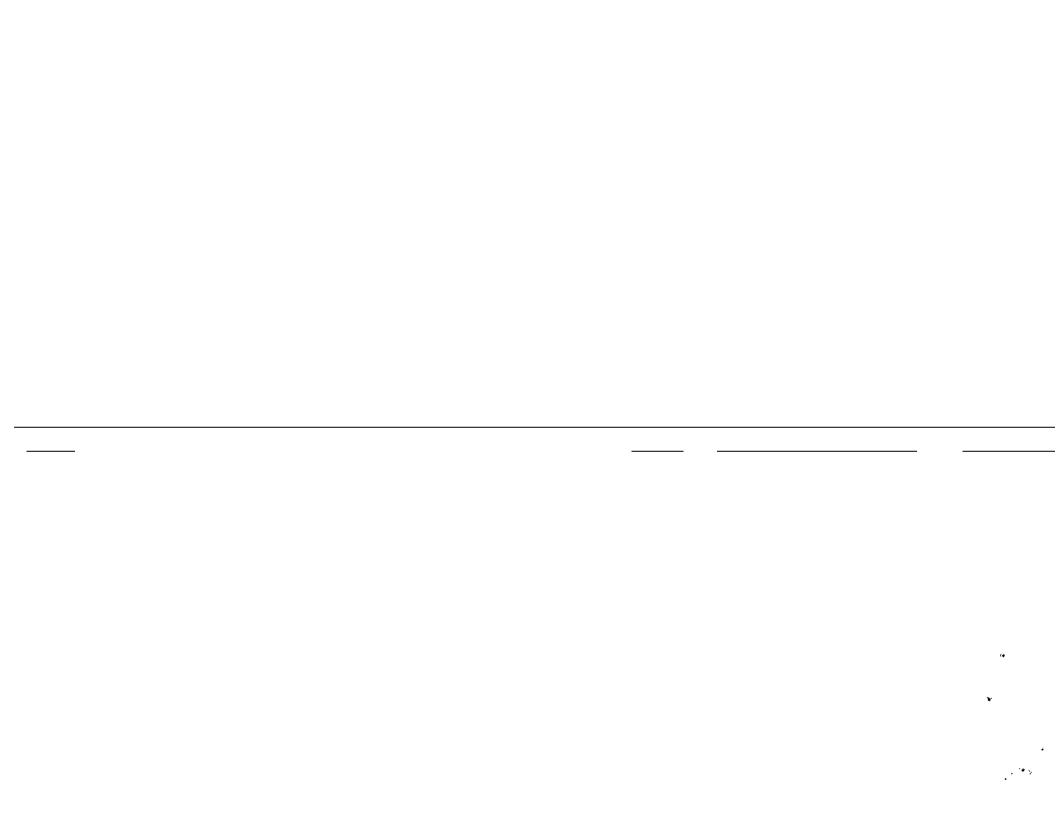
Received: 02124199 Wanted: As time permits For: John Steinbrink (608) 266-0455 This file may be shown to any legislator: NO May Contact:				Received By: nilsepe Identical to LRB: By/Representing: Geoff Gaston Drafter: nilsepe Alt. Drafters: Extra Copies:										
							Subject: Transportation - miscellaneous							
							Pre Top	ic:						
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							Topic:							
Immunity	y from liabilit	y for snowplow	s											
Instruct	ions:													
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Vers.	<u>Drafted</u>	Reviewed	<u>Typed</u>	<u>Proofed</u>	Submitted	<u>Jacketed</u>	Reauired							
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1999 DRAFTING REQUEST

Assembly Amendment (AA-ASA/ARBs0003/20-AB35) Received: 02/24/00

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Wanted: As time permits	Identical to LRB:
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May Contact:	Alt. Drafters:
Subject: Transportation - miscellaneous	Extra Copies:
Pre Topic:	
No specific pre topic given	
Topic:	
Immunity from liability for snowplows	
Instructions:	
See Attached	
Drafting History:	
<u>Vers.</u> <u>Drafted</u> <u>Reviewed</u> <u>Typed</u> <u>Proofed</u>	d Submitted Jacketed Required
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Nilsen, Paul

From:

LRB.Legal

Sent:

Tuesday, February 23, 1999 9:37 AM

To:

Nilsen, Paul

Subject: FW: Draft request

-----Original Message-----**From:** Gaston, Geoff

Sent: Friday, February 19, 1999 1:54 PM

To: LRB.Legal

Subject: Draft request

Reps. Steinbrink & Kreuser would like to have LRB-2087/I redrafted as an amendment to ASA 1 to AB 35, omitting the references in 2087 which refer to creation of 346.915 (already accomplished by ab35 and asa1)

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Date (time) needed

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AMENDMENT

LRB a 0/09 / /

PEN: jeg:

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T	O S A SUBSTITUTE AMENDMENT WORK (LRBs 0007744),
	TO 1999 SB SJR SR AB AJR AR 35 KRB-
A + +	he locations indicated, amend the SubStitute amendment as follows:
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	(fill ONLY if "engrossed " or "as shown by ")
#.	Page
#.	Page, line? before that line insert:
	(insen)
	Page line ? delete the materal beginning with "In this
#.	Page, line: delete the material reginning with
	and ending with MMM ("(2), The" on line 8 and
	V 1. 1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2
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#. Page ..., line !!.: delete , as described in 5.6. (1), ...

