

2001 DRAFTING REQUEST

Bill

Received: 01/08/2001

Received By: fasttn

Wanted: As time permits

Identical to LRB:

For: John Ainsworth (608) 266-3097

By/Representing:

This file may be shown to any legislator: NO

Drafter: agary

May Contact:

Addl. Drafters:

Subject: **Transportation - traffic laws**
Transportation - highways

Extra Copies: **TNF, PJH**

Pre Topic:

No specific pre topic given

Topic:

Transporting loads on a highway in vehicles equipped with dump bodies

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>Required</u>
/?	agary 02/27/2001	wjackson 03/05/2001		_____			
/1			pgreensl 03/05/2001	_____	lrb_docadmin 03/05/2001	lrb_docadmin 03/07/2001	
/2	agary 03/13/2001	wjackson 03/13/2001	jfrantze 03/13/2001	_____	lrb_docadmin 03/13/2001	lrb_docadmin 03/13/2001	

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JG 3/13 *JG/Pg 3/13*
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1?	agary	1 wlj 3/5	3/5 PS	3/5 PJR			

FE Sent For:

<END>



John Ainsworth

State Representative • 6th Assembly District

Chair: Assembly Committee on Rural Affairs

MEMORANDUM

To: LRB Attorney Timothy Fast

From: Representative John Ainsworth

Date: January 4, 2001

Re: Legislative draft relating to transporting loads on a highway in vehicles equipped with dump bodies

I would like to request a re-draft of 1999 Assembly Bill 454, relating to transporting loads on a highway in vehicles equipped with dump bodies. A copy of this legislation is attached for your reference and use.

If you have any questions regarding this topic, please do not hesitate to contact Kristina Boardman in my office. Thank you in advance for your attention to this drafting request.



District:
W6382 Waukechon Road
Shawano, Wisconsin 54166
(715) 526-3810

Toll-Free: (888) 529-0006
E-mail: Rep.Ainsworth@legis.state.wi.us
♻️ Printed on recycled paper

Office:
P.O. Box 8952, State Capitol
Madison, Wisconsin 53708-8952
(608) 266-3097 • Fax: (608) 282-3606

~~WJ~~:wlj
AKB

2001 Bill

1999 ASSEMBLY BILL 454

RMR not Run

Soon turned in 2/27/01

September 14, 1999 - Introduced by Representatives AINSWORTH, J. LEHMAN, KAUFERT, KELSO and PETTIS, cosponsored by Senator FARROW. Referred to Committee on Transportation.

REGEN

1 AN ACT to renumber and amend 348.10 (2); and to create 348.10 (2) (b) and
2 (c) of the statutes; relating to: transporting loads on a highway in vehicles
3 equipped with dump bodies, and providing a penalty

Analysis by the Legislative Reference Bureau

Under current law, no person is permitted to operate a vehicle on a highway unless the vehicle is so constructed and loaded as to prevent its contents from dropping, sifting, leaking, or otherwise escaping from the vehicle. A forfeiture of not less than \$10 nor more than \$200 may be imposed for violating this provision.

This bill specifies that any vehicle that is equipped with a dump body and that is carrying any load extending above the top of the dump body must be covered when being operated on a highway to prevent the load from dropping or sifting from the vehicle. Failure to comply with this provision, also, may result in a forfeiture of not less than \$10 nor more than \$200.

The bill specifies that both of these provisions do not apply to bulk material being applied to a highway for highway construction or maintenance.

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

4 SECTION 1. 348.10 (2) of the statutes is renumbered 348.10 (2) (a) and amended
5 to read:



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

March 5, 2001

MEMORANDUM

To: Representative Ainsworth

From: Arron R. Gary, Attorney

Rc: LRB-1947 Transporting loads on a highway in vehicles equipped with dump bodies

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) 261-6926 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.

Gary, Aaron

From: Boardman, Kristina
Sent: Monday, March 12, 2001 10:08 AM
To: Gary, Aaron
Subject: LRB1947/1

Aaron:

Representative Ainsworth would like to make a small change to LRB1947/1 relating to transporting loads on a highway in vehicles equipped with dump bodies and providing a penalty.

The change would do the following:

Page 2 – line 8, delete “vehicle.” and substitute “vehicle. This paragraph does not apply to a person while temporarily operating a vehicle between fields or between a field and a farm.”.

If you have any questions regarding this change, please do not hesitate to contact me. The jacketed copy of LRB1947/1 is forthcoming.

Kristina Boardman
Representative Ainsworth Office
266-3097



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-1947/4 2
ARG:wlj:ng

RMR

5000 turned in
3/13/01

2001 BILL

REGEN

1 AN ACT to renumber and amend 348.10 (2); and to create 348.10 (2) (b) and
2 (c) of the statutes; relating to: transporting loads on a highway in vehicles
3 equipped with dump bodies and providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, no person may operate a vehicle on a highway unless the vehicle is so constructed and loaded as to prevent its contents from dropping, sifting, leaking, or otherwise escaping from the vehicle. A forfeiture of not less than \$10 nor more than \$200 may be imposed for violating this provision.

This bill specifies that any vehicle that is equipped with a dump body and that is carrying any load extending above the top of the dump body must be covered when being operated on a highway to prevent the load from dropping or sifting from the vehicle. Failure to comply with this provision may result in a forfeiture of not less than \$10 nor more than \$200.

The bill specifies that both of these provisions do not apply to bulk material ~~being applied~~ ^{vehicles carrying} to a highway for highway construction or maintenance.

a vehicle that is applying
The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 SECTION 1. 348.10 (2) of the statutes is renumbered 348.10 (2) (a) and amended
5 to read:

Not
This requirement does not apply to a vehicle temporarily operated on a highway between fields or between a farm and a field.

BILL

1 348.10 (2) (a) No person shall may operate a vehicle on a highway unless such
 2 vehicle is so constructed and loaded as to prevent its contents from dropping, sifting,
 3 leaking, or otherwise escaping therefrom.

4 **SECTION 2.** 348.10 (2) (b) and (c) of the statutes are created to read:

5 348.10 (2) (b) Notwithstanding par. (a), no person may operate on a highway
 6 a vehicle that is equipped with a dump body and that is carrying any load extending
 7 above the top of the dump body unless the vehicle is so loaded and covered as to
 8 prevent the load from dropping or sifting from the vehicle.

9 (c) This subsection does not apply to the application of bulk material to a
 10 highway for the purpose of maintenance or construction of the highway.

(END)

(No 9)

This paragraph does not apply to a person while temporarily operating a vehicle on a highway between fields or between a farm and a field.

Vehicle carrying bulk material for application