

2013 DRAFTING REQUEST

Bill

Received: 9/25/2012 Received By: agary
Wanted: As time permits Same as LRB:
For: petrowski (608) 266-1182 By/Representing: Tim Fiocchi
May Contact: Drafter: agary
Subject: Transportation - motor vehicles Addl. Drafters:
Transportation - traffic laws Extra Copies: EVM

Submit via email: YES
Requester's email: Sen.Petrowski@legis.wisconsin.gov
Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Vehicle length exception for 53 feet semitrailers operated as part of vehicle combinations

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 9/28/2012			_____			
/P1	emueller 7/22/2013	scalvin 10/1/2012	jmurphy 10/1/2012	_____	lparisi 10/1/2012		State S&L
/1		scalvin 7/22/2013	jfrantze 7/22/2013	_____	srose 7/22/2013	srose 7/22/2013	State S&L

FE Sent For:

@ intro.

<END>

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Wanted: **As time permits** Companion to LRB:
For: **Jerry Petrowski (608) 266-1182** By/Representing: **Tim Fiocchi**
May Contact: Drafter: **agary**
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/1	<i>agary</i> 7/22/13	<i>1 sac</i> 07/22/2013		<i>7/22</i>			

<END>

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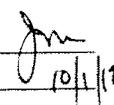
Topic:

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1?	agary	PI SAC 10/1/12	PI SAC 10/1/12	 10/1/12			

FE Sent For:

<END>

9/10/12

- Tim - Sen. Kretowski 6-2502

• recreating (gv) →

deleted in Act 243 last session

Gary, Aaron

From: Fiocchi, Tim
Sent: Tuesday, September 25, 2012 10:50 AM
To: Gary, Aaron
Subject: RE: 2011 Act 243

Aaron,

Thanks for checking in. I wanted to talk with DOT about it, but haven't been able to as of yet... Go ahead and do a P draft to just re-create the language as it existed prior.

Thanks again,

Tim

From: Gary, Aaron
Sent: Tuesday, September 25, 2012 10:46 AM
To: Fiocchi, Tim
Subject: 2011 Act 243

Tim,
We traded phone calls earlier this month on Act 243 and the possibility of recreating par. (gr) that was repealed by Act 243. Since we never connected on this, I want to make sure it hasn't fallen through the cracks. Are you still considering this? Do you want a draft to recreate par. (gr) as it existed before Act 243?

Thanks. Aaron

Aaron R. Gary
Attorney, Legislative Reference Bureau
608.261.6926 (voice)
608.264.6948 (fax)
aaron.gary@legis.state.wi.us



State of Wisconsin
2013 - 2014 LEGISLATURE

5007

in
9/28



LRB-0147/P1

ARG:):....

sac

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

D-Note

1 **AN ACT** ^{gen act} **relating to:** the length of vehicles that may be operated on the
2 highway without an overlength permit.

Analysis by the Legislative Reference Bureau

Under current law, no person may operate on a highway any single vehicle with an overall length in excess of 45 feet or any combination of two vehicles (vehicle combination) with an overall length in excess of 70 feet, unless a specific exception applies or the person has a permit to exceed these lengths. Prior to the enactment of 2011 Wisconsin Act 243, effective November 1, 2012, there was an exception to the general single vehicle length limit for each of the following:

1. A semitrailer operated as part of a vehicle combination if the semitrailer did not exceed 53 feet, its kingpin-to-axle length did not exceed 43 feet, and it was operated on a highway designated by the Department of Transportation (DOT) as a long-truck route or operated for not more than 15 miles on a highway providing access to a long-truck route or to certain services.
2. A semitrailer operated as part of a vehicle combination if the semitrailer did not exceed 53 feet, its kingpin-to-axle length did not exceed 43 feet, and it was operated on the state trunk highway system except those parts designated by DOT by rule as ineligible for this length limit.

2011 Wisconsin Act 243 expanded the exception identified as 2., above, to also apply to highways that are not state trunk highways and repealed the exception identified as 1., above.

This bill recreates the exception identified as 1., above, effective retroactively to the effective date of 2011 Wisconsin Act 243.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

x

1 **SECTION 1.** 348.07 (2) (g) of the statutes is amended to read:

2 348.07 (2) (g) 48 feet for a semitrailer or trailer operated as part of a 2-vehicle
3 combination, except as provided in par. (gr) or (gv).

NOTE: NOTE: Par. (g) is shown as amended eff. 11-1-12 by 2011 Wis. Act 243. Prior to 11-1-12 it reads:NOTE:

4 (g) 48 feet for a semitrailer or trailer operated as part of a 2-vehicle combination, except as provided in par. (gr) or (gv).

