

CITY OF MADISON
INTER-DEPARTMENTAL
CORRESPONDENCE

DATE: October 22, 2008

TO: Noble Wray, Chief of Police

FROM: David Jugovich, Lieutenant of Police

SUBJECT: **2008 Third Quarter Traffic Activity Report**
(July - September 2008)

The information provided herein represents the Madison Police Department's traffic enforcement activity for the third quarter of 2008.

In summary, all traffic citations issued for the third quarter totaled 6,110, which includes 4,376 citations for hazardous violations and 1,734 citations for non-hazardous violations. In addition, 512 traffic warnings were issued. Of these totals, the Traffic Enforcement Safety Team issued 919 citations, which includes 781 hazardous citations and 138 non-hazardous citations during this period. The two-year (2006-2007) average for total citations issued by the Department during the third quarter was 4,866. Also during this period, the average total number of citations issued by the Traffic Enforcement Safety Team was 606.

During the third quarter, Traffic Specialists investigated four (4) significant crashes, of which three (3) had fatalities and one (1) serious injury. Alcohol was a factor in two of the crashes referenced above. Of note however, is that statewide, 2008 year-to-date total fatal crashes are down 18% with total crash fatalities being down 21.3% from the same period in 2007. Within the City of Madison, 2008 year-to-date total fatal crashes are down 66.7% with total crash fatalities being down 53.4% from the same period in 2007. Exact causes affecting this decline are unknown.

The Speeders Hotline received 303 citizen calls during the third quarter, resulting in the mailing of a total of 124 warning letters. Crossing Guard observations resulted in 115 warning letters being forwarded and 7 citations issued.

During the third quarter, a number of overtime enforcement grants were scheduled. These grants were coordinated through the Department of Transportation, Bureau of Transportation Safety. Impaired driver (OWI) and traffic safety enforcement initiatives occurred during July through part of September. Through these enforcement efforts, 255 citations were issued which included 14 arrests for OWI. In addition, 109 warnings were issued. Also during the third quarter, a Pedestrian and Bicycle Enforcement overtime grant was scheduled that focused on pedestrian safety and bicycle traffic violations. These grant initiatives yielded 125 citations and 1 warning.

Please refer to the attachment for further details.

MADISON POLICE DEPARTMENT
TRAFFIC ENFORCEMENT ACTIVITY -- QUARTERLY REPORT -- (2006--2008)

***Third Quarter**

HAZARDOUS VIOLATIONS	1st QUARTER			2nd QUARTER			3rd QUARTER			4th QUARTER			END OF YEAR TOTALS		
	2006	2007	2008	2006	2007	2008	2006	2007	2008	2006	2007	2008	2006	2007	2008
OMVWI (A)	232	203	198	209	225	210	205	207	194	241	150		887	785	
OMVWI (B)	184	143	161	166	187	152	156	166	142	194	114		700	610	
RECKLESS	14	26	10	30	20	36	26	22	32	14	12		84	80	
SPEEDING	1820	1235	1223	1868	1270	1779	1360	1232	2038	1313	1003		6361	4740	
STOP & GO	360	340	349	314	326	312	327	367	370	301	284		1302	1317	
ARTERIAL	214	132	155	153	152	142	116	108	211	73	75		556	467	
PASS/TURNING MVMT	156	160	168	152	161	144	156	163	174	174	175		638	659	
DEVIATING	45	62	50	73	63	59	57	67	83	68	55		243	247	
WRONG WAY	107	84	49	81	112	86	100	94	93	78	55		366	345	
ALL OTHERS	66	59	52	75	79	77	87	55	90	71	59		299	252	
RIGHT OF WAY (M.V.)	316	341	274	243	293	238	293	284	242	265	276		1117	1194	
RIGHT OF WAY (PED.)	28	29	13	37	38	30	26	95	92	25	14		116	176	
FAILURE TO CONTROL	156	207	252	96	73	53	79	96	101	108	100		439	476	
FOLLOW TOO CLOSE	164	179	167	241	192	137	218	218	175	231	163		854	752	
INATTENTIVE	156	171	139	192	206	155	202	215	231	189	158		739	750	
UNSAFE BACKING	29	23	31	23	26	19	35	34	33	38	25		125	108	
DR. SIGNAL	1	0	0	2	2	0	1	1	1	0	0		4	3	
BIKE/PED	6	9	8	6	13	15	15	11	74	10	6		37	39	
TOTAL HAZARDOUS	4,054	3,403	3,299	3,961	3,438	3,644	3,459	3,435	4,376	3,393	2,724		14,867	13,000	
NON-HAZARDOUS VIOLATIONS															
DL/VEH REG	1416	1127	1055	1286	1280	1248	1215	1079	1464	1069	911		4986	4397	
VEH EQUIP	145	135	97	243	201	141	157	150	142	150	133		695	619	
HIT AND RUN	87	93	64	93	79	79	77	81	80	97	77		354	330	
ALL OTHERS	50	14	19	64	27	34	53	26	48	13	11		180	78	
TOTAL NON-HAZ	1,698	1,369	1,235	1,686	1,587	1,502	1,502	1,336	1,734	1,329	1,132		6,215	5,424	
TOTAL VIOLATIONS	5,752	4,772	4,534	5,647	5,025	5,146	4,961	4,771	6,110	4,722	3,856		21,082	18,424	

