

2013 DRAFTING REQUEST

Bill

Received: 7/23/2013 Received By: emueller
Wanted: As time permits Same as LRB:
For: Jeffrey Mursau (608) 266-3780 By/Representing: Tim Gary
May Contact: Drafter: agary
Subject: Transportation - motor vehicles Addl. Drafters:
Transportation - traffic laws Extra Copies: EVM

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

Pre Topic:

No specific pre topic given

Topic:

Overweight and oversize vehicles; adding portion of USH 8 to Michigan border permit area

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 8/5/2013			_____			
/P1	agary 8/27/2013	csicilia 8/27/2013	jfrantze 8/27/2013	_____	lparisi 8/7/2013		State S&L Vehicle
/1				_____	sbasford 8/27/2013	roses 8/27/2013	State S&L

Note: Vehicle Report Not Needed for "/1" version

FE Sent For:

→ At
Intro.

<END>

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/?	agary 8/5/2013			_____			
/P1		wjackson 8/7/2013	rschluet 8/7/2013	_____	lparisi 8/7/2013		State S&L Vehicle

FE Sent For: *1 gjs 8/27 13* *[Signature]* *8/27*
 <END>

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/?	agary	/PI Wlj 8/7		==			

FE Sent For:

<END>

Gary, Aaron

From: Gary, Tim
Sent: Tuesday, July 23, 2013 12:11 PM
To: Gary, Aaron

Aaron,

Can you please draft a bill that adds US Hwy 8 between Hwy 139 in Cavour WI (Forest County) and US 141 in Pembine (Marinette County) to the list of highways the Michigan configured trucks can travel down on an 11 mile border permit?

Tim Gary

Tim Gary
Office of Representative Jeff Mursau
Wisconsin Assembly Committee on Environment and Forestry, Clerk

13-2745



in 8/5



LRB-2745/P1

ARG: f:....

Wij

wanted
by 8/9

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

D-Note

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.

STET

Analysis by the Legislative Reference Bureau & which

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, Florence 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; 3) transport certain forest products on USH 2 from STH 13 in the city of Ashland through Hart Lake Road in Bayfield County; and 4) transport raw forest products or lumber on specified highway routes, including a portion of USH 8 in Oneida and Forest counties and STH 139 from the Wisconsin-Michigan border to USH 8, if the vehicle does not violate Michigan law.

4 This bill allows a vehicle operating under a Michigan border permit as provided in item 4) above, to also operate on USH 8 from STH 139 in Forest County to USH 141 in Marinette 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-2745/P1dn

ARG:f:....

WJ

Date

ATTN: Tim Gary

Please review the attached draft carefully to ensure that it is consistent with your intent. This bill adds to the list of authorized routes created under s. 348.27 (9) (a) 3. in the 2013 Biennial Budget Act (Act 20). Instead of creating a new route under s. 348.27 (9) (a) 3. g., you may wish to consider amending the route in existing s. 348.27 (9) (a) 3. f. to extend it eastward from Ross Lake Road to USH 141.

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

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

LRB-2745/P1dn
ARG:wlj:rs

August 7, 2013

ATTN: Tim Gary

Please review the attached draft carefully to ensure that it is consistent with your intent. This bill adds to the list of authorized routes created under s. 348.27 (9) (a) 3. in the 2013 Biennial Budget Act (Act 20). Instead of creating a new route under s. 348.27 (9) (a) 3. g., you may wish to consider amending the route in existing s. 348.27 (9) (a) 3. f. to extend it eastward from Ross Lake Road to USH 141.

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



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-2745/P1
ARG:wlj:rs

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT** *to create* 348.27 (9) (a) 3. g. 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.

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, which 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, Florence 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; 3) transport certain forest products on USH 2 from STH 13 in the city of Ashland through Hart Lake Road in Bayfield County; and 4) transport raw forest products or lumber on specified highway routes, including a portion of USH 8 in Oneida and Forest counties and STH 139 from the Wisconsin-Michigan border to USH 8, if the vehicle does not violate Michigan law.

This bill allows a vehicle operating under a Michigan border permit as provided in item 4, above, to also operate on USH 8 from STH 139 in Forest County to USH 141 in Marinette 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.

Gary, Aaron

From: Rep.Mursau
Sent: Tuesday, August 27, 2013 9:41 AM
To: Gary, Aaron
Subject: RE: Co-sponsorship of LRB 2884: annual or consecutive month permits for vehicles or combinations of vehicles transporting loads near the Wisconsin-Michigan border.

Yes please.

From: Gary, Aaron
Sent: Tuesday, August 27, 2013 9:38 AM
To: Rep.Mursau
Subject: RE: Co-sponsorship of LRB 2884: annual or consecutive month permits for vehicles or combinations of vehicles transporting loads near the Wisconsin-Michigan border.

Tim,

It looks like LRB-2745 is still a "/P1" draft. Do you want me to redraft it as a "/1" to make LRB-2745/1 identical to LRB-2884/2?

Aaron

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

From: Rep.Mursau
Sent: Tuesday, August 27, 2013 9:31 AM
To: Gary, Aaron
Cc: Perchinsky, Dan; Fiocchi, Tim
Subject: FW: Co-sponsorship of LRB 2884: annual or consecutive month permits for vehicles or combinations of vehicles transporting loads near the Wisconsin-Michigan border.

Aaron,

Can you please use this version in as the /2 Assembly version of Mursau's LRB 2745 that you drafted up for him earlier this month?

