

2013 DRAFTING REQUEST

Bill

Received: **2/27/2013** Received By: **agary**
Wanted: **As time permits** Same as LRB:
For: **Rob Swearingen (608) 266-7141** By/Representing: **Dan**
May Contact: Drafter: **agary**
Subject: **Transportation - motor vehicles** Addl. Drafters:
Extra Copies: **EVM**

Submit via email: **YES**
Requester's email: **Rep.Swearingen@legis.wisconsin.gov**
Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Michigan border permits for overweight vehicles on USH 2 in Florence County

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	agary 3/4/2013			_____			
/P1	agary 3/28/2013	scalvin 3/18/2013	phenry 3/19/2013	_____	mbarman 3/19/2013		State S&L Vehicle
/1		scalvin 3/28/2013	rschluet 3/28/2013	_____	mbarman 3/28/2013	lparisi 4/8/2013	State S&L

Vers. Drafted

Reviewed

Typed

Proofed

Submitted

Jacketed

Required
Vehicle

FE Sent For:

At
intro

<END>

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FE Sent For:

11 sac
02/28/2013



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FE Sent For:

<END>

Gary, Aaron

From: Rep.Swearingen
Sent: Wednesday, February 27, 2013 11:36 AM
To: Gary, Aaron
Subject: FW: Road Weights
Attachments: Overweight permit with 164,000lb exception 2012.pdf

If you have any questions, please contact our office

6-7141

Thanks Aaron

Daniel Perchinsky
Legislative Aide
Wisconsin State Assembly
Office of Representative, Rob Swearingen
34th Assembly District

From: Wendy Gehlhoff [<mailto:wgehlhoff@co.florence.wi.us>]
Sent: Friday, January 25, 2013 11:11 AM
To: Rep.Swearingen; Perchinsky, Dan
Subject: FW: Road Weights

Hi Representative Swearingen and Dan,

I sent this same information to Senator Tiffany and his staff. He is working on a bill for road weights all across the northwoods that will likely hit some resistance from County Highway departments. He seems to be pretty consumed in the Mining bill issues, which is great, but he may not have time to tackle this item.

Would you consider writing a single issue bill so our portion of US Hwy 2 has the same higher weight exception that US 2 has in Iron, Bayfield and Ashland Counties? This would really help our 3rd largest employer – Florence Hardwoods. Holperin researched this for me last year and said an actual bill was passed for these exceptions to happen. I do not believe this would meet too much resistance since it only affects 11 miles of a federal highway that already allows this higher weight in 3 other counties.

What would it take to get an exception added to the bottom of the overweight permit for 164,000 lbs as it is written for US Hwy 2 in Ashland, Bayfield and Iron Counties (see attached – fine print at bottom). Our largest sawmill (48 employees and growing) is also on federal US Hwy 2. They compete with Michigan mills just across the border so having that 164,000 lbs for them would help them be more competitive. This would only impact the one federal highway and no other roads. US 2 comes from Michigan in the east, travels through Wisconsin 8 miles to Florence Hardwoods in our industrial park then travels west 3 miles back into Michigan. Can you please author a separate bill for this exception/add-on to statute 348.27(9) so we can help our largest sawmill continue to add jobs? This is one small improvement that would really help the mill and will cause less fighting/debate than a larger road weight bill. Can this be done by March when the weights are lowered due to spring break-up?

(93348.27(9) TRANSPORTATION OF LOADS NEAR THE MICHIGAN-WISCONSIN STATE LINE.

(a)

1. The department may issue annual or consecutive month permits, for the transportation on a vehicle or combination of vehicles of loads exceeding statutory length or weight limitations, that authorize all of the following:
 - a. The transportation of loads over any class of highway for a distance not to exceed 11 miles from the Michigan-Wisconsin state line.

