## CERTIFICATE

STATE OF WISCONSIN ..... )) ss.
DEPARTMENT OF TRANSPORTATION ..... )

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 allowing the operation of double bottoms and certain other vehicles on the specified highways, was duly approved and adopted by this Department on June 2 , 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 2 day of June, 1992.


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IN THE MATTER OF a rule repealing ss. Trans 276.07(8m), (17s), and (26s), amending ss. Trans 276.06 and 276.07(1), (2), (3), (4), (5), (6), (7), (8), (9), (10), (11), (11m), (12), (13), (14), (17), (17m), (18), (21), (22), (23), (24), (26), and (39), repealing and recreating s . Trans 276.09(2), and creating ss. Trans $276.07(15 \mathrm{~m})$ and Trans 276.075(1), Wisconsin Administrative Code, relating to allowing the operation of double bottoms and certain other vehicles on the specified highways.

## ORDER ADOPTING RULE

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## Analysis Prepared by the Wisconsin Department of Transportation

STATUTORY AUTHORITY: ss. 85.16(1) and 348.07(4), Stats.
STATUTE INTERPRETED: s. 348.07(4), Stats.
General Summary of Rule. This rule amends Trans 276.07(3), (5), (8) and (13), and creates Trans $276.07(15 \mathrm{~m})$, Wisconsin Administrative Code, to add five segments of highway to the designated highway system established under s. 348.07(4), Stats. The actual highway segments ${ }^{1}$ that this rule adds to the designated highway system are:

Hwy. USH 14
STH 23
STH 35
STH 64
STH 70

From
STH 67 in Walworth USH 41 in Fond du Lac
USH 8 E. of St. Croix Falls
STH 27 in Cornell
MN Line

To

## IL Line

STH 67 N. of Plymouth
STH 48 in Frederic
STH 13 in Medford
STH 48 in Grantsburg

This rule also amends Trans 276.07(24), Wisconsin Administrative Code, to delete a segment of highway from the designated highway system established under s. 348.07(4), Stats. The specific highway segment that this rule deletes from the designated highway system is:

Hwy. USH 151

From
USH 41 in Fond du Lac

To
STH 23 in Fond du Lac

[^0]This rule also amends Trans 276.07(1), (2), (3), (4), (5), (6), (7), (8), (9), (10), (11), (11m), (12), (13), (14), (17), (17m), (18), (21), (22), (23), (24), (26) and (39), Wisconsin Administrative Code, to revise the language to a more readable form, to list concurrent highways ${ }^{2}$ that are already designated but not listed and to reflect jurisdictional changes that have occurred; amends Trans 276.06 to reflect a change in federal law which allows buses of up to 45 feet in length to operate on the National Network; repeals Trans 276.07(8m), (17s) and (26s); and repeals and recreates Trans 276.09(2) to reflect changes in the law and establish a delayed effective date for the designation of STH 70 from MN Line to Grantsburg.

This rule also creates Trans 276.075(1), Wisconsin Administrative Code, to add a segment of highway to the designated access routes for access to locations within the 5 mile limit by a longer route. The specific highway segment that this rule adds to the access routes is:

Hwy.
USH 12 STH 128 E. of Hersey

To
STH 79 N.W. of Menomonie

The long trucks to which this rule applies are those with 53-foot semitrailers, double bottoms and the vehicles which may legally operate on the federal National Network, but which exceed Wisconsin's regular limits on overall length. Generally, no person may operate any of the following vehicles on Wisconsin's highways without a permit: A single vehicle with an overall length in excess of 40 feet $^{3}$, a combination of vehicles with an overall length in excess of 65 feet, a semitrailer longer than 48 feet, an automobile haulaway longer than 66 feet plus allowed overhangs, or a double bottom. Certain exceptions are provided under s. 348.07(2), Stats., which implements provisions of the federal Surface Transportation Assistance Act in Wisconsin.

The effect of this rule will be to extend the provisions of s. 348.07(2)(f), (fm), (gm) and (gr), and s. $348.08(1)(\mathrm{e})$, Stats., to the highway segments listed above. As a result, vehicles which may legally operate on the federal National Network in Wisconsin will also be allowed to operate on the newly-designated highways. Specifically, this means there will be no overall length limitation for a tractor-semitrailer combination, a double bottom or an automobile haulaway on the affected highway segments. There also will be no length limitation for a truck tractor or road tractor when operated in a tractor-semitrailer combination or as part of a double bottom or an automobile haulaway. Double bottoms will be allowed to operate on the affected highway segments provided neither trailer is longer than 28 feet, 6 inches. Semitrailers up to 53 feet long may also be operated on these highway segments provided the kingpin to rear axle distance does not exceed 41 feet. This distance is measured from the kingpin to the center of the rear axle or, if the semitrailer has a tandem axle, to a point midway between the first and

[^1]last axles of the tandem. Otherwise, semitrailers, including semitrailers which are part of an automobile haulaway, are limited to 48 feet in length.

These vehicles and combinations are also allowed to operate on undesignated highways for a distance of 5 miles or less from the designated highway in order to reach fuel, food, maintenance, repair, rest, staging, terminal or vehicle assembly or points of loading or unloading. After loading or unloading, these vehicles and combinations may also be operated on an undesignated highway for up to 5 miles in order to obtain access to a designated highway.

Fiscal Estimate. The Department estimates that there will be no direct fiscal impact from this rulemaking upon the state and anticipates 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 Department anticipates that the provisions of this rule adding highway segments to the designated system will have no direct adverse effect on small businesses, and may have a favorable effect upon those small businesses which are shippers or carriers using the newly-designated routes.

Copies of Rule and Contact Person. 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 rulemaking, please call Peter F. Rusch, State Traffic Engineer at (608) 266-2375.

## TEXT OF RULE

Under the authority vested in the Wisconsin department of transportation by ss. 85.16 (1) and $348.07(4)$, Stats., the department of transportation hereby amends chapter Trans 276, Wisconsin Administrative Code, implementing s. 348.07(4), Stats., as follows:

SECTION 1. Trans 276.06 is amended to read:

## TRANS 276.06(title) PERMITS FOR YEHICLES OPERATING IN SADDLE-

MOUNT COMBINATION OR MOTOR BUSES. For enforcement purposes, no permit is required for vehicles operating in double saddlemount combination provided the overall length of the combination is 65 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 and 5-mile access routes.

NOTE: The provision of Wisconsin law requiring a permit for these combinations (s. $348.27(13)$, Stats., was preempted by the federal rule ( 23 C.F.R. 658.13 (d) 3.658 .13 (d)(1)iii.) when these vehicles operate on the designated system and access routes.

NOTE: The provision of Wisconsin law requiring a permit for the operation of motor buses in excess of 40 feet in length (s. 348.07(1), Stats.) was preempted by federal law (49 U.S.C. Appx. § 2311(a) as amended by s. 4006 (b) of the Intermodal Surface Transportation Efficiency Act of 1991) when these vehicles operate on the federally designated system and access routes.

SECTION 2. Trans $276.07(8 \mathrm{~m})$, (17s) and (26s) are repealed.
SECTION 3. Trans 276.07(1), (2), (3), (4), (5), (6), (7), (8), (9), (10), (11), (11m), (12), (13), (14), (17), (17m), (18), (21), (22), (23), (24), (26), and (39) are amended to read:

Route
Trans 276.07(1) USH 2 Minm. MN Line at Superior
USH 2 Mieh. MI Line W. of Florence
(2) USH 8 Minn. MN Line at St. Croix Falls
(3) USH 10 Minn. MN Line at Prescott

STH 11 USH 61-151 E. of Dubuque, IA
STH 11 IH 90 E. of Janesville

STH. 11 IH 43 E. of Elkhorn
USH 12 STH 79 N.W. of Menomonie
USH 12 IH 94-CTH "EE" W. of Eau Claire

USH 12 IH 90-94 at Lake Delton
STH 13 STH 82 S . of Adams
USH 14 USH 61 at Readstown
USH 14 MN Line at La Crosse

To
Mieh. MI Line at Hurley
Mieh. MI Line E. of Florence
Mieh. MI Line at Norway, MI
IH 43 N. of Manitowoc
USH 51 in Janesville
USH 14-STH 89, 5 Miles W. of Delavan