History: 1975 c. 279; 1977 c. 29 ss. 1487g to 1487m, 1654 (9) (b); 1977 c. 418; 1979 c. 255; 1981 c. 159, 176; 1983 a. 20, 78, 192; 1985 a. 165, 187; 1987 a. 30; 1991 a. 39, 72; 1995 a. 193; 1997 a. 27; 1999 a. 85, 186; 2003 a. 213, 234; 2005 a. 363, 365; 2007 a. 11, 93; 2011 a. 53, s. 2.; 2011 a. 54, 243.

5 **SECTION 2.** 348.07 (2) (gr) of the statutes is created to read:

6 348.07 (2) (gr) 53 feet for a semitrailer whose length from kingpin to axle does
7 not exceed 43 feet and which is operated as part of a 2-vehicle combination on a
8 highway designated under sub. (4). The length limits in this paragraph do not apply
9 to a trailer or a semitrailer that is authorized to operate under par. (im).

10 **SECTION 3.** 348.07 (2) (gv) of the statutes is amended to read:

11 348.07 (2) (gv) 53 feet for a semitrailer whose length from kingpin to axle does
12 not exceed 43 feet and which is operated as part of a 2-vehicle combination, except
13 as provided in par. (gr) or sub. (4m). The length limits in this paragraph do not apply
14 to a trailer or a semitrailer that is authorized to operate under par. (im).

NOTE: NOTE: Par. (gv) is shown as amended eff. 11-1-12 by 2011 Wis. Act 243. Prior to 11-1-12 it reads:NOTE:

15 (gv) 53 feet for a semitrailer whose length from kingpin to axle does not exceed 43 feet and which is operated as part of a 2-vehicle combination on any part of the
16 state trunk highway system, except as provided in par. (gr) or sub. (4m).

History: 1975 c. 279; 1977 c. 29 ss. 1487g to 1487m, 1654 (9) (b); 1977 c. 418; 1979 c. 255; 1981 c. 159, 176; 1983 a. 20, 78, 192; 1985 a. 165, 187; 1987 a. 30; 1991 a. 39, 72; 1995 a. 193; 1997 a. 27; 1999 a. 85, 186; 2003 a. 213, 234; 2005 a. 363, 365; 2007 a. 11, 93; 2011 a. 53, s. 2.; 2011 a. 54, 243.

17 **SECTION 4.** 348.07 (4) of the statutes is amended to read:

18 348.07 (4) The secretary shall, by rule, designate the highways to which sub.
19 (2) (f), (fm), and (gm), and (gr) and s. 348.08 (1) (e) apply. The designation of highways
20 under this subsection may not be inconsistent with the designation of highways
21 made by the U.S. secretary of transportation under P.L. 97-424, section 411. The

1 secretary may also designate additional highways by rule. In adopting a rule
 2 designating other highways, which may include 2-lane highways, the secretary
 3 shall specify the factors which resulted in the determination to designate the
 4 highways. These factors shall include, but are not limited to, safety, economics,
 5 energy savings, industry productivity and competition. Vehicles to which sub. (2) (f),
 6 (fm), ~~and (gm), and (gr)~~ and s. 348.08 (1) (e) apply may also operate on highways not
 7 designated under this subsection for a distance of 15 miles or less in order to obtain
 8 access to a highway designated under this subsection or to reach fuel, food,
 9 maintenance, repair, rest, staging, terminal or vehicle assembly facilities or points
 10 of loading or unloading. The secretary may, by rule, designate an access route of more
 11 than 15 miles from a highway designated under this subsection when the longer
 12 route provides safer and better access to a location which is within the 15-mile limit.
 13 Household goods carriers may operate between highways designated under this
 14 subsection and points of loading and unloading.

NOTE: NOTE: Sub. (4) is shown as amended eff. 11-1-12 by 2011 Wis. Act 243. Prior to 11-1-12 it reads:NOTE:

15 (4) The secretary shall, by rule, designate the highways to which sub. (2) (f), (fm), (gm), and (gr) and s. 348.08 (1) (e) apply. The designation of highways under
 16 this subsection may not be inconsistent with the designation of highways made by the U.S. secretary of transportation under P.L. 97-424, section 411. The secretary
 17 may also designate additional highways by rule. In adopting a rule designating other highways, which may include 2-lane highways, the secretary shall specify the
 18 factors which resulted in the determination to designate the highways. These factors shall include, but are not limited to, safety, economics, energy savings, industry
 19 productivity and competition. Vehicles to which sub. (2) (f), (fm), (gm), and (gr) and s. 348.08 (1) (e) apply may also operate on highways not designated under this
 20 subsection for a distance of 15 miles or less in order to obtain access to a highway designated under this subsection or to reach fuel, food, maintenance, repair, rest,
 21 staging, terminal or vehicle assembly facilities or points of loading or unloading. The secretary may, by rule, designate an access route of more than 15 miles from a
 22 highway designated under this subsection when the longer route provides safer and better access to a location which is within the 15-mile limit. Household goods carriers
 23 may operate between highways designated under this subsection and points of loading and unloading.

