

**2001 DRAFTING REQUEST**

**Bill**

Received: **01/23/2001**

Received By: **phurley**

Wanted: **As time permits**

Identical to LRB:

For: **Mark Pettis (608) 267-2365**

By/Representing: **Kimber Liedl**

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

Drafter: **phurley**

May Contact:

Alt. Drafters:

Subject: **Transportation - motor vehicles**

Extra Copies:

**Pre Topic:**

No specific pre topic given

**Topic:**

Requiring school buses to have their lights on at all times.

**Instructions:**

Require school buses to have lights on at all times.

**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>
/1	phurley 02/01/2001	hhagen 02/01/2001	jfrantze 02/05/2001	_____	lrb_docadmin 02/05/2001	lrb_docadmin 02/08/2001	

FE Sent For:

<END>

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For: Mark Pettis (608) 267-2365

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1?	phurley	<i>l. h. m. t. 2/1/01</i>	<i>[Signature] 2/2/01</i>	<i>[Signature] KH 2/2/01</i>			

FE Sent For:

<END>



**2001 BILL**

D-note  
in 2-1-01

Generate is

1 AN ACT ...; relating to: requiring headlamps and other required lamps on a  
2 school bus to be lighted whenever the school bus is operated on a highway.

***Analysis by the Legislative Reference Bureau***

Under current law, with certain exceptions, no person may operate a motor vehicle upon a highway during hours of darkness unless all headlamps, taillamps, and clearance lamps with which the vehicle must be equipped are lighted.

Under this bill, no person may operate a school bus upon a highway at any time unless all required headlamps, taillamps, and clearance lamps for the school bus are lighted.

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

X

3 SECTION 1. 347.06 (1) of the statutes is amended to read:

4 347.06 (1) Except as provided in subs. (2) and (4), no person may operate a  
5 vehicle upon a highway during hours of darkness or, if the vehicle is a school bus, at  
6 any time unless all headlamps, tail lamps and clearance lamps with which such

## BILL

## SECTION 1

1 vehicle is required to be equipped are lighted. Parking lamps as defined in s. 347.27  
2 shall not be used for this purpose.

3 History: 1977 c. 425; 1979 c. 32; 1981 c. 98 s. 3; 1997<sup>X</sup> a. 248.

3 SECTION 2. 347.09 (1) (intro.) of the statutes is amended to read:

4 347.09 (1) (intro.) No person shall operate a motor vehicle on a highway during  
5 hours of darkness or, if the <sup>e D</sup> motor vehicle is a school bus, at any time, unless such  
6 vehicle is equipped as follows:

7 History: 1983 a. 243; 1985 a. 65. <sup>X</sup>

7 SECTION 3. 347.13 (1) of the statutes is amended to read:

8 347.13 (1) No person shall operate a motor vehicle, mobile home, or trailer or  
9 semitrailer upon a highway during hours of darkness, or, if the motor vehicle is a  
10 school bus, at any time, unless such motor vehicle, mobile home, or trailer or  
11 semitrailer is equipped with at least one tail lamp mounted on the rear which, when  
12 lighted during hours of darkness, emits a red light plainly visible from a distance of  
13 500 feet to the rear. No tail lamp shall have any type of decorative covering that  
14 restricts the amount of light emitted when the tail lamp is in use. No vehicle  
15 originally equipped at the time of manufacture and sale with 2 tail lamps shall be  
16 operated upon a highway during hours of darkness unless both such lamps are in  
17 good working order. This subsection does not apply to any type of decorative covering  
18 originally equipped on the vehicle at the time of manufacture and sale.

19 History: 1973 c. 252; 1995 a. 346.

19 SECTION 4. 347.16 (1) (intro.), (a) and (b) of the statutes are amended to read:

20 347.16 (1) (intro.) No person shall operate on a highway during hours of  
21 darkness any vehicle, except automobiles, or, if the vehicle is a school bus, at any  
22 time, having a width at any part in excess of 80 inches unless such vehicle is equipped  
23 with all of the following:

**BILL**

1           (a) Two clearance lamps mounted on the front of the vehicle so as to be visible  
2 from the front; and <sup>LD</sup>

3           (b) Two clearance lamps mounted on the rear of the vehicle so as to be visible  
4 from the rear; and <sup>LD</sup>

5

(END)  
D-11312

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-2189/1dn

PJH: *hmk*

*Date*

**Representative Pettis:**

Please review this draft carefully to ensure that it is consistent with your intent.

Note that s. 340.01 (56) (a) and (am) of the statutes define "school bus" to include traditionally painted school buses used to transport students to and from school and buses used to transport disabled and elderly persons in connection with a transportation assistance program. I drafted the bill to require both kinds of school buses to have their lights on whenever they are operated on a highway. Let me know if you want to limit this requirement to only those school buses used to transport students to and from school.

Peggy Hurley  
Legislative Attorney  
Phone: (608) 266-8906  
E-mail: [peggy.hurley@legis.state.wi.us](mailto:peggy.hurley@legis.state.wi.us)

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-2189/1dn  
PJH:hmh:jf

February 5, 2001

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STEPHEN R. MILLER  
CHIEF

# State of Wisconsin

## LEGISLATIVE REFERENCE BUREAU

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

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

February 5, 2001

### MEMORANDUM

To: Representative Pettis

From: Peggy J. Hurley, Legislative Attorney

Re: LRB-2189 Requiring school buses to have their lights on at all times.

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.

~~X~~ 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.