10/22/1999 09:59:55 AM Page 1 *LRB-3632*

1999 DRAFTING REQUEST

Bill

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Received: 09/1	Received By: nilsepe		
Wanted: As tir	Identical to LRB :		
For: Carol Ke	By/Representing:		
This file may b	Drafter: nilsepe		
May Contact:	Alt. Drafters:		
Subject:	Transportation - traffic laws	Extra Copies:	

Pre Topic:

No specific pre topic given

Topic:

Children in open cargo areas of motor trucks

Instructions:

See Attached

Drafting History:

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Reauired
I?	nilsepe 09/17/1999	jgeller 09/17/1999					
/1	nilsepe 09/20/1999	jgeller 09/21/1999	mclark 09/20/199	9	lrb-docadmin 09/20/1999		
/2			mclark 09/21/199	9	lrb-docadmin 09/21/1999	lrb-docadmi 10/22/1999 lrb-docadmi 10/22/1999	

10/22/1999 09:59:55 AM Page 2

FE Sent For:

<END>

1999 DRAFTING REQUEST

Bill

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Received: 09/17/1999	Received By: nilsepe		
Wanted: As time permits	Identical to LRB:		
For: Julie Lassa (608) 267-9649	By/Representing:		
This file may be shown to any legislator: NO	Drafter: nilsepe		
May Contact:	Alt. Drafters:		
Subject: Transportation - traffic laws	Extra Copies:		

Pre Topic:

No specific pre topic given

Topic:

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Instructions:

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Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	<u>Required</u>
/?	nilsepe 09/17/1999	j geller 09/17/1999					
/1	nilsepe 09/20/1999	jgeller 09/21/1999	mclark 09/20/1 99	9	lrb-docadmin 09/20/1999		
12			mclark 09/21/199	9	lrb-docadmin 09/21/1999		

FE Sent For:

<END>

1999 DRAFTING REQUEST

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May Contact:	Alt. Drafters:		
Subject: Transportation - traffic laws	Extra Copies:		

Pre Topic:

No specific pre topic given

Topic:

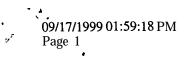
Children in open cargo areas of motor trucks

Instructions:

See Attached

Drafting History:

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/?	nilsepe 09/17/1999	jgeller 09/17/1999					
/1		12 7/21: ja	mclark 09/20/1999	9	lrb_docadmin 09/20/1999		
FE Sent Fe	or:'		MRC 9121	mrc/JF 9/2] <end></end>			



LRB-3632

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Received: 09/17/1999	Received By: nilsepe		
Wanted: As time permits	Identical to LRB:		
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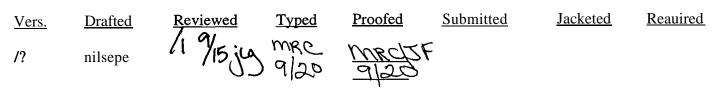
Topic:

Children in open cargo areas of motor trucks

Instructions:

See Attached

Drafting History:



FE Sent For:

<END>

Nilsen, Paul

From:	Nilsen, Paul
Sent:	Friday, September 17, 1999 1:47 PM
To:	Rep.Lassa
Subject:	Transporting children in open cargo areas of motor trucks (1997 AB 554)

Representative Lassa:

I received a request from your office to redraft 1997 AB 554 (LRB-3760/2), prohibiting transporting children in the open cargo area of a small motor truck (pickup trucks). I am currently redrafting that bill. The assembly transportation committee recommended Assembly Substitute Amendment 1 (LRBs0381/1) to 1997 AB 554, by a vote of 12-O (broadening the bill to prohibit transporting persons of any age in an open cargo area of a pickup truck). The Assembly adopted that substitute amendment 67-30. Do you want your bill to reflect the recommendation of the 1997 assembly transportation committee, the version ultimately adopted by the Assembly? Their recommendation is attached below:



Attorney Paul E. Nilsen Wisconsin Legislative Reference Bureau P.O. Box 2037 Madison, WI 53701-2307 Tel: (608) 261-6926 Fax: (608) 264-8522 Email: Paul.Nilsen@legis.state.wi.us

-LRB-3760/2 1998-LEGISLATURE PEN: **BILL 554** October 9, 1997 - Introduced by Representatives KELSO, LADWIG, BLACK, BOCK, DOBYNS, HANSON, HASENOHRL and URBAN, Referred to Committee on Highways and Transportation. AN ACT to amend 346.922 (1) of the statutes; relating to: transporting children 1 2 in open cargo areas of certain 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, par&es and deer hunting. A violator may be required to forfeit not less than \$10 nor more than \$25 or, for a **2000** or subsequent conviction within **a years**, not less than \$25 nor more than \$200. No demerit points are assessed agamst the violator's operating record.

Under this bill, no person may transport any child under 18 years of age in an open cargo area of such a motor truck. The bill does not affect the penalties, exceptions or demerit point provisions under current law.

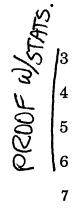
The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

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

346.922 (1) Notwithstanding s. 346.92, no person may operate upon a highway

a motor truck having a gross weight of 10,000 pounds or less when any child under

the age of **16 18 years** is in an open cargo area of the motor truck.