- b. The transportation of exclusively peeled or unpeeled forest products cut crosswise, wood chips, or forestry biomass anywhere upon USH 2 in Iron County or Ashland County or upon USH 2 in Bayfield County from the Ashland County line through Hart Lake Road if the vehicle or combination of vehicles is traveling between this state and Michigan and does not violate length or weight limitations established, as of April 28, 2004, under Michigan law. (Michigan law is 164,000 lbs year round – so do these exceptions on US 2 get to haul 164,000 lbs all year? This is what Florence Hardwoods, Margaret Minerick, is requesting.).
- c. The transportation of exclusively peeled or unpeeled forest products cut crosswise, wood chips, or forestry biomass upon USH 2 from STH 13 in the city of Ashland through Hart Lake Road in Bayfield County.

Please call if you have questions.

Thanks very much,

Wendy Gehlhoff - Director FCEDC

Florence County Economic Development
P.O. Box 88 - 501 Lake Ave - Courthouse
Florence, Wisconsin 54121
Office (715)528-3294 Fax (715)528-5071
Hours: M/T/Th 10am - 4pm, W/F 8:30am-4pm

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Wisconsin Department of Transportation
Permit Unit, Phone: (608) 266-7320
P.O.Box 7980
Madison, WI, 53707-7980

Multiple Trip Permit to Transport
Misc. Commodities

Permit Number: MI-008DD2010326D
Effective: 11/22/2010 through: 11/22/2011

Transported on

License	VIN	Type	Year	Unit NB
	1NKDX4EX9BJ283214	TRUCK	2011	EP

Maximum Permitted: Length: 75'00" Width: 8'06" Height: 13'06" Weight: 154,000
Overhang: Front: 000'00"

Operating Conditions Carrier Must Follow When Using This Permit

- * Carrier is responsible for obtaining and attaching the required Conditions Sheets, Trans Rules, and Forms as stated on the face of this permit. These can be obtained at <http://www.dot.wisconsin.gov/business/carriers/osowforms.htm>
- * This permit is issued under s. 348.27(9), Wis. Stats.
- * Subject to Ch. Trans 253 and the weights as specified in Ch. Trans 251.03, Wis. Admin. Codes, which must be attached.
- * Permit valid only within 11 miles from the Michigan/Wisconsin state line; except that a vehicle or combination of vehicles transporting exclusively peeled or unpeeled forest products cut crosswise, wood chips, or forestry biomass may operate under such a permit anywhere upon USH 2 in Iron County or Ashland County or upon USH 2 in Bayfield County from the Ashland County line through Hart Lake Road and does not violate length or weight limitations established, as of April 28, 2004, under Michigan law.
- * Travel on local roads authorized only with written permission attached.
- * Michigan/Wisconsin Border Permit Bridge list must be attached; Travel over bridges at weights greater than specified is prohibited. Bridges on the attached list have been determined insufficient for the maximum statutory permit weights for Michigan configured vehicles.
- * Each spring when the ground thaws, pursuant to Wisconsin Statutes s.348.17 and s.349.16, Wisconsin Department of Transportation restricts the travel of vehicles with overweight divisible load permit types AC, AG, MI, PB, or RF. Please call 608-266-8417 or go to www.dot.wisconsin.gov/business/carriers/seasonal.htm for more information on this restriction.
- * Permit is valid for 50 ft overall length when power unit is operated without a towed unit.
- * This permit is valid for the power unit described and for any one unit it is towing.

** Transport of peeled or unpeeled forest products cut crosswise, wood chips, or forestry biomass anywhere on USH 2 in Iron, Ashland, or Bayfield Counties as specified in 348.27(9) may be transported at 164,000 lbs GVW.

Handwritten note: This is a combined permit to be on this?

Issued To Carrier: 122404
Phone: (906)542-6181

Fee: Dimn(\$-50.00)
=\$-50.00

Permit Nb: MI-008DD2010326D
Send By: Mail to customer
Log Nb: T00000860805
Issued By: 0011
Date of Issue: 11/22/10 12:32 PM

GENE BRZOZNOWSKI
W9156 M69
SAGOLA MI 49881



State of Wisconsin
2013 - 2014 LEGISLATURE

in
3/4



LRB-1752/P1
ARG:/.....
Sac

needed
by 3/20

D-Note

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

pur

gen cat

1 AN ACT ...; **relating to:** annual or consecutive month permits for vehicles or
2 combinations of vehicles transporting loads near the Wisconsin-Michigan
3 border.

