

CR 91-117

CERTIFICATE

STATE OF WISCONSIN)
) ss.
DEPARTMENT OF TRANSPORTATION)

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TO ALL WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, CHARLES H. THOMPSON, Secretary of the Wisconsin Department of Transportation and custodian of the official records, do hereby certify that the rule, relating to the **length of automobile and boat haulaways and saddlemount combinations**, was duly approved and adopted by this Department on December 9, 1992.

I further certify that this copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.



IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department of Transportation at 4802 Sheboygan Avenue, in the City of Madison, Wisconsin, this 9 day of **December**, 1992.

Charles H. Thompson

CHARLES H. THOMPSON
Secretary

IN THE MATTER OF a rule RENUMBERING s. Trans 276.02, AMENDING ss. Trans 276.05 and 276.06, and CREATING s. Trans 276.02(2), Wis. Admin. Code, relating to the length of automobile and boat haulaways and saddlemount combinations.

ORDER ADOPTING RULE**Analysis Prepared by the Wisconsin Department of Transportation**

STATUTORY AUTHORITY: ss. 84.015(2) and 85.16(1), Stats.

STATUTES INTERPRETED: ss. 348.07(1)(j), 348.08(1)(a), and 348.26(5), Stats.,
23 C.F.R. 658.13(d)(1) and (2), and 49 U.S.C. 2311(d) and 2313.

General Summary of Rule. Federal law [49 U.S.C. 2311(d) and 23 C.F.R. 658.13(d)] identifies a category of vehicles termed "specialized equipment" and requires the states to allow the operation of specialized equipment on the National Network and reasonable access routes if its length is within the dimensions listed in that regulation. The specialized equipment identified includes:

1. Automobile haulaways with a length of 75 feet or less plus a front overhang of 3 feet and a rear overhang of 4 feet.
2. Boat haulaways with a length of 75 feet or less plus a front overhang of 3 feet and a rear overhang of 4 feet.
3. Double and triple saddlemount combinations with a length of 75 feet or less.

This rule is intended to implement the federal law.

Fiscal Impact. The Department anticipates that this rule making will have no direct fiscal impact upon the state and have no effect upon the fiscal liabilities or revenues of any county, city, village, town, school district, vocational, technical and adult education school district or sewerage district.

Final Regulatory Flexibility Analysis. The provisions of this rule, incorporating the requirements and provisions of federal law, will have no direct adverse effect on small businesses.

Copies of Rule and Contact Persons. Copies of this rule are available without cost upon request to the office of the State Traffic Engineer, P. O. Box 7916, Madison, Wisconsin 53707, telephone (608) 266-2375. For questions about this rule making, please call James Thiel, General Counsel, at (608) 266-8810.

RULE TEXT

Under the authority vested in the Wisconsin department of transportation by ss. 84.015(2) and 85.16(1), Stats., the department of transportation hereby renumbers s. Trans 276.02, creates s. Trans 276.02(2) and amends ss. Trans 276.05 and 276.06, Wisconsin Administrative Code, as follows:

SECTION 1. Section Trans 276.02 is renumbered Trans 276.02(1).

SECTION 2. Section Trans 276.02(2) is created to read:

Trans 276.02(2) In this chapter:

(a) "Boat haulaway" means any vehicle combination designed and used specifically to transport assembled boats and boat hulls. Boats may be partially disassembled to facilitate transporting.

(b) "Double saddlemount combination" means a saddlemount combination consisting of a towing vehicle and 2 towed vehicles. It may include a fullmount in addition to the towing and 2 towed vehicles.

(c) "Fullmount" means a smaller vehicle mounted completely on the frame of either the first or last vehicle in a saddlemount combination.

(d) "National network" means all portions of the national system of interstate and defense highways in Wisconsin and all other highways in Wisconsin listed in appendix A to 23 C.F.R. 658.

(e) "Saddle" means a mechanism that connects the front axle of a towed vehicle in a saddlemount combination to the frame or fifth wheel of the vehicle in front of it and functions like a fifth wheel kingpin connection.