Updated: 7/15/08/jak

*Includes TEST issued citations

MADISON POLICE DEPARTMENT
TRAFFIC ENFORCEMENT ACTIVITY/CITATION DEFINITIONS

OMVWI (A)				
City Ord.	State Statute	Description	Bail Amount	Assess Points
12.011	346.63(1)(a)	OPERATING A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF AN INTOXICANT OR CONTROLLED SUBSTANCE, OR COMBINATION OF BOTH (1st Violation - No prior violation for OMVWI within a 10 year period)	\$726.00	6
		w/minor less than 16 yrs. old	\$1,127.00	6
OMVWI (B)				
City Ord.	State Statute	Description	Bail Amount	Assess Points
12.011	346.63(1)(b)	OPERATING A MOTOR VEHICLE WITH A PROHIBITED ALCOHOL CONCENTRATION No person may drive or operate a motor vehicle while the person has a blood alcohol concentration of 0.08% or more in that person's blood or 0.08 grams or more of alcohol in that person's breath.		
		0.08 to .099%	\$260.00	6
		0.10% or higher	\$726.00	6
		w/minor less than 16 yrs. old	\$1,127.00	6
*All second or subsequent OWI arrests (traffic crimes) are State crimes, assessed 6 points, and fines can increase from \$500 through felony charges.				
RECKLESS				
City Ord.	State Statute	Description	Bail Amount	Assess Points
12.011	346.62(2)	RECKLESS DRIVING No person may endanger the safety of any person or property by the negligent operation of a vehicle.	\$250.00 +	6
		Hwy Maint.	\$550.00	6