STH 31 in Racine
STH 25 in Menomonie
USH 10 at Fairchild

\#\#. IL Line at Genoa City
Bayfield
STH 11 E. of Janesville
IL Line

|  | ESH-14 | STH $41-89,5$ Miles-W. of <br> Delavan | STIF67in-Watworth |
| :---: | :---: | :---: | :---: |
| (4) | STH 16 | CTH "J" N. of Rockland | IH 90 E. of Sparta |
|  | STH 16 | STH 78 at Portage | IH 94 N. of Waukesha |
|  | STH 17 | USH 8 in Rhinelander | Phelps |
|  | USH 18 | fowa IA Line at Prairie du Chien | \#H-90 S.E. Of Madisen |
|  |  |  | STH 134 N. of Cambridge |
|  | USH 18 | ETII " 1 " E. Of Watkesha | IH 94 E. of Waukesha |
|  |  | STH 164 E. of Waukesha |  |
|  | STH 19 | Waunakee | STH 16 E. of Watertown |
| (5) | STH 20 | IH 94 W. of Racine | STH 31 in Racine |
|  | STH 21 | STH 27 in Sparta | USH 41 at Oshkosh |
|  | STH 22 | USH 51 at North Leeds | USH 10 at Watpaea |
|  |  |  | STH 54 S. of Manawa |
|  | STH 22 | STH 76 W. of Bear Creek | USH 45 in Clintonville |
|  | STH 22 | STH 29 E. of Shawano | USH 41 in Oconto |
|  | STH 23 | STH 11 E. of Shullsburg | STH 33-in Reedsburg |
|  |  |  | STH 33 E. of Reedsburg |
|  | STH 23 | HSH 51 W. of Mentelle | USH-45 in Fond du Lae |
|  | STH 23 | STH167in Plymouth | Taylor Drive in Sheboygan |
|  |  | USH 51 in Endeavor |  |
| (6) | STH 25 | Minnesota Line | USH 8 in Barron |
|  | STH 26 | IH 90 at Janesville | USH 151 S.E. of Waupun |
|  | STH 26 | USH 151 N.E. of Waupun | USH 41 S.W. of Oshkosh |


|  | STH 27 | USH 18 in Prairie du Chien | STH 171 at Mt. Sterling |
| :---: | :---: | :---: | :---: |
|  | STH 27 | USH 14 in Westby | STH 64 in Cornell |
|  |  | USH 14 S.E. of Viroqua |  |
|  | STH 27 | STH 194 W. of Sheldon | USH 8 in Ladysmith |
|  | STH 28 | STH 33 in Horicon | USH 45 in Kewaskum |
|  | STH 28 | STH 144 N. S. of Boltonville | STH 57 at Waldo |
|  | STH 29 | USH 10 in Prescott | STH 35 in River Falls |
|  | STH 29 | IH 94 W. of Elk Mound | USH 53 at Chippewa Falls |
|  | STH 29 | STH 124 S. of Chippewa Falls | USH 41 in Green Bay |
|  | STH 29 | USH 141 at Bellevue | STH 42 in Kewaunee |
| (7) | STH 30 | USH 151 in Madison | IH 90-94 E. of Madison |
|  | STH 31 | Illinois Line | STH 20 in Racine |
|  | STH 32 | $\underline{\text { IH } 43 \text { in River Hills }}$ | IH 43 E. of Grafton |
|  | STH 32 | STII 42 at Howards Grove | STIT 57 E. of Kiel |
|  |  | IH 43 N . of Port Washington | STH 57 in De Pere |
|  | STH 32 | USH 41 W. $\underline{\text { N. }}$. of De Pere | STH 22 in Gillett |
|  | STH 32 | USH 8 in Laona | STH 55 in Crandon |
|  | STH 32 | USH 45 in Three Lakes | MI Line in Land O'Lakes |
|  | STH 33 | STH 80 in Union Center | STH 32 in Port Washington |
|  | STH 34 | STH 13 in Wisconsin Rapids | USH 51 N.E. of Knowlton |
| (8) | STIT-35 | STH 129-5.E. of Laneaster | USH 18 N .of Pateh Grove |
|  | STH 35 | USH-18 in Praifie du-Chien | HSH-14-S. of La Crosse |
|  |  | STH 11 N.E. of E. Dubuque | USH 14 at West Avenue in La Crosse |
|  | STH 35 | STH 93 at Centerville | USH 63 at Hager City |


