

1999 ASSEMBLY BILL 600

November 24, 1999 – Introduced by Representatives KELSO, LASSA, STONE, OLSEN, HASENOHRL, BOCK and RILEY, cosponsored by Senator SHIBILSKI. Referred to Committee on Highway Safety.

1 **AN ACT** *to amend* 346.922 (title) and 346.922 (1); and *to create* 346.922 (2) (d)
2 of the statutes; **relating to:** transporting persons in open cargo areas of certain
3 motor trucks.

Analysis by the Legislative Reference Bureau

Under current law, no person may transport any child under 16 years of age in an open cargo area of a motor truck having a gross weight of 10,000 pounds or less. Exceptions are provided for farming operations, parades and deer hunting. A violator may be required to forfeit not less than \$10 nor more than \$25 or, for a second or subsequent conviction within three years, not less than \$25 nor more than \$200. No demerit points are assessed against the violator's operating record.

Under this bill, no person may transport any person in an open cargo area of such a motor truck, regardless of his or her age. The bill does not affect the penalties, exceptions or demerit point provisions under current law. The bill also creates an exception to allow the transport of persons in an open cargo area of a motor truck, if every person in the open cargo area is an employe engaged in the necessary discharge of the employe's duty.

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

4 **SECTION 1.** 346.922 (title) of the statutes is amended to read:

