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ASSEMBLY SUBSTITUTE AMENDMENT 1, TO 1995 ASSEMBLY BILL 252

August 3, 1995 - Offered by Committee on Highways and Transportation.

1	$AN\ ACT$ to amend 343.32 (2) (bt); and to create 346.922 and 346.95 (7) of the
2	statutes; relating to: transport of children riding within cargo areas of motor
3	trucks and providing a penalty.
	The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:
4	Section 1. 343.32 (2) (bt) of the statutes is amended to read:
5	343.32 (2) (bt) The scale adopted by the secretary may not assess any demerit
6	points for a violation of s. <u>346.922 or</u> 347.48 (2m) (b), (c) or (d) or (4) (a).
7	Section 2. 346.922 of the statutes is created to read:
8	346.922 Transporting children in cargo areas of motor trucks. (1)
9	Notwithstanding s. 346.92, no person may operate upon a highway a motor truck
10	having a gross weight of 10,000 pounds or less when any child under the age of 16
11	years is in an open or enclosed cargo area of the motor truck.
12	(2) Subsection (1) does not apply to any of the following:

(a) A person operating a farm truck in conjunction with farm operations.

1	(b) A person operating a motor truck in a parade sanctioned by a local
2	municipality.
3	Section 3. 346.95 (7) of the statutes is created to read:
4	346.95 (7) Any person violating s. 346.922 may be required to forfeit not less
5	than \$10 nor more than \$25 for the first offense and not less than \$25 nor more than
6	\$200 for a 2nd or subsequent conviction within 3 years.
7	Section 4. Initial applicability.
8	(1) This act first applies to offenses committed on the effective date of this
9	subsection.
10	(END)