Bill

Received: 05/08/2009 Wanted: As time permits					Received By: agary Identical to LRB:			
For: Josh Zepnick (608) 266-1707					By/Representing: Ryan Schroeder			
This file	may be shown	to any legislato	or: NO		Drafter: agary			
May Cor	ntact:				Addl. Drafters:			
Subject: Transportation - traffic laws				Extra Copies: EVM				
Submit v	via email: YES							
Requeste	er's email:	Rep.Zepni	ck@legis.w	isconsin.gov				
Carbon o	copy (CC:) to:	aaron.gary	@legis.wis	consin.gov				
Pre Top	oic:							
No speci	fic pre topic gi	ven						
Topic:								
Prohibit	use of hand-he	ld cellular telep	hones while	e driving				
Instruct	tions:							
Wants to OK	prohibit any d	river from usin	g a hand-he	ld cellular tele	ephone while drivi	ing; hands-free	phone is how	
	g History:					29		
Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required	
/?	agary 05/08/2009	jdyer 05/11/2009						
/1			jfrantze 05/11/20	09	mbarman 05/11/2009			
/2	agary 05/13/2009	jdyer 05/14/2009	rschluet 05/14/20	09	sbasford 05/14/2009	cduerst 05/21/2009		

FE Sent For:

Not Needed

<END>

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Subject:	Transpo	rtation - traffic	laws		Extra Copies:	EVM	
Submit via	a email: YES						
Requester	's email:	Rep.Zepnick	@legis.wis	consin.gov			
Carbon co	py (CC:) to:	aaron.gary@	elegis.wisco	nsin.gov			
Pre Topic	2:		. , ,				A THE STATE OF THE
No specifi	c pre topic giv	ven					
Topic:				C 3 - (and the second s		
Prohibit u	se of hand-hel	d cellular teleph	ones while	driving			
Instruction	ons:						
Wants to prohibit any driver from using a hand-held cellular telephone while driving; hands-free phone is OK							
Drafting	History:						
<u>Vers.</u>	<u>Drafted</u>	Reviewed	<u>Typed</u>	Proofed	Submitted	<u>Jacketed</u>	Required
/?	agary 05/08/2009	jdyer 05/11/2009					
/1			jfrantze 05/11/2009)	mbarman 05/11/2009		
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LRB-2861 05/14/2009 09:14:02 AM Page 2

FE Sent For:

<END>

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1(CCC1) Cd. 05/00/2007	Received by: agai

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For: Josh Zepnick (608) 266-1707 By/Representing: Ryan Schroeder

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May Contact: Addl. Drafters:

Subject: Transportation - traffic laws Extra Copies: EVM

Submit via email: YES

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

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

Pre Topic:

No specific pre topic given

Topic:

Prohibit use of hand-held cellular telephones while driving

Instructions:

Wants to prohibit any driver from using a hand-held cellular telephone while driving; hands-free phone is OK

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>

<END>

/? agary jdyer _____ 05/08/2009 05/11/2009

/1 2 5/4 j.d jfrantze mbarman 05/11/2009 05/11/2009

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For: Josh Zepnick (608) 266-1707

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This file may be shown to any legislator: NO

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May Contact:

Addl. Drafters:

Subject:

Transportation - traffic laws

Extra Copies:

EVM

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No specific pre topic given

Topic:

Prohibit use of hand-held cellular telephones while driving

Reviewed

Instructions:

Wants to prohibit any driver from using a hand-held cellular telephone while driving; hands-free phone is OK

Drafting History:

Vers.

Drafted

Typed

Submitted

Jacketed

Required

/?

agary

FE Sent For:

<END>

200# - 200\$ LEGISLATURE IN 5/8

- 2861/1 LRB-36547 ARGEGITS JED RMNR

2007 ASSEMBILY BILL BOO

February 26, 2008 - Introduced by Representatives Molepske and Berceau.

Referred to Committee on Transportation.

AN ACT to amend 346.95 (1); and to create 346.94 (20) of the statutes; relating

to: driving a motor vehicle while using a cellular telephone and providing a penalty.

