

**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1999 ASSEMBLY BILL 188**

May 19, 1999 – Offered by COMMITTEE ON TRANSPORTATION.

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

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

14 **SECTION 2. Initial applicability.**

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

17 (END)