

2017 Assembly Bill 442 (LRB -3526)

An Act to renumber 23.33 (8) (e); to renumber and amend 23.33 (8) (b); and to create 23.33 (8) (b) 2., 23.33 (8) (e) 2., 23.33 (8) (e) 3. and 23.33 (8) (e) 4. of the statutes; relating to: all-terrain vehicle route signage. (FE)

2017

07-14.	A.	Introduced by Representatives Jacque, Ripp, Tranel, Tittl, Felzkowski, Swearingen, Edming, E. Brooks, Brostoff, Meyers, Novak and Spiros ; cosponsored by Senators Cowles, Bewley, Harsdorf, Lasee and Marklein.	341
07-14.	A.	Read first time and referred to Committee on Transportation	341
08-03.	A.	Fiscal estimate received	
08-29.	A.	Public hearing held	
09-11.	A.	Assembly Amendment 1 offered by Representative Jacque (LRB a1082)	394
09-12.	A.	Executive action taken	
09-29.	A.	Fiscal estimate received	
10-16.	A.	Report Assembly Amendment 1 adoption recommended by Committee on Transportation, Ayes 8, Noes 0	474
10-16.	A.	Report passage as amended recommended by Committee on Transportation, Ayes 11, Noes 0	474
10-16.	A.	Referred to committee on Rules	474
10-31.	A.	Placed on calendar 11-2-2017 by Committee on Rules	
11-02.	A.	Read a second time	505
11-02.	A.	Assembly Amendment 1 adopted	505
11-02.	A.	Ordered to a third reading	505
11-02.	A.	Rules suspended	505
11-02.	A.	Read a third time and passed	505
11-02.	A.	Ordered immediately messaged	505
11-03.	S.	Received from Assembly	531
11-06.	S.	Read first time and referred to committee on Transportation and Veterans Affairs	535
12-05.	S.	Public hearing held	

2018

01-30.	S.	Executive action taken	
01-31.	S.	Report concurrence recommended by Committee on Transportation and Veterans Affairs, Ayes 5, Noes 0	696
01-31.	S.	Available for scheduling	
02-16.	S.	Placed on calendar 2-20-2018 pursuant to Senate Rule 18(1)	749
02-20.	S.	Read a second time	
02-20.	S.	Ordered to a third reading	
02-20.	S.	Rules suspended	
02-20.	S.	Read a third time and concurred in	
02-20.	S.	Ordered immediately messaged	
02-20.	A.	Received from Senate concurred in	



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2017 ENROLLED BILL

Adopted Documents

Original

Engrossed

Substitute Amdt

17 -3526, 1

Amendments: None or Listed below.

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Corrections: None or Listed by date below.

2/21/18

Topic: Same as relating clause or other, indicated below.

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Date

Enrolling Drafter



State of Wisconsin
2017-2018 LEGISLATURE

CORRECTIONS IN:

2017 ASSEMBLY BILL 442

Prepared by the Legislative Reference Bureau
(February 22, 2018)

In enrolling, the following correction was made:

1. Page 2, line 1: delete "SECTION 1" and substitute "SECTION 1p".

(END)

LRB-3526/1ccc-1

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Minor clerical corrections in legislation are authorized under s. 35.17, stats.; Senate Rule 31; Assembly Rule 36; and Joint Rule 56.



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-3526/1
ZDW:kjf

2017 ASSEMBLY BILL 442

July 14, 2017 - Introduced by Representatives JACQUE, RIPP, TRANEL, TITTL, FELZKOWSKI, SWEARINGEN, EDMING, E. BROOKS, BROSTOFF, MEYERS, NOVAK and SPIROS, cosponsored by Senators COWLES, BEWLEY, HARS DORF, LASEE and MARKLEIN. Referred to Committee on Transportation.

1 **AN ACT** *to renumber* 23.33 (8) (e); *to renumber and amend* 23.33 (8) (b); and
2 *to create* 23.33 (8) (b) 2., 23.33 (8) (e) 2., 23.33 (8) (e) 3. and 23.33 (8) (e) 4. of
3 the statutes; **relating to:** all-terrain vehicle route signage.

Analysis by the Legislative Reference Bureau

This bill makes changes to requirements for signs placed to mark all-terrain vehicle (ATV) routes.

Under current law, a town, village, city, or county (political subdivision) may designate highways or sidewalks as ATV routes. In addition, it may authorize the operation of utility terrain vehicles (UTVs) on ATV routes. Rules promulgated by the Department of Natural Resources require that all ATV routes be marked by signs at the beginning of the route and at intervals along the route as needed to enable ATV operators to follow the route.

The bill provides that, if a political subdivision designates specific highways within its territorial boundaries as ATV routes, the political subdivision is required to erect a sign at each point on a highway where the ATV route begins and at each point where the ATV route intersects a highway that is not part of the route. Alternatively, the bill authorizes a political subdivision to designate all highways within its territorial boundaries as ATV routes and to erect signs at the entrances to the political subdivision alerting motorists of this designation. The bill also provides that if a political subdivision erects these entrance signs, DNR may not require it to erect or maintain additional signs along the ATV routes.

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

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

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SECTION 1. 23.33 (8) (b) of the statutes is renumbered 23.33 (8) (b) 1. and

amended to read:

23.33 (8) (b) 1. ~~A~~ Subject to subd. 3., a town, village, city, or county may designate highways as all-terrain vehicle routes.