MADISON POLICE DEPARTMENT
TRAFFIC ENFORCEMENT ACTIVITY/CITATION DEFINITIONS

SPEEDING				
City Ord.	State Statute	Description	Bail Amount	Assess Points
12.011	346.57(5)	SPEEDING IN EXCESS OF FIXED LIMITS		
		1 - 10 MPH over the limit	\$83.80	3
		11 - 15 MPH over the limit	\$83.80	4
		16 - 19 MPH over the limit	\$109.00	4
		20 - 24 MPH over the limit	\$126.80	6
		25 - 29 MPH over the limit	\$159.40	6
		30 - 34 MPH over the limit	\$203.50	6
		35 - 39 MPH over the limit	\$266.50	6
		40 - 44 MPH over the limit	\$361.00	6
		45 MPH or more over the limit	\$424.00	6
STOP & GO				
City Ord.	State Statute	Description	Bail Amount	Assess Points
12.011	346.37(1)(b)	YELLOW SIGNAL VIOLATION		
		<u>Traffic facing a yellow signal, when shown or following the green, shall stop before entering the intersection unless so close to it that a stop may not be made in safety.</u>	\$83.80	3
		2nd Conv. w/in 1 year	\$121.60	3
		Hwy Maint.	\$121.60	3
		2nd Conv. w/in 1 year	\$197.20	3
12.011	346.37(1)(c)(1)	RED SIGNAL VIOLATION		
		<u>Vehicular traffic facing a red signal shall stop before entering the crosswalk on the near side of an intersection, or if none, then before entering the intersection or at such other point as may be indicated by a clearly visible sign or marking and shall remain standing until green or other signal permitting movement is shown.</u>	\$83.80	3
		2nd Conv. w/in 1 year	\$121.60	3
		Hwy Maint.	\$121.60	3
		2nd Conv. w/in 1 year	\$197.20	3

MADISON POLICE DEPARTMENT
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12.011	346.37(1)(c)(3)	RIGHT / LEFT TURN ON RED VIOLATION No turn may be made on red signal if lanes are crossed or if a sign prohibits same. FAILURE TO YIELD RIGHT-OF-WAY (Turning at controlled intersection facing red signal) When turn from red light is permitted, yield to traffic lawfully using intersection.	\$83.80	4
		2nd Conv. w/in 1 year	\$121.60	4
		Hwy Maint.	\$121.60	4
		2nd Conv. w/in 1 year	\$197.20	4
12.011	346.37(1)(d)(1)	GREEN ARROW SIGNAL VIOLATION <u>Vehicular traffic facing a green arrow signal may enter the intersection only to make the movement indicated by such arrow but shall yield the right-of-way to pedestrians / bicyclists lawfully within a crosswalk and to other traffic lawfully using the intersection.</u>	\$83.80	3
		2nd Conv. w/in 1 year	\$121.60	3
		Hwy Maint.	\$121.60	3
		2nd Conv. w/in 1 year	\$197.20	3
12.011	346.39(1)	FLASHING RED (STOP) SIGNAL VIOLATION <u>Flashing Red Signal To Stop</u> Operator shall stop before entering the nearest crosswalk or marked stop line and proceed subject to the rules applicable at a stop sign.	\$83.80	3
		2nd Conv. w/in 1 year	\$121.60	3
		Hwy Maint.	\$121.60	3
		2nd Conv. w/in 1 year	\$197.20	3
12.011	346.39(2)	FLASHING YELLOW (CAUTION) SIGNAL VIOLATION <u>Yellow Lens With Rapid Intermittent Flashed</u> , operators of vehicles may proceed through the intersection or past such signal only with caution.	\$83.80	0
		2nd Conv. w/in 1 year	\$121.60	0
		Hwy Maint.	\$121.60	0
		2nd Conv. w/in 1 year	\$197.20	0

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ARTERIAL				
City Ord.	State Statute	Description	Bail Amount	Assess Points
12.011	346.46(1)	ARTERIAL STOP VIOLATION Every operator of a vehicle approaching an <u>official stop sign</u> at an intersection shall cause such vehicle to stop before entering the intersection except when directed to proceed by a traffic officer or traffic control signal.	\$83.80	3
		2nd Conv. w/in 1 year	\$121.60	3
		Hwy Maint.	\$121.60	3
		2nd Conv. w/in 1 year	\$197.20	3
PASS/TURNING MVMT				
City Ord.	State Statute	Description	Bail Amount	Assess Points
12.011	346.07(3)	<u>Failure To Yield To Passing Vehicle</u> Shall not increase speed while being passed.	\$140.50	3
12.011	346.08	UNSAFE PASSING (On Right) Where not permitted	\$140.50	3
12.011	346.09(1)	NO PASSING (On-Coming Traffic Lane) Not clear	\$235.00	3
12.011	346.09(3)	NO PASSING (No Passing Zone Designated) By yellow unbroken line or posted sign.	\$121.60	3
12.011	346.33(1)(a)	NO U-TURN OR Y-TURN No U-turn at any intersection, controlled by traffic control signals or traffic officer.	\$83.80	0

