

**SENATE SUBSTITUTE AMENDMENT 1,  
TO 1999 SENATE BILL 77**

May 11, 1999 – Offered by COMMITTEE ON INSURANCE, TOURISM, TRANSPORTATION AND  
CORRECTIONS.

1     **AN ACT to amend** 349.16 (3) of the statutes; **relating to:** exempting certain  
2           vehicles transporting material pumped from a septic or holding tank from  
3           special or seasonal weight limitations imposed by local highway authorities.

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

4           **SECTION 1.** 349.16 (3) of the statutes is amended to read:

5           349.16 (3) The authority in charge of the maintenance of the highway may  
6           exempt vehicles carrying certain commodities specified by the authority or which are  
7           used to perform certain services specified by the authority, ~~including but not limited~~  
8           ~~to pumping septic or holding tanks,~~ from the special weight limitations which are  
9           imposed under sub. (1) (a), or may set different weight limitations than those  
10          imposed under sub. (1) (a) for vehicles carrying those commodities or which are used  
11          to perform those services, if such exemption or limitation is reasonable and necessary  
12          to promote the public health, safety and welfare. The authority in charge of the

1 maintenance of the highway shall exempt from the special or seasonal weight  
2 limitations imposed under sub. (1) (a) a vehicle that is used to transport material  
3 pumped from a septic or holding tank if, because of health concerns, material needs  
4 to be removed from a septic or holding tank within 24 hours after the vehicle owner  
5 or operator is notified and if the vehicle is operated for the purpose of emptying the  
6 septic or holding tank and disposing of its contents and is operated on a route that  
7 minimizes travel on highways subject to weight limitations imposed under sub. (1)  
8 (a). Within 72 hours after operating a vehicle that transported material pumped  
9 from a septic or holding tank and that exceeded special or seasonal weight  
10 limitations as authorized by this subsection, the owner or operator of the vehicle  
11 shall notify the authority in charge of maintenance of the highways over which the  
12 vehicle was operated.

13 **SECTION 2. Initial applicability.**

14 (1) This act first applies to vehicles operated on the effective date of this  
15 subsection.

16 (END)