Tim Gary



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-2013-2745/1
ARG:jld&cjs:jf

2745/1
skj

2013 BILL

Note: redraft
is based
on different
LRB #

RMNR

in 8/27

Wanted 8/29

No changes

Gen Cat

502

1 AN ACT to repeal 348.27 (9) (a) 1. c. and 348.27 (9) (a) 3. a.; and to amend 348.27
2 (9) (a) 1. (intro.) and a., 348.27 (9) (a) 1. b., 348.27 (9) (a) 1. d. and 348.27 (9) (a)
3 3. f. of the statutes; relating to: annual or consecutive month permits for
4 vehicles or combinations of vehicles transporting loads near the
5 Wisconsin-Michigan 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), which 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 exclusively peeled or unpeeled forest products cut crosswise, wood chips, or forestry biomass on USH 2 in Iron County, Florence 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; 3) transport exclusively peeled or unpeeled forest products cut crosswise, wood chips, or forestry biomass on USH 2 from STH 13 in the city of Ashland through Hart Lake Road in Bayfield County; and 4) transport raw forest products or lumber on specified highway routes, including a portion of USH 8 in Oneida and Forest counties and STH 139 from the Wisconsin-Michigan border to USH 8, if the vehicle does not

BILL

violate Michigan law. Current law defines “raw forest products” as logs, pilings, posts, poles, cordwood products, wood chips, sawdust, pulpwood, intermediary lumber, fuel wood and Christmas trees not altered by a manufacturing process off the land, sawmill or factory from which they are taken.

This bill modifies operating authority for vehicles operating under a Michigan border permit in a way that standardizes certain requirements with respect to highway routes where a Michigan border permit is used. Under the bill, if a vehicle is operating on a route under items 2 to 4, above, the Michigan border permit authorizes the transportation of raw forest products, lumber, and forestry biomass. The bill also eliminates the requirement under item 2, above, that the vehicle travel between this state and Michigan. The bill adds an additional requirement for items 1 and 3, above, that the vehicle being operated not violate Michigan law. The bill allows a vehicle operating under a Michigan border permit as provided in item 4, above, to operate on additional segments of USH 8. The bill also specifies that a vehicle operated under a Michigan border permit on any route under items 1 to 4, above, may operate unladen on any of these routes when returning from the delivery of a load or when traveling to or from a point of fueling, servicing, or purchase or sale of the vehicle.

Under current law, if any bill introduced in either house of the legislature directly or indirectly establishes an exception to vehicle weight limitations, DOT must prepare a report, containing specified information, relating to the bill within six weeks after the bill is introduced and before any vote is taken on the bill. This bill directs DOT not to prepare such a report on this bill.

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:

1 **SECTION 1.** 348.27 (9) (a) 1. (intro.) and a. of the statutes are amended to read:
2 348.27 (9) (a) 1. (intro.) The department may issue annual or consecutive
3 month permits, for the transportation of loads on a vehicle or combination of vehicles
4 of loads exceeding statutory length or weight limitations and for the unladen
5 operation of such vehicles returning from the delivery of a load or operating to or from
6 a point of fueling, servicing, or purchase or sale of the vehicle, that authorize all of
7 the following:

BILL

1 a. The transportation of loads over any class of highway for a distance not to
2 exceed 11 miles from the Michigan–Wisconsin state line if the vehicle or combination
3 of vehicles does not violate length or weight limitations under Michigan law.

4 **SECTION 2.** 348.27 (9) (a) 1. b. of the statutes, as affected by 2013 Wisconsin Act
5 34, is amended to read: ✓

6 348.27 (9) (a) 1. b. The transportation of ~~exclusively peeled or unpeeled forest~~
7 ~~products cut crosswise, wood chips, or~~ raw forest products, lumber, or forestry
8 biomass anywhere upon USH 2 in Iron County, Florence County, or Ashland County
9 or upon USH 2 in Bayfield County from the Ashland County line through Hart Lake
10 Road if the vehicle or combination of vehicles ~~is traveling between this state and~~
11 ~~Michigan and~~ does not violate length or weight limitations under Michigan law.

12 **SECTION 3.** 348.27 (9) (a) 1. c. of the statutes is repealed. ✓

13 **SECTION 4.** 348.27 (9) (a) 1. d. of the statutes, as created by 2013 Wisconsin Act
14 20, is amended to read: ✓

15 348.27 (9) (a) 1. d. The transportation of raw forest products ~~or, lumber, or~~
16 forestry biomass on any highway route specified in subd. 3. if the vehicle or
17 combination of vehicles does not violate length or weight limitations under Michigan
18 law.

19 **SECTION 5.** 348.27 (9) (a) 3. a. of the statutes, as created by 2013 Wisconsin Act
20 20, is repealed. ✓

21 **SECTION 6.** 348.27 (9) (a) 3. f. of the statutes, as created by 2013 Wisconsin Act
22 20, is amended to read: ✓

23 348.27 (9) (a) 3. f. USH 8, from ~~USH 45 to Ross Lake Road, in the town of~~
24 ~~Caswell in Oneida and Forest counties~~ the Wisconsin–Michigan border in Marinette
25 County to USH 45 in Oneida County.

Rose, Stefanie

From: Gary, Tim
Sent: Tuesday, August 27, 2013 11:49 AM
To: LRB.Legal
Subject: Draft Review: LRB -2745/1 Topic: Overweight and oversize vehicles; adding portion of USH 8 to Michigan border permit area

Please Jacket LRB -2745/1 for the ASSEMBLY.