



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBs0003/2
PEN:kmg:hmh

**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1999 ASSEMBLY BILL 35**

February 17, 1999 - Offered by COMMITTEE ON HIGHWAY SAFETY.

1 **AN ACT** *to create* 346.915 of the statutes; **relating to:** following snowplows.

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

2 **SECTION 1.** 346.915 of the statutes is created to read:

3 **346.915 Following snowplows.** (1) In this section, "snowplow" means a
4 vehicle that is operated by a person employed by or on behalf of an authority in charge
5 of the maintenance of the highway to perform highway winter maintenance snow
6 and ice removal, including plowing, salting and sanding, during either a storm or
7 cleanup following a storm and that is using lamps described in s. 347.26 (7).

8 (2) The operator of any vehicle that is not a snowplow may not follow a
9 snowplow closer than 200 feet upon any highway having a posted speed limit of more
10 than 35 miles per hour, if the snowplow is engaged in highway winter maintenance
11 snow and ice removal, as described in sub. (1), and is using lamps described in s.
12 347.26 (7). This subsection does not apply when overtaking and passing a snowplow,

1 but the fact that the operator of any vehicle upon a highway having a posted speed
2 limit of more than 35 miles per hour follows the snowplow more closely than 200 feet
3 for one mile or more or follows more closely than 200 feet when the snowplow is
4 moving at the maximum speed limit is prima facie evidence that the operator of such
5 following vehicle is violating this subsection. This subsection does not apply to a
6 snowplow that is stopped or standing in the highway.

7 (END)