

2001 DRAFTING REQUEST

Bill

Received: **11/22/2000**

Received By: **phurley**

Wanted: **As time permits**

Identical to LRB:

For: **Jeff Stone (608) 266-8590**

By/Representing: **Tami Rongstad**

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

Drafter: **phurley**

May Contact:

Alt. Drafters:

Subject: **Transportation - traffic laws**

Extra Copies: **TNF**

Pre Topic:

No specific pre topic given

Topic:

Duties of motorist who causes accident

Instructions:

redraft 99 AB 543

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>
/?	phurley 11/27/2000	hhagen 12/06/2000		_____			
/1			martykr 12/08/2000	_____	gretskl 12/08/2000	lrb_docadmin 01/17/2001	

FE Sent For:

<END>

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1?	phurley	12/6/00 4/1 hnh	12/7	12/8			

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<END>

ISR?

Bill Request Form

Legislative Reference Bureau
100 N. Hamilton Street
Legal Section 266-3561

*Use of this form is optional. It is often better to talk directly with the LRB attorney who will draft the bill.
Use this form only for bill draft requests. Attach more pages if necessary.*

Date 11-21-00

Legislator, agency, or other person requesting this draft Rep. Jeff Stone

Person submitting request (name and phone number) Tami Rongstad 6-8591

Persons to contact for questions about this draft (names and phone numbers) _____

Tami Rongstad 6-8591 Rep. Stone (414) 321-6100

Describe the problem, including any helpful examples. How do you want to solve the problem?

Duties of motorist that causes accident, but is not IN accident

Please attach a copy of any correspondence or other material that may help us. If you know of any statute sections that might be affected, list them or provide a marked-up copy.

* You may attach a marked-up copy of any LRB draft or provide its number (e.g., 1999 LRB-2345/1 or 1997 AB-67). Draft as 1999's AB 543

Requests are confidential unless stated otherwise. May we tell others that we are working on this for you? YES NO

If yes: Anyone who asks? YES NO
 Any legislator? YES NO

Only the following persons _____

Do you consider this request urgent? YES NO If yes, please indicate why _____

Should we give this request priority over any pending request of this legislator, agency, or person?

YES NO

11-27-00

1999 ASSEMBLY BILL 543

October 20, 1999 - Introduced by Representatives STONE, JENSEN, BRANDEMUEHL, URBAN, HAHN, ALBERS, HANDRICK, VRAKAS, KELSO, RYBA and NASS, cosponsored by Senators HUELSMAN and DARLING. Referred to Committee on Highway Safety.

- 1 AN ACT to amend 346.67 (title) and (1) (intro.), 346.67 (1) (a) and 346.67 (1) (b)
- 2 of the statutes; relating to: the duty of a motor vehicle operator who is involved
- 3 in an accident with a person or an attended or occupied vehicle

and providing a penalty

Analysis by the Legislative Reference Bureau

Under current law, the operator of a motor vehicle who is involved in an accident with an attended or occupied vehicle or with a pedestrian that results in injury or death to a person or damage to a motor vehicle is required to stop at the scene of the accident and provide assistance to any injured person. The operator is also required to provide his or her name, address, driver's license and the registration number of his or her vehicle to any person who is struck, and to the owner or operator of any vehicle that is struck. A motor vehicle operator who fails to stop at the scene of an accident and provide the required information and assistance may, depending on the severity of the injuries caused by the accident, be subject to a maximum fine of \$10,000 or imprisonment for up to five years, or both. If the accident occurs on or after December 31, 1999, the motor vehicle operator may be subject to a maximum fine of \$10,000 or imprisonment for up to seven years, or both.

This bill extends the duty to stop at the scene of an accident that results in injury or death to a person or damage to a motor vehicle to the operator of a motor vehicle if the operator knew or should have known that his or her actions caused the accident. An operator who knew or should have known that his or her actions caused an accident and who fails to stop at the scene of the accident and provide any required information and assistance is subject to the same penalties as those currently

or occupant

By the operator's vehicle

By the operator's vehicle

seven

of a motor vehicle

and provide the required information and assistance

comply with these requirements

ASSEMBLY BILL 543

imposed upon the operator of a motor vehicle who is involved in an accident and who fails to stop at the scene of the accident.

This bill also expands the requirements that are imposed on a motor vehicle operator who is required to stop at the scene of an accident. Under this bill, a motor vehicle operator who is required to stop at the scene of an accident must provide his or her name, address, driver's license and vehicle registration number to any person who is struck or injured as a result of the accident and to the operator or occupant of any vehicle that is damaged as a result of the accident.

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

1 SECTION 1. 346.67 (title) and (1) (intro.) of the statutes are amended to read:

2 346.67 (title) **Duty upon striking person or attended or occupied**

3 **vehicle or causing an accident.** (1) (intro.) The operator of any vehicle who is

4 involved in or who knew or should have known that his or her actions caused an

5 accident resulting in injury to or death of any person or in damage to a vehicle which

6 is driven or attended by any person shall immediately stop such his or her vehicle

7 at the scene of the accident or as close ^{to the scene of the accident} thereto as possible but shall then ~~forthwith~~

8 return to and in every event shall remain at the scene of the accident until the

9 operator has fulfilled all of the following requirements:

10 SECTION 2. 346.67 (1) (a) of the statutes is amended to read:

11 346.67 (1) (a) The operator shall give his or her name, address, and the

12 registration number of the vehicle he or she is driving to the any person struck or

13 injured as a result of the accident or to the operator or occupant of or person attending

14 any vehicle ~~collided with;~~ and that is damaged as a result of the accident.

15 SECTION 3. 346.67 (1) (b) of the statutes is amended to read:

16 346.67 (1) (b) The operator shall, upon request and if available, exhibit his or

17 her operator's license to the any person struck or injured as a result of the accident

ASSEMBLY BILL 543

1 or to the operator or occupant of or person attending any vehicle ~~collided with~~; and
2 that is damaged as a result of the accident.

3 **SECTION 4. Initial applicability.**

4 (1) This act first applies to accidents occurring on the effective date of this
5 subsection.

6 (END)



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
5TH FLOOR
MADISON, WI 53701-2037

STEPHEN R. MILLER
CHIEF

LEGAL SECTION: (608) 266-3561
LEGAL FAX: (608) 264-6948

December 8, 2000

MEMORANDUM

To: Representative Stone

From: Peggy J. Hurley, Legislative Attorney

Re: LRB-1172 Duties of motorist who causes accident

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

JACKET FOR ASSEMBLY JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 266-8906 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.