

2003 DRAFTING REQUEST

Bill

Received: 02/12/2004

Received By: **smiller**

Wanted: **Soon**

Identical to LRB:

For: **Dale Schultz (608) 266-0703**

By/Representing: **Tom Jackson (aide)**

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

Drafter: **agary**

May Contact:

Addl. Drafters:

Subject: **Transportation - highways**

Extra Copies: **PJH**

Submit via email: **YES**

Requester's email: **Sen.Schultz@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Including attractions on specific information signs

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>
/?							S&L
/P1	agary 02/12/2004	wjackson 02/17/2004	pgreensl 02/19/2004		mbarman 02/19/2004		S&L
		wjackson 02/18/2004					

<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	agary 02/21/2004	wjackson 02/23/2004	rschluet 02/23/2004	_____	lemery 02/23/2004		S&L
/2	agary 03/02/2004	wjackson 03/02/2004	rschluet 03/03/2004	_____	lemery 03/03/2004	lemery 03/03/2004	

FE Sent For:

<END>

↪ At Intro.

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/P1	agary 02/12/2004	wjackson 02/17/2004 wjackson 02/18/2004	pgreensl 02/19/2004		mbarman 02/19/2004		S&L

Handwritten scribbles and numbers over the Drafting History table. The scribbles are large, overlapping loops. Below the scribbles, the numbers '3', '4', and 'P6' are written. The '3' is written twice, once above the 'Typed' column and once below the 'Typed' column. The '4' is written below the 'Typed' column. The 'P6' is written to the right of the 'Submitted' column.

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FE Sent For:

1/2 Wlj 3/2

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1 wlj 423

FE Sent For:

<END>

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1?	agary	1/17/04	2/3/04				

2/19/04
 PJH
 <END>

FE Sent For:

Miller, Steve

From: Jackson, Tom
Sent: Thursday, February 12, 2004 1:16 AM
To: Miller, Steve
Subject: Bill draft request from Sen. Schultz

Mr. Miller,

This is a request from Senator Dale Schultz for a bill draft. Dale would like to add "Attractions" to "Gas", "Food" and "Lodging" categories eligible for the blue Specific Information Signs located usually on four-lane highways. In talking to Dave Vieth at DOT, we understand a state can now do this, however I understood Vieth to say that legislation would be needed in Wisconsin to introduce the "Attractions" category. Vieth can be contacted, you can tell him Schultz is authoring it. The one concern Dale has is that eligibility not be restricted to so-called major attractions, for example casinos. In rural areas, there isn't much but 'small' attractions, with limited attendance, days of operation, hours, etc. I realize these relative details might only be addressed in admin. rules, but wanted to make the drafter aware, in case there was any verbiage that could be included to ensure little attractions in rural areas have a chance.

Please call with any question,
Tom Jackson
Senator Dale Schultz
6.0703
cell 608.220.2878
tom.jackson@legis.state.wi.us

-----Original Message-----

From: Vieth, David
Sent: Wednesday, January 28, 2004 1:07 PM
To: Jackson, Tom
Subject: Specific Service Signs

Here is a link to the most recent federal MUTCD (Manual on Uniform Traffic Control Devices) provision on specific service signs (specific information signs or SIS), which is Chapter 2F of the manual. Eligibility requirements are in section 2F.01 including the very limited guidance offered with regard to attractions.

<http://mutcd.fhwa.dot.gov/HTM/2003/part2/part2f.htm>

[note: Wisconsin had not yet adopted this version of the MUTCD since it has only recently been published, but there were no significant changes to this portion of the manual from the Millennium edition that has been formally adopted under Wisconsin law.]



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Manual on Uniform Traffic Control Devices (MUTCD)



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Chapter 2F. Specific Service Signs

Section 2F.01 Eligibility

Standard:

Specific Service signs shall be defined as guide signs that provide road users with business identification and directional information for services and for eligible attractions.

Guidance:

The use of Specific Service signs should be limited to areas primarily rural in character or to areas where adequate sign spacing can be maintained.

Option:

Where an engineering study determines a need, Specific Service signs may be used on any class of highways.

Guidance:

Specific Service signs should not be installed at an interchange where the road user cannot conveniently reenter the freeway or expressway and continue in the same direction of travel.

Standard:

Eligible service facilities shall comply with laws concerning the provisions of public accommodations without regard to race, religion, color, age, sex, or national origin, and laws concerning the licensing and approval of service facilities.

The attraction services shall include only facilities which have the primary purpose of providing amusement, historical, cultural, or leisure activities to the public.

Guidance:

Distances to eligible services should not exceed 4.8 km (3 mi) in either direction.

Option:

If, within the 4.8 km (3 mi) limit, facilities for the services being considered are not available or choose not to participate in the program, the limit of eligibility may be extended in 4.8 km (3 mi) increments until one or more facilities for the services being considered chooses to participate, or until 25 km (15 mi) is reached, whichever comes first.

Guidance:

If State or local agencies elect to provide Specific Service signing, there should be a



statewide policy for such signing and criteria for the availability of the various types of services. The criteria should consider the following:

- A. To qualify for a GAS logo panel, a business should have:
 1. Vehicle services including gas and/or alternative fuels, oil, and water;
 2. Modern sanitary facilities and drinking water;
 3. Continuous operation at least 16 hours per day, 7 days per week for freeways and expressways, and continuous operation at least 12 hours per day, 7 days per week for conventional roads; and
 4. Public telephone.
- B. To qualify for a FOOD logo panel, a business should have:
 1. Licensing or approval, where required;
 2. Continuous operations to serve at least two meals per day, at least 6 days per week;
 3. Public telephone; and
 4. Modern sanitary facilities.
- C. To qualify for a LODGING logo panel, a business should have:
 1. Licensing or approval, where required;
 2. Adequate sleeping accommodations;
 3. Public telephone; and
 4. Modern sanitary facilities.
- D. To qualify for a CAMPING logo panel, a business should have:
 1. Licensing or approval, where required;
 2. Adequate parking accommodations; and
 3. Modern sanitary facilities and drinking water.
- E. To qualify for an ATTRACTION logo panel, a facility should have:
 1. Regional significance; and
 2. Adequate parking accommodations.

Section 2F.02 Application

Standard:

The number of Specific Service signs along an approach to an interchange or intersection, regardless of the number of service types displayed, shall be limited to a maximum of four. In the direction of traffic, successive Specific Service signs shall be for attraction, camping, lodging, food, and gas services, in that order.