|  | STH 35 | STH2 29 in River Falls | IH 94 E. of Hudson |
| :---: | :---: | :---: | :---: |
|  |  | USH 10 in Prescott |  |
|  | STH 35 | USH 8 in St. Croix Falls | STH 48 in Frederic |
|  | STH 35 | STH 64 at Houlton | STH 64 in Somerset |
|  | STH 35 | STH 70 N. of Siren | IH 535 in Superior |
|  | STH 36 | STH 11 at Burlington | USH 45 in Franklin |
|  | STH 37 | USH 10 at Mondovi | USH 12 in Eau Claire |
|  | STH 39 | USH 151 in Mineral Point | STH 69 in New Glaftes Monticello |
| (9) | STH 40 | IH 94 N.W. of Elk Mound | STH 64 N. of Bloomer |
|  | USH 41 | IL Line S. of Pleasant Prairie | IH 94 S.W. of Oak Creek |
|  | USH 41 | National Avenue in Milwaukee | Garfield Avenue in Milwaukee |
|  | USH 41 | 107th St. in Milwaukee | Mieh. MI Line at Marinette |
|  | STH 42 | IH 43 N.W. of Sheboygan | STH 32 at Howards Grove |
|  | STH 42 | IH 43 at Manitowoc | STH 57 S.W. of Sturgeon Bay |
|  | IH 43 | IH 90 at Beloit | USH 41 in Howard |
|  | STH 44 | STH 73 at Manchester | USH 41 S.W. of Oshkosh |
| (10) | USH 45 | \#\#. IL Line S. of Bristol | STH 28 in Kewaskum |
|  | USH 45 | CTH "B" E. of Eden | CTH "B" in Eden |
|  | USH 45 | STH 76 at Greenville | Mieh. MI Line at Land O'Lakes |
|  | STH 47 | USH 10 in Appleton | STH29 in Bendur |
|  |  |  | STH 29 in Shawano |
|  | STH 47 | USH 45 N . of Aniwa | USH 8 W . of Rhinelander |
|  | STH-48 | STH 87S. of Grantsburg | STH 70 in Grantsburg |



|  | STH 64 | Minnesota MN Line | STH 27 in Comelt |
| :---: | :---: | :---: | :---: |
|  |  |  | STH 13 in Medford |
|  | STH 64 | STH 32 S. of Mountain | USH 41 in Marinette |
| (14) | STH 65 | USH 10 in Ellsworth | STH 64 at New Richmond |
|  | STH 66 | USH 51 at Stevens Point | Rosholt |
|  | STH 67 | IH 94 S. of Oconomowoc | STH 109 S. of Iron Ridge |
|  | STH 67 | CTH "VV" W. of Iron Ridge | STH 28 in Mayville |
|  | STH 67 | CTH "B" S. of St. Cloud | USH 151 N. of Kiel |
|  | STH 68 | STH 33 of Fox Lake | STH 49 at Waupun |
|  | STH 69 | \#lineis IL Line | CTH "PB" at Paoli |
| (17) | STH 80 | STH 11 S. of Cuba City | USH 14 at Richland Center |
|  | STH 80 | STH 33 in Union Center | STH 13 at Pittsville |
|  | STH 81 | STH 129-S.E. of Eaneaster | STH 23 S. of Darlington |
|  |  | STH 35 N.E. of Beetown |  |
|  | STH 81 | $\underline{\text { STH } 11 \mathrm{~N} \text {. of Monroe }}$ | STH 11 S. of Brodhead |
|  | STH 82 | STH 80 N. of Elroy | USH 51 W . of Montello |
|  | STH 83 | STH 167 S. of Hartford | STH 60 in Hartford |
|  | STH 85 | USH 10 in Durand | STH 37 S.W. of Eau Claire |
|  | STH 87 | USH 8 in St. Croix Falls | STH 48 S. of Grantsburg |
|  | STH 89 | USH 14 N. of Darien | USH 12 in Whitewater |
|  | STH 89 | IH 94 at Lake Mills | STH 73 in Columbus |
| (17m) | STH 81 | STH 11 S . of Brodhead | STH 213 in Beloit |
| (18) | IH 90 | Minn. MN Line at La Crosse | #\#. IL Line at Beloit |
|  | STH 92 | STH 69 W . of Belleville | STH 69 in Belleville |