Analysis by the Legislative Reference Bureau

Under current law, with limited exceptions, no person may operate on a highway any vehicle or combination of vehicles (vehicle) that exceeds certain statutory limits on size, weight, or load unless that person possesses a permit issued by the Department of Transportation (DOT). DOT may issue an annual or consecutive month permit (Michigan border permit) for an oversize or overweight vehicle to: 1) transport loads within 11 miles of the Wisconsin-Michigan state line; 2) transport certain forest products on USH 2 in Iron County or Ashland County or in Bayfield County from the Ashland County line through Hart Lake Road, if the vehicle is traveling between this state and Michigan and does not violate Michigan law, as of April 28, 2004; or 3) transport certain forest products on USH 2 from STH 13 in the city of Ashland through Hart Lake Road in Bayfield County, regardless of whether the vehicle is traveling between this state and Michigan.

This bill allows a vehicle operating under a Michigan border permit as provided in 2), above, to also operate in Florence County.

Because this bill concerns an exception to the vehicle weight limits specified in ch. 348, stats., the Department of Transportation, as required by law, will prepare a report to be printed as an appendix to this bill.

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1752/P1dn

ARG:f:...

sac

- date -

ATTN: Dan Perchinsky

Please review the attached draft carefully to ensure that it is consistent with your intent.

This draft allows vehicles operating under a Michigan border permit on USH 2 to operate in Florence County subject to the same restrictions applicable for operation in the counties of Iron and Ashland. I note that vehicles operating under a permit are not exempt from special weight restrictions posted as a result of the spring thaw unless the permit expressly exempts the vehicle from these posted limits. See s. 348.17 (1). ✓

Please let me know if you would like any changes made to the attached draft or if you have any questions. If the attached draft meets with your approval, let me know and I will convert it to an introducible "1" draft.

limits

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.state.wi.us

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1752/P1dn
ARG:sac:ph

March 19, 2013

ATTN: Dan Perchinsky

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Please let me know if you would like any changes made to the attached draft or if you have any questions. If the attached draft meets with your approval, let me know and I will convert it to an introducible "/1" draft.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.state.wi.us

Gary, Aaron

From: LRB.Legal
Sent: Tuesday, March 26, 2013 1:36 PM
To: Gary, Aaron
Subject: Requested Re-draft ... FW: Draft review: LRB -1752/P1 Topic: Michigan border permits for overweight vehicles on USH 2 in Florence County

From: Rep.Swearingen
Sent: Tuesday, March 26, 2013 1:31 PM
To: LRB.Legal
Subject: RE: Draft review: LRB -1752/P1 Topic: Michigan border permits for overweight vehicles on USH 2 in Florence County

We have reviewed the draft, everything is correct. Please make it a /1.

Daniel Perchinsky
Legislative Aide
Wisconsin State Assembly
Office of Representative, Rob Swearingen
34th Assembly District

From: LRB.Legal
Sent: Tuesday, March 19, 2013 8:00 AM
To: Rep.Swearingen
Subject: Draft review: LRB -1752/P1 Topic: Michigan border permits for overweight vehicles on USH 2 in Florence County

Following is the PDF version of draft LRB -1752/P1 and drafter's note.



State of Wisconsin
2013 - 2014 LEGISLATURE

in
3/28
TODAY



LRB-1752/24 1

ARG:sac:pf

RMC

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

No changes

Gen Act

1 **AN ACT to amend** 348.27 (9) (a) 1. b. of the statutes; **relating to:** annual or
2 consecutive month permits for vehicles or combinations of vehicles
3 transporting loads near the Wisconsin-Michigan border.

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Parisi, Lori

From: Perchinsky, Dan
Sent: Monday, April 08, 2013 10:50 AM
To: LRB.Legal
Subject: Draft Review: LRB -1752/1 Topic: Michigan border permits for overweight vehicles on USH 2 in Florence County

Please Jacket LRB -1752/1 for the ASSEMBLY.