A Specific Service sign shall display the word message GAS, FOOD, LODGING, CAMPING, or ATTRACTION, an appropriate directional legend such as the word message EXIT XX, NEXT RIGHT, SECOND RIGHT, or directional arrows, and the related logo sign panels. No more than three types of services shall be represented on any sign or sign assembly. If three types of services are shown on one sign, then the logo panels shall be limited to two for each service (for a total of six logo panels). The legend and logo panels applicable to a service type shall be displayed such that the road user will not associate them with another service type on the same sign. No service type shall appear on more than one sign. The signs shall have a blue background, a white border, and white legends of upper-case letters, numbers, and arrows.

Guidance:

The Specific Service signs should be located to take advantage of natural terrain, to have the least impact on the scenic environment, and to avoid visual conflict with other signs within the highway right-of-way.

Option:

GAS, FOOD, LODGING, and CAMPING signs may be used on any class of highway.

General Service signs (see Sections 2D.45 and 2E.51) may be used in conjunction with Specific Service signs for eligible types of services that are not represented by a Specific

Service sign.

Support:

Examples of Specific Service signs are shown in Figure 2F-1. Examples of sign locations are shown in Figure 2F-2.

Figure 2F-1 Examples of Specific Service Signs

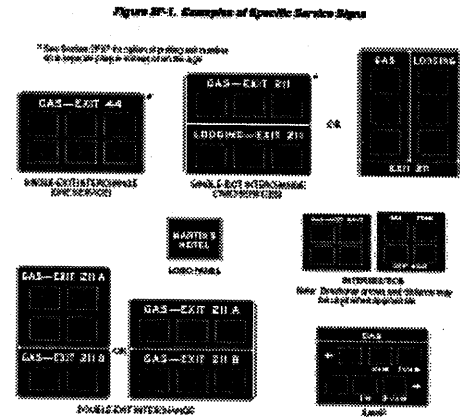
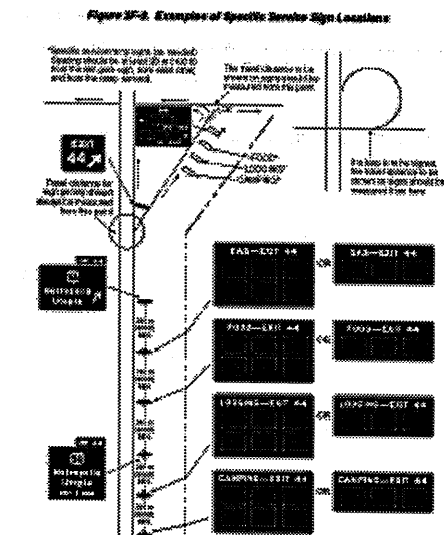


Figure 2F-2 Examples of Specific Service Sign Locations



Section 2F.03 Logos and Logo Panels

Standard:

A logo shall be either an identification symbol/trademark or a word message. Each logo shall be placed on a separate logo panel which shall be attached to the Specific Service sign. Symbols or trademarks used alone for a logo shall be reproduced in the colors and general shape consistent with customary use, and any integral legend shall be in proportionate size. A logo that resembles an official traffic control device shall not be used.

Guidance:

A word message logo, not using a symbol or trademark, should have a blue background with white legend and border.

Option:

Where business identification symbols or trademarks are used alone for a logo, the border may be omitted from the logo panel.

A portion at the bottom of a GAS logo panel may be used to display the legends for alternative fuels (see [Section 2E.51](#)) available at the facility. A portion at the bottom of a FOOD logo panel may be used to display the word CLOSED and the day of the week when the facility is closed.

Section 2F.04 Number and Size of Logos and Signs

Guidance:

Sign sizes should be determined by the amount and height of legend and the number and size of logo panels attached to the sign. All logo panels on a sign should be the same size.

Standard:

Each Specific Service sign or sign assembly shall be limited to no more than six logo panels. There shall be no more than four logo panels for one of the two service types on the same sign or sign assembly.

Support:

[Section 2F.08](#) contains information regarding Specific Service signs for double-exit interchanges.

Standard:

Each logo panel attached to a Specific Service sign shall have a rectangular shape with a width longer than the height. A logo panel on signs for freeways and expressways shall not exceed 1500 mm (60 in) in width and 900 mm (36 in) in height. A logo panel on signs for conventional roads and ramps shall not exceed 750 mm (30 in) in width and 450 mm (18 in) in height. The vertical and horizontal spacing between logo panels shall not exceed 200 mm (8 in) and 300 mm (12 in), respectively.

Support:

[Sections 2A.15](#), [2E.14](#), and [2E.15](#) contain information regarding borders, interline spacing, and edge spacing.

Section 2F.05 Size of Lettering

Standard:

All letters and numerals on Specific Service signs, except on the logo panels, shall be a minimum height of 250 mm (10 in) for signs on freeways and expressways, and 150 mm (6 in) for signs on conventional roads and ramps.

Guidance:

Any legend on a symbol/trademark should be proportional to the size of the symbol/trademark.

Section 2F.06 Signs at Interchanges

Standard:

The Specific Service signs shall be installed between the previous interchange and at least 245 m (800 ft) in advance of the Exit Direction sign at the interchange from which the services are available (see [Figure 2F-2](#)).

Guidance:

There should be at least a 245 m (800 ft) spacing between the Specific Service signs, except for Specific Service ramp signs. However, excessive spacing is not desirable.

Specific Service ramp signs should be spaced at least 30 m (100 ft) from the exit gore sign, from each other, and from the ramp terminal.

Section 2F.07 Single-Exit Interchanges

Standard:

At single-exit interchanges, the name of the service type followed by the exit number shall be displayed on one line above the logo panels. At unnumbered interchanges, the directional legend NEXT RIGHT (LEFT) shall be used.

At single-exit interchanges, Specific Service ramp signs shall be installed along the ramp or at the ramp terminal for facilities that have logo panels displayed along the main roadway if the facilities are not readily visible from the ramp terminal. Directions to the service facilities shall be indicated by arrows on the ramp signs. Logo panels on Specific Service ramp signs shall be duplicates of those displayed on the Specific Service signs located in advance of the interchange, but shall be reduced in size.

Guidance:

Specific Service ramp signs should include distances to the service facilities.

Option:

An exit number plaque (see [Section 2E.28](#)) may be used instead of the exit number on the signs located in advance of an interchange.

The reduced size logo panels and signs also may be installed along the crossroad.

