

2009 DRAFTING REQUEST

Bill

Received: 01/28/2010

Received By: agary

Wanted: As time permits

Identical to LRB:

For: Robert Jauch (608) 266-3510

By/Representing: Sarah Barry

This file may be shown to any legislator: NO

Drafter: agary

May Contact:

Addl. Drafters:

Subject: Transportation - motor vehicles

Extra Copies: EVM

Submit via email: YES

Requester's email: Sen.Jauch@legis.wisconsin.gov

Carbon copy (CC:) to: aaron.gary@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Overweight and oversize vehicle permits; Michigan border permits

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>
/?				_____			S&L Vehicle
/P1	agary 01/29/2010	jdyer 02/02/2010	mduchek 02/02/2010	_____	lparisi 02/02/2010		S&L Vehicle
/1	agary 02/08/2010	jdyer 02/08/2010	mduchek 02/08/2010	_____	sbasford 02/08/2010	lparisi 02/08/2010	

FE Sent For:

*at
intro*

<END>

2009 DRAFTING REQUEST

Bill

Received: **01/28/2010**

Received By: **agary**

Wanted: **As time permits**

Identical to LRB:

For: **Robert Jauch (608) 266-3510**

By/Representing: **Sarah Barry**

This file may be shown to any legislator: **NO**

Drafter: **agary**

May Contact:

Addl. Drafters:

Subject: **Transportation - motor vehicles**

Extra Copies: **EVM**

Submit via email: **YES**

Requester's email: **Sen.Jauch@legis.wisconsin.gov**

Carbon copy (CC:) to: **aaron.gary@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Overweight and oversize vehicle permits; Michigan border permits

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>
/?				_____			S&L Vehicle
/P1	agary 01/29/2010	jdyer 02/02/2010	mduchek 02/02/2010	_____	lparisi 02/02/2010		S&L Vehicle
/1	agary 02/08/2010	jdyer 02/08/2010	mduchek 02/08/2010	_____	sbasford 02/08/2010		

FE Sent For:

<END>

2009 DRAFTING REQUEST

Bill

Received: **01/28/2010**

Received By: **agary**

Wanted: **As time permits**

Identical to LRB:

For: **Robert Jauch (608) 266-3510**

By/Representing: **Sarah Barry**

This file may be shown to any legislator: **NO**

Drafter: **agary**

May Contact:

Addl. Drafters:

Subject: **Transportation - motor vehicles**

Extra Copies: **EVM**

Submit via email: **YES**

Requester's email: **Sen.Jauch@legis.wisconsin.gov**

Carbon copy (CC:) to: **aaron.gary@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Overweight and oversize vehicle permits; Michigan border permits

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>
/?		1/28 jld	2/8	_____			S&L Vehicle
/P1	agary 01/29/2010	jdyer 02/02/2010	mduchek 02/02/2010	_____	lparisi 02/02/2010		

FE Sent For:

<END>

2009 DRAFTING REQUEST

Bill

Received: **01/28/2010**

Received By: **agary**

Wanted: **As time permits**

Identical to LRB:

For: **Robert Jauch (608) 266-3510**

By/Representing: **Sarah Barry**

This file may be shown to any legislator: **NO**

Drafter: **agary**

May Contact:

Addl. Drafters:

Subject: **Transportation - motor vehicles**

Extra Copies: **EVM**

Submit via email: **YES**

Requester's email: **Sen.Jauch@legis.wisconsin.gov**

Carbon copy (CC:) to: **aaron.gary@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given


Topic:

Overweight and oversize vehicle permits; Michigan border permits

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	PI 2/2 jld	 2/2	==			

FE Sent For:

<END>

Gary, Aaron

From: Barry, Sarah
Sent: Friday, January 29, 2010 10:25 AM
To: Gary, Aaron
Subject: RE: Bill Draft Request: Senator Jauch

I believe just the first, but the second would not be relevant if they are just traveling within Wisconsin. We want it to be the same standards, but just allow the transport if they do not have a destination in Michigan. Call me if you want to discuss.