Page 2, line 6: after that line insert:

[rev: 6/2/98 1999DF04(fm)]

(END)

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For further information see. the **state** and **local** 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:

F " SECTION / 340.01 (58m) of the statutes is created to read:

340.01 **(58m)** "Snowplow" means a vehicle that is operated by a person employed by or on behalf of an authority in charge of the maintenance of a highway to perform highway winter maintenance snow and ice removal, including plowing, salting and sanding, during either a storm or cleanup following a storm.

SECTION2. 345.05 (1) (bm) of the statutes is amended to read:

345.05 (1) (bm) "Motor vehicle" does not include a vehicle that is exempt from registration under s. 341.05 or a snownlow.

SECTION 345.05 (6) of the statutes is created to read:

345.05 (6) The exemption granted to the operator of a snowplow by this section does not relieve properator from the duty to drive or ride with due regard under the circumstances for the safety of all persons nor does it protect such operator from the consequences of his or her reckless disregard for the safety of others.

SECTION 4. 346.915 of the statutes is created to read:

346.915 Following snowplow. The operator of any vehicle that is not a snowplow may not follow a snowplow closer than 200 feet upon any highway.

SECTION 5/ 893.80 (6m) of the statutes is created to read:

893.80 (6m) A municipality, as defined in s. 345.05 (1) (c), its officers, officials, agents or employes shall not be liable for any claim for damages to person or property arising out of the operation of a snowplow, as defined in s. 340.01 (58m).

SECTION / Initial applicability.

#. Page 1, line 2: de lete

SECTION In and substitute "SECTION, Itale.

1-2)

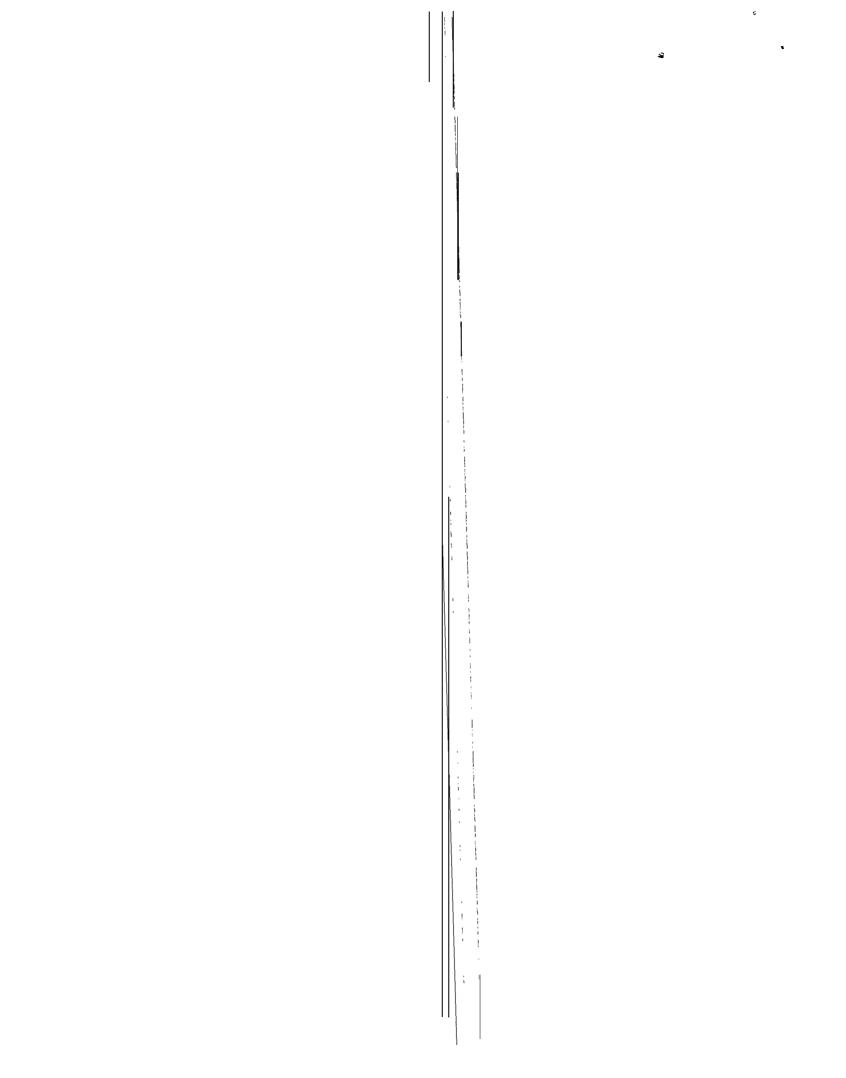
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(1) LOCAL GOVERNMENTALLIABILITYFORSNOWPLOWOPERATION. Thetreatmentof 1 sections 345.05 (1) (bm) and (6) and 346.915 of the statutes first applies to snowplows 2 operated on the effective date of this subsection. \checkmark 3