USH 151 IA Line at Dubuque, IA

USH 151 IH 90-94 in Madison

USH STH 164 IH 94 N. of Waukesha
STH 165 IH 94 W. of Kenosha
STH 170 STH 128 in Glenwood City
STH 172 USH 41 in Ashwaubenon
STH 173 STH 21 W. of Wyeville
STH 178 CTH "S" N. of Chippewa Falls
STH 213 STH 11 in Orfordville
STH 310 USH 10 N.W. of Manitowoc
IH 535 5th St. in Superior
IH 794 IH 43-94 in Milwaukee
IH 894 IH 94 W. of Milwaukee
(39) WAUKESHA COUNTY:

ETII"A" STH 59E. of Watkesha
CTH"F" STH15 N. of Big Bend
CTH "VV" STH 83 at North Lake

USH 18E. of Dedgeville.
S. Park St. in Madison

USH 10 at Manitowee
USH 41 in Fond du Lac
USH 10 at Manitowoc
STH 31 in Kenosha
USH 18 E . of Waukesha
STH 74 in Sussex
STH 31 in Kenosha
STH 79 in Boyceville
IH 43 S.E. of Green Bay
STH 80 at Babcock
Jim Falls
USH 14 in Evansville
STH 42 in Two Rivers

Minm. MN Line at Superior
Car Ferry Dr. in Milwaukee
IH 94 S. of Milwaukee

USH 18E. of Watkesha
STH-59-S. of Waukesha
East County Line

SECTION 4. Trans $276.07(15 \mathrm{~m})$ is created to read:

|  | Route | From | To |
| :---: | :---: | :---: | :---: |
| Trans 276.07(15m) | STH 70 | MN Line | STH 48 in Grantsburg |

SECTION 5. Trans 276.075 is created to read:
Trans 276.075 DESIGNATED ACCESSROUTES. The following highway is designated for the purpose of the operation of the specified vehicles and combinations with lengths as provided in s. 348.07(4), Stats., to gain access to locations within the 5 mile limit as provided in s. $348.07(4)$, Stats.:

Route
Trans 276.075(1)

USH $12 \quad$ STH 128 E. of Hersey
To

SECTION 6. Trans 276.09(2) is repealed and recreated to read:
Trans 276.09(2) The treatment of s. Trans 276.07(15m) applies when the state of Minnesota has designated Minnesota state trunk highway 70/county trunk highway 110 from the Wisconsin border to interstate highway 35.
(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 2 day of June, 1992.

## RECEIVED




Secretary
Wisconsin Department of Transportation

## Wisconsin Department of Transportation

Charles H. Thompson
Secretary

OFFICE OF GENERAL COUNSEL P. O. Box 7910

June 3, 1992

Mr. Gary Poulson
Assistant Revisor of Statutes

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\text { JUM } 31992
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Revisor of Statutes Bureau

119 Martin Luther King, Jr. Blvd.
2nd Floor
Madison, Wisconsin 53703

## RE: CLEARINGHOUSE RULE 92-57

In the Matter of the Adoption of TRANS 276, Wisconsin Administrative Code, relating to allowing the operation of double bottoms and certain other vehicles on the specified highways.

Dear Mr. Poulson:
Enclosed for filing, pursuant to s. 227.20, Wis. Stats., is a certified copy of CR 92-57, an administrative rule relating to the above-mentioned matter. This rule is submitted by the Wisconsin Department of Transportation.

Sincerely,


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


[^0]:    ${ }^{1}$ The proposed rule text often achieves these objectives by consolidating individual segments into contiguous segments with new end points. In order to determine the actual highway segment added, it is necessary to compare the combined old designations with the combined new designation.

[^1]:    ${ }^{2}$ Concurrent highways are two or more highway numbers marked on the same physical route.
    ${ }^{3} 45$-foot buses are allowed on the National Network and Interstate system by Federal law. Section 4006(b) of the Intermodal Surface Transportation Efficiency Act of 1991.