Section 2F.08 Double-Exit Interchanges

Guidance:

At double-exit interchanges, the Specific Service signs should consist of two sections, one for each exit (see [Figure 2F-1](#)).

Standard:

At a double-exit interchange, the top section shall display the logo panels for the first exit and the bottom section shall display the logo panels for the second exit. The name of the service type and the exit number shall be displayed above the logo panels in each section. At unnumbered interchanges, the word message NEXT RIGHT (LEFT) and SECOND RIGHT (LEFT) shall be used in place of the exit number. The number of logo panels on the sign (total of both sections) or the sign assembly shall be limited to six.

Option:

At a double-exit interchange where there are four logo panels to be displayed for one of the exits and one or two logo panels to be displayed for the other exit, the logo panels may be arranged in three rows with two logo panels per row.

At a double-exit interchange, where a service is to be signed for only one exit, one section of the Specific Service sign may be omitted, or a single exit interchange sign may be used. Signs on ramps and crossroads as described in Section 2F.07 may be used at a double-exit interchange.

Section 2F.09 Signs at Intersections

Standard:

Where both tourist-oriented information (see [Chapter 2G](#)) and specific service information would be needed at the same intersection, the design of the tourist-

oriented directional signs shall be used, and the needed specific service information shall be incorporated.

Guidance:

If Specific Service signs are used on conventional roads or at intersections on expressways, they should be installed between the previous interchange or intersection and at least 90 m (300 ft) in advance of the intersection from which the services are available.

The spacing between signs should be determined on the basis of an engineering study.

Logo panels should not be displayed for a type of service for which a qualified facility is readily visible.

Standard:

If Specific Service signs are used on conventional roads or at intersections on expressways, the name of each type of service shall be displayed above its logo panel(s), together with an appropriate legend such as NEXT RIGHT (LEFT) or a directional arrow on the same line.

Option:

If Specific Service signs are used on conventional roads or at intersections on expressways, the NEXT RIGHT (LEFT) or other applicable directional legend or action message may be displayed below instead of above the logo panels.

Signs similar to Specific Service ramp signs as described in [Section 2F.07](#) may be provided on the crossroad.

Section 2F.10 Signing Policy

Guidance:

Each highway agency that elects to use Specific Service signs should establish a signing policy that includes, as a minimum, the guidelines of [Section 2F.01](#) and at least the following criteria:

- A. Selection of eligible businesses;
- B. Distances to eligible services;
- C. The use of logo panels, legends, and signs conforming with this Manual and State design requirements;
- D. Removal or covering of logo panels during off seasons for business that operate on a seasonal basis;
- E. The circumstances, if any, under which Specific Service signs may be used in nonrural areas; and
- F. Determination of the costs to businesses for initial permits, installations, annual maintenance, and removal of logo panels.

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Needed by
2/19
end of day

WLj

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

LPS:
Please
check
auto refs.

D-Note

Gen

1 AN ACT ...; relating to: displaying attractions on highway specific information
2 signs.

Analysis by the Legislative Reference Bureau

The federal Highway Beautification Act limits the placement of signs visible from interstate and federal-aid primary highways. Current state law incorporates these requirements and allows, with limitations, the Department of Transportation (DOT) to erect and maintain certain informational signs to assist motorists traveling along state highways. DOT may, with restrictions, authorize the erection and maintenance, on designated state highways, of specific information signs, which notify motorists that certain businesses located near a highway are available to provide gas, food, lodging, or camping to motorists. DOT also may, with restrictions, erect and maintain tourist-oriented directional signs to provide identification of and directional information for tourist-related businesses, services, or activities that derive the majority of their income or visitors during the normal business season from motorists not residing in the immediate area where the businesses, services, or activities are located.

This bill allows specific information signs to display the word "attraction," along with "gas," "food," "lodging," and "camping," and allows a sign mounted on the specific information sign to identify the attraction. Consistent with federal law directives, an attraction under the bill must have all of the following:

- 1. A primary purpose of providing amusement, historical, cultural, or leisure activities of interest to the traveling public and be owned or operated by a governmental entity; a publicly or privately owned site of natural phenomena or of

be R

historic, cultural, scientific, educational, or religious interest; or ^{be} an area of natural scenic beauty or naturally suited for outdoor recreation.

2. Regional significance.

3. Adequate parking.

For further information see the *state and local* 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:

1 **SECTION 1.** 86.195 (1) (a) [✓] of the statutes is renumbered 86.195 (1) (ar) [✓].

2 **SECTION 2.** 86.195 (1) (am) [✓] of the statutes is created to read:

3 86.195 (1) (am) "Business" includes an attraction, whether public or private,
4 described in sub. (3) (e) [✓].

History: 1981 c. 362, 391; 1985 a. 29; 1985 a. 182 s. 57; 1987 a. 137; 1987 a. 403 s. 256; 1989 a. 98, 315; 1991 a. 265, 269, 315; 1993 a. 16, 237, 246; 1997 a. 124, 237; 1999 a. 9.

5 **SECTION 3.** 86.195 (1) (d) 1. [✓] of the statutes is amended to read:

6 86.195 (1) (d) 1. One or more of the words "GAS", "FOOD", "LODGING" ~~and,~~
7 "CAMPING", or "ATTRACTION";

History: 1981 c. 362, 391; 1985 a. 29; 1985 a. 182 s. 57; 1987 a. 137; 1987 a. 403 s. 256; 1989 a. 98, 315; 1991 a. 265, 269, 315; 1993 a. 16, 237, 246; 1997 a. 124, 237; 1999 a. 9.

8 **SECTION 4.** 86.195 (3) (intro.) [✓] of the statutes is amended to read:

9 86.195 (3) MOTORIST SERVICES. (intro.) Specific information signs may only
10 include business signs for the following categories of motorist services: "GAS",
11 "FOOD", "LODGING" ~~and,~~ "CAMPING", and "ATTRACTION". To qualify for
12 display on a specific information sign a business must meet the following standards
13 for the respective category of motorist service:

History: 1981 c. 362, 391; 1985 a. 29; 1985 a. 182 s. 57; 1987 a. 137; 1987 a. 403 s. 256; 1989 a. 98, 315; 1991 a. 265, 269, 315; 1993 a. 16, 237, 246; 1997 a. 124, 237; 1999 a. 9.

14 **SECTION 5.** 86.195 (3) (e) [✓] of the statutes is created to read:

15 86.195 (3) (e) "ATTRACTION" shall have:

16 1. A primary purpose of providing amusement, [✓] historical, [✓] cultural, [✓] or leisure
17 activities of interest [✓] to the traveling public and shall be at least one of the following:

- 1 a. Owned or operated by a state, federal, or local government. ✓
- 2 b. A publicly or privately owned site of natural phenomena or of historic,
- 3 cultural, scientific, educational, or religious interest. ✓
- 4 c. An area of natural scenic beauty or naturally suited for outdoor recreation. ✓
- 5 2. Regional significance ^{STET} and ~~and~~
- 6 3. Adequate parking accommodations.

History: 1981 c. 362, 391; 1985 a. 29; 1985 a. 182 s. 57; 1987 a. 137; 1987 a. 403 s. 256; 1989 a. 98, 315; 1991 a. 265, 269, 315; 1993 a. 16, 237, 246; 1997 a. 124, 237; 1999 a. 9.

SECTION 6. 86.195 (4) (b) of the statutes is amended to read:

86.195 (4) (b) The relative location of successive specific information signs near a particular intersection shall be in the following order, as seen by the traveling public: "ATTRACTION", "CAMPING", "LODGING", "FOOD" and "GAS".

History: 1981 c. 362, 391; 1985 a. 29; 1985 a. 182 s. 57; 1987 a. 137; 1987 a. 403 s. 256; 1989 a. 98, 315; 1991 a. 265, 269, 315; 1993 a. 16, 237, 246; 1997 a. 124, 237; 1999 a. 9.

SECTION 7. 86.195 (10) (a) of the statutes is amended to read:

86.195 (10) (a) Subsections (2) to (8) are adapted from and in substantial conformity with the federal standards promulgated by the U.S. secretary of transportation under 23 USC 109 (d), 131 (f) and 315 as codified in 23 CFR 655.301 to 655.310 (1980) and 23 CFR 750.

History: 1981 c. 362, 391; 1985 a. 29; 1985 a. 182 s. 57; 1987 a. 137; 1987 a. 403 s. 256; 1989 a. 98, 315; 1991 a. 265, 269, 315; 1993 a. 16, 237, 246; 1997 a. 124, 237; 1999 a. 9.

SECTION 8. Nonstatutory provisions.

^{A.R. (A)} (1) The department of transportation shall, no later than the first day of the 7th month beginning after the effective date of this subsection ^{...} [revisor inserts] ^{date}, adopt, under section 84.02 (4) (e) of the statutes, chapter 2F of the U.S. Department of Transportation Manual on Uniform Traffic Control Devices (2003 edition) relating to specific service signs.

SECTION 9. Effective dates. This act takes effect on the first day of the 7th month beginning after publication, except as follows:

A.R. (A) A.R. (B)
this
^

1

(1) The treatment of SECTION 8 (1) of the act takes effect on the day after publication.

2

3

(END)

D - note

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

LRB-4256/P1dn

ARG:./:....

Wlj

ATTN: Tom Jackson

The attached draft attempts to incorporate information gleaned from the US DOT MUTCD and from federal law as specified in 23 USC 131 (f) and 23 CFR 750.105 (c), with guidances from 23 CFR 750.153 (r).

Under Wisconsin law, specific information signs (SIS) may not currently include an "attraction," but tourist-oriented directional signs (TODS) may. However, there are certain restrictions on TODS that do not apply to SIS. Under s. 86.196 (3) and (4), SIS and TODS may not be placed within the same highway right-of-way.

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

LRB-4256/P1dn
ARG:wlj:pg

February 18, 2004

ATTN: Tom Jackson

The attached draft attempts to incorporate information gleaned from the US DOT MUTCD and from federal law as specified in 23 USC 131 (f) and 23 CFR 750.105 (c), with guidances from 23 CFR 750.153 (r).

Under Wisconsin law, specific information signs (SIS) may not currently include an "attraction," but tourist-oriented directional signs (TODS) may. However, there are certain restrictions on TODS that do not apply to SIS. Under s. 86.196 (3) and (4), SIS and TODS may not be placed within the same highway right-of-way.

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

Gary, Aaron

From: Jackson, Tom
Sent: Friday, February 20, 2004 5:14 PM
To: Gary, Aaron
Subject: FW: LRB-4256

Gary,

Senator Schultz has no changes, may we please have the /1 version.

Thank you,
Tom Jackson
Senator Dale Schultz
tom.jackson@legis.state.wi.us

-----Original Message-----

From: Gary, Aaron
Sent: Friday, February 20, 2004 8:50 AM
To: Jackson, Tom
Subject: LRB-4256



03-4256/P1

Aaron R. Gary
Legislative Attorney
Legislative Reference Bureau
608.261.6926 (voice)
608.264.6948 (fax)
aaron.gary@legis.state.wi.us



State of Wisconsin
2003 - 2004 LEGISLATURE

TODAY
Mon

LRB-4256/1

ARG:wlj:pg

No changes

R M R

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Regen

1 AN ACT ~~to renumber~~ 86.195 (1) (a); *to amend* 86.195 (1) (d) 1., 86.195 (3) (intro.),
2 86.195 (4) (b) and 86.195 (10) (a); and *to create* 86.195 (1) (am) and 86.195 (3)
3 (e) of the statutes; **relating to:** displaying attractions on highway specific
4 information signs.

Analysis by the Legislative Reference Bureau

The federal Highway Beautification Act limits the placement of signs visible from interstate and federal-aid primary highways. Current state law incorporates these requirements and allows, with limitations, the Department of Transportation (DOT) to erect and maintain certain informational signs to assist motorists traveling along state highways. DOT may, with restrictions, authorize the erection and maintenance, on designated state highways, of specific information signs, which notify motorists that certain businesses located near a highway are available to provide gas, food, lodging, or camping to motorists. DOT also may, with restrictions, erect and maintain tourist-oriented directional signs to provide identification of and directional information for tourist-related businesses, services, or activities that derive the majority of their income or visitors during the normal business season from motorists not residing in the immediate area where the businesses, services, or activities are located.

This bill allows specific information signs to display the word "attraction," along with "gas," "food," "lodging," and "camping," and allows a sign mounted on the specific information sign to identify the attraction. Consistent with federal law directives, an attraction under the bill must have all of the following:

1. A primary purpose of providing amusement, historical, cultural, or leisure activities of interest to the traveling public and be owned or operated by a governmental entity; be a publicly or privately owned site of natural phenomena or of historic, cultural, scientific, educational, or religious interest; or be an area of natural scenic beauty or naturally suited for outdoor recreation.

