

2013 DRAFTING REQUEST

Bill

Received: **10/1/2013** Received By: **agary**
Wanted: **As time permits** Same as LRB:
For: **Amy Sue Vruwink (608) 266-8366** By/Representing: **Erin Pollocoff**
May Contact: Drafter: **agary**
Subject: **Transportation - traffic laws** Addl. Drafters:
Extra Copies: **EVM**

Submit via email: **YES**
Requester's email: **Rep.Vruwink@legis.wisconsin.gov**
Carbon copy (CC) to: **aaron.gary@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Passing in no-passing zone

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 10/8/2013			_____			
/1	agary 10/28/2013	evinz 10/17/2013	jfrantze 10/17/2013	_____	sbasford 10/17/2013		
/2		evinz 10/29/2013	rschluet 10/29/2013	_____	lparisi 10/29/2013	mbarman 11/12/2013	

FE Sent For:

NOT
NEEDED

<END>

2013 DRAFTING REQUEST

Bill

Received: 10/1/2013 Received By: agary
Wanted: As time permits Same as LRB:
For: Amy Sue Vruwink (608) 266-8366 By/Representing: Erin Pollocoff
May Contact: Drafter: agary
Subject: Transportation - traffic laws Addl. Drafters:
Extra Copies: EVM

Submit via email: YES
Requester's email: Rep.Vruwink@legis.wisconsin.gov
Carbon copy (CC) to: aaron.gary@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Passing in no-passing zone

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 10/8/2013			_____			
/1	agary 10/28/2013	evinz 10/17/2013	jfrantze 10/17/2013	_____	sbasford 10/17/2013		
/2		evinz 10/29/2013	rschluet 10/29/2013	_____	lparisi 10/29/2013		

FE Sent For:

<END>

2013 DRAFTING REQUEST

Bill

Received: 10/1/2013 Received By: agary
Wanted: As time permits Same as LRB:
For: Amy Sue Vruwink (608) 266-8366 By/Representing: Erin Pollocoff
May Contact: Drafter: agary
Subject: Transportation - traffic laws Addl. Drafters:
Extra Copies: EVM

Submit via email: YES
Requester's email: Rep.Vruwink@legis.wisconsin.gov
Carbon copy (CC) to: aaron.gary@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Passing in no-passing zone

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 10/8/2013			_____			
/1		evinz 10/17/2013	jfrantze 10/17/2013	_____	sbasford 10/17/2013		
FE Sent For:		12 eev 10/29/13	12 eev 10/29/13	_____			

9
<END> 10/29/13

2013 DRAFTING REQUEST

Bill

Received: 10/1/2013 Received By: agary
Wanted: As time permits Same as LRB:
For: Amy Sue Vruwink (608) 266-8366 By/Representing: Erin Pollocoff
May Contact: Drafter: agary
Subject: Transportation - traffic laws Addl. Drafters:
Extra Copies: EVM

Submit via email: YES
Requester's email: Rep.Vruwink@legis.wisconsin.gov
Carbon copy (CC) to: aaron.gary@legis.wisconsin.gov

Pre Topic:

No specific pre topic given


Topic:

Passing in no ^{10/12} passing zone ✓

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/?	agary	11 eev 10/17/13		10/17			

FE Sent For:

<END>



Gary, Aaron

From: Pollocoff, Erin
Sent: Tuesday, October 01, 2013 12:52 PM
To: Gary, Aaron
Subject: drafting request

Aaron,

Rep. Vruwink would like to draft a repeal of 346.09 (3) (b) regarding passing in a no passing zone. I saw that you drafted 2011 AB 256, the bill that created this. Please let me know if I should contact another drafter.

