



# State of Wisconsin


LEGISLATIVE REFERENCE BUREAU

## **RESEARCH APPENDIX - PLEASE DO NOT REMOVE FROM DRAFTING FILE**

Date Transfer Requested: 12/21/2008 (Per: ARG)



### Appendix A

 The 2007 drafting file for LRB-3038

has been transferred to the drafting file for

## 2009 LRB-1244

☛ This cover sheet, the final request sheet, and the final version of the 2007 draft were copied on yellow paper, and returned to the original 2005 drafting file.

☛ The attached 2007 draft was incorporated into the new 2009 draft listed above. For research purposes, this cover sheet and the complete drafting file were transferred, as a separate appendix, to the 2009 drafting file. If introduced this section will be scanned and added, as a separate appendix, to the electronic drafting file folder.

2007 DRAFTING REQUEST

Bill

Received: 08/03/2007

Received By: agary

Wanted: As time permits

Identical to LRB:

For: Marlin Schneider (608) 266-0215

By/Representing: Mike Schoenfield

This file may be shown to any legislator: NO

Drafter: agary

May Contact:

Addl. Drafters:

Subject: Transportation - highways

Extra Copies: BAB

Submit via email: YES

Requester's email: Rep.Schneider@legis.wisconsin.gov

Carbon copy (CC:) to: aaron.gary@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Water overspray on highways

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>
/?							
/P1	agary 08/06/2007	bkraft 08/06/2007	nmatzke 08/07/2007	_____	sbasford 08/07/2007		
/1	agary 08/07/2007	bkraft 08/07/2007	jfrantze 08/07/2007	_____	cduerst 08/07/2007	cduerst 08/07/2007	

FE Sent For:

<END>

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/?							
/P1	agary 08/06/2007	bkraft 08/06/2007	nmatzke 08/07/2007		sbasford 08/07/2007		

*J. Sell*  
8/7  
<END>

PA's: Please  
send "/1"  
out jacketed.  
Thanks. AA

FE Sent For:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Water overspray on highways ✓

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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	1/PI bjk 8/6	nwn 8/7	nwn 8/7			

FE Sent For:

<END>

s/c

He w/ Mike Schoenfeld

Rep. Schroeder

• Juv spray on roads by more than 2 feet

1<sup>st</sup> violet : \$ 10

2<sup>nd</sup> : \$ 100

\$ 1000

in 8/6

bjk

✓ PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

SA ✓  
x-ref ✓

gen. cat.

1 AN ACT ...; relating to: spraying water onto highways and providing a penalty. ✓

**Analysis by the Legislative Reference Bureau**

This bill prohibits a person who owns or occupies land adjoining a highway from causing water to spray more than two feet onto the roadway of the highway. ✓ A person who violates this prohibition must forfeit \$10 for the first offense, \$100 for the second offense, and \$1,000 for the third and each subsequent offense. ✓

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

2 SECTION 1. 86.035 of the statutes is created to read: ✓

3 ✓ **86.035 Water overspray onto highway. (1)** In this section: ✓

4 (a) "Highway" has the meaning given in s. 340.01 (22). ✓

5 (b) "Roadway" has the meaning given in s. 340.01 (54). ✓

6 (2) No person owning or occupying land adjoining any highway may cause ✓

7 water to spray from this land onto the roadway of the highway to a distance exceeding ✓

8 2 feet from the edge of the roadway nearest the person's land. ✓

SECTION 1

1 (3) Any person who violates sub. (2) shall forfeit \$10 for the first offense, \$100

2 for the second offense, and \$1,000 for the third and each subsequent offense.

3 (END)

**Gary, Aaron**

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**From:** Basford, Sarah  
**Sent:** Tuesday, August 07, 2007 9:57 AM  
**To:** Gary, Aaron  
**Subject:** FW: Draft review: LRB 07-3038/P1 Topic: Water overspray on highways

I assume he needs a /1. Thanks.

**Sarah Basford**

Program Assistant  
Legislative Reference Bureau  
1 East Main, Suite 200  
(608) 266-3561  
sarah.basford@legis.wisconsin.gov

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**From:** Schneider, Marlin  
**Sent:** Tuesday, August 07, 2007 9:57 AM  
**To:** Basford, Sarah  
**Subject:** RE: Draft review: LRB 07-3038/P1 Topic: Water overspray on highways

That's perfect. Please jacket for introduction.

---

**From:** Basford, Sarah  
**Sent:** Tuesday, August 07, 2007 9:10 AM  
**To:** Rep.Schneider  
**Subject:** Draft review: LRB 07-3038/P1 Topic: Water overspray on highways

**Following is the PDF version of draft LRB 07-3038/P1.**





State of Wisconsin  
2007 - 2008 LEGISLATURE

8/7  
→ TODAY  
LRB-3038/21  
ARG:bjk:nwn  
stays RMA

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

2007 Bill

No changes ✓

SA ✓  
X-ref ✓

- regen. cat.

1 AN ACT to create 86.035 of the statutes; relating to: spraying water onto  
2 highways and providing a penalty.

**Analysis by the Legislative Reference Bureau**

This bill prohibits a person who owns or occupies land adjoining a highway from causing water to spray more than two feet onto the roadway of the highway. A person who violates this prohibition must forfeit \$10 for the first offense, \$100 for the second offense, and \$1,000 for the third and each subsequent offense.

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

3 SECTION 1. 86.035 of the statutes is created to read:  
4 **86.035 Water overspray onto highway.** (1) In this section:  
5 (a) "Highway" has the meaning given in s. 340.01 (22).  
6 (b) "Roadway" has the meaning given in s. 340.01 (54).  
7 (2) No person owning or occupying land adjoining any highway may cause  
8 water to spray from this land onto the roadway of the highway to a distance exceeding  
9 2 feet from the edge of the roadway nearest the person's land.





## 2007 BILL

1     **AN ACT to create** 86.035 of the statutes; **relating to:** spraying water onto  
2             highways and providing a penalty.

---

*Analysis by the Legislative Reference Bureau*

This bill prohibits a person who owns or occupies land adjoining a highway from causing water to spray more than two feet onto the roadway of the highway. A person who violates this prohibition must forfeit \$10 for the first offense, \$100 for the second offense, and \$1,000 for the third and each subsequent offense.

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7             (2) No person owning or occupying land adjoining any highway may cause  
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9             2 feet from the edge of the roadway nearest the person's land.

**BILL**

**SECTION 1**

1           **(3)** Any person who violates sub. (2) shall forfeit \$10 for the first offense, \$100  
2           for the second offense, and \$1,000 for the third and each subsequent offense.

3   **(END)**