

1999 DRAFTING REQUEST

BillReceived: **03/09/1999**Received By: **nilsepe**Wanted: **As time permits**

Identical to LRB:

For: **Scott Suder (608) 267-0280**

By/Representing:

This file may be shown to any legislator: **NO**Drafter: **nilsepe**

May Contact:

Alt. Drafters:

Subject: **Transportation - traffic laws**Extra Copies: **TNF, ISR**

Pre Topic:

No specific pre topic given

Topic:

Penalties for traffic violations near emergency workers

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>Reaired</u>
/?	nilsepe 04/29/1999	wjackson 05/03/1999		_____			
/1			mclark 05/04/1999	_____	lrb-docadmin 05/04/1999	lrb-docadmin 03/08/2000	

FE Sent For: **NIA**

<END>

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I?	nilsepe 04/29/99	wjackson 05/3/99		_____			
/1			mclark 05/4/99	_____	lrb_docadmin 05/4/99		

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<END>

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I?	nilsepe	1 WLj 5/3	S/4 MRC	MRC/HH 5/4			

FE Sent For:

<END>

-2459

Nilsen, Paul

From: LRB.Legal
Sent: Tuesday, March 09, 1999 4:12 PM
To: Nilsen, P a u l
Subject: FW: Request for Bill Draft

-----Original Message-----

From: Suder, Scott
Sent: Tuesday, March 09, 1999 3:58 PM
To: LRB.Legal
Subject: Request for Bill Draft

I am respectfully requesting for your department to draft a bill which would double those fines given to people who break so-called "emergency zones".

Please bear with me as I attempt to explain this a bit better.

I have been told by an alarming number of police officers, emt's and volunteer firefighters that many people have the propensity to ignore traffic laws which exist to protect these individuals and those involved in accidents.

I would like to draft legislation which would be similar to the statute which requires that fines double in so-called "construction zones." This bill would include "emergency zones" which involve emergency vehicles in accident scenes such as: ambulance movement, firefighters at fire or accident scenes and police officers at accident scenes. Whatever fines related to this issue are in place currently would double if a person was cited within these zones

I don't know if there is any provision which defines "emergency zones", but if there is not, I intend to allow DOT to define such zones.

Thank you for your assistance with regard to this matter.

Rep. Scott Suder



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-2459??

.....

PEN: WLJ:



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1

~~AN ACT ... relating to: ???~~

~~Analysis by the Legislative Reference Bureau~~



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

2

SECTION 1. 346.01 (2) of the statutes is renumbered 346.01 (2) (intro.) and

3

amended to read:

4

^{Plain} 346.01 (2) (intro.) In this chapter -:

5

(o) Notwithstanding s. 340.01 (42), "owner" means, with respect to a vehicle

6

that is registered, or is required to be registered, by a lessee of the vehicle under ch.

7

341, the lessee of the vehicle for purposes of vehicle owner liability under ss. 346.175,

8

346.195, 346.205, 346.457, 346.465, 346.485, 346.505 (3) and 346.945.

9

SECTION 2. 346.01 (2) (em) of the statutes is created to read:

10

346.01 (2) (em) "Emergency response zone" means the entire area of roadway

11

beginning 500 feet from an authorized emergency vehicle that is stopped on a

SECTION 2

1 highway and ending where traffic may return to its normal flow without impeding
2 work on or around the authorized emergency vehicle.

History: 1997 a. 27.

3 SECTION 3. 346.17 (5) of the statutes is amended to read:

4 346.17 (5) If an operator of a vehicle violates s. 346.04 (1) or (2) where persons
5 engaged in work in a highway maintenance or construction area, in an emergency
6 response zone or in a utility work area are at risk from traffic, any applicable
7 minimum and maximum forfeiture specified in sub. (1) for the violation shall be
8 doubled.

History: 1971 c. 278; 1973 c. 182; 1977 c. 208; 1981 c. 324; 1983 a. 27; 1985 a. 82; 1993 a. 189, 198; 1997 a. 32, 88, 237, 277, 283.

9 SECTION 4. 346.22 (1) (b) of the statutes is amended to read:

10 346.22 (1) (b) If an operator of a vehicle violates s. 346.18 (6) where persons
11 engaged in work in a highway maintenance or construction area, in an emergency
12 response zone or in a utility work area are at risk from traffic, any applicable
13 minimum and maximum forfeiture specified in par. (a) for the violation shall be
14 doubled.

History: 1971 c. 278; 1983 a. 27; 1991 a. 73; 1993 a. 198; 1995 a. 121; 1997 a. 277.

15 SECTION 5. 346.43 (1) (b) 3. of the statutes is amended to read:

16 346.43 (1) (b) 3. If an operator of a vehicle violates s. 346.37 or 346.39 where
17 persons engaged in work in a highway maintenance or construction area, in an
18 emergency response zone or in a utility work area are at risk from traffic, any
19 applicable minimum and maximum forfeiture specified in subd. 1. for the violation
20 shall be doubled.

History: 1971 c. 278, 336; 1973 c. 182; 1983 a. 27; 1985 a. 69 s. 16; 1993 a. 198; 1997 a. 277.

21 SECTION 6. 346.49 (1) (c) of the statutes is amended to read:

22 346.49 (1) (c) If an operator of a vehicle violates s. 346.46 (1) where persons
23 engaged in work in a highway maintenance or construction area, in an emergency

1 resnouse zone or in a utility work area are at risk from traffic, any applicable
 2 minimum and maximum forfeiture specified in par. (a) for the violation shall be
 3 doubled.