(END)

Nilsen, Paul

From:Lassa, JulieSent:Friday, September 17, 1999 8:58 PMTo:Nilsen, PaulSubject:RE: Transporting children in open cargo areas of motor trucks (1997 AB 554)

Hi Paul -

Yes, I would like to have the Transportation committee action reflected in my bill.

Thank you

Original Message					
From:	Nilsen, Paul				
Sent:	Friday, September 17, 1999 1:47 PM				
To:	Rep.Lassa				
Subject:	Transporting children in open cargo areas of motor trucks (1997 AB 554)				

Representative Lassa:

I received a request from your office to redraft 1997 AB 554 (LRB-3760/2), prohibiting transporting children in the open cargo area of a small motor truck (pickup trucks). I am currently redrafting that bill. The assembly transportation committee recommended Assembly Substitute Amendment 1 (LRBs0381/1) to 1997 AB 554, by a vote of 12-O (broadening the bill to prohibit transporting persons of any age in an open cargo area of a pickup truck). The Assembly adopted that substitute amendment 67-30. Do you want your bill to reflect the recommendation of the 1997 assembly transportation committee, the version ultimately adopted by the Assembly? Their recommendation is attached below:

<< File: 97s0381/1>>

Attorney Paul E. Nilsen Wisconsin Legislative Reference Bureau P.O. Box 2037 Madison, WI 53701-2307 Tel: (608) 261-6926 Fax: (608) 264-8522 Email: Paul.Nilsen@legis.state.wi.us



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State af Misconsin 1999 - 2000 LEGISLATURE



1999 BILL



Kegen AN ACT to amend 346.922 (1) of the statutes; relating to: transporting full the 1 2 in open cargo areas of certain 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 *Mild Inder 118 years of sec* in an open cargo area of such a motor truck. The bill does not affect the penalties, exceptions or demerit point provisions under current law.

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

346.922 (1) of the statutes is amended to

Dille bill also creates an exeption to allow the transport of persons in an open cargo area of a motor truck, if every son in the open cargo area is an employe engaged in the essary discharge of the employe's duty.

1999 - 2000 Legislature

BILL

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LRB-36324 PEN:jlg:mrc

SECTION 1

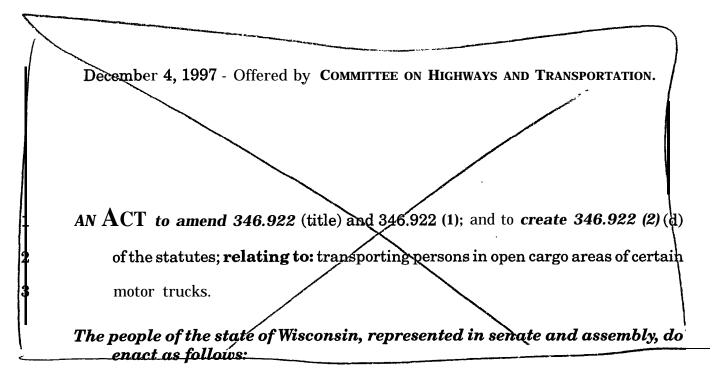
346.922-(1) Notwithstanding s. 346.92, no person may operate upon a highway a motor truck having a gross-weight of 10,000 pounds or less when any child under the age of 16 18 years is in an open cargo area of the motor truck.

-2-

(END) $\overline{\mathcal{V}}$ nscr 707 1

LRBs0381/1 PEN:kmg:hmh

ASSEMBLY SUBSTITUTE AMENDMENT 1, ī Изер 2-4, TO 1997 ASSEMBLY BILL 554



4	SECTION 1. 3.46.922 (title) of the statutes is amended to read:
5	346.922 (title) Transporting children persons_in open_cargo areas of
6	motor trucks.
7	SECTION 2 . 346.922 (1) of the statutes is amended to read:
8	346.922 (1) Notwithstanding s. 346.92, no person may operate upon a highway
9	a motor truck having a gross weight of 10,000 pounds or less when any child under
10	the age of 16 years <u>person</u> is in an open cargo area of the motor truck.
11	SECTION 3. 346.922 (2) (d) of the statutes is created to read:

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346.922 (2) (d) A motor truck when every person in the open cargo area of the
truck is an employe engaged in the necessary discharge of the employe's duty.

-2-

(END)

level insert 2-4)

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- 3632/2dn
Representative Lassa'
PThis bill is identical to 1997
Statitute Amendment to 1997 AB-5.54.
10 111 AD= 5.59.
-PeN

DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

September 21, 1999

Representative Lassa:

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-1

This bill is identical to 1997 Substitute Amendment 1 to 1997 AB-554.

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

STATE OF WISCONSE	N - LEGISLATIVE	REFERENCE	BUREAU -	LEGAL	SECTION
	(608-266-	3561)			

Per Josh in Rep. 6356's office: 10/21/54 430 pm
Please joulet LNS-TR 3632/2
for Rep. kelso, Assembly. Per Chris Rep. kelsos office: Jacket 36342
IN Rep. kels.
- PEN





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