2. Regional significance.

3. Adequate parking.

For further information see the *state and local* 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:

1 **SECTION 1.** 86.195 (1) (a) of the statutes is renumbered 86.195 (1) (ar).

2 **SECTION 2.** 86.195 (1) (am) of the statutes is created to read:

3 86.195 (1) (am) "Business" includes an attraction, whether public or private,
4 described in sub. (3) (e).

5 **SECTION 3.** 86.195 (1) (d) 1. of the statutes is amended to read:

6 86.195 (1) (d) 1. One or more of the words "GAS", "FOOD", "LODGING" and,
7 "CAMPING", or "ATTRACTION";

8 **SECTION 4.** 86.195 (3) (intro.) of the statutes is amended to read:

9 86.195 (3) MOTORIST SERVICES. (intro.) Specific information signs may only
10 include business signs for the following categories of motorist services: "GAS",
11 "FOOD", "LODGING" and, "CAMPING", and "ATTRACTION". To qualify for
12 display on a specific information sign a business must meet the following standards
13 for the respective category of motorist service:

14 **SECTION 5.** 86.195 (3) (e) of the statutes is created to read:

15 86.195 (3) (e) "ATTRACTION" shall have:

16 1. A primary purpose of providing amusement, historical, cultural, or leisure
17 activities of interest to the traveling public and shall be at least one of the following:

1 a. Owned or operated by a state, federal, or local government.

2 b. A publicly or privately owned site of natural phenomena or of historic,
3 cultural, scientific, educational, or religious interest.

4 c. An area of natural scenic beauty or naturally suited for outdoor recreation.

5 2. Regional significance; and

6 3. Adequate parking accommodations.

7 **SECTION 6.** 86.195 (4) (b) of the statutes is amended to read:

8 86.195 (4) (b) The relative location of successive specific information signs near
9 a particular intersection shall be in the following order, as seen by the traveling
10 public: “ATTRACTION”, “CAMPING”, “LODGING”, “FOOD” and “GAS”.

11 **SECTION 7.** 86.195 (10) (a) of the statutes is amended to read:

12 86.195 (10) (a) Subsections (2) to (8) are adapted from and in substantial
13 conformity with the federal standards promulgated by the U.S. secretary of
14 transportation under 23 USC 109 (d), 131 (f) and 315 as codified in 23 CFR 655.301
15 to 655.310 (1980) and 23 CFR 750.

16 **SECTION 8. Nonstatutory provisions.**

17 (1) The department of transportation shall, no later than the first day of the
18 7th month beginning after the effective date of this subsection, adopt, under section
19 84.02 (4) (e) of the statutes, chapter 2F of the U.S. department of transportation
20 manual on uniform traffic control devices, 2003 edition, relating to specific service
21 signs.

22 **SECTION 9. Effective dates.** This act takes effect on the first day of the 7th
23 month beginning after publication, except as follows:

Gary, Aaron

From: Gary, Aaron
Sent: Thursday, February 26, 2004 11:08 AM
To: Jackson, Tom; Boardman, Kristina
Subject: RE: From tom jackson, re "Attractions" SIS bill

Tom,

I already responded re section 8.
Re section 7, I reviewed the fed regs again and agree with Mr. Vieth.
Re section 5, since subds. 1. a. to c. were taken from the fed regs, I agree that they can be dropped here.
However, the language in subd. 1. (intro.) is taken from the fed MUTCD, so it is not incorrect, although from a review of the MUTCD, I certainly see where Mr. Vieth is coming from on this. If DOT is NOT going to prescribe rules for eligibility, then what is now subd. 1. (intro.) is definitely needed. If DOT does prescribe rules, DOT would basically cover this by rule. Since I understand that you do not want the rule making provision, I suggest that subd. 1. (intro.) be retained to completely track the fed MUTCD and subds. 1. a. to c. be eliminated.
Re the OAAW provisions, I would like to discuss these with you and Kristina when Kristina has a chance. I'm not sure that I understand what is wanted here. As to part a), who would be prohibiting the sign under current law? And as to part b), if I am understanding this correctly, this seems to raise issues of compliance with 23 USC 131.

Aaron R. Gary
Legislative Attorney
Legislative Reference Bureau
608.261.6926 (voice)
608.264.6948 (fax)
aaron.gary@legis.state.wi.us

-----Original Message-----

From: Jackson, Tom
Sent: Wednesday, February 25, 2004 7:17 PM
To: Gary, Aaron; Boardman, Kristina
Subject: From tom jackson, re "Attractions" SIS bill

Aaron,

1) Regarding Vieth's points: If you fully agree that section 8, section 7 or part of section 5 are not necessary, they can go. As for Vieth's desire to add DOT rule promulgating authority - we do not want that. On his remaining points - number of signs permitted, terminology, etc., we think DOT could pursue a technical corrections bill - we don't want to address them.

2) Also for the 4256/2 version for Sen. Schultz, Dale wants to accommodate two requests from the Outdoor Advertising Assn. of WI. The OAAW contact, if you need one, is lobbyist Janet Swandby, 608.286.0764, swandby@swandby.com. Related to competition concerns, OAAW wants assurance that businesses eligible for an Attraction SIS sign also be eligible for an off-right-of-way billboard or private directional sign.

a) Add a provision assuring that attractions advertised on an Attraction SIS sign cannot be prohibited from having a private (billboard) sign under 84.30 including private directional signs, in the same vicinity as the Attraction SIS sign. (If necessary to define 'vicinity', use eight miles.)

b) Add a provision stating that, if an attraction is eligible for an Attraction SIS sign, then that attraction is also eligible for a private directional sign. (This may need to be a change to 84.30.) Swandby worded it this way: Specify that the criteria for private directional signs could not be more restrictive than the criteria for attractions advertised on SIS signs.

Tom Jackson
Senator Dale Schultz
tom.jackson@legis.state.wi.us

P.S: LRB 4256/1 and LRB 4316/1 are identical to AB 870 which will have a committee hearing tomorrow, 2.26. Dale's hope is to introduce on Fr., 2.27 a senate version that we understand will also be acceptable to Assembly author Rep. Ainsworth.

