



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-3415/1  
EVM:sac&kjf:imp

## 2011 ASSEMBLY BILL 515

February 1, 2012 - Introduced by Representatives PASCH, SPANBAUER, BERCEAU, POPE-ROBERTS and TURNER, cosponsored by Senator C. LARSON. Referred to Committee on Transportation.

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

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*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 this bill, skateboards are subject to the same roadway use regulations as in-line skates.

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

3     **SECTION 1.** 340.01 (43m) (a) and (b) of the statutes are amended to read:  
4     340.01 (**43m**) (a) Means a coaster, ~~skate board~~, roller skates, sled, toboggan,  
5     unicycle, or toy vehicle upon which a person may ride.

**ASSEMBLY BILL 515**

1 (b) Does not include in-line skates or a skateboard.

2 **SECTION 2.** 346.94 (17) of the statutes is amended to read:

3 346.94 (17) IN-LINE SKATES AND SKATEBOARDS ON ROADWAY. (a) A person riding  
4 upon in-line skates or a skateboard may go upon any roadway under the jurisdiction  
5 of a local authority, subject to any restrictions specified by municipal ordinance  
6 enacted under s. 349.235.

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

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

15 **SECTION 3.** 349.235 of the statutes is amended to read:

16 **349.235 Authority to restrict use of in-line skates or skateboards on**  
17 **roadway.** (1) The governing body of any city, town, village, or county may by  
18 ordinance restrict the use of in-line skates or skateboards on any roadway under its  
19 jurisdiction. No ordinance may restrict any person from riding upon in-line skates  
20 or a skateboard while crossing a roadway at a crosswalk.

21 (2) The department of natural resources may promulgate rules designating  
22 roadways under its jurisdiction upon which in-line skates or skateboards may be  
23 used, except that no rule may permit a person using in-line skates or a skateboard  
24 to attach the skates or the skateboard or himself or herself to any vehicle upon a  
25 roadway.

