



**WISCONSIN LEGISLATIVE COUNCIL
AMENDMENT MEMO**

2003 Assembly Bill 15	Assembly Amendments 1 and 2
<i>Memo published:</i> September 24, 2003	
<i>Contact:</i> Don Salm, Senior Staff Attorney (266-8540)	

The **bill** imposes liability upon the owner of a vehicle involved in a violation of certain traffic laws relating to railroad crossings. A railroad employee who observes a railroad crossing violation may submit a written report concerning the violation to a traffic officer within 24 hours of observing the violation. The traffic officer may, within 48 hours of receiving the report, prepare a traffic citation for the violation and serve it upon the owner of the vehicle by personal service or, if that is not possible, by leaving a copy at the owner's residence or by certified mail.

Assembly Amendment 1

Assembly Amendment 1 provides that:

1. The **venue** for the action for liability under the bill shall be in the county where the violation occurred, except that the venue shall be in the county where the person is a resident **if**: (a) he or she is a resident of the state; and (b) he or she petitions the court for a change of venue to his or her county of residence.

2. In addition to serving the person with the citation under one of the methods described above, the serving agency must include a **notice** that informs the person: (a) that he or she may petition the court for a change of venue; (b) of the court costs required for petitioning for a change of venue; and (c) of the procedures for petitioning the court for a change of venue.

Assembly Amendment 2

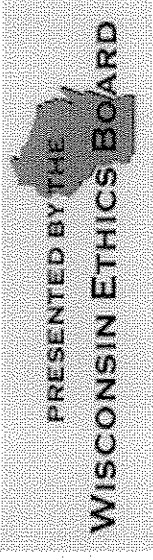
Assembly Amendment 2 specifies that the traffic officer may prepare and serve a citation under the new owner liability provision only "after verifying the information provided under sub. (2) (c) and (d)" in the bill. Subsection (2) (c) is "the license number and color of the vehicle involved in the violation." Subsection (2) (d) is "identification of the vehicle as an automobile, station wagon, motor truck, motor bus, motorcycle, or other type of vehicle."

Legislative History

On May 6, 2003, the Assembly Committee on Highway Safety voted to recommend passage of the bill on a vote of Ayes, 8; Noes, 0. On September 23, 2003, the Assembly passed the bill, as amended by Assembly Amendments 1 and 2 (which were adopted on voice votes), on a voice vote. The bill was immediately messaged to the Senate.

DLS:tlu

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as of Tuesday, October 28, 2003

2003-2004 legislative session

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Assembly Bill 15

vehicle owner liability for violations of certain traffic laws relating to railroad crossings and providing penalties. (FE)

Organization Profile	Interests	These organizations have reported lobbying on this proposal:		
		Date Notified	Position	Comments
●	●	4/21/2003	↑	
●	●	4/21/2003	↑	
●	●	4/21/2003	↑	
●	●	4/21/2003	↑	
●	●	2/19/2003	?	
●	●	2/13/2003	?	
●	●	3/12/2003	?	

Place pointer on icon to display comments, click icon to display prior comments

Select a legislative proposal and click "go"

House Assembly Senate

Proposal Type

Polling Vote Record

Committee on Transportation and Information Infrastructure

Date: Wednesday, November 5, 2003

Ballot Deadline: Thursday, November 6, 2003 by 12:00 PM*

** The 12:00 PM ballot deadline is due to an effort to have the bill available for a Rules Committee meeting later this afternoon.*

Bill Number: Assembly Bill 15

Motion: *Concurrence of Assembly Bill 15.*

Moved by: Senate Committee on Transportation and Information Infrastructure

Committee Member

Senator Roger Breske

Aye



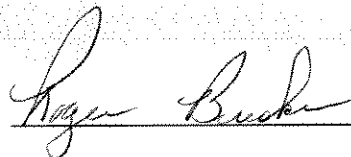
No



Not Voting



Signature:



Ballot Rec'd:

Date: 5 NOV 03 **Time:** 1142 **Signature:**



Polling Vote Record

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Motion: *Concurrence of Assembly Bill 15.*

Moved by: Senate Committee on Transportation and Information Infrastructure

Committee Member

Senator Ted Kanavas

Aye



No



Not Voting



Signature: _____

Ballot Rec'd:

Date: 5 Nov 03 **Time:** 1140 **Signature:** _____



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Motion: *Concurrence of Assembly Bill 15.*

Moved by: Senate Committee on Transportation and Information Infrastructure

Committee Member

Senator Joseph Leibham

Aye **No** **Not Voting**

Signature:

Joe Leibham

Ballot Rec'd:

Date: 5-NOV-03 **Time:** 1223 **Signature:**

W.L. Winstedt

Polling Vote Record

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Motion: *Concurrence of Assembly Bill 15.*

Moved by: Senate Committee on Transportation and Information Infrastructure

Committee Member

Senator Mark Meyer

Aye **No** **Not Voting**

Signature: _____

Mark Meyer

Ballot Rec'd:

Date: 5-05-03 **Time:** 1445 **Signature:** _____

W. L. Hilstad +

Polling Vote Record

Committee on Transportation and Information Infrastructure

Date: Wednesday, November 5, 2003

Ballot Deadline: Thursday, November 6, 2003 by 12:00 PM*

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Bill Number: Assembly Bill 15

Motion: *Concurrence of Assembly Bill 15.*

Moved by: Senate Committee on Transportation and Information Infrastructure

Committee Member

Senator Neal Kedzie

<u>Aye</u>	<u>No</u>	<u>Not Voting</u>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Signature:

Neal J. Kedzie

Ballot Rec'd:

Date: 6-NOV-03 **Time:** 1124 **Signature:**

D.L. W. [Signature]