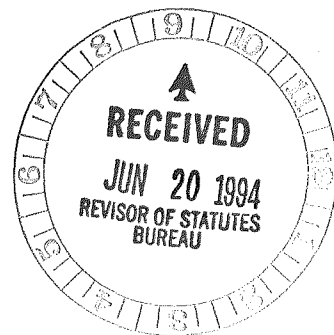


CR 94-53

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 certain specified highways**, was duly approved and adopted by this Department on June 17, 1994.

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 17 day of June, 1994.

Charles H. Thompson
CHARLES H. THOMPSON
Secretary

8-1-94

IN THE MATTER OF an Order Adopting Rule to **REPEAL** Trans 276.07(38r) and to **AMEND** Trans 276.07(5), (10) and (36), Wisconsin Administrative Code, relating to allowing the operation of double bottoms and certain other vehicles on certain specified highways.

ORDER ADOPTING RULEAnalysis 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(5) and (10), Wisconsin Administrative Code, to add two segments of highway to the designated highway system established under s. 348.07(4), Stats. The actual highway segments¹ that this rule adds to the designated highway system are:

<u>Hwy.</u>	<u>From</u>	<u>To</u>
STH 23	STH 33 E. of Reedsburg	IH 90/94 W. of Lake Delton
USH 45	USH 41 N. of Oshkosh	STH 150 W. of Menasha

This rule also amends Trans 276.07(36) and (38r), 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:

<u>Hwy.</u>	<u>From</u>	<u>To</u>
CTH "A"	USH 14 E. of Janesville	USH 12 N. of Elkhorn

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

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.

overall length in excess of 40 feet², 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)(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-semi-trailer 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-semi-trailer 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. Semi-trailers 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 semi-trailer has a tandem axle, to a point midway between the first and last axles of the tandem. Otherwise, semi-trailers, including semi-trailers 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.

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 provisions of this rule adding highway segments to the designated system have no direct adverse effect on small businesses, and may have a favorable effect on those small businesses which are shippers or carriers using the newly-designated routes. The highway segment that is being removed from the designated system was originally added to provide access for a trucking firm. That firm is now out of business so there should be no adverse effects on small businesses due its removal from the system.

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.

² 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.

TEXT OF RULE

Under the authority vested in the state of Wisconsin, department of transportation, by ss. 85.16(1) and 348.07(4), Stats., the department of transportation hereby amends ch. Trans 276, Wisconsin Administrative Code, interpreting s. 348.07(4), Stats., relating to allowing the operation of double bottoms and certain other vehicles on certain specified highways, as follows:

SECTION 1. Trans 276.07(5), (10) and (36) are amended to read:

	Route	From	To
Trans 276.07(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	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 E. of Reedsburg <u>IH 90-94 W. of Lake Delton</u>
	STH 23	USH 51 in Endeavor	Taylor Drive in Sheboygan
(10)	USH 45	IL Line S. of Bristol	STH 28 in Kewaskum
	USH 45	CTH "B" E. of Eden	CTH "B" in Eden
	<u>USH 45</u>	<u>USH 41 N. of Oshkosh</u>	<u>STH 150 W. of Menasha</u>
	USH 45	STH 76 at Greenville	MI Line at Land O'Lakes
	STH 47	USH 10 in Appleton	STH 29 in Shawano
	STH 47	USH 45 N. of Aniwa	USH 8 W. of Rhinelander
	STH 48	STH 70 in Grantsburg	STH 87 S. of Grantsburg
	STH 49	USH 41 E. of Brownsville	USH 10 at Weyauwega

(36) ROCK COUNTY:

CTH "A" USH 14 E. of Janesville	East County Line
CTH "J" CTH "O" E. of Janesville	STH 11
CTH "O" USH 51 in Janesville	CTH "J" E. of Janesville

SECTION 2. Trans 276.07(38r) is repealed.

(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 17 day
of June, 1994.



CHARLES H. THOMPSON

Secretary
Wisconsin Department of Transportation



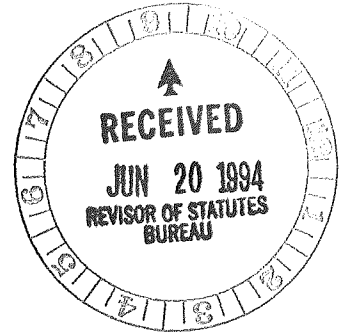
Wisconsin Department of Transportation

Tommy G. Thompson
Governor

Charles H. Thompson
Secretary

OFFICE OF GENERAL COUNSEL
P. O. Box 7910
Madison, WI 53707-7910

June 20, 1994



Mr. Gary Poulson
Deputy Revisor of Statutes
131 West Wilson Street, Suite 800
Madison, Wisconsin 53703

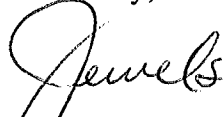
RE: **CLEARINGHOUSE RULE 94-53**

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 certain specified highways.**

Dear Mr. Poulson:

Enclosed for filing, pursuant to s. 227.20, Wis. Stats., is a certified copy of **CR 94-53**, an administrative rule relating to the above-mentioned matter. This rule is submitted by the Wisconsin Department of Transportation.

Sincerely,


Julie A. Johnson
Paralegal

Enclosures

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