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DEVIATING				
City Ord.	State Statute	Description	Bail Amount	Assess Points
12.011	346.13(1)	DEVIATING FROM TRAFFIC LANE <u>Marked Traffic Lanes</u> Shall not deviate from traffic lane without first ascertaining that such movement can be made in safety to vehicles approaching from rear.	\$83.80	4
		2nd Conv. w/in 1 year	\$121.60	4
Wrong Way				
City Ord.	State Statute	Description	Bail Amount	Assess Points
12.011	346.15	DRIVING AGAINST TRAFFIC <u>Divided Street</u> Vehicle shall operate only to the right of a parkway, dividing space, barrier, or section.	\$235.00	4
		No operator of a vehicle shall drive over or across a physical barrier such as a median strip.	\$172.00	0
12.011	346.04(2)	<u>One Way Street</u> Vehicle shall operate in the direction indicated	\$83.80	3
		2nd Conv. w/in 1 year	\$121.60	3
VEH EQUIP				
City Ord.	State Statute	Description	Bail Amount	Assess Points
12.011	347.13(1)	IMPROPER TAIL LIGHTS (EQUIPMENT) Motor vehicles and motor driven cycles shall be equipped with at least one tail light and original equipment at time of manufacture shall be maintained.	\$71.20	3
12.011	347.39(1)	DEFECTIVE MUFFLER - NO MUFFLER All motor vehicles shall be equipped with a muffler to prevent excessive or unusual noise or annoying smoke.	\$83.80	0

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RIGHT OF WAY				
Any violations of Statute 346.18 that involve injury, great bodily harm, or death have an increased bail and should be charged accordingly. The bail for a failure to yield violation which caused injury is \$298.00/4 points, for a violation which caused great bodily harm the bail is \$676.00/4 points, for a violation which caused death the bail is \$1,306.00/4 points. Please indicate "injury," "great bodily harm" or "death" in the description of violation box on the Uniform Traffic Citation. For example, if you cited someone for 346.18(2) which involved an accident with an injury, you would use 346.18(2) for the statute number, the description of violation would read, "Failure to Yield Turning Left at Intersection (Injury)" and the fine would be \$298.00 with 4 points.				
RIGHT OF WAY (M.V.)				
City Ord.	State Statute	Description	Bail Amount	Assess Points
12.011	346.18(1)	<u>Failure to Yield Uncontrolled Intersection</u> (or 3 or 4 Way Stop) Vehicle on the left shall yield to vehicle on the right when two vehicles approach or enter an intersection a approximately the same time.	\$83.80	4
		2nd Conv. w/in 1 year	\$121.60	4
12.011	346.18(2)	<u>Failure to Yield Turning Left at Intersection</u> Shall yield to any vehicle approaching from the opposite direction, when intending to turn left across path of it.	\$83.80	4
		2nd Conv. w/in 1 year	\$121.60	4
12.011	346.18(3)	<u>Failure to Yield from Stop Sign</u> The operator of a vehicle shall stop and shall yield the right-of-way to other vehicles which have entered or are approaching the intersection upon the through highway.	\$83.80	4
		2nd Conv. w/in 1 year	\$121.60	4
12.011	346.18(6)	<u>FAILURE TO YIELD AT YIELD SIGN</u> <u>Signs Designated "Yield Right-Of-Way"</u> Operator of any vehicle when approaching any intersection where yield right-of-way signs have been installed, shall yield to other vehicles which have entered the intersection or are approaching so closely as to constitute a hazard of collision.	\$83.80	4

