November 20, 2017 – Introduced by Senators WANGGAARD, OLSEN, COWLES, JOHNSON and MARKLEIN, cosponsored by Representatives KLEEFISCH, TUSLER, BORN, BRANDTJEN, JACQUE, KUGLITSCH, MURSAU and RIPP. Referred to Committee on Judiciary and Public Safety.

AN ACT to amend 346.04 (2t) and 346.04 (3) of the statutes; relating to:

obedience to authorized emergency vehicles operated by law enforcement officers.

Analysis by the Legislative Reference Bureau

Under current law, no operator of a vehicle, after having received a visible or audible signal to stop his or her vehicle from a traffic officer or marked police vehicle, shall knowingly resist by failing to stop his or her vehicle or knowingly flee or attempt to elude any officer so as to interfere with or endanger the operation of the police vehicle, the traffic officer, other vehicles, or pedestrians.

This bill replaces the reference to “marked police vehicle” with “an authorized emergency vehicle that the operator knows or reasonably should know is being operated by a law enforcement officer.”

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

SECTION 1. 346.04 (2t) of the statutes is amended to read:

346.04 (2t) No operator of a vehicle, after having received a visible or audible signal to stop his or her vehicle from a traffic officer or marked police an authorized
emergency vehicle that the operator knows or reasonably should know is being
operated by a law enforcement officer, shall knowingly resist the traffic officer by
failing to stop his or her vehicle as promptly as safety reasonably permits.

SECTION 2. 346.04 (3) of the statutes is amended to read:

346.04 (3) No operator of a vehicle, after having received a visual or audible
signal from a traffic officer, or marked police authorized emergency vehicle that the
operator knows or reasonably should know is being operated by a law enforcement
officer, shall knowingly flee or attempt to elude any traffic officer by willful or wanton
disregard of such signal so as to interfere with or endanger the operation of the police
authorized emergency vehicle, or the traffic officer or, other vehicles, or pedestrians,
nor shall the operator increase the speed of the operator’s vehicle or extinguish the
lights of the vehicle in an attempt to elude or flee.

(END)