Thank you,

Erin Pollocoff

Office of Rep. Amy Sue Vruwink

State Capitol, Room 112 North

P.O. Box 8953

Madison, WI 53708-8953

608-266-8366 (office)

888-534-0070 (toll free)

erin.pollocoff@legis.wisconsin.gov



in
10/8



Leu

2013 BILL

SAV
xref 1

PF

gen cat

1 AN ACT ^{gen cat}; relating to: overtaking and passing vehicles.

Analysis by the Legislative Reference Bureau

Under current law, a vehicle operator may not drive on the left side of the center of a roadway designated, by signs or a solid yellow line, as a no-passing zone. However, under an exception, a vehicle operator may cross to the left of the center of the roadway in such a no-passing zone to overtake and pass, with care, any vehicle traveling at a speed less than half of the applicable speed limit.

This bill repeals this exception to the prohibition against passing in a no-passing zone.

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

2 SECTION 1. 346.09^X (1) of the statutes is amended to read:

3 346.09 (1) Upon any roadway where traffic is permitted to move in both
4 directions simultaneously, the operator of a vehicle shall not drive to the left side of
5 the center of the roadway in overtaking and passing another vehicle proceeding in
6 the same direction unless such left side is clearly visible and is free of oncoming
7 traffic for a sufficient distance ahead to permit such overtaking and passing to be

BILL**SECTION 1**

1 done in safety. In no case when overtaking and passing on a roadway divided into
2 4 or more clearly indicated lanes shall the operator of a vehicle drive to the left of the
3 pavement marking indicating allocation of lanes to vehicles moving in the opposite
4 direction or, in the absence of such marking, to the left of the center of the roadway.
5 ~~Except as provided in sub. (3) (b), in~~ In no case shall the operator of a vehicle drive
6 in a lane when signs or signals indicate that such lane is allocated exclusively to
7 vehicles moving in the opposite direction.

History: 2009 a. 97; 2011 a. 73.

8 **SECTION 2.** ~~346.09 (3) (a)~~ ^X of the statutes is renumbered 346.09 (3) and amended

9 to read:

10 346.09 (3) ~~Except as provided in par. (b), the~~ The operator of a vehicle shall not
11 drive on the left side of the center of a roadway on any portion thereof which has been
12 designated a no-passing zone, either by signs or by a yellow unbroken line on the
13 pavement on the right-hand side of and adjacent to the center line of the roadway,
14 provided such signs or lines would be clearly visible to an ordinarily observant
15 person.

History: 2009 a. 97; 2011 a. 73.

16 **SECTION 3.** ~~346.09 (3) (b)~~ ^X of the statutes is repealed.

17 **SECTION 4. Effective date.**

18 (1) This act takes effect on the first day of the 3rd month beginning after
19 publication.

20 (END)

Gary, Aaron

From: Pollocoff, Erin
Sent: Monday, October 28, 2013 11:10 AM
To: Gary, Aaron
Subject: RE: drafting request

Thanks for the draft, Aaron. After further discussion with the locals that raised the issue, she would like to amend it to just forbid passing of implements of husbandry on a double line, allowing for passage of cars, buggies, etc.

Thank you,

Erin Pollocoff

Office of Rep. Amy Sue Vruwink

State Capitol, Room 112 North

P.O. Box 8953

Madison, WI 53708-8953

608-266-8366 (office)

888-534-0070 (toll free)

erin.pollocoff@legis.wisconsin.gov

From: Gary, Aaron
Sent: Tuesday, October 01, 2013 1:45 PM
To: Pollocoff, Erin
Subject: RE: drafting request

Hi Erin,

I will be the drafter and I entered the request as LRB-3299. Aaron

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

From: Pollocoff, Erin
Sent: Tuesday, October 01, 2013 12:52 PM
To: Gary, Aaron
Subject: drafting request

Aaron,

Rep. Vruwink would like to draft a repeal of 346.09 (3) (b) regarding passing in a no passing zone. I saw that you drafted 2011 AB 256, the bill that created this. Please let me know if I should contact another drafter.

