



## 1997 ASSEMBLY BILL 786

February 11, 1998 - Introduced by Representatives SKINDRUD, MUSSER, JENSEN, LADWIG, KELSO, PORTER, HAHN, AINSWORTH, SYKORA, SERATTI, KEDZIE, SCHAFER, KLUSMAN, OLSEN, HUTCHISON, JESKEWITZ, HASENOHRL, PLOUFF, RYBA and SPRINGER, cosponsored by Senators SHIBILSKI, DARLING, DECKER, DRZEWIECKI, RISSER and WINEKE. Referred to Committee on Highways and Transportation.

1     **AN ACT to amend** 346.17 (5), 346.22 (1) (b), 346.43 (1) (b) 3., 346.49 (1) (c), 346.60  
2           (3m), 346.65 (5m) and 349.06 (3) of the statutes; **relating to:** penalties for  
3           certain traffic offenses committed where persons working on a utility facility  
4           are at risk from traffic and providing a penalty.

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### *Analysis by the Legislative Reference Bureau*

Under current law, the amount of any applicable minimum and maximum fine or forfeiture is doubled for specified traffic violations committed where persons working in a highway maintenance or construction area are at risk from traffic. These traffic violations include failing to follow certain traffic signs and signals, failing to follow certain orders of traffic officers, exceeding certain maximum speed limits and driving recklessly.

This bill doubles the amount of any applicable minimum and maximum fine or forfeiture for committing one of those specified traffic violations where persons working on a utility facility (such as a pipeline, duct, wire, pole, tower or high-voltage transmission line) are at risk from traffic.

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

5           **SECTION 1.** 346.17 (5) of the statutes is amended to read:

**ASSEMBLY BILL 786****SECTION 1**

1           346.17 (5) If an operator of a vehicle violates s. 346.04 (1) or (2) where persons  
2 engaged in work in a highway maintenance or construction area, on a utility facility,  
3 as defined in s. 30.40 (19), or on a high-voltage transmission line, as defined in s.  
4 30.40 (3r), are at risk from traffic, any applicable minimum and maximum forfeiture  
5 specified in sub. (1) for the violation shall be doubled.

6           **SECTION 2.** 346.22 (1) (b) of the statutes is amended to read:

7           346.22 (1) (b) If an operator of a vehicle violates s. 346.18 (6) where persons  
8 engaged in work in a highway maintenance or construction area, on a utility facility,  
9 as defined in s. 30.40 (19), or on a high-voltage transmission line, as defined in s.  
10 30.40 (3r), are at risk from traffic, any applicable minimum and maximum forfeiture  
11 specified in par. (a) for the violation shall be doubled.

12           **SECTION 3.** 346.43 (1) (b) 3. of the statutes is amended to read:

13           346.43 (1) (b) 3. If an operator of a vehicle violates s. 346.37 or 346.39 where  
14 persons engaged in work in a highway maintenance or construction area, on a utility  
15 facility, as defined in s. 30.40 (19), or on a high-voltage transmission line, as defined  
16 in s. 30.40 (3r), are at risk from traffic, any applicable minimum and maximum  
17 forfeiture specified in subd. 1. for the violation shall be doubled.

18           **SECTION 4.** 346.49 (1) (c) of the statutes is amended to read:

19           346.49 (1) (c) If an operator of a vehicle violates s. 346.46 (1) where persons  
20 engaged in work in a highway maintenance or construction area, on a utility facility,  
21 as defined in s. 30.40 (19), or on a high-voltage transmission line, as defined in s.  
22 30.40 (3r), are at risk from traffic, any applicable minimum and maximum forfeiture  
23 specified in par. (a) for the violation shall be doubled.

24           **SECTION 5.** 346.60 (3m) of the statutes is amended to read:

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1           346.60 **(3m)** If an operator of a vehicle violates s. 346.57 (2), (3) , (4) (d) to (h)  
2 or (5) where persons engaged in work in a highway maintenance or construction  
3 area, on a utility facility, as defined in s. 30.40 (19), or on a high-voltage transmission  
4 line, as defined in s. 30.40 (3r), are at risk from traffic, any applicable minimum and  
5 maximum forfeiture specified in sub. (2) or (3) for the violation shall be doubled.

6           **SECTION 6.** 346.65 (5m) of the statutes is amended to read:

7           346.65 **(5m)** If an operator of a vehicle violates s. 346.62 (2) to (4) where persons  
8 engaged in work in a highway maintenance or construction area, on a utility facility,  
9 as defined in s. 30.40 (19), or on a high-voltage transmission line, as defined in s.  
10 30.40 (3r), are at risk from traffic, any applicable minimum and maximum forfeiture  
11 or fine specified in sub. (1), (3) or (5) for the violation shall be doubled.

12           **SECTION 7.** 349.06 (3) of the statutes is amended to read:

13           349.06 **(3)** If an operator of a vehicle violates a local ordinance in strict  
14 conformity with s. 346.04 (1) or (2), 346.18 (6), 346.27, 346.37, 346.39, 346.46 (1),  
15 346.57 (2), (3), (4) (d) to (h) or (5) or 346.62 (2) where persons engaged in work in a  
16 highway maintenance or construction area, on a utility facility, as defined in s. 30.40  
17 (19), or on a high-voltage transmission line, as defined in s. 30.40 (3r), are at risk  
18 from traffic, any applicable minimum and maximum forfeiture for the violation shall  
19 be doubled.

20           **SECTION 8. Initial applicability.**

21           (1) This act first applies to violations committed on the effective date of this  
22 subsection.

23           **SECTION 9. Effective date.**

