

2011 DRAFTING REQUEST

Bill

Received: **09/03/2010**

Received By: **agary**

Wanted: **As time permits**

Companion to LRB:

For: **Transportation**

By/Representing: **Anna Richter**

May Contact:

Drafter: **agary**

Subject: **Transportation - highways**

Addl. Drafters:

Extra Copies: **EVM**

Submit via email: **YES**

Requester's email: **anna.richter@dot.wi.gov**

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

Pre Topic:

No specific pre topic given

Topic:

Lighting and reflectivity of road closure barriers (NB 1113 26)

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>
/?	agary 09/09/2010	jdyer 09/14/2010		_____			
/P1			rschluet 09/15/2010	_____	lparisi 09/15/2010		
/1	agary 07/18/2011	jdyer 07/18/2011	phenry 07/18/2011	_____	mbarman 07/18/2011	mbarman 07/18/2011	

FE Sent For:

None

<END>

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PA's: Please jacket
"1" for Rep.
Petrowski
Thx ARC

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/?	agary	PI 9/14 jld					

FE Sent For:

<END>

LEGISLATIVE BUDGET/NON-BUDGET PROPOSAL

Wisconsin Department of Transportation

2011-2013 BIENNIUM

DT1586 6/2010

ALG

Instructions: Complete this form for any budget/non-budget legislative initiative for which a Division requests the Secretary's Office (SO) approval. Check the budget box only if the proposal has a fiscal impact on department expenditures or revenue. This form must be signed by the Division Administrator(s). Include this form with your budget submittal materials or return one completed copy to the Office of Policy, Budget & Finance (OPBF), Attention: Paul Hammer. The form is available in the department forms catalog on dotnet.

Short Title of Topic Lighting & Reflectivity of Road Closure Barriers			
Type of Proposal <input type="checkbox"/> Budget <input checked="" type="checkbox"/> Non-Budget	OGC OFFICE USE ONLY "T" Number Assigned "B" Number Assigned "NB" Number Assigned 1113-26		
Date Submitted 6/29/10	Division(s) DTSD		
OPBF Contact Person Karl Kuecker	Area Code - Telephone Number 608-266-1876		
Lead Division Contact Person Tom Notbohm	Area Code - Telephone Number 608-266-0982		
OGC Contact Person Paul Nilsen	Area Code - Telephone Number 608-261-0126		
Define Problem Precisely Existing statutes require road closure barricades to be lighted. The statutes date back many years prior to improvements to reflective traffic control device materials and are no longer consistent with national standards and guidelines.			
Description of Proposed Change Update statutes to be consistent with standards and guidelines in the Manual on Uniform Traffic Control Devices (MUTCD), the Federal document all agencies are to follow.			
Justification for Change With improved reflective materials for traffic control devices, lights on the devices are not always needed. Statutes should be updated for consistency with new material technology and the MUTCD.			
Describe any legislative history and related statutory language Introduced as Assembly Bill 457 in 2009 to revise barricade requirements to allow lights or reflective sheeting. Following public hearing, an amendment was introduced to refer to MUTCD guidelines. Amended bill was adopted by Assembly but not acted upon by Senate.			

_____ (Division Administrator Signature)	_____ (Date)
_____ (Division Administrator Signature)	_____ (Date)
_____ (Division Administrator Signature)	_____ (Date)



State of Wisconsin
2009 - 2010 LEGISLATURE

2011 - 2012

in 9/9

0042/p1
LRB-01884
ARG jld/jog stays

RMNR

2009 ASSEMBLY BILL 457

LPS-
PWF
please

September 30, 2009 - Introduced by Representatives STEINBRINK, TURNER, SOLETSKI and A. OTT, cosponsored by Senators HOLPERIN and TAYLOR. Referred to Committee on Transportation.