-----Original Message-----

From: Gary, Aaron
Sent: Wednesday, February 25, 2004 3:25 PM
To: Jackson, Tom; Boardman, Kristina
Subject: RE: From tom jackson, re "Attractions" SIS bill

Tom,

I glossed this, as things are really busy right now. Re section 8, I guess this is simply a miscommunication / misreading on my part. I drafted the bill based in part on your e-mail to me dated 2/13/04 containing certain information from Mr. Vieth. I had interpreted Mr. Vieth's comments to mean that Wis had not adopted that portion of the fed MUTCD that allows "attractions" on SIS. Since current wis statutes require all signs to comply with the MUTCD version adopted by Wis, I thought there was a problem. But apparently I was misreading Mr. Vieth's e-mail; apparently Wis has adopted some version that allows "attractions" on SIS, and that was my only concern. If this is the case, then sec. 8 can come out.

Do you want me to address the remainder of the e-mail? If so, let me know and I will look at it as I have time.

I will wait for specific directions before drafting any amendments or redrafting (I cannot recall if this is introduced or not). Aaron

Aaron R. Gary
Legislative Attorney
Legislative Reference Bureau
608.261.6926 (voice)
608.264.6948 (fax)
aaron.gary@legis.state.wi.us

-----Original Message-----

From: Jackson, Tom
Sent: Wednesday, February 25, 2004 2:40 PM
To: Gary, Aaron; Boardman, Kristina
Subject: From tom jackson, re "Attractions" SIS bill

To Attorney Aaron Gary, LRB
Kristina Boardman, Rep. John Ainsworth
From Tom Jackson, Senator Dale Schultz
Subj FYI and Aaron - your reaction please.

-----Original Message-----

From: Vieth, David
Sent: Wednesday, February 25, 2004 11:30 AM
To: Jackson, Tom
Subject: RE: from tom jackson, re "Attractions" SIS bill

Tom, thanks for the opportunity. Here are my thoughts. (Keep in mind I'm not an attorney, and these are my thoughts- not a formal position of the department at this time.)

From my perspective section 8 is unnecessary and also problematic. It is unnecessary since the Department, on April 4, 2002, adopted the Millennium version of the MUTCD through the Wisconsin Manual On Uniform Traffic Control Devices, Supplement To The Manual On Uniform Traffic Control Devices. That version, to the best of my knowledge, contains no substantive changes in Chapter 2F., Specific Service Signs, from the 2003 edition. Therefore, section 8 of the bill serves no purpose. As to the problem it creates, the Department has until December 2005 to review the 2003 edition and determine what modifications would be proposed for the Wisconsin Manual before submitting for federal review and approval. This includes outreach to local governments since the manual adopted by the Department constitutes the standards for all public roads in Wisconsin. The

process of adopting one specific section and the time frame provided in section 8 would not be consistent with the federal process or allow adequate time to accomplish the task. At best, it seems to be an unnecessary complication to the bill.

Section 7 adds a reference to 23 CFR 750 that is not relevant. 23CFR 750 has to do with off right-of-way signs and does not establish standards for on right of way signs. This same confusion is reflected in the LRB analysis. The Highway Beautification Act does not control on right of way signs that are covered by the MUTCD. The federal requirement for attraction services is not as stated in the LRB analysis. It appears that some of this language was erroneously extracted from federal law related to off right of way signs under the directional category. Item 1 in the analysis should read: "facilities which have the primary purpose of providing amusement, historical, cultural, or leisure activities to the public."

Section 5 creates 86.195(3)(e) 1. which is unnecessary, and appears to be a result of the confusion over federal law. If that is the case, only items 2. and 3. should remain (renumbered as 1. and 2.).

I would recommend adding a new item after the definitions (modeled after 86.196(2)), clarifying the need for rules to provide standards for eligibility. Amend as follows: The department shall establish by rule standards for specific information signs. The rule shall conform to federal standards for specific service signs and the manual of uniform traffic control devices adopted by the department under s.84.02(4)(3). Adding this clear connection to rule may reduce the need to spell out in statute specifics mentioned in the following 2 paragraphs, if you'd prefer to keep this simpler. This bill will require us to update the rule (Trans 200) regardless of how the statutory issues are dealt with.

It may be helpful to include a modification to 85.195 (5)(b) to establish in statute the limitation from the MUTCD on the number of signs permitted. A maximum of four signs are permitted even when five categories are allowed. That hadn't been an issue in Wisconsin since we only allowed the four categories. With this bill, I'd suggest adding a section to the bill to amend 85.195 (5)(b) to read: Number of signs permitted. The number of specific information signs along an approach to an interchange or intersection, regardless of the number of service types displayed, shall be limited to a maximum of four. No more than one specific information sign for each

I'd also suggest amending 85.195(8) as follows: Seasonal Services. Any sign for a "Lodging" or , "Camping" , or "Attraction" motorist service.....

This bill would seem to be a good opportunity to eliminate the difference in terminology for these signs. Current state law refers to them as "specific information signs" while the Manual on Uniform Traffic Control Devices uses the terminology "specific service signs". I'd suggest using specific service signs consistently. This would require changing the title of 86.195, the phrase in 85.195(1) (d), text in (2)(a), (ag), (am), (b), (c), (3), (4), (5) including the suggested new language above, (6), (7)

Some other language changes could include:

eliminating the reference in (3)(a)3. to P.L. 93-159, the 1973 law created to deal with the energy crisis.

adding "age" to (5)(c), conformity with discrimination laws, in the last line, as follows: "...color, age, sex or" to be consistent with federal requirements

Finally, is there some specific need this bill is attempting to address? Tom, if you have some example(s), it may be useful for us to think through how it would apply and whether the bill will

accomplish that purpose.

Thanks again for the opportunity to comment. I expect to attend the hearing tomorrow, or perhaps be represented by one of people in this bureau.

David Vieth
Director, Bureau of Highway Operations
Room 501, P. O. Box 7986
Madison, WI 53707-7986
608-267-8999
david.vieth@dot.state.wi.us

-----Original Message-----

From: Jackson, Tom
Sent: Tuesday, February 24, 2004 5:45 PM
To: Vieth, David
Subject: from tom jackson, re "Attractions" SIS bill

David,

Please email me your concern about section 8 of LRB 4256/1 (AB 870), so I can forward it to the LRB drafting attorney to discuss it.

Any other concerns you have, please include.