Thank you,

Erin Pollocoff

Office of Rep. Amy Sue Vruwink

State Capitol, Room 112 North

P.O. Box 8953

Madison, WI 53708-8953

608-266-8366 (office)

888-534-0070 (toll free)

erin.pollocoff@legis.wisconsin.gov



State of Wisconsin
2013 - 2014 LEGISLATURE

Soor



LRB-3299/2
ARG:eev:jf

in
10/28

Rmn

2013 BILL

1 AN ACT ^{regen} to repeal 346.09 (3) (b); to renumber and amend 346.09 (3) (a); and
2 to amend 346.09 (1) of the statutes; relating to: overtaking and passing
3 vehicles.

Analysis by the Legislative Reference Bureau

Under current law, a vehicle operator may not drive on the left side of the center of a roadway designated, by signs or a solid yellow line, as a no-passing zone. However, under an exception, a vehicle operator may cross to the left of the center of the roadway in such a no-passing zone to overtake and pass, with care, any vehicle traveling at a speed less than half of the applicable speed limit.

~~This bill repeals this exception to the prohibition against passing in a no-passing zone.~~

insert
ANAL

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

4 SECTION 1. 346.09 (1) of the statutes is amended to read:
5 346.09 (1) Upon any roadway where traffic is permitted to move in both
6 directions simultaneously, the operator of a vehicle shall not drive to the left side of
7 the center of the roadway in overtaking and passing another vehicle proceeding in

BILL**SECTION 1**

1 the same direction unless such left side is clearly visible and is free of oncoming
2 traffic for a sufficient distance ahead to permit such overtaking and passing to be
3 done in safety. In no case when overtaking and passing on a roadway divided into
4 4 or more clearly indicated lanes shall the operator of a vehicle drive to the left of the
5 pavement marking indicating allocation of lanes to vehicles moving in the opposite
6 direction or, in the absence of such marking, to the left of the center of the roadway.
7 ~~Except as provided in sub. (3) (b), in~~ In no case shall the operator of a vehicle drive
8 in a lane when signs or signals indicate that such lane is allocated exclusively to
9 vehicles moving in the opposite direction.

10 **SECTION 2.** 346.09 (3) (a) of the statutes is renumbered 346.09 (3) and amended
11 to read:

12 346.09 (3) ~~Except as provided in par. (b), the~~ The operator of a vehicle shall not
13 drive on the left side of the center of a roadway on any portion thereof which has been
14 designated a no-passing zone, either by signs or by a yellow unbroken line on the
15 pavement on the right-hand side of and adjacent to the center line of the roadway,
16 provided such signs or lines would be clearly visible to an ordinarily observant
person.

18 **SECTION 3.** 346.09 (3) (b) of the statutes is repealed.

19 **SECTION 4. Effective date.**

20 (1) This act takes effect on the first day of the 3rd month beginning after
21 publication.

22 (END)

ins. x
2-17-17
→

2013-2014 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3299/2ins
ARG:.....

1

2

3

INSERT ANAL:

Under this bill, this exception does not apply with respect to overtaking and passing an implement of husbandry. An "implement of husbandry" generally means a vehicle or piece of equipment or machinery designed for agricultural purposes, used exclusively in the conduct of agricultural operations, and used principally off the highway.

4

5

INSERT 2-17:

6

SECTION 1. 346.09 (3) (b) of the statutes is amended to read:

7

346.09 (3) (b) The operator of a vehicle may drive on the left side of the center

8

of a roadway on any portion thereof which has been designated a no-passing zone,

9

as described in par. (a), to overtake and pass, with care, any vehicle, except an

10

implement of husbandry, traveling at a speed less than half of the applicable speed

11

limit at the place of passing.

12

History: 2009 a. 97; 2011 a. 73.

13

Barman, Mike

From: Pollocoff, Erin
Sent: Tuesday, November 12, 2013 10:38 AM
To: LRB.Legal
Subject: Draft Review: LRB -3299/2 Topic: Passing in no-passing zone

Please Jacket LRB -3299/2 for the ASSEMBLY.