4 GEN

1 AN ACT to amend 62.15 (11) and 86.06 (1) of the statutes; relating to: road
2 closure barriers.

Analysis by the Legislative Reference Bureau

Under current law, during construction or repair of a road or when a road is impassable or unsafe for travel, the highway authorities in charge of construction or maintenance of the road may close the road by maintaining barriers at each end of the closed road. The barriers must be of such material and construction and so placed as to indicate that the highway is closed and must be lighted at night. This bill allows road closure barriers, in lieu of being lighted at night, to be of a retroreflective material or markings so as to be visible at night.

insert ANAL-A

Also under current law, contractors doing work that obstructs city streets or sidewalks must put up and maintain barriers and lights to prevent accidents. This bill allows these contractors to put up and maintain barriers constructed of such retroreflective material or bearing such markings as to be visible at night, in lieu of barriers and lights.

insert ANAL-B

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

3 SECTION 1. 62.15 (11) of the statutes is amended to read:
4 62.15 (11) STREET OBSTRUCTION. All contractors doing any work which shall in
5 any manner obstruct the streets or sidewalks shall put up and maintain barriers and

strike

ASSEMBLY BILL 457

Insert 2-1

1 lights or barriers constructed of such retroreflective material or bearing such
 2 markings as to be visible at night, to prevent accidents, and be liable for all damages
 3 caused by failure so to do. All contracts shall contain a provision covering this
 4 liability, and also a provision making the contractor liable for all damages caused by
 5 the negligent digging up of streets, alleys or public grounds, or which may result from
 6 the contractor's carelessness in the prosecution of such work.

SECTION 2. 86.06 (1) of the statutes is amended to read:

8 86.06 (1) Whenever any highway is impassable or unsafe for travel or during
 9 the construction or repair of any such highway and until it is ready for traffic the
 10 authorities in charge of the maintenance or construction thereof may keep it closed
 11 by maintaining barriers at each end of the closed portion. The barriers shall be of
 12 such material and construction and so placed as to indicate that the highway is closed

13 and shall be lighted at night or of such retroreflective material or markings as to be
 14 visible at night.

Insert 2-13

(END)



State of Wisconsin
2009 - 2010 LEGISLATURE

LRBa1866/1
ARC:jld:rs

ASSEMBLY AMENDMENT 1,
TO 2009 ASSEMBLY BILL 457

INSERTS

March 24, 2010 - Offered by Representative STEINBRINK.

- 1
- 2
- 3
- 4
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- 6
- 7
- 8
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- 11

At the locations indicated, amend the bill as follows.

1. Page 1, line 5: delete "barriers and" and substitute "barriers and".

2. Page 2, line 1: delete the material beginning with "lights" and ending with

"night," on line 2 and substitute lights conforming to the standards for traffic control devices in the manual adopted by the department of transportation under s. 84.02

(4) (e)

3. Page 2, line 13: delete the material beginning with "be lighted" and ending

with "night" on line 14 and substitute be lighted at night conform to the standards

for traffic control devices in the manual adopted by the department of transportation under s. 84.02 (4) (e)

Insert 2-1

Insert 2-13

VENIA

2009-2010 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0042/P1ins
ARG:.....

INSERT ANAL-A:

(no P) Under this bill, road closure barriers, in lieu of being lighted at night, must conform to the standards for traffic control devices in the Manual of Uniform Traffic Control Devices (MUTCD) adopted by the Department of Transportation (DOT).

INSERT ANAL-B:

(no P) Under this bill, these contractors are not required to put up lights but the barriers they are required to put up and maintain must conform to the standards for traffic control devices in the MUTCD adopted by DOT.

Gary, Aaron

From: Fiocchi, Tim
Sent: Friday, July 15, 2011 3:05 PM
To: Gary, Aaron
Subject: Drafts from DOT

Attachments: 11-00411.pdf; 11-0042P1.pdf; 11-0063P1.pdf

Aaron,

We received the attached drafts from DOT and will be introducing them at their request. I didn't receive any drafters notes so if there are questions outstanding on the P drafts let me know – otherwise if you could have them jacketed and sent to Rep. Petrowski I'd appreciate it.

Have a good weekend,

Tim

Tim Fiocchi
Clerk, Assembly Transportation Committee
Office of Representative Jerry Petrowski
(608) 266-1182



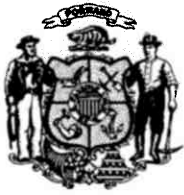
11-00411.pdf (24
KB)



11-0042P1.pdf (29
KB)



11-0063P1.pdf (28
KB)



TODAY



LRB-0042/BA
ARG:jld:rs

in
7/18

RMR

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

No changes

X

ReGen

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Also under current law, contractors doing work that obstructs city streets or sidewalks must put up and maintain barriers and lights to prevent accidents. Under this bill, these contractors are not required to put up lights but the barriers they are required to put up and maintain must conform to the standards for traffic control devices in the MUTCD adopted by DOT.

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