

**2001 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-SB55)**

Received: 06/21/2001

Received By: fasttn

Wanted: Soon

Identical to LRB:

For: Assembly Republican Caucus 267-0898

By/Representing: Hartsough

This file may be shown to any legislator: NO

Drafter: agary

May Contact:

Addl. Drafters:

Subject: Transportation - highways

Extra Copies: TNF, PJH

Submit via email: NO

Requester's email:

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**Pre Topic:**

ARC:.....Hartsough - AM13,

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**Topic:**

Trucks on class B highways

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**Instructions:**

See Attached

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**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>
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FE Sent For:

<END>

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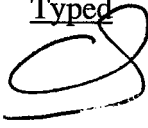

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				6-21-1			

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<END>

# Budget Amendments 2001 - 2003

Prepared by the Assembly Republican Caucus

**Statement of Intent** Allow trucks that exceed class B highway weight and length limits to access class B highways for purposes of moving or delivering supplies or commodities to or from any place of business or residence which has an entrance on such a highway.

**Legislator** Foti **Amendment** 13

**Legislator 2** **Pass or Fail** Pass

**Legislator 3** **Spending Cut**

**Legislator 4** **Withdrawn**

**Staff contact** Michael Heifetz **Package**

**Agency** Transportation

**Summary** This amendment would allow trucks that exceed class B highway weight and length limits to access class B highways for purposes of moving or delivering supplies or commodities to or from any place of business or residence which has an entrance on such a highway.

**Fiscal Impact**

**Drafting Inst**

**ARC Analyst** Hartsough

**Request #** 212

Wednesday, June 20, 2001

Page 14 of 18

**2001 BILL**

ARG

D-Note

1 **AN ACT to amend** 348.16 (3) of the statutes; **relating to:** exceptions to gross  
2 vehicle weight limitations on certain highways designated by counties or  
3 municipalities.

***Analysis by the Legislative Reference Bureau***

Current law limits the size and weight of motor vehicles that may be lawfully operated upon a highway. Under current law, a city, village, or town (municipality) or a county may designate highways under its jurisdiction as class "B" highways. All state trunk highways, connecting highways, and other highways that are not designated class "B" highways are class "A" highways. With certain exceptions, the maximum permissible gross vehicle weight, absent a permit, for vehicles operated on class "B" highways is 60% of that for class "A" highways. One exception allows a vehicle to be used for pickup or delivery on a class "B" highway if its gross weight for any one axle does not exceed 16,500 pounds and, if the county maintains the highway, upon county approval.

This bill changes the exception for vehicles used for pickup or delivery on a class "B" highway. This bill allows a vehicle to be used for pickup or delivery, including obtaining orders for supplies or moving supplies or commodities to or from any place of business or residence, on a class "B" highway without complying with gross vehicle weight limitations imposed for class "B" highways and regardless of county approval.

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.

**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:*

*#, Page 1130, line 24: after that line insert:*

*3445p.*

"SECTION 348.16 (3) of the statutes is amended to read:

348.16 (3) Any motor vehicle whose operation is pickup or delivery, including operation for the purpose of ~~obtaining orders for supplies~~ moving supplies or commodities to or from any place of business or residence, may pick up or deliver on a class "B" highway if the gross weight imposed on the highway by the wheels of any one axle does not exceed 16,500 pounds, subject to the approval of the county highway commissioner or the county highway committee in the case of highways maintained by the county without complying with the gross vehicle weight limitations imposed by sub. (2). "

*Insert A*

(END)

*or delivering*

*that has an entrance on a class "B" highway*

*A-note*

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2001-2002 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRBb1288/lins  
ARG:.....

1. Page 1411, line 2: after that line insert:

*Insert  
A*

“(8<sup>k</sup>) VEHICLES ON CLASS “B” HIGHWAYS. The treatment of section 348.16 (3) of the statutes first applies to the operation of a motor vehicle on the effective date of this subsection, but does not preclude the counting of other convictions as prior convictions for purposes of sentencing by a court.”

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

LRBb1288/1dn

ARG:/:...

WLj

While the request refers to “exceed[ing] class B highway weight and length limits,” the attached draft addresses only weight limitations because there are no specified length limitations on class “B” highways. The statutory designation of class “B” highway refers only to weight limitations on the highway.

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**

LRBb1288/1dn  
ARG:wlj:rs

June 21, 2001

While the request refers to "exceed[ing] class B highway weight and length limits," the attached draft addresses only weight limitations because there are no specified length limitations on class "B" highways. The statutory designation of class "B" highway refers only to weight limitations on the highway.

Aaron R. Gary  
Legislative Attorney  
Phone: (608) 261-6926  
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ARC:.....Hartsough – AM13, Trucks on class B highways

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

**CAUCUS ASSEMBLY AMENDMENT**

**TO ASSEMBLY SUBSTITUTE AMENDMENT 1,**

**TO 2001 SENATE BILL 55**

1 At the locations indicated, amend the bill as follows:

2 1. Page 1130, line 24: after that line insert:

3 “SECTION 3445p. 348.16 (3) of the statutes is amended to read:

4 348.16 (3) Any motor vehicle whose operation is pickup or delivery, including  
5 operation for the purpose of moving or delivering supplies or commodities to or from  
6 any place of business or residence that has an entrance on a class “B” highway, may  
7 pick up or deliver on a class “B” highway ~~if the gross weight imposed on the highway~~  
8 ~~by the wheels of any one axle does not exceed 16,500 pounds, subject to the approval~~  
9 ~~of the county highway commissioner or the county highway committee in the case of~~

1 highways maintained by the county without complying with the gross vehicle weight  
2 limitations imposed by sub. (2)."

3 **2.** Page 1411, line 2: after that line insert:

4 "(8k) VEHICLES ON CLASS "B" HIGHWAYS. The treatment of section 348.16 (3) of  
5 the statutes first applies to the operation of a motor vehicle on the effective date of  
6 this subsection, but does not preclude the counting of other convictions as prior  
7 convictions for purposes of sentencing by a court."

8 (END)