

2001 DRAFTING REQUEST

Bill

Received: 01/05/2001

Received By: phurley

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: phurley

May Contact:

Addl. Drafters:

Subject: **Transportation - motor vehicles**

Extra Copies: **TNF, ARG**

Submit via email: NO

Requester's email:

Pre Topic:

No specific pre topic given

Topic:

Requiring 4-way flashing lights on mail and newspaper delivery vehicles

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>
/1	phurley 05/03/2001	hhagen 05/07/2001	rschluet 05/08/2001	_____	lrb_docadmin 05/08/2001	lrb_docadmin 05/09/2001	

FE Sent For:

→ Not Needed

<END>

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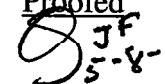
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/?	phurley	lhmk 5/7/01	 5-8-1	 JF 5-8-1			

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 lighting on mail delivery vehicles

Under current law {s.347.26(8)}, any vehicles used for mail delivery may be equipped with a flashing amber lamp or strobe light mounted at the highest practicable point. This is optional lighting equipment, and thus is not mandated on all such vehicles. In the interest of roadway safety, I would like to draft legislation requiring that mail and newspaper delivery vehicles activate 4-way flashers while delivering mail, should the above mentioned optional lighting equipment not be present.

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.



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E-mail: Rep.Ainsworth@legis.state.wi.us
♻️ Printed on recycled paper

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

4-2

4-30 h/c to Rep's office -

1) flashers on if other lamps are not on.

2) flashers on if other lamps not present - gives ↑ discretion to use other lamps

Request says "if not present" left msg for Kristina.

Kristina called - not sure of proper interpretation - will ask Rep ~~for~~ Airwork.

Kristina called - 5-1-01

Rep wants optional lights on or flashers on. So, if mail truck has optionals must use them whenever delivering mail.



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-1821/1

PJH:hmb

2001 BILL

5-3-01

Generate

1 AN ACT ...; relating to: lighting requirements for mail, newspaper, and periodical
2 delivery vehicles.

Analysis by the Legislative Reference Bureau

Under current law, motor vehicles that are used to deliver mail may be, but are not required to be, equipped with a top-mounted flashing amber lamp or strobe lamp to warn other motorists of the traffic hazard that may be created when the vehicle is being used to deliver mail. Also under current law, any motor vehicle may be equipped with flashing warning lamps that may be used whenever the vehicle poses a traffic hazard to other motorists. Directional signal lamps may be used as flashing warning lamps if they meet certain performance standards. However, current rules promulgated by the department of transportation require every motor vehicle manufactured after January 1, 1969 to be equipped with flashing warning lamps or with directional signal lamps that meet the performance standards for flashing warning lamps.

This bill requires all motor vehicles used to deliver mail, newspapers, or periodicals to employ at least one of the following whenever the vehicle is being used for delivery: a top-mounted flashing amber lamp or strobe lamp, flashing warning lamps, or directional signals that meet the performance requirements of flashing warning lamps.

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

BILL

SECTION 1

1 SECTION 1. 347.26 (1) of the statutes is amended to read:

2 347.26 (1) GENERAL RESTRICTIONS. A vehicle need not be equipped with the
3 lamps specified in this section, except as provided in subs. (6) and (8), but if a vehicle
4 is equipped with any such lamps, no person shall operate ~~such~~^{the} vehicle on a highway
5 during hours of darkness unless ~~such~~^{the} lamps comply with the requirements of this
6 section and no person shall use ~~such~~^{the} lamps in a manner inconsistent with this
7 section.

8 History: 1977 c. 29 s. 1654 (8) (a); 1983 a. 53 s. 114; 1985 a. 204; 1989 a. 134, 336; 1993 a. 496.

8 SECTION 2. 347.26 (8) of the statutes is renumbered 347.26 (8) (a) 1. and
9 amended to read:

10 347.26 (8) WARNING LAMPS FOR MAIL, NEWSPAPER, OR PERIODICAL DELIVERY
11 VEHICLES. (a) 1. Any vehicle used for mail delivery may to deliver mail, newspapers,
12 or periodicals shall be equipped with a flashing amber lamp or strobe light mounted
13 at the highest practicable point and showing to the front and rear ~~that may be used~~
14 ~~only to warn other motorists of the presence of a vehicular traffic hazard requiring~~
15 ~~the exercise of unusual care in approaching, overtaking or passing when.~~

16 2. Subdivision 1. does not apply if the vehicle used to delivery mail, newspapers,
17 or periodicals is equipped with flashing warning lamps, as described in s. 347.26 (11)
18 (a).

19 (b) Lamps specified under par. (a) 1. or 2. shall be used whenever the vehicle
20 is being used to deliver mail, newspapers, or periodicals.

21 History: 1977 c. 29 s. 1654 (8) (a); 1983 a. 53 s. 114; 1985 a. 204; 1989 a. 134, 336; 1993 a. 496.

21 SECTION 3. 347.26 (11) (a) of the statutes is amended to read:

22 347.26 (11) (a) Any Except as provided in sub. (8), any vehicle may be equipped
23 with lamps which^{that} may be used for the purpose of warning the operators of other
24 vehicles of the presence of a vehicular traffic hazard requiring the exercise of unusual

BILL

1 care in approaching, overtaking, or passing, and when so equipped may display such ^{the} ~~such~~
2 warning in addition to any other warning signals required by this section. The lamps
3 used to display ~~such~~ ^{the} warning to the front shall be mounted at the same level and as
4 widely spaced laterally as practicable, and shall display simultaneously flashing
5 white or amber lights, or any shade of color between white and amber. The lamps
6 used to display ~~such~~ ^{the} warning to the rear shall be mounted at the same level and as
7 widely spaced laterally as practicable, and shall show simultaneously flashing
8 amber or red lights, or any shade of color between amber and red. These warning
9 lights shall be visible from a distance of not less than 500 feet under normal
10 atmospheric conditions at night. Directional signals meeting the requirements of
11 this chapter shall be used or lamps meeting these requirements, mounted so as to
12 comply with turn signal installation.

13 History: 1977 c. 29 s. 1654 (8) (a); 1983 a. 53 s. 114; 1985 a. 204; 1989 a. 134, 336; 1993 a. 496.

SECTION 4. Effective date.

14 (1) This act takes effect on the first day of the 7th month beginning after
15 publication.

16 (END)

Barman, Mike

From: Barman, Mike
Sent: Wednesday, May 09, 2001 8:54 AM
To: Rep.Ainsworth
Subject: LRB-1821/1 (attached) (requested by Kristina)

Mike Barman

Mike Barman - Senior Program Asst. (PH. 608-266-3561)
(E-Mail: mike.barman@legis.state.wi.us) (FAX: 608-264-6948)

State of Wisconsin
Legislative Reference Bureau - Legal Section - Front Office
100 N. Hamilton Street - 5th Floor
Madison, WI 53703



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

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STEPHEN R. MILLER
CHIEF

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

May 8, 2001

MEMORANDUM

To: Representative Ainsworth

From: Peggy J. Hurley, Legislative Attorney

Re: LRB-1821/1 Requiring 4-way flashing lights on mail and newspaper delivery vehicles

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.