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RIGHT OF WAY (PED.)				
City Ord.	State Statute	Description	Bail Amount	Assess Points
12.011	346.23(2)	FAILURE TO YIELD TO PEDESTRIAN / BICYCLIST (CONTROLLED INTERSECTION OR CROSSWALK) <i>Divided Street Or Safety Zone.</i> When a pedestrian / bicyclist is crossing or has started to cross highway on green or walk signal from curb or median.	\$83.80	4
		2nd Conv. w/in 1 year	\$121.60	4
12.011	346.24(3)	FAILURE TO YIELD TO PEDESTRIAN / BICYCLIST (UNCONTROLLED INTERSECTION)(OR CROSSWALK) <i>To Pedestrian / Bicyclist When A Vehicle Has Stopped To Permit Pedestrian / Bicyclist To Cross,</i> the operator of any other vehicle approaching from the rear shall not overtake and pass such stopped vehicle. <i>(Does not apply to bicycles traveling down roadway, only bicyclists crossing similar to a pedestrian.)</i>	\$235.00	3

FAILURE TO CONTROL				
City Ord.	State Statute	Description	Bail Amount	Assess Points
12.011	346.57(2)	FAIL TO CONTROL SPEED The speed of a vehicle (document speed) shall be so controlled as may be necessary to avoid colliding with any object, person, vehicle or other conveyance on or entering the highway in compliance with legal requirements and using due care.	\$121.60	4
		2nd Conv. w/in 1 year	\$172.00	4
		Hwy Maint.	\$197.20	4
		2nd Conv. w/in 1 year	\$298.00	4

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FOLLOW TOO CLOSE				
City Ord.	State Statute	Description	Bail Amount	Assess Points
12.011	346.14(1)	FOLLOWING TOO CLOSELY Motor Vehicle shall not follow another vehicle more closely than is reasonable and prudent, having due regard for the speed of such vehicle and the traffic upon the condition of the highway (Must have evidence of how close vehicle was).	\$109.00	3
INATTENTIVE				
City Ord.	State Statute	Description	Bail Amount	Assess Points
12.011	346.89(1)	INATTENTIVE DRIVING No person while driving shall be so engaged or occupied as to interfere with the safe driving of such vehicle.	\$96.40	4
UNSAFE BACKING				
City Ord.	State Statute	Description	Bail Amount	Assess Points
12.011	346.87	UNSAFE BACKING No operator shall back vehicle until movement can be made with reasonable safety.	\$83.80	2
		2nd Conv. w/in 1 year	\$121.60	2
DR. SIGNAL				
City Ord.	State Statute	Description	Bail Amount	Assess Points
12.011	346.34(1)(b)	FAILURE TO SIGNAL TURN In the event any other traffic may be affected by such movement, no person shall so turn any vehicle without giving an appropriate signal in the manner provided in S. 346.35. Such signal shall be given continuously during not less than the last 100 feet traveled by the vehicle before turning. (50 feet for bicycle)	\$83.80	3
		2nd Conv. w/in 1 year	\$121.60	3

MADISON POLICE DEPARTMENT
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BIKE/PED				
City Ord.	State Statute	Description	Bail Amount	Assess Points
12.011	346.37(1)(c)(2)	PEDESTRIAN / BICYCLIST INTERFERING WITH VEHICLE (CONTROLLED INTERSECTIONS) No pedestrian / bicyclist facing a red signal shall enter the roadway unless he can do so safely and without interfering with any vehicular traffic.	\$58.60	0
		2nd Conv. w/in 1 year	\$83.80	0
DL/VEH REG				
City Ord.	State Statute	Description	Bail Amount	Assess Points
12.011	343.05(3)(a)	OPERATING WITHOUT VALID DRIVER'S LICENSE Except as provided in Subsection (2), no person shall operate a motor vehicle upon a highway in this State unless such person has a license issued to him by the department, which license is not revoked, suspended, cancelled or expired. (2ND + OFFENSE CHARGED STATE TRAFFIC CRIME)	\$109.00	3
12.011	343.05(3)(a)	EXPIRED DRIVERS LICENSE - (FIRST OFFENSE) (Non-Criminal) First violation - Wisconsin operators license expired within 3 months. <u>After 3 months</u> , charge is operating W/O DL. (2ND OFFENSE CHARGE WITH NO D.L.-STATE TRAFFIC CRIME)	\$71.20	3
12.011	341.03(1)	OWNER CONSENT TO OR OPERATING VEHICLE WITH SUSPENDED, REVOKED OR CANCELLED REGISTRATION (Owner and / or operator can be cited)		
		Automobile, station wagon or any other vehicle having a gross weight of 10,000 pounds or less	\$83.80	0
		Operating <u>any other</u> non-registered vehicle	\$172.00	0

