

**2001 DRAFTING REQUEST**

**Assembly Amendment (AA-AB374)**

Received: 09/27/2001

Received By: agary

Wanted: Soon

Identical to LRB:

For: Suzanne Jeskewitz (608) 266-3796

By/Representing: Erin (aide)

This file may be shown to any legislator: NO

Drafter: agary

May Contact:

Addl. Drafters:

Subject: **Transportation - traffic laws**  
**Transportation - motor vehicles**

Extra Copies: **TNF, PJH**

Submit via email: NO

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Transporting medical devices and equipment

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**Instructions:**

See Attached

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**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 09/28/2001	gilfokm 09/28/2001		_____			
/1			kfollet 09/28/2001	_____	lrb_docadmin 09/28/2001	lrb_docadmin 09/28/2001	

FE Sent For:

<END>

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/?	agary	1-9/Kmg 28	kl 9/28	kl/ps 9/28			

FE Sent For:

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LRBa0685

9/27/01 Telephone conversation with Erin in Rep. Jeskewitz's office. Wants an amendment to AB-374 like a0550 but delete transportation of prescription drugs. Asked about adding reference to artificial and synthetic implants, but upon being informed that terms "medical devices" and "medical equipment" were drafted to encompass artificial and synthetic implants, said it is okay to retain language and not add reference to artificial and synthetic implants. Doesn't want to duplicate Rep. Stone's amendment relating to lights.

ARG

ASSEMBLY AMENDMENT  
TO 2001 ASSEMBLY BILL 374

Today  
9/28

D-Note

~~May 31, 2001 - Offered by Representative JESKEWITZ.~~

1 At the locations indicated, amend the bill, as follows:

2 ✓ 1. Page 1, line 4: delete "organs or" and substitute "organs for  
3 transplantation,".

4 ✓ 2. Page 1, line 5: before the period insert ", or medical devices, ~~medical~~ or  
5 equipment ~~for medical~~ for emergency purposes".

6 ✓ 3. Page 2, line 14: after that line insert:

7 "SECTION 2g. 340.01 (3) (dh) of the statutes is created to read:

8 340.01 (3) (dh) Privately owned motor vehicles being operated in the course of  
9 a business and being used, in response to an emergency call from a treating physician  
10 or his or her designee declaring the transportation to be an emergency, to transport  
11 medical devices or equipment to a hospital or ambulatory surgery center, or to pick  
12 up medical devices or equipment for immediate transportation to a hospital or  
13 ambulatory surgery center, if the medical devices or equipment are to be used for

1 human implantation or for urgent medical treatment immediately after the  
2 transportation. "

3 ~~SECTION 2h. 340.01 (3) (di) of the statutes is created to read:~~

4 ~~340.01 (3) (di) Privately owned motor vehicles being used to transport~~  
5 ~~prescription medication to a person in response to an emergency call from the~~  
6 ~~physician who prescribed the medication or his or her designee declaring the~~  
7 ~~transportation of the medication to be an emergency."~~

8 4. Page 3, line 9: delete the material beginning with that line and ending with  
9 page 5, line 4, and substitute:

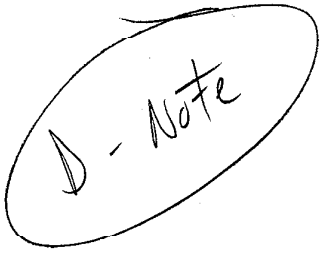
10 "SECTION 6m. 347.25 (1) of the statutes is amended to read:

11 347.25 (1) Except as provided in subs. (1m) (a), (1r), and (1s), an authorized  
12 emergency vehicle may be equipped with one or more flashing, oscillating, or  
13 rotating red lights, except that ambulances, fire department equipment, and  
14 privately owned motor vehicles under s. 340.01 (3) (d) or (dm) being used by  
15 personnel of a full-time or part-time fire department or by members of a volunteer  
16 fire department or rescue squad, ~~privately owned motor vehicles under s. 340.01 (3)~~  
17 ~~(dg) being used by an organ procurement organization or any person under an~~  
18 ~~agreement with an organ procurement organization,~~ and privately owned motor  
19 vehicles under s. 340.01 (3) (dh) ~~or (dm)~~ <sup>or pick up</sup> being used to transport medical devices or  
20 ~~equipment or prescription medication,~~ may be equipped with red or red and white  
21 lights, and shall be so equipped when the operator thereof is exercising the privileges  
22 granted by s. 346.03. The lights shall be so designed and mounted as to be plainly  
23 visible and understandable from a distance of 500 feet both during normal sunlight  
24 and during hours of darkness. No operator of an authorized emergency vehicle may

1 use the warning lights except when responding to an emergency call or when in  
2 pursuit of an actual or suspected violator of the law, when responding to but not upon  
3 returning from a fire alarm ~~when transporting an organ for human transplantation,~~  
4 ~~when transporting medical personnel for the purpose of performing human organ~~  
5 ~~harvesting or transplantation immediately after the transportation.~~ (or when  
6 necessarily parked in a position which is likely to be hazardous to traffic.”

7

(END)

A handwritten note in a circle that says "D - Note".

D - Note

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

LRBa0685/1dn

ARG:.....

RMG

The attached draft is similar to Assembly Amendment 1 to AB-374 (LRBa550/1) but includes modifications deleting references to vehicles transporting prescription drugs and to lights of organ transport vehicles. (The latter provisions are included in Assembly Amendment 3, offered by Representative Stone and recommended by committee for passage.) Accordingly, the attached amendment allows vehicles transporting medical devices and equipment (which would include artificial and synthetic implants) to be designated as authorized emergency vehicles (and therefore be entitled to the privileges afforded such vehicles) and allows these vehicles to be equipped with red or red and white flashing lights. The attached amendment does not include any treatment of organ transport vehicles. Is this consistent with your intent?

If you have any questions, please call.

Aaron R. Gary  
Legislative Attorney  
Phone: (608) 261-6926  
E-mail: aaron.gary@legis.state.wi.us

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

LRBa0685/1dn  
ARG:kmg:kjf

September 28, 2001

The attached draft is similar to Assembly Amendment 1 to AB-374 (LRBa550/1) but includes modifications deleting references to vehicles transporting prescription drugs and to lights of organ transport vehicles. (The latter provisions are included in Assembly Amendment 3, offered by Representative Stone and recommended by committee for passage.) Accordingly, the attached amendment allows vehicles transporting medical devices and equipment (which would include artificial and synthetic implants) to be designated as authorized emergency vehicles (and therefore be entitled to the privileges afforded such vehicles) and allows these vehicles to be equipped with red or red and white flashing lights. The attached amendment does not include any treatment of organ transport vehicles. Is this consistent with your intent?

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