4 **History:** 1971 c. 278; 1973 c. 182; 1981 c. 168; 1983 a. 27,175; 1985 a. 186; 1993 a. 198; 1995 a. 424; 1997 a. 135, 237, 277.

SECTION 7. 346.60 (3m) (a) of the statutes is amended to read:

5 346.60 **(3m)** (a) If an operator of a vehicle violates s. 346.57 (2), (3), (4) (d) to
 6 (h) or (5) where persons engaged in work in a highway maintenance or construction
 7 area, in an emergency response zone or in a utility work area are at risk from traffic,
 8 any applicable minimum and maximum forfeiture specified in sub. (2) or (3) for the
 9 violation shall be doubled.

10 **History:** 1971 c. 278; 1973 c. 182,218; 1973 c. 333 ss. 174p, 202 (12); 1973 c. 336; 1977 c. 30 ss. 6, 7; 1983 a. 27; 1987 a. 17; 1993 a. 198; 1995 a. 44; 1997 a. 277,325.

SECTION 8. 346.65 (5m) of the statutes is amended to read:

11 346.65 **(5m)** If an operator of a vehicle violates s. 346.62 (2) to (4) where persons
 12 engaged in work in a highway maintenance or construction area, in an emergency
 13 resnouse zone or in a utility work area are at risk from traffic, any applicable
 14 minimum and maximum forfeiture or fine specified in sub. (1), (3), (4m) or (5) for the
 15 violation shall be doubled.

~~NOTE: NOTE: Sub. (5m) is shown as affected by two acts of the 1997 legislature and as merged by the revisor under s. 13.93 (2) (c). NOTE:~~

16 **History:** 1971 c. 278; 1973 c. 218; 1977 c. 193; 1979 c. 221; 1981 c. 20; 1985 a. 80,337; 1987 a. 3, 27, 398, 399; 1989 a. 105, 176, 271; 1991 a. 39, 251, 277, 315; 1993 a. 198, 317,475; 1995 a. 44, 338, 359,425; 1997 a. 27, 135, 199, 237, 277,283, 295; s. 13.93 (2) (c).

SECTION 9. 349.06 (3) of the statutes is amended to read:

17 349.06 (3) If an operator of a vehicle violates a local ordinance in strict
 18 conformity with s. 346.04 (1) or (2), 346.18 (6), 346.27, 346.37, 346.39, 346.46 (1),
 19 346.57 (2), (3), (4) (d) to (h) or (5) or 346.62 (2) where persons engaged in work in a
 20 highway maintenance or construction area, in an emergency resnouse zone. as
 21 defined in s. 346.01 (2) (em)^J or in a utility work area are at risk from traffic, any
 22 applicable minimum and maximum forfeiture for the violation shall be doubled.

23 SECTION 10. Initial applicability.

1 (1) This act first applies to violations committed on the effective date of this
2 subsection.

3 SECTION 11. **Effective date.**

4 (1) This act takes effect on the first day of the 4th month beginning after
5 publication.

6 History: 1971 c. 277, 278, 307; 1973 c. 336; 1975 c. 248; 1981 c. 20; 1987 a. 3, 27; 1993 a. 198, 256; 1995 a. 44; 1997 a. 190, 277.

(END)

[Insert 1]

INSEA
1

1997 ASSEMBLY BILL 786

February 11, 1998 - Introduced by Representatives SKINDRUD, MUSSER, JENSEN, LADWIG, KELSO, PORTER, HAHN, AINSWORTH, SYKORA, SERATTI, KEDZIE, SCHAFFER, KLUSMAN, OLSEN, HUTCHISON, JESKEWITZ, HASENOHRL, PLOUFF, RYBA and SPRINGER, cosponsored by Senators SHIBELSKI, DARLING, DECKER, DRZEWIECKI, RISSER and WINEKE. Referred to Committee on Highways and Transportation.

STET

GEN CAT

per chg

1 **AN ACT to amend** 346.17 (5), 346.22 (1) (b), 346.43 (1) (b) 3., 346.49 (1) (c), 346.60
 2 (3m), 346.65 (5m) and 349.06 (3) of the statutes; **relating to: penalties for**
 3 certain traffic offenses committed where persons working ^{in emergency response zone} on a utility facility
 4 are at risk from traffic and providing a penalty

Analysis by the Legislative Reference Bureau ^{or utility work area}

Under current law, the amount of any applicable minimum and maximum fine or forfeiture is doubled for specified traffic violations committed where persons working in a highway maintenance or construction area are at risk from traffic. These traffic violations include failing to follow certain traffic signs and signals, failing to follow certain orders of traffic officers, exceeding certain maximum speed limits and driving recklessly.

This bill doubles the amount of any applicable minimum and maximum fine or forfeiture for committing one of those specified traffic violations where persons working on a utility facility (such as a pipeline, duct, wire, pole, tower or high voltage transmission line) are at risk from traffic.

or near an authorized emergency vehicle that is stopped in a highway right-of-way

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

SECTION 1. 346.17 (5) of the statutes is amended to read:

(end INSEA)

10

Smith, Irma

From: Thompson, Anne
Sent: Wednesday, March 08, 2000 12:30 PM
To: Smith, Irma
Subject: LRB-2459 request jacketed

On behalf of Representative Scott Suder, I respectfully request that LRB 2459-relating to emergency response zones be given a bill jacket for the Assembly and sent to Representative Scott Suder's office. The original submittal form was misplaced and we greatly appreciate your help with this matter. Should you have any questions please feel free to contact our office at 7-0280.

Thank you!

Anne Thompson
Representative Scott Suder's office.