Thank you,
Tom Jackson
Senator Dale Schultz
tom.jackson@legis.state.wi.us

Gary, Aaron

From: Gary, Aaron
Sent: Friday, February 27, 2004 10:45 AM
To: Jackson, Tom
Subject: FW: AB 870

Tom,

I returned your call but you were on the phone. Since I have to leave shortly and won't be back until you are gone, I am e-mailing. I apologize for the confusion on this draft. As I advised Kristina below, I have drafted an amendment to AB-870, which will be out sometime today. I think it is generally what OAAW wants, but I would not be surprised if it did not require some fine-tuning, so I suspect another redraft will have to be done. I did the amendment first, rather than redrafting your bill, because the amendment can be drafted and edited much faster. The language in your bill will be the same as AB-870 with the amendment. At this point, until I have feedback that everything is good to go, I am holding off on redrafting your bill, as (with all the other drafting on my desk to do) I don't have time to duplicate work that may be shortly undone. I will get you a copy of the amendment as soon as it is done. As soon as I have an okay on the amendment, I will get your bill out to you.

If you have any questions, you can reach me after 12:00 at the office. THanks. Aaron

Aaron R. Gary
Legislative Attorney
Legislative Reference Bureau
608.261.6926 (voice)
608.264.6948 (fax)
aaron.gary@legis.state.wi.us

-----Original Message-----

From: Gary, Aaron
Sent: Friday, February 27, 2004 9:08 AM
To: Boardman, Kristina
Subject: RE: AB 870

Hi Kristina,

I apologize for all of the problems that my confusion on this bill has created. I had previously believed that the reference in s. 84.30 (3) (a) to "directional and other official signs" was the highway beautification act exception for SIS signs, and was unaware of the on-right-of-way / off-right-of-way distinction in this area. Thanks to the bill, I have been corrected in my thinking. (Dave Vieth also informed me that the private directional signs referred to in your e-mail below are in fact these directional signs under s. 84.30 (3) (a), not the SIS signs.) I have finished the amendment that corrects these problems and includes the outdoor advertising issues indicated below. I am still not sure exactly what OAAW wants as described below and have prepared the amendment as a preliminary draft. Please let me know if changes need to be made. Thanks. Aaron

Aaron R. Gary
Legislative Attorney
Legislative Reference Bureau
608.261.6926 (voice)
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aaron.gary@legis.state.wi.us



State of Wisconsin
2003 - 2004 LEGISLATURE

Needed
by 3/3
noon

LRB-4256/2
ARG:wlj:ra

R M R

2003 BILL

D-Note

Regen

1 AN ACT ~~to renumber~~ 86.195 (1) (a); ~~to amend~~ 86.195 (1) (d) 1., 86.195 (3) (intro.),
2 86.195 (4) (b) and 86.195 (10) (a); and ~~to create~~ 86.195 (1) (am) and 86.195 (3)
3 (e) of the statutes; **relating to:** displaying attractions on highway specific
4 information signs.

insert
1-4

Analysis by the Legislative Reference Bureau

The federal Highway Beautification Act limits the placement of signs visible from interstate and federal-aid primary highways. Current ~~state~~ law ~~incorporates~~ these requirements ~~and~~ allows, ~~with limitations,~~ the Department of Transportation (DOT) to erect and maintain certain informational signs to assist motorists traveling along state highways. DOT may, with restrictions, authorize the erection and maintenance, on designated state highways, of specific information signs, which notify motorists that certain businesses located near a highway are available to provide gas, food, lodging, or camping to motorists. DOT also may, with restrictions, erect and maintain tourist-oriented directional signs to provide identification of and directional information for tourist-related businesses, services, or activities that derive the majority of their income or visitors during the normal business season from motorists not residing in the immediate area where the businesses, services, or activities are located.

This bill allows specific information signs to display the word "attraction," along with "gas," "food," "lodging," and "camping," and allows a sign mounted on the specific information sign to identify the attraction. ~~Consistent with federal law directives,~~ an attraction under the bill must have ~~all of the following~~ No (H) →

>
>

BILL

↓
a

7 ~~A~~ primary purpose of providing amusement, historical, cultural, or leisure
7 activities ~~of interest~~ to the ~~traveling~~ public and ~~be owned or operated by a~~
7 governmental entity, ~~be a publicly or privately owned site of natural phenomena or~~
7 of historic, cultural, scientific, educational, or religious interest, ~~or be an area of~~
7 natural scenic beauty or naturally suited for outdoor recreation. 5 No (f)

insert
ANAL

7 ~~Regional significance~~ and ~~adequate parking~~. 5 No (f)

For further information see the *state and local* 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:

insert
2-1

1

SECTION ~~1~~. 86.195 (1) (a) of the statutes is renumbered 86.195 (1) (ar).

2

SECTION ~~2~~. 86.195 (1) (am) of the statutes is created to read:

3

86.195 (1) (am) "Business" includes an attraction, whether public or private,

4

described in sub. (3) (e).

5

SECTION ~~3~~. 86.195 (1) (d) 1. of the statutes is amended to read:

6

86.195 (1) (d) 1. One or more of the words "GAS", "FOOD", "LODGING" and,

insert
2-7

7

"CAMPING", or "ATTRACTION";

8

SECTION ~~4~~. 86.195 (3) (intro.) of the statutes is amended to read:

9

86.195 (3) MOTORIST SERVICES. (intro.) Specific information signs may only

10

include business signs for the following categories of motorist services: "GAS",

11

"FOOD", "LODGING" and, "CAMPING", and "ATTRACTION". To qualify for

12

display on a specific information sign a business must meet the following standards

13

for the respective category of motorist service:

14

SECTION ~~5~~. 86.195 (3) (e) of the statutes is created to read:

15

86.195 (3) (e) "ATTRACTION" shall have:

16

1. A primary purpose of providing amusement, historical, cultural, or leisure

17

activities ~~of interest~~ to the ~~traveling~~ public and shall be at least one of the following

BILL

- 1 a. ~~Owned or operated by a state, federal, or local government.~~
- 2 b. ~~A publicly or privately owned site of natural phenomena or of historic,~~
- 3 ~~cultural, scientific, educational, or religious interest.~~
- 4 c. ~~An area of natural scenic beauty or naturally suited for outdoor recreation.~~

- 5 2. Regional significance; and
- 6 3. Adequate parking accommodations.

7 **SECTION ~~6~~[#] 86.195 (4) (b)** of the statutes is amended to read:

8 86.195 (4) (b) The relative location of successive specific information signs near
9 a particular intersection shall be in the following order, as seen by the traveling
10 public: "ATTRACTION", "CAMPING", "LODGING", "FOOD" and "GAS".