(end insert)



DRAFTER'S NOTE FROMTHE LEGISLATIVE REFERENCE BUREAU

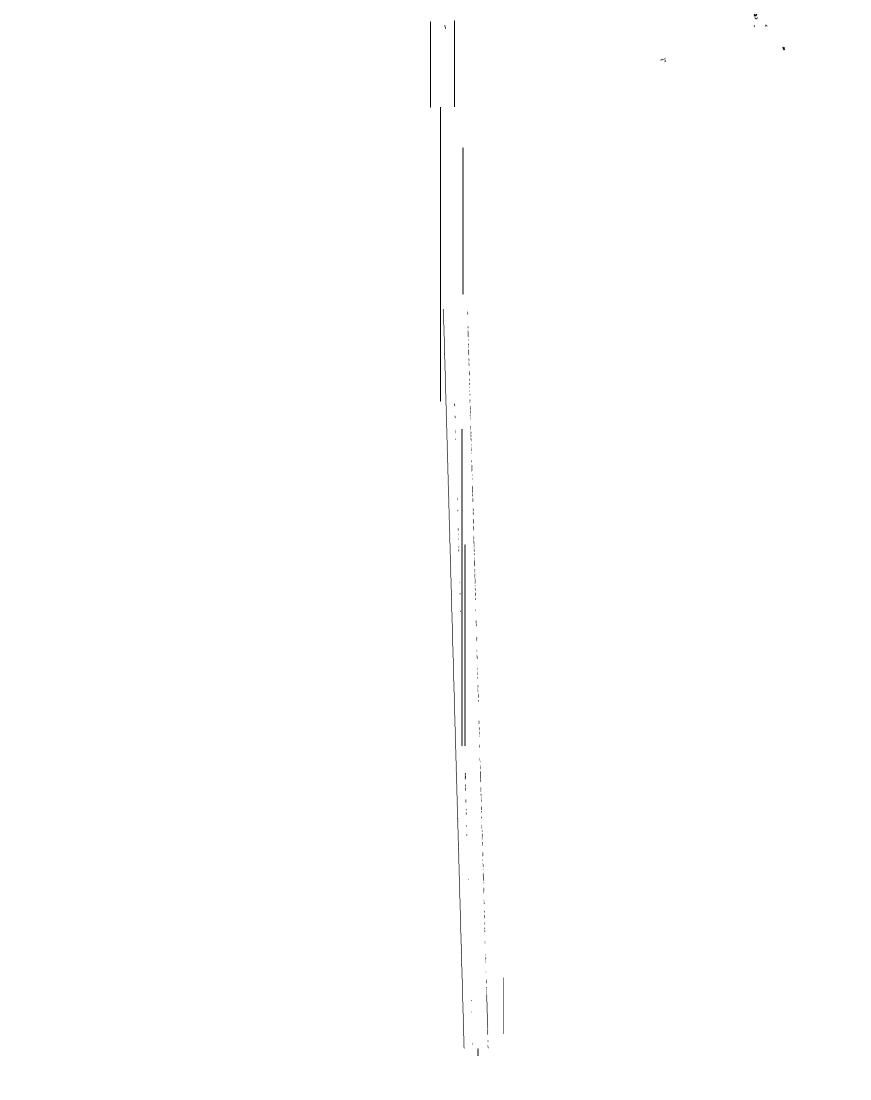
LRBa0109/?dn

February 24, 1999

Representative Steinbrink:

This amendment may be considered nongermane nongermane under Assembly Rule 54 (1) because it relates to a different subject or is intended to accomplish a different purpose than that of 1999 Assembly Bill 35 or because, if adopted and passed, this amendment would require a relating clause for 1999 Assembly Bill 35 that is substantially different from the proposal's original relating clause or because this amendment would totally alter the nature of the proposal.

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



DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRBa0109/1dn PEN:jlg:km

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