History: 1975 c. 279; 1977 c. 29 ss. 1487g to 1487m, 1654 (9) (b); 1977 c. 418; 1979 c. 255; 1981 c. 159, 176; 1983 a. 20, 78, 192; 1985 a. 165, 187; 1987 a. 30; 1991 a.
 39, 72; 1995 a. 193; 1997 a. 27; 1999 a. 85, 186; 2003 a. 213, 234; 2005 a. 363, 365; 2007 a. 11, 93; 2011 a. 53, s. 2.; 2011 a. 54, 243.

24 SECTION 5. Initial applicability.

25 (1) This act first applies, retroactively, to vehicles operated on November 1,
 26 2012.

27 (END)

D-Note

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

LRB-0147/P1dn

ARG:):...

SAC

- date -

ATTN: Tim Fiocchi

I included a retroactive effective date for this bill. Is this consistent with your intent?

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

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

LRB-0147/P1dn
ARG:sac:jm

October 1, 2012

ATTN: Tim Fiocchi

I included a retroactive effective date for this bill. Is this consistent with your intent?

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



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0147/PI 11
ARG:sac:ms

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

RMR

No changes

7/22/13

Today

gen cat

1 **AN ACT to amend** 348.07 (2) (g), 348.07 (2) (gv) and 348.07 (4); and **to create**
2 348.07 (2) (gr) of the statutes; **relating to:** the length of vehicles that may be
3 operated on the highway without an overlength permit.

Analysis by the Legislative Reference Bureau

Under current law, no person may operate on a highway any single vehicle with an overall length in excess of 45 feet or any combination of two vehicles (vehicle combination) with an overall length in excess of 70 feet, unless a specific exception applies or the person has a permit to exceed these lengths. Prior to the enactment of 2011 Wisconsin Act 243, effective November 1, 2012, there was an exception to the general single vehicle length limit for each of the following:

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2. A semitrailer operated as part of a vehicle combination if the semitrailer did not exceed 53 feet, its kingpin-to-axle length did not exceed 43 feet, and it was operated on the state trunk highway system except those parts designated by DOT by rule as ineligible for this length limit.

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2 348.07 (2) (g) 48 feet for a semitrailer or trailer operated as part of a 2-vehicle
3 combination, except as provided in par. (gr) or (gv).

4 SECTION 2. 348.07 (2) (gr) of the statutes is created to read:

5 348.07 (2) (gr) 53 feet for a semitrailer whose length from kingpin to axle does
6 not exceed 43 feet and which is operated as part of a 2-vehicle combination on a
7 highway designated under sub. (4). The length limits in this paragraph do not apply
8 to a trailer or a semitrailer that is authorized to operate under par. (im).

9 SECTION 3. 348.07 (2) (gv) of the statutes is amended to read:

10 348.07 (2) (gv) 53 feet for a semitrailer whose length from kingpin to axle does
11 not exceed 43 feet and which is operated as part of a 2-vehicle combination, except
12 as provided in par. (gr) or sub. (4m). The length limits in this paragraph do not apply
13 to a trailer or a semitrailer that is authorized to operate under par. (im).

14 SECTION 4. 348.07 (4) of the statutes is amended to read:

15 348.07 (4) The secretary shall, by rule, designate the highways to which sub.
16 (2) (f), (fm), ~~and (gm), and (gr)~~ and s. 348.08 (1) (e) apply. The designation of highways
17 under this subsection may not be inconsistent with the designation of highways
18 made by the U.S. secretary of transportation under P.L. 97-424, section 411. The
19 secretary may also designate additional highways by rule. In adopting a rule
20 designating other highways, which may include 2-lane highways, the secretary
21 shall specify the factors which resulted in the determination to designate the

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3 (fm), ~~and (gm), and (gr)~~ and s. 348.08 (1) (e) apply may also operate on highways not
4 designated under this subsection for a distance of 15 miles or less in order to obtain
5 access to a highway designated under this subsection or to reach fuel, food,
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8 than 15 miles from a highway designated under this subsection when the longer
9 route provides safer and better access to a location which is within the 15-mile limit.
10 Household goods carriers may operate between highways designated under this
11 subsection and points of loading and unloading.

12 **SECTION 5. Initial applicability.**

13 (1) This act first applies, retroactively, to vehicles operated on November 1,
14 2012.

15 (END)

Rose, Stefanie

From: Fiocchi, Tim
Sent: Monday, July 22, 2013 2:07 PM
To: LRB.Legal
Subject: Draft Review: LRB -0147/1 Topic: Vehicle length exception for 53 feet semitrailers operated as part of vehicle combinations

Please Jacket LRB -0147/1 for the SENATE.