

2001 ASSEMBLY BILL 757

January 28, 2002 – Introduced by Representatives DUFF, PETROWSKI, LIPPERT, MILLER, JESKEWITZ, KRAWCZYK, STARZYK, SERATTI, SYKORA, ALBERS and GUNDERSON, cosponsored by Senators BURKE, DARLING and ROSENZWEIG, by request of Independence First, State Medical Society, Tell My Mom, Wisconsin School Bus Association, Safe and Fast Extrication, International Association of Fire Chiefs – Transportation Committee, Park Falls Fire and Rescue and Kronenwetter Fire Department and First Responders. Referred to Committee on Highway Safety.

1 **AN ACT** *to amend* 20.395 (3) (cx) and 20.395 (4) (ax); and *to create* 85.285 of the
2 statutes; **relating to:** vehicle extrication training grants, granting
3 rule-making authority, and making an appropriation.

Analysis by the Legislative Reference Bureau

This bill requires the department of transportation (DOT) to make an annual grant of \$375,000, beginning in fiscal year 2002–03, to an organization to teach extrication techniques and skills to rescue personnel for various vehicles. Individuals providing the teaching on behalf of the organization must have experience in teaching extrication techniques and skills. After awarding a grant, DOT must enter into a written agreement with the recipient of the grant that specifies the conditions for use of the grant proceeds and requires the grant recipient to avoid conflicts of interest in the acquisition or use of vehicle extrication equipment, as determined by rule by DOT.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

4 **SECTION 1.** 20.395 (3) (cx) of the statutes is amended to read:

ASSEMBLY BILL 757**SECTION 1**

1 20.395 (3) (cx) *State highway rehabilitation, federal funds.* All moneys
2 received from the federal government for improvement of existing state trunk and
3 connecting highways; for improvement of bridges on state trunk or connecting
4 highways and other bridges for which improvement is a state responsibility, for
5 necessary approach work for such bridges and for replacement of such bridges with
6 at-grade crossing improvements; for the construction and rehabilitation of the
7 national system of interstate and defense highways and bridges and related
8 appurtenances; for special maintenance activities under s. 84.04 on roadside
9 improvements ~~and~~; for the disadvantaged business demonstration and training
10 program under s. 84.076; and for vehicle extrication training grants under s. 85.285,
11 for such purposes.

12 **SECTION 2.** 20.395 (4) (ax) of the statutes, as affected by 2001 Wisconsin Act 16,
13 is amended to read:

14 20.395 (4) (ax) *Departmental management and operations, federal funds.* All
15 moneys received from the federal government for the administration and
16 management of departmental programs except those programs under subs. (2) (bx)
17 and (dx) and (3) (ix), ~~and~~; for departmental planning and administrative activities,
18 including all moneys received as federal aid as authorized by the governor under s.
19 16.54 to promote highway safety and continue the local traffic safety representatives
20 program and for purposes of s. 85.07 ~~and~~; for activities related to the transportation
21 employment and mobility program under s. 85.24 that are not funded from the
22 appropriation under sub. (1) (bs), (bv), or (bx); and for vehicle extrication training
23 grants under s. 85.285; and to transfer to the appropriation account under s. 20.505
24 (1) (z) the amounts in the schedule under s. 20.505 (1) (z), for such purposes.

25 **SECTION 3.** 85.285 of the statutes is created to read:

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1 **85.285 Vehicle extrication training grants. (1)** From the appropriations
2 under s. 20.395 (3) (cx) or (4) (ax), the department shall award a grant of \$375,000
3 from federal funds received under 23 USC 402 in fiscal year 2002–03 and in each
4 fiscal year thereafter to an organization that has the knowledge, experience, and
5 networking capabilities that are necessary to design and implement vehicle
6 extrication certification courses that meet any applicable standards of the National
7 Fire Protection Association, and train–the–trainer programs that prepare and train
8 instructors to teach extrication skills and techniques to rescue personnel for all types
9 of vehicles. A grant may not be awarded under this subsection to a manufacturer or
10 seller of vehicle extrication equipment.

11 **(2)** Grants awarded under sub. (1) may be used to provide vehicle extrication
12 certification courses, learning symposiums, and train–the–trainer programs;
13 extrication research and development; design and development of curriculum
14 materials; professional services; and acquisition of tools and equipment for the
15 implementation of vehicle extrication certification courses and train–the–trainer
16 programs. All such programs and courses shall include certification related to
17 vehicle extrication knowledge, skills, techniques, and countermeasures necessary
18 for rescue personnel to implement solutions that provide a quick and safe extrication
19 rescue for automobiles, school buses, motor carriers, taxicabs, commuter car pool or
20 van pool vehicles, light trucks, heavy trucks, and vehicles providing specialized
21 transportation services to the disabled.

22 **(3)** Upon awarding a grant under sub. (1), the department shall enter into a
23 written agreement with the recipient of the grant that specifies the conditions for use
24 of the grant proceeds, including the use of any training curriculum developed with
25 grant proceeds, and which requires the recipient of the grant to avoid any situation

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1 that would create a conflict of interest, or the appearance of a conflict of interest, with
2 respect to the acquisition or use of any vehicle extrication equipment, as determined
3 by the department by rule.

4 **SECTION 4. Nonstatutory provisions.**

5 (1) The department of administration shall submit in proposed form the rule
6 required under section 85.285 (3) of the statutes, as created by this act, to the
7 legislative council staff under section 227.15 (1) of the statutes no later than the first
8 day of the 4th month beginning after the effective date of this subsection.

9 **SECTION 5. Effective date.**

10 (1) This act takes effect on July 1, 2002.

11 (END)