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Analysis by the Legislative Reference Bureau

Current law prohibits inattentive driving, which means that a driver of a motor vehicle may not be so engaged or occupied as to interfere with the safe driving of the vehicle. Any person convicted of inattentive driving may be required to forfeit not less than \$20 nor more than \$400.

Under this bill, a person may not drive a motor vehicle, other than an authorized emergency vehicle, on any highway are including connecting while using a hand-held cellular telephone, except to report an emergency. This prohibition applies regardless of whether use of the cellular telephone interferes with operation of the vehicle, but does not apply to hands-free cellular telephones. A person who violates this prohibition may be required to forfeit not less than \$20 nor more than \$40 for a first offense, and not less than \$50 nor more than \$100 for a second or subsequent offense within one year.

For further information see the state and local fiscal estimate, which will be printed as an appendix to this hill.

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

ASSEMBLY BILL 890

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	2 ι *
(î)	SECTION 1. 346.94 (29) of the statutes is created to read:
(2)	346.94 (24) CELLULAR TELEPHONES. No person may drive, as defined in s.
3	343.305 (1) (b), a motor vehicle, other than an authorized emergency vehicle, on any
$\binom{4}{4}$	state trunk highway while using a hand-held cellular telephone, except to report an
5	emergency.
6	SECTION 2. 346.95 (1) of the statutes is amended to read:
7	346.95 (1) Any person violating s. 346.87, 346.88, 346.89 (2), 346.90 to 346.92
8	or 346.94 (1), (9), (10), (11), (12) or, (15), or (20) may be required to forfeit not less than
9	\$20 nor more than \$40 for the first offense and not less than \$50 nor more than \$100
10	for the 2nd or subsequent conviction within a year.
11	Section 3. Effective date.
12	(1) This act takes effect on the first day of the 4th month beginning after
13	publication.

(END)

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State of Misconsin 2009 - 2010 LEGISLATURE



LRB-2861/₩ Z ARG:jld:jf

in 5/13



2009 BILL

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AN ACT to amend 346.95 (1); and to create 346.94 (21) of the statutes; relating

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to: driving a motor vehicle while using a cellular telephone and providing a penalty.

Analysis by the Legislative Reference Bureau

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Under this bill, a person may not drive a motor vehicle, other than an authorized emergency vehicle, on any highway while using a hand-held cellular telephone, except to report an emergency. This prohibition applies regardless of whether use of the cellular telephone interferes with operation of the vehicle, but does not apply to hands-free cellular telephones. A person who violates this prohibition may be required to forfeit not less than \$20 nor more than \$40 for a first offense, and not less than \$50 nor more than \$100 for a second or subsequent offense within one year.

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

SECTION 1. 346.94 (21) of the statutes is created to read:

BILL

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12

346.94 (21) CELLULAR TELEPHONES. No person may drive, as defined in s.
343.305 (1) (b), a motor vehicle, other than an authorized emergency vehicle, on any
highway while using a hand-held cellular telephone except to report an emergency.
SECTION 2. 346.95 (1) of the statutes is amended to read:
346.95 (1) Any person violating s. 346.87, 346.88, 346.89 (2), 346.90 to 346.92
or $346.94(1), (9), (10), (11), (12)$ or, (15) , or (21) may be required to forfeit not less than
\$20 nor more than $$40$ for the first offense and not less than $$50$ nor more than $$100$
for the 2nd or subsequent conviction within a year.
Section 3. Effective date.
(1) This act takes effect on the first day of the 4th month beginning after
publication.

(END)

2009-2010 DRAFTING INSERT FROM THE LEGISLATIVE REFERENCE BUREAU

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2	
3	INSERT 2-3:
4	unless any of the following applies:
	(a) The person is using the cellular telephone to report an emergency.
<u>(6)</u>	(b) The cellular telephone, or any accessory of the cellular telephone, allows the
7	person to have a conversation without holding the cellular telephone and while the
8	person's hands are free to drive the vehicle and the person does not in fact hold the
9	cellular telephone while driving the vehicle except as necessary to initiate or
10	terminate a call.