3. No state trunk highway or connecting highway may be designated as an all-terrain vehicle route unless the department of transportation approves the designation.

SECTION 2. 23.33 (8) (b) 2. of the statutes is created to read:

23.33 (8) (b) 2. Subject to subd. 3., a town, village, city, or county may designate all highways within its territorial boundaries as all-terrain vehicle routes.

under its jurisdiction

SECTION 3. 23.33 (8) (e) of the statutes is renumbered 23.33 (8) (e) 1.

SECTION 4. 23.33 (8) (e) 2. of the statutes is created to read:

23.33 (8) (e) 2. Except as provided in subd. 3., if a town, village, city, or county designates specific highways within its territorial boundaries as all-terrain vehicle routes under par. (b) 2., the town, village, city, or county shall erect a sign at each point on a highway where the all-terrain vehicle route begins and at each point where the all-terrain vehicle route intersects a highway that is not designated as an all-terrain vehicle route.

SECTION 5. 23.33 (8) (e) 3. of the statutes is created to read:

23.33 (8) (e) 3. If a town, village, city, or county designates all highways within its territorial boundaries as all-terrain vehicle routes under par. (b) 2., the town,

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ASSEMBLY BILL 442

1 village, city, or county may erect a sign on each highway that crosses its territorial
 2 boundary in a position to be viewed by motorists as they enter the town, village, city,
 3 or county. The signs shall alert motorists that all highways within the town, village,
 4 city, or county have been designated as all-terrain vehicle routes.

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under the jurisdiction of

5 SECTION 6. 23.33 (8) (e) 4. of the statutes is created to read:

6 23.33 (8) (e) 4. If a town, village, city, or county erects and maintains signs
 7 under subd. 3., the department may not require the town, village, city, or county to
 8 erect any additional signs marking the all-terrain vehicle routes within the town,
 9 village, city, or county.

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(END)

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State of Wisconsin
2017 - 2018 LEGISLATURE

LRBa1082/1
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**ASSEMBLY AMENDMENT 1,
TO ASSEMBLY BILL 442**

September 11, 2017 - Offered by Representative JACQUE.

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

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

3 **SECTION 1m.** 23.33 (1) (ja) of the statutes is created to read:

4 23.33 (1) (ja) "Preferred route" means an all-terrain vehicle route marked with
5 signs to assist all-terrain vehicle operators in navigating to needed services such as
6 fueling stations, restaurants, lodging, or other business establishments."

7 **2.** Page 2, line 10: delete "within its territorial boundaries" and substitute
8 "under its jurisdiction".

9 **3.** Page 2, line 13: delete lines 13 to 18 and substitute:

10 "23.33 (8) (e) 2. Except as provided in subd. 3, if a town, village, city, or county
11 designates specific highways under its jurisdiction as all-terrain vehicle routes
12 under par. (b) 2., the town, village, city, or county shall do one of the following:

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1 a. Erect a sign at each point on a highway where the all-terrain vehicle route
2 begins and at each point where the all-terrain vehicle route intersects an all-terrain
3 vehicle trail or a highway that is not designated as an all-terrain vehicle route. The
4 town, village, city, or county is not required to erect a sign under this subdivision at
5 a point that is not more than one-half mile from a sign marking the same all-terrain
6 vehicle route on the same highway.

7 b. Erect a sign on each highway under its jurisdiction that crosses its territorial
8 boundary in a position to be viewed by motorists as they enter the town, village, city,
9 or county. The signs shall alert motorists that all highways within the town, village,
10 city, or county have been designated as all-terrain vehicle routes, except where
11 otherwise indicated. The town, village, city, or county shall erect signs as
12 appropriate to indicate highways that are not designated as an all-terrain vehicle
13 route.”.

14 **4.** Page 2, line 20: delete the material beginning with “within” and ending with
15 “boundaries” on line 21 and substitute “under its jurisdiction”.

16 **5.** Page 3, line 3: delete “within” and substitute “under the jurisdiction of”.

17 **6.** Page 3, line 5: delete lines 5 to 9 and substitute:

18 **SECTION 6m.** 23.33 (8) (e) 4. of the statutes is created to read:
19 23.33 (8) (e) 4. If a town, village, city, or county designates all highways under
20 its jurisdiction as all-terrain vehicle routes under par. (b) 2., the town, village, city,
21 or county may erect a sign on each highway under its jurisdiction at the point where
22 that highway crosses its territorial boundary and enters another town, village, city,
23 or county that does not designate the highway as an all-terrain vehicle route. The
24 signs shall be in a position to be viewed by motorists and all-terrain vehicle operators

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1 as they leave the town, village, city, or county and shall alert motorists and
2 all-terrain vehicle operators that the all-terrain vehicle route designation has
3 ended.

4 **SECTION 7m.** 23.33 (8) (e) 5. of the statutes is created to read:

5 23.33 (8) (e) 5. If a town, village, city or county designates highways under its
6 jurisdiction as all-terrain vehicle routes under par. (b) 2., the town, village, city, or
7 county may designate a preferred route and erect signs marking the route.

8 **SECTION 8m.** 23.33 (8) (e) 6. of the statutes is created to read:

9 23.33 (8) (e) 6. If a town, village, city, or county erects and maintains signs
10 under subd. 3., the department may not require the town, village, city, or county to
11 erect any additional signs marking the all-terrain vehicle routes within the town,
12 village, city, or county.”

13 (END)