

1985 Assembly Bill 508

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## 1985 Wisconsin Act 212

AN ACT to amend 348.25 (3), (4) (intro.) and (8) (b) (intro.), 348.25 (8) (c), (d) and (f), 348.27 (title) and (1), 348.27 (2), 348.27 (4), (5), (7) and (9), 348.27 (10) and 348.27 (12) and (13); and to create 348.01 (2) (am), 348.25 (8) (bm) and 348.27 (3m) of the statutes, relating to consecutive month permits for overweight or oversize vehicles and amending certain permits.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. 348.01 (2) (am) of the statutes is created to read:

348.01 (2) (am) "Consecutive month permit" means a permit issued for a minimum of 3 consecutive months.

SECTION 2. 348.25 (3), (4) (intro.) and (8) (b) (intro.) of the statutes are amended to read:

348.25 (3) The department shall prescribe forms for applications for all single trip permits the granting of which is authorized by s. 348.26 and for those annual, consecutive month or multiple trip permits the granting of which is authorized by s. 348.27 (2) and (4) to (13). The department may impose such reasonable conditions prerequisite to the granting of any permit authorized by s. 348.26 or 348.27 and adopt such reasonable rules for the operation of a permittee thereunder as it deems necessary for the safety of travel and

protection of the highways. The department may limit use of the highways under any permit issued to specified hours of the day or days of the week. Local officials granting permits may impose such additional reasonable conditions as they deem necessary in view of local conditions.

(4) (intro.) Except as provided under s. 348.26 (5) or (6) or 348.27 (3m) or (13), permits shall be issued only for the transporting of a single article or vehicle which exceeds statutory size, weight or load limitations and which cannot reasonably be divided or reduced to comply with statutory size, weight or load limitations, except that:

(8) (b) (intro.) Unless a different fee is specifically provided, the department shall charge the following fees for the first permit and each subsequent or revalidated annual or multiple trip permit issued under s. 348.27 except that no fee may be charged for the amendment of a permit under s. 348.27 (3m):

SECTION 3. 348.25 (8) (bm) of the statutes is created to read:

348.25 (8) (bm) The fee for a consecutive month permit is one-twelfth of the fee under par. (b) for an annual permit times the number of months for which the permit is desired, plus \$15 for each permit issued.

SECTION 4. 348.25 (8) (c), (d) and (f) of the statutes are amended to read:

348.25 (8) (c) For the purpose of computing the fees under this subsection, if the vehicle or combination of vehicles exceeds width limitations or height limitations or both, no fee in addition to the fee under par. (a) 2 ~~or~~, (b) 2 or (bm) shall be charged if the vehicle or combination of vehicles also exceeds length limitations.

(d) For the purpose of computing the fees under this subsection, if the vehicle or combination of vehicles exceeds weight limitations, no fee in addition to the fee under par. (a) 3 ~~or~~, (b) 3 or (bm) shall be charged if the vehicle also exceeds length, width or height limitations or any combination thereof.

(f) Any local officer or agency authorized to issue a permit under s. 348.26 or 348.27 may charge a permit issuance fee for each permit issued under s. 348.26 and for the first and each subsequent or revalidated permit issued under s. 348.27. This paragraph does not apply to the amendment of a permit under s. 348.27 (3m).

SECTION 5. 348.27 (title) and (1) of the statutes are amended to read:

**348.27 (title) Annual, consecutive month or multiple trip permits.** (1) **APPLICATIONS.** All applications for annual, consecutive month or multiple trip permits for the movement of oversize or overweight vehicles or loads shall be made to the officer or agency designated by this section as having authority to issue the particular permit desired for use of the particular highway in question. All applications under subs. (2) and (4) to (13) shall be made upon forms prescribed by the department.

SECTION 6. 348.27 (2) of the statutes is amended to read:

348.27 (2) (title) **ANNUAL AND CONSECUTIVE MONTH PERMITS.** Except as otherwise restricted in this section, annual and consecutive month permits for oversize or overweight vehicles or loads may be issued by the department, regardless of the highways involved.

SECTION 7. 348.27 (3m) of the statutes is created to read:

348.27 (3m) **PERMIT AMENDMENTS FOR REPLACEMENT VEHICLES.** If a vehicle for which a permit has been issued under this section is removed from service or sold, the permittee may operate a replacement vehicle of the same type and weight class for the remainder of the period for which the permit was issued or validated under an amendment of the permit. The permittee shall apply to the officer or agency that issued the permit for the amendment. The terms of the permit, including any requirements imposed by the officer or agency for issuance of the permit, shall apply to the permittee's operation of the replacement vehicle under the amendment of the permit. No fee shall be charged for the amendment of a permit under this subsection.

SECTION 8. 348.27 (4), (5), (7) and (9) of the statutes are amended to read:

348.27 (4) **INDUSTRIAL INTERPLANT PERMITS.** The department may issue, to industries and to their agent motor carriers owning and operating oversize vehicles in connection with interplant, and from plant to state line, operations in this state, annual or consecutive month permits for the operation of such vehicles over designated routes, provided that such permit shall not be issued under this section to agent motor carriers or from plant to state line for vehicles or loads of width exceeding 102 inches upon routes of the national system of interstate and defense highways. If the routes desired to be used by the applicant involve city or village streets or county or town highways, the application shall be accompanied by a written statement of route approval by the officer in charge of maintenance of the highway in question.

(5) **POLE AND PIPE PERMITS.** Except as further provided in this subsection, the department may issue an annual or consecutive month permit to pipeline companies or operators or public service corporations for transportation of poles, pipe, girders and similar materials and to companies and individuals hauling peeled or unpeeled pole-length forest products used in its business. Such permits issued to companies and individuals hauling peeled or unpeeled pole-length forest products shall limit the length of vehicle and load to a maximum of 10 feet in excess of the limitations in s. 348.07 (1) and shall be valid only on a class "A" highway as defined in s. 348.15 (1) (b). Permits issued to companies or individuals hauling pole-length forest products may not exempt such companies or individuals from the maximum limitations on vehicle load imposed by this chapter.

(7) **MOBILE HOME PERMITS.** The department may issue annual or consecutive month statewide permits to licensed mobile home transport companies and to licensed mobile home manufacturers and dealers authorizing them to transport oversize mobile homes over any of the highways of the state in the ordinary course of their business.

(9) **POLE LENGTH AND PULPWOOD PERMIT.** The department may issue annual or consecutive month permits for the transportation on a vehicle combination consisting of a truck and full trailer of loads of pole length and pulpwood exceeding statutory length or weight limitations over any class of highway for a distance not to exceed 11 miles from the Michigan-Wisconsin state line, provided that if the roads desired to be used by the applicants involve streets or highways other than those within the state trunk highway system, the application shall be accompanied by a written statement of route approval by the officer in charge of maintenance of the other highway.

SECTION 9. 348.27 (10) of the statutes, as affected by 1985 Wisconsin Act 29, is amended to read:

348.27 (10) **TRANSPORTATION OF GRAIN OR COAL.** The department may issue annual or consecutive month permits for the transportation of loads of grain as defined in s. 127.01 (18) or coal on a vehicle or a combination of 2 or more vehicles which exceed statutory weight or length limitations and for the return of the empty vehicle or vehicles which exceed statutory length limitations over any class of highway for a distance not to exceed 5 miles from the Wisconsin state

line. If the roads desired to be used by the applicant involve streets or highways other than those within the state trunk highway system, the application shall be accompanied by a written statement of route approval by the officer in charge of maintenance of the other highway. This subsection does not apply to transportation of grain or coal on highways designated as part of the national system of interstate and defense highways.

SECTION 10. 348.27 (12) and (13) of the statutes are amended to read:

348.27 (12) **TRANSPORTATION OF GARBAGE OR REFUSE.** The department may issue an annual or consecutive month permit for the transportation of garbage, as defined in s. 144.01 (4), or refuse, as defined in s. 144.43 (4), in a self-compactor equipped vehicle which exceeds statutory weight and length limitations and for the return of the vehicle when empty. A permit under this subsection may be issued for use on any highway within this state.

(13) **VEHICLE TRAIN PERMITS.** The department for the state trunk highways or the officer in charge of maintenance in the case of other highways may issue an annual or consecutive month permit for not more than 3 vehicles being drawn or attached if the vehicles are being transported by the drive-away method in saddle-mount combination. No vehicle train permit issued by a local official for use of a highway outside the corporate limits of a city or village is valid until approved by the department. No permit may be issued for any train exceeding 65 feet in total length.