

2003 DRAFTING REQUEST

Senate Amendment (SA-AB375)

Received: 10/31/2003

Received By: phurley

Wanted: As time permits

Identical to LRB:

For: Tim Carpenter (608) 266-8535

By/Representing:

This file may be shown to any legislator: NO

Drafter: phurley

May Contact:

Addl. Drafters:

Subject: Transportation - traffic laws

Extra Copies:

Submit via email: YES

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Leaving the scene of an accident

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 11/03/2003	csicilia 11/03/2003	rschlue 11/03/2003	_____	sbasford 11/03/2003	sbasford 11/03/2003	

FE Sent For:

<END>

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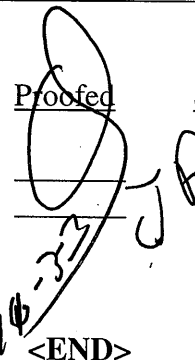
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Leaving the scene of an accident

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/1	phurley	1 gjs 11/3/03					

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FE Sent For:



State of Wisconsin
2003 - 2004 LEGISLATURE

LRBa1637/1
PJH:.....

gjs

SENATE AMENDMENT,
TO 2003 ASSEMBLY BILL 375

st ✓
7-1-03 ✓
new cps ✓

today
11-3-04

bill hist ✓

✓

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

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

3 (c) SECTION 1g. 23.33 (6m) of the statutes is created to read:

4 23.33 (6m) ACCIDENTS; DUTY UPON STRIKING PERSON OR ATTENDED OR OCCUPIED

5 VEHICLE. (a) The operator of any all-terrain vehicle involved in an accident resulting

6 in injury to or death of any person or in damage to a vehicle which is driven or

7 attended by any person shall immediately stop such all-terrain vehicle at the scene

8 of the accident or as close thereto as possible but shall then forthwith return to and

9 in every event shall remain at the scene of the accident until the operator has fulfilled

10 the following requirements:

11 1. The operator of the all-terrain vehicle shall give his or her name, address,

12 and the registration number of the all-terrain vehicle he or she is operating to the

1 person struck or to the operator or occupant of or person attending any vehicle
2 collided with.

3 2. The operator of the all-terrain vehicle shall render to any person injured in
4 the accident reasonable assistance, including the carrying, or the making of
5 arrangements for the carrying, of such person to a physician, surgeon, or hospital for
6 medical or surgical treatment if it is apparent that such treatment is necessary or
7 if such carrying is requested by the injured person.

8 (b) Any stop required under par. (a) shall be made without obstructing traffic
9 more than is necessary.

History: 1985 a. 29; 1987 a. 200, 353, 399, 403; 1989 a. 31, 275, 359; 1991 a. 39, 303, 315; 1993 a. 16, 105, 119, 405; 1995 a. 27 ss. 1350 to 1351, 9126 (19); 1995 a. 436, 448; 1997 a. 27, 248, 283; 1999 a. 9; 2001 a. 16, 90, 106, 109; 2003 a. 30.

10 **SECTION 1m.** 23.33 (7) (title) of the statutes is amended to read:

11 23.33 (7) (title) ACCIDENTS; REPORTING.

History: 1985 a. 29; 1987 a. 200, 353, 399, 403; 1989 a. 31, 275, 359; 1991 a. 39, 303, 315; 1993 a. 16, 105, 119, 405; 1995 a. 27 ss. 1350 to 1351, 9126 (19); 1995 a. 436, 448; 1997 a. 27, 248, 283; 1999 a. 9; 2001 a. 16, 90, 106, 109; 2003 a. 30.

12 **SECTION 1q.** 23.33 (13) (cj) of the statutes is created to read:

13 23.33 (13) (cj) *Penalties related to leaving the scene of an accident.* Any person
14 who violates sub. (6m) (a):

15 (a) Shall be fined not less than \$300 nor more than \$1,000 or imprisoned not
16 more than 6 months or both if the accident did not involve death or injury to a person.

17 (b) May be fined not more than \$10,000 or imprisoned for not more than 9
18 months or both if the accident involved injury to a person but the person did not suffer
19 great bodily harm.

20 (c) Is guilty of a Class E felony if the accident involved injury to a person and
21 the person suffered great bodily harm.

22 (d) Is guilty of a Class D felony if the accident involved death to a person.

23 (e) Is guilty of a felony if the accident involved death or injury to a person.”

✓

1 **2.** Page 2, line 1: delete “**SECTION 1**” and substitute “**SECTION 1t**”. ✓

2 **3.** Page 2, line 8: after that line insert:

3 “**SECTION 2g.** 350.11 (1) of the statutes is amended to read: ✓

4 350.11 (1) (a) Except as provided in par. (b) and subs. (2g), (2k), (2m), and (3),
5 any person who violates any provision of this chapter shall forfeit not more than
6 \$250.

7 (b) Except as provided in subs. (2g), (2k), (2m), and (3), any person who violates
8 any provision of this chapter and who, within the last 3 years prior to the conviction
9 for the current violation, was 2 or more times previously convicted for violating the
10 same provision of this chapter shall forfeit not more than \$500.

History: 1971 c. 277; 1973 c. 218; 1975 c. 365; 1987 a. 399; 1991 a. 269; 1993 a. 119, 436; 1995 a. 417, 448; 1997 a. 27, 283; 2001 a. 109.

11 **SECTION 2L.** 350.11 (2k) of the statutes is created to read:

12 350.11 (2k) Any person who violates s. 350.15 (2): ✓

13 (a) Shall be fined not less than \$300 nor more than \$1,000 or imprisoned not
14 more than 6 months or both if the accident did not involve death or injury to a person.

15 (b) May be fined not more than \$10,000 or imprisoned for not more than 9
16 months or both if the accident involved injury to a person but the person did not suffer
17 great bodily harm.

18 (c) Is guilty of a Class E felony if the accident involved injury to a person and
19 the person suffered great bodily harm.

20 (d) Is guilty of a Class D felony if the accident involved death to a person.

21 (e) Is guilty of a felony if the accident involved death or injury to a person.

22 **SECTION 2p.** 350.15 (2) of the statutes is repealed and recreated to read:

350.15

23 (2) DUTY UPON STRIKING PERSON OR ATTENDED OR OCCUPIED VEHICLE. (a) The
24 operator of any snowmobile involved in an accident resulting in injury to or death of

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1 any person or in damage to a vehicle which is driven or attended by any person shall
2 immediately stop such snowmobile at the scene of the accident or as close thereto as
3 possible but shall then forthwith return to and in every event shall remain at the
4 scene of the accident until the operator has fulfilled the following requirements:

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5 ① The operator of the snowmobile shall give his or her name, address and the
6 registration number of the snowmobile he or she is operating to the person struck or
7 to the operator or occupant of or person attending any vehicle collided with.

8 ② The operator of the snowmobile shall render to any person injured in the
9 accident reasonable assistance, including the carrying, or the making of
10 arrangements for the carrying, of such person to a physician, surgeon or hospital for
11 medical or surgical treatment if it is apparent that such treatment is necessary or
12 if such carrying is requested by the injured person. »

(END)

① (b) Any stop required under par. (a) shall be
made without obstructing traffic more
than is necessary. »