(f) "Saddlemount combination" means a combination of vehicles in which a truck or truck-tractor tows one or more trucks or truck-tractors, each connected by a saddle to the vehicle in front of it.

(g) "Stinger-steered automobile haulaway" means a truck-tractor semitrailer combination, used to transport operational automobiles, wherein the fifth wheel is located on a drop frame behind and below the rearmost axle of the power unit.

(h) "Stinger-steered boat haulaway" means a truck-tractor semitrailer combination used to transport assembled or partially assembled boats and boat hulls, wherein the fifth wheel is located on a drop frame behind and below the rearmost axle of the power unit.

(i) "Triple saddlemount combination" means a saddlemount combination consisting of a towing vehicle and 3 towed vehicles. It may include a fullmount in addition to the towing and 3 towed vehicles.

SECTION 3. Sections Trans 276.05 and 276.06 are amended to read:

Trans 276.05 AUTOMOBILE AND BOAT HAULWAYS. For enforcement purposes:

(1) The provision of s. 348.07(2)(g), Stats., which limits the length of a trailer or semitrailer in a 2-vehicle combination to 48 feet does not apply to an automobile or boat haulaway provided the automobile or boat haulaway does not exceed 66 feet in length plus the authorized front and rear overhangs. This subsection applies to both designated and nondesignated highways.

(2) An automobile or boat haulaway exceeding 66 feet in length may operate on designated highways and 5-mile access routes provided the trailer or semitrailer portion of the combination does not exceed 48 feet plus authorized rear overhang.

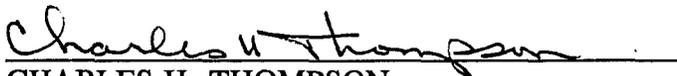
(3) A stinger-steered automobile or boat haulaway exceeding 66 feet in length may operate on the national network and 5-mile access routes providing its overall length does not exceed 75 feet plus overhangs of not more than 3 feet to the front and 4 feet to the rear.

Trans 276.06 PERMITS FOR VEHICLES OPERATING IN SADDLEMOUNT COMBINATION OR MOTOR BUSES. For enforcement purposes, no permit is required for vehicles operating in double or triple saddlemount combination provided the overall length of the combination is 65 75 feet or less ~~in length~~, or for the operation of any motor bus provided the overall length of the motor bus is 45 feet or less. This section applies to ~~designated highways~~ the national network and 5-mile access routes.

(END OF RULE TEXT)

Effective Date: This rule shall take effect on the first day of the month following publication in the Wisconsin Administrative Register as provided in s. 227.22(2)(intro.), Stats.

Signed at Madison, Wisconsin this 9 day of December, 1992.


CHARLES H. THOMPSON
Secretary
Wisconsin Department of Transportation

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Wisconsin Department of Transportation

Tommy G. Thompson
Governor

Charles H. Thompson
Secretary

OFFICE OF GENERAL COUNSEL
P. O. Box 7910
Madison, WI 53707-7910

December 11, 1992

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Mr. Gary Poulson
Assistant Revisor of Statutes
119 Martin Luther King, Jr. Blvd.
2nd Floor
Madison, Wisconsin 53703

RE: CLEARINGHOUSE RULE 91-117

In the Matter of the Adoption of **TRANS 276**, Wisconsin Administrative Code, relating to the **length of automobile and boat haulways and saddlemount combinations**.

Dear Mr. Poulson:

Enclosed for filing, pursuant to s. 227.20, Wis. Stats., is a certified copy of **CR 91-117**, an administrative rule relating to the above-mentioned matter. This rule is submitted by the Wisconsin Department of Transportation.

Sincerely,

A handwritten signature in cursive script that reads "Julie A. Johnson".

Julie A. Johnson
Paralegal

Enclosures

cc: Tom Walker
Dorothy Kapke
Jim McDonnell
Fred Ross
Pete Rusch