MADISON POLICE DEPARTMENT
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12.011	341.04(2)	CONSENT TO OR OPERATE IMPROPER REGISTRATION VEHICLE		
		Automobile, station wagon or any other vehicle having a gross weight of 10,000 pounds or less	\$109.00	0
		Improper registration of <u>any other</u> vehicle	\$172.00	0

HIT AND RUN				
City Ord.	State Statute	Description	Bail Amount	Assess Points
None	346.67(1)(a)	<p>DUTY UPON STRIKING PERSON OR ATTENDED OR OCCUPIED VEHICLE <u>Name, address and registration number.</u> The operator of any vehicle involved in an accident resulting in injury or death of any person or in <u>damage to a vehicle</u> which is driven or <u>attended</u> by any person shall immediately stop such vehicle at the scene of the accident or as close thereto as possible but shall then forthwith return to and in every event shall remain at the scene of the accident <u>until he had given his name, address and the registration number of the vehicle he is driving</u> to the person struck or to the operator or occupant of or person attending any vehicle collided with. Traffic Crime, Circuit Court, Wednesday at 9:00 AM, Room 1A, 215 S. Hamilton, Mandatory</p>	\$350.00	6
		FELONY if death involved, see D.A. for complaint	FELONY	
12.011	346.68	<p>FAILURE TO LEAVE NAME AT SCENE OF ACCIDENT (UNATTENDED VEHICLE) <u>The operator of any vehicle which collides with any vehicle which is unattended</u> shall immediately stop and shall then and there either locate and notify the operator or owner of such vehicle of the name and address of the operator and owner of the vehicle striking the unattended vehicle or shall leave in a conspicuous place in the vehicle struck, a written notice, giving the name and address of the operator and the owner of the vehicle doing the striking and a statement of the circumstances thereof.</p>	\$172.00	6

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Citations Types Authorized to be Issued by Crossing Guard Supervisors				
City Ord.	State Statute	Description	Bail Amount	Assess Points
12.011	346.46(2m)	FAILURE TO STOP FOR CROSSING GUARD Failed to stop for crossing guard or school crossing guard when directed to by use of a sign or signal.	\$83.80	3
		2nd Conv. w/in 1 year	\$146.80	3
12.011	346.48(1)	FAILURE TO STOP FOR SCHOOL BUS The operator of a vehicle upon meeting or overtaking from the front or rear any school bus which has stopped on a street or alley for the purpose of loading or unloading any school children, shall stop the vehicle immediately upon the display of flashing red signals by the operator of the school bus (see subsection (2) for the use of signal) and remain stopped until the school bus operator extinguishes the flashing red signals. Operator of any school bus which approaches another school bus which has its red lights on, shall display its red lights. This subsection does not apply to vehicles proceeding in the opposite direction of a school bus on the opposite side of a divided highway.	\$235.00	4
12.011	346.455(1)	VEHICLES TO STOP AT FIRE STATION The operator of a motor vehicle approaching an authorized emergency vehicle shall stop not less than 30 feet from that vehicle and shall remain stopped, if all of the following apply: The authorized emergency vehicle is about to be or is being driven backwards into a driveway entrance to a fire station. The authorized emergency vehicle is giving visual signal by means of at least one flashing, oscillating or rotating red light or by a member of the fire department or fire patrol standing on the roadway in a position that is visible to approaching traffic and directing traffic to stop.	\$235.00	4