

Chapter Hy 30

PERMITS FOR LOADS EXCEEDING SIZE, WEIGHT, AND VEHICLE COMBINATION LIMITS

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History: Chapter Hy 30 as it existed on June 30, 1962 was repealed and a new chapter Hy 30 was created effective July 1, 1962.

Hy 30.01 General. (1) Pursuant to authority contained in section 348.25 (3), Wis. Stats., the commission does hereby establish limits, procedures and conditions under which the various permits authorized by sections 348.26 and 348.27, Wis. Stats., may be issued.

(2) Permits for the movement over state trunk highways of vehicles and loads exceeding limits or conditions established hereby shall be issued only on specific authorization by the commission.

(3) In the interest of uniformity and brevity, the commission hereby establishes the following conditions relating to more than one type of permit, which conditions become effective by reference thereto in the section of the rules relating to the specific type of permit:

(a) *Application requirements.* 1. Applications shall be made to the issuing authority on forms prescribed by the state of Wisconsin, department of transportation, division of highways, hereinafter known as the division of highways, which will be furnished to the applicant upon request.

2. Requests for amendments to permits shall be submitted in writing to the authority issuing the permit.

(b) *Authorization to issue permits.* The authorization for the issuance of permits shall be as stated in the sections relating to each specific type of permit.

(c) *General limitations on issuance of permits.* 1. Except for general permits (Hy 30.06), industrial interplant permits (Hy 30.08), pole and pipe transportation permits (Hy 30.10), vehicle transportation permits (Hy 30.12), double bottom milk truck permits (Hy 30.18) and double bottom permits (Hy 30.20), permits shall not be issued nor valid for the transporting of loads or articles which could reasonably be divided in such a manner as to allow transporting of the loads or articles in 2 or

more loads which would not exceed statutory size and weight limits, nor shall permits be issued or valid for the transporting of more than one article if the vehicle and load exceed statutory weight limits. (This does not prohibit the transporting of necessary blocking for a load, nor the transporting of such necessary blocking on the otherwise empty vehicle to and from the origin or destination of the load, but it does prohibit, among other things, the addition of an extra bucket, boom section, and so forth to a load being transported under a permit issued for an over-weight vehicle and load.)

2. Except as specifically authorized in sections Hy 30.02, Hy 30.04, Hy 30.06, Hy 30.14, Hy 30.18 and Hy 30.20, permits shall not authorize the operation of more than 2 vehicles in combination.

3. Permits shall be issued and valid only for vehicles equipped with pneumatic tires.

(d) *Insurance and liability conditions.* 1. In applying for and accepting a permit, the permittee agrees to pay any claim for any bodily injury or property damage for which he is legally responsible resulting from operations under the permit and to save the state and its subdivisions harmless from any claim which may arise from operations over public highways under the permit.

2. Regardless of whether or not insurance, bond, or deposit as set forth in this subsection is required, the permittee shall be liable for all damage which any highway or its appurtenances may sustain by reason of any operation under a permit.

3. Insurance requirements may be waived for permits issued to the United States government and the armed forces and for such other permittees as may be determined by the issuing authority.

4. The issuing authority shall be given 10 days' advance notice in writing of the cancellation or termination of any insurance required by the terms of a permit.

5. The permittee may be required to furnish casualty insurance of an approved type or a bond or to deposit a certified check with the authority issuing the permit in the amount determined by the authority issuing the permit as necessary to protect the issuing authority and its subdivisions against any damage which any highway, highway structure, or its appurtenances may sustain by reason of any operation under the permit.

6. The permittee upon request shall provide such greater bodily injury and property damage liability coverage than is specifically set forth herein as may be required by the authority issuing the permit.

(e) *General conditions.* 1. The maximum size limitations and the maximum axle, axle combination and vehicle weights authorized by a permit shall not be exceeded. A divisible load, consisting of articles none of which exceeds statutory size limits, may not be transported under a permit.

2. Permits issued by the commission authorize the use of any of the highways of the state, subject to the limitations stated in the permit.

3. No permit shall be considered to set aside any regulation limiting loads because of local conditions, including bridges and highways posted for load limits, seasonal weight restrictions, or under construction.

be in full force and effect on the vehicles and load designated in the permit while operating on the public highway:

Bodily injury liability—each person -----	\$500,000
Bodily injury liability—each accident -----	\$1,000,000
Property damage liability—each accident -----	\$500,000

(b) In lieu of the coverage specified in par. (a), the permittee may present satisfactory written evidence of insurance or bond coverage providing a \$1,000,000 combined single limit of liability.

(6) **GENERAL CONDITIONS.** Double bottom permits are issued subject to the general conditions set forth in section Hy 30.01 (3) (e) 3, 4, 9, 10, 11, 12 and 22, and the following:

(a) The double bottom permit or a true copy of the double bottom permit shall be carried on any truck tractor to which it applies and shall be made available for inspection by any law enforcement officer, representative of the department of transportation or authority in charge of the maintenance of the highway being used.

(b) A dolly being transported under a double bottom permit shall be equipped with rear fenders or mudguards meeting the specifications of s. 347.46 (2), Stats., when the dolly is towed as the final vehicle in a vehicle combination.

(7) **ACCIDENT REPORTING CONDITIONS.** The operator of a vehicle issued a double bottom permit which is involved in an accident resulting in injury to or death of any person or total property damage to an apparent extent of \$200 or more shall immediately by the quickest means of communication give notice of such accident to the Wisconsin State Patrol Communications Center, Madison, 608-266-2221. This condition also applies to an operator of a vehicle granted a permit under the emergency rule published March 16, 1978.

*Emergency
(1)
etc.
-180*

History: Demerg. cr. eff. 3-16-78; emerg. cr. (4) (b) 9. and 10. and (7), eff. 5-8-78; cr. Register, June, 1978, No. 270, eff. 7-1-78; emerg. cr