11 ~~**SECTION 7.** 86.195 (10) (a) of the statutes is amended to read:~~

12 ~~86.195 (10) (a) Subsections (2) to (8) are adapted from and in substantial~~
13 ~~conformity with the federal standards promulgated by the U.S. secretary of~~
14 ~~transportation under 23 USC 109 (d), 131 (f) and 315 as codified in 23 CFR 655.301~~
15 ~~to 655.310 (1980) and 23 CFR 750.~~

16 ~~**SECTION 8. Nonstatutory provisions.**~~

17 ~~(1) The department of transportation shall, no later than the first day of the~~
18 ~~7th month beginning after the effective date of this subsection, adopt, under section~~
19 ~~84.02 (4) (e) of the statutes, chapter 2F of the U.S. department of transportation~~
20 ~~manual on uniform traffic control devices, 2003 edition, relating to specific service~~
21 ~~signs.~~

22 ~~**SECTION 9. Effective dates.** This act takes effect on the first day of the 7th~~
23 ~~month beginning after publication, except as follows:~~

insht
3-23 ↓

BILL

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~~(1) The treatment of SECTION 8 (1) of this act takes effect on the day after publication.~~

(END)

D - Note

**2003-2004 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-4256/2ins
ARG:.....

INSERT ANAL:

The federal Highway Beautification Act requires states to restrict advertising along interstate and federal-aid primary highways, and current state law incorporates these requirements. Current law prohibits, with certain exceptions, the erection or maintenance of outdoor advertising signs within 660 feet of, or beyond 660 feet but visible (and erected for the purpose of being visible) from, the main-traveled way of an interstate or federal-aid primary highway. One of the exceptions to this prohibition allows directional and other official signs that comply with restrictions on size, lighting, number, and spacing, as established by DOT rule, which rules may not be inconsistent with or more restrictive than national standards established by federal authorities.

This bill modifies this exception (by creating a new exception) to allow the erection and maintenance of private directional signs for facilities that have a primary purpose of providing amusement, historical, cultural, or leisure activities to the public. Under the bill, DOT may not impose size, lighting, number, or spacing restrictions on such signs.

~~ASSEMBLY AMENDMENT,
TO 2003 ASSEMBLY BILL 870~~

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

2 ~~1. Page 1, line 4: after "signs" insert and removing restrictions on certain~~
3 ~~outdoor advertising signs.~~

4 ~~2. Page 2, line 1: before that line insert:~~

5 ~~SECTION 1g.~~ 84.30 (3) (a) of the statutes is amended to read:

6 84.30 (3) (a) Directional and other official signs, other than those specified
7 under par. (am), including, but not limited to, signs pertaining to natural wonders,
8 scenic and historical attractions, which are required or authorized by law, and which
9 comply with rules which shall be promulgated by the department relative to their
10 lighting, size, number, spacing and such other requirements as are appropriate to
11 implement this section, but such rules shall not be inconsistent with, nor more
12 restrictive than, such national standards as may be promulgated from time to time
13 by the secretary of transportation of the United States under 23 USC 131 (c).

insert
1-4

insert
2-1

insert
2-1
cont'd

1
2
3
4

[#]
SECTION ~~1m~~ 84.30 (3) (am) of the statutes is created to read:

84.30 (3) (am) Private directional signs for facilities that have a primary purpose of providing amusement, historical, cultural, or leisure activities to the public. *je*

5

~~3. Page 2, line 1: delete "1" and substitute "1r"~~

6

~~4. Page 2, line 7: after that line insert:~~

insert
2-7

7

[#]
SECTION ~~3m~~ 86.195 (2) (b) 4. of the statutes is created to read:

8

86.195 (2) (b) 4. Nothing in this section prohibits a person requesting installation of a business sign under sub. (3) (e) from advertising on any sign under s. 84.30, subject to any limitation on such signs under s. 84.30. *je*

9

10

11

~~5. Page 2, line 17: delete that line and substitute "activities to the public."~~

12

~~6. Page 3, line 1: delete lines 1 to 4.~~

13

~~7. Page 3, line 11: delete lines 11 to 21.~~

14

~~8. Page 3, line 22: delete lines 22 to 24 and substitute:~~

15

[#]
SECTION ~~9m~~ Effective date.

16

(1m) This act takes effect on the first day of the 7th month beginning after publication. *je*

17

18

insert
3-23

(END)

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

LRB-4256/2dn

ARG: j:....

Wlj

ATTN: Tom Jackson

The attached draft is identical to AB-870, as affected by the amendment LRBa2418/1, with a revised analysis.

In accordance with the drafting instructions, I have drafted s. 85.195 (2) (b) 4., although I do not believe there is any provision in existing law that would prohibit a person from advertising on a business sign under s. 86.195 and on a directional sign under s. 84.30.

It is my understanding that DOT personnel have advised that s. 84.30 (3) (am), as created by this bill, is substantially in compliance with federal law and would not impact federal highway funding. While s. 84.30 (3) (am) is not consistent with 23 USC 131 (c) (1), I am uncertain to what extent the federal secretary of transportation has revised the requirements for directional signs under authority of 23 USC 131 (q). I suggest that you obtain an opinion from either the DOT Office of General Counsel or the Federal Highway Administration as to whether s. 84.30 (3) (am) complies with federal law.

Aaron R. Gary
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DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-4256/2dn
ARG:wlj:rs

March 3, 2004

ATTN: Tom Jackson

The attached draft is identical to AB-870, as affected by the amendment LRBa2418/1, with a revised analysis.

In accordance with the drafting instructions, I have drafted s. 85.195 (2) (b) 4., although I do not believe there is any provision in existing law that would prohibit a person from advertising on a business sign under s. 86.195 and on a directional sign under s. 84.30.

It is my understanding that DOT personnel have advised that s. 84.30 (3) (am), as created by this bill, is substantially in compliance with federal law and would not impact federal highway funding. While s. 84.30 (3) (am) is not consistent with 23 USC 131 (c) (1), I am uncertain to what extent the federal secretary of transportation has revised the requirements for directional signs under authority of 23 USC 131 (q). I suggest that you obtain an opinion from either the DOT Office of General Counsel or the Federal Highway Administration as to whether s. 84.30 (3) (am) complies with federal law.

Aaron R. Gary
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Basford, Sarah

From: O'Neill, Eileen
Sent: Wednesday, March 03, 2004 3:08 PM
To: LRB.Legal
Subject: Draft review: LRB 03-4256/2 Topic: Including attractions on specific information signs

It has been requested by <O'Neill, Eileen> that the following draft be jacketed for the SENATE:

Draft review: LRB 03-4256/2 Topic: Including attractions on specific information signs