Sarah Barry

Office of State Senator Bob Jauch
118 South, State Capitol
608-266-3510 (office)
608-216-4355 (cell)

<http://legis.wisconsin.gov/senate/sen25/news/>

From: Gary, Aaron
Sent: Friday, January 29, 2010 9:43 AM
To: Barry, Sarah
Subject: RE: Bill Draft Request: Senator Jauch

Hi Sarah,

After Act 16, the statute allows the operation on USH 2 beyond 11 miles from the border if two conditions are satisfied: (1) the vehicle is traveling between this state and Michigan, and (2) the vehicle does not violate length or weight limitations established, as of April 28, 2004, under Michigan law.

Do you want this draft to eliminate both of these conditions, or just the first?

Thanks. Aaron

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

From: Barry, Sarah
Sent: Thursday, January 28, 2010 3:20 PM
To: Gary, Aaron
Subject: Bill Draft Request: Senator Jauch

Aaron,

Senator Jauch would like a bill that slightly modifies 2007 Wisconsin Act 16. I have included a link to the bill you drafted at that time, SB 209. The bill allowed a weight limit exemption for trucks traveling on USH 2 in Bayfield and Ashland County between Wisconsin and Michigan. The way the language is drafted, the trucks must be traveling from one state to another. Senator Jauch would like to also allow these trucks to travel within Wisconsin on this very same stretch of

highway. In other words, the truck could start in Wisconsin and end in Wisconsin on Hwy 2.

<http://www.legis.state.wi.us/2007/data/SB-209.pdf>

Please give me a call if you would like to discuss this further.

Thank you,

Sarah Barry

Office of State Senator Bob Jauch

118 South, State Capitol

608-266-3510 (office)

608-216-4355 (cell)

<http://legis.wisconsin.gov/senate/sen25/news/>



State of Wisconsin
2009 - 2010 LEGISLATURE

Soon

LRB-4226/P1

ARG:.....

in 1/29

Jld

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

x

Gen

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.

Analysis by the Legislative Reference Bureau

Under current law, with limited exceptions, no person may operate upon a highway any vehicle or combination of vehicles 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 or combination of vehicles to: 1) transport loads within 11 miles of the Wisconsin-Michigan state line; or 2) transport certain forest products on USH 2 in Iron County or Ashland County or in Bayfield County from the Ashland County line through Hart Lake Road, if the vehicle or vehicle combination is traveling between this state and Michigan and does not violate Michigan law.

This bill allows a vehicle or vehicle combination operating under a Michigan border permit under the circumstances described in item 2), above, to operate solely within Wisconsin, eliminating the requirement that the vehicle or vehicle combination be traveling between Wisconsin and Michigan. However, if the vehicle or vehicle combination is traveling between Wisconsin and Michigan, it is still subject to the requirement that it not be in violation of Michigan law.

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.

✓

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) ✓ of the statutes is amended to read:

2 348.27 (9) (a) The department may issue annual or consecutive month permits
3 for the transportation on a vehicle or combination of vehicles of loads exceeding
4 statutory length or weight limitations over any class of highway for a distance not
5 to exceed 11 miles from the Michigan–Wisconsin state line, except that a vehicle or
6 combination of vehicles transporting exclusively peeled or unpeeled forest products
7 cut crosswise, wood chips, or forestry biomass may operate under such a permit
8 anywhere upon USH 2 in Iron County or Ashland County or upon USH 2 in Bayfield
9 County from the Ashland County line through Hart Lake Road if the ✓ A permit under
10 this subsection ✓ is valid for a vehicle or combination of vehicles is traveling between
11 this state and Michigan and upon USH 2 ✓ in Iron County, Ashland County, ✓ or the
12 applicable part of Bayfield County, ✓ more than 11 miles from the ✓ Michigan–Wisconsin
13 state line, only if the vehicle or combination of vehicles ✓ does not violate length or
14 weight limitations established, as of April 28, 2004, under Michigan law. If the roads
15 desired to be used by the applicants involve streets or highways other than those
16 within the state trunk highway system, the application shall be accompanied by a
17 written statement of route approval by the officer in charge of maintenance of the
18 other highway.

History: 1973 c. 157, 316; 1973 c. 333 s. 190m; 1973 c. 336; 1975 c. 25, 285; 1977 c. 29 ss. 1488m, 1654 (8) (a); 1977 c. 30 s. 5; 1977 c. 191, 197, 272, 273, 418; 1979 c. 34, 315, 326; 1981 c. 20, 69, 163, 215, 391; 1983 a. 78 ss. 32 to 35, 37; 1983 a. 529; 1985 a. 29 s. 3202 (3); 1985 a. 202, 212; 1987 a. 27; 1989 a. 31, 35, 130, 305; 1991 a. 258; 1993 a. 62, 439; 1995 a. 113, 163, 227, 347, 348; 1997 a. 27, 35, 237; 1999 a. 85; 2001 a. 16; 2003 a. 210, 241; 2005 a. 119, 167, 250; 2007 a. 11, 16, 171; 2009 a. 28.

19 **SECTION 2. Initial applicability.**

Gary, Aaron

From: Barry, Sarah
Sent: Monday, February 08, 2010 1:26 PM
To: Gary, Aaron
Subject: FW: Draft review: LRB 09-4226/P1 Topic: Overweight and oversize vehicle permits; Michigan border permits
Attachments: LRB-4226_P1

Aaron,

Would you please draft this in final form and send the jacketed version over to me?

Thank you,

Sarah Barry

Office of State Senator Bob Jauch

118 South, State Capitol

608-266-3510 (office)

608-216-4355 (cell)

<http://legis.wisconsin.gov/senate/sen25/news/>

From: Parisi, Lori
Sent: Tuesday, February 02, 2010 3:34 PM
To: Sen.Jauch
Subject: Draft review: LRB 09-4226/P1 Topic: Overweight and oversize vehicle permits; Michigan border permits

Following is the PDF version of draft LRB 09-4226/P1.



TODAY

LRB-4226/Ty /

ARG:jld:md

in 2/8

TMD

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

No change

Regen

✓

1 AN ACT to amend 348.27 (9) (a) 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 upon a highway any vehicle or combination of vehicles 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 or combination of vehicles to: 1) transport loads within 11 miles of the Wisconsin-Michigan state line; or 2) transport certain forest products on USH 2 in Iron County or Ashland County or in Bayfield County from the Ashland County line through Hart Lake Road, if the vehicle or vehicle combination is traveling between this state and Michigan and does not violate Michigan law.

This bill allows a vehicle or vehicle combination operating under a Michigan border permit under the circumstances described in item 2), above, to operate solely within Wisconsin, eliminating the requirement that the vehicle or vehicle combination be traveling between Wisconsin and Michigan. However, if the vehicle or vehicle combination is traveling between Wisconsin and Michigan, it is still subject to the requirement that it not be in violation of Michigan law.

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.

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) of the statutes is amended to read:

2 348.27 (9) (a) The department may issue annual or consecutive month permits
3 for the transportation on a vehicle or combination of vehicles of loads exceeding
4 statutory length or weight limitations over any class of highway for a distance not
5 to exceed 11 miles from the Michigan-Wisconsin state line, except that a vehicle or
6 combination of vehicles transporting exclusively peeled or unpeeled forest products
7 cut crosswise, wood chips, or forestry biomass may operate under such a permit
8 anywhere upon USH 2 in Iron County or Ashland County or upon USH 2 in Bayfield
9 County from the Ashland County line through Hart Lake Road ~~if the~~. A permit under
10 this subsection is valid for a vehicle or combination of vehicles is traveling between
11 this state and Michigan and upon USH 2 in Iron County, Ashland County, or the
12 applicable part of Bayfield County, more than 11 miles from the Michigan-Wisconsin
13 state line, only if the vehicle or combination of vehicles does not violate length or
14 weight limitations established, as of April 28, 2004, under Michigan law. If the roads
15 desired to be used by the applicants involve streets or highways other than those
16 within the state trunk highway system, the application shall be accompanied by a
17 written statement of route approval by the officer in charge of maintenance of the
18 other highway.

19 **SECTION 2. Initial applicability.**

Parisi, Lori

From: Barry, Sarah
Sent: Monday, February 08, 2010 2:55 PM
To: LRB.Legal
Subject: Draft Review: LRB 09-4226/1 Topic: Overweight and oversize vehicle permits; Michigan border permits

Please Jacket LRB 09-4226/1 for the SENATE.