



## 2023 ASSEMBLY BILL 448

September 28, 2023 - Introduced by Representatives JOERS, GUSTAFSON, SNODGRASS, EMERSON, MYERS, C. ANDERSON, SHELTON, SINICKI, OHNSTAD, BALDEH, J. ANDERSON, CONSIDINE, HONG, JACOBSON and CLANCY, cosponsored by Senators LARSON, CABRAL-GUEVARA, BALLWEG, TAYLOR and ROYS. Referred to Committee on Transportation.

\*\*\*AUTHORS SUBJECT TO CHANGE\*\*\*

1     **AN ACT to amend** 340.01 (43m) (a) and (b), 340.01 (74p) (e), 346.94 (11), 346.94  
2           (17), 348.01 (2) (d) and 349.235 of the statutes; **relating to:** use of skateboards  
3           on roadways.

---

### *Analysis by the Legislative Reference Bureau*

Under current law, a person may not ride a play vehicle on a roadway except while crossing at a crosswalk. "Play vehicle" is defined as "a coaster, skate board, roller skates, sled, toboggan, unicycle or toy vehicle upon which a person may ride." Under this bill, skateboards are removed from the definition of "play vehicle" and are therefore not subject to the regulations that apply to play vehicles.

Also under current law, a person may not ride in-line skates on a roadway under the jurisdiction of the Department of Transportation, but may ride in-line skates on other roadways subject to any restrictions imposed by the local authority having jurisdiction over the roadway. Under the bill, skateboards are similarly authorized to operate on roadways under the jurisdiction of a local authority subject to restrictions imposed by the local authority.

---

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

4           **SECTION 1.** 340.01 (43m) (a) and (b) of the statutes are amended to read:

**ASSEMBLY BILL 448****SECTION 1**

1           340.01 (**43m**) (a) Means a coaster, ~~skate board~~, roller skates, sled, toboggan,  
2 unicycle, or toy vehicle upon which a person may ride.

3           (b) Does not include in-line skates, skateboards, or electric scooters.

4           **SECTION 2.** 340.01 (74p) (e) of the statutes is amended to read:

5           340.01 (**74p**) (e) A person riding upon in-line skates, a skateboard, a horse, or  
6 a play vehicle.

7           **SECTION 3.** 346.94 (11) of the statutes is amended to read:

8           346.94 (**11**) TOWING SLEDS, ETC. No person shall operate any vehicle or  
9 combination of vehicles upon a highway when such vehicle or combination of vehicles  
10 is towing any toboggan, sled, skis, bicycle, skates, skateboard, or toy vehicle bearing  
11 any person.

12          **SECTION 4.** 346.94 (17) of the statutes is amended to read:

13          346.94 (**17**) IN-LINE SKATES AND SKATEBOARDS ON ROADWAY. (a) A person riding  
14 upon in-line skates or a skateboard may go upon any roadway under the jurisdiction  
15 of a local authority, subject to any restrictions specified by municipal ordinance  
16 enacted under s. 349.235.

17          (b) Any person riding upon in-line skates or a skateboard upon any roadway  
18 shall ride in a careful and prudent manner and with due regard under the  
19 circumstances for the safety of all persons using the roadway.

20          (c) Notwithstanding any other provision of this subsection or s. 349.235, no  
21 person riding upon in-line skates or a skateboard may attach the in-line skates or  
22 skateboard or himself or herself to any vehicle upon a roadway or, except while  
23 crossing a roadway at a crosswalk, go upon any roadway under the jurisdiction of the  
24 department.

25          **SECTION 5.** 348.01 (2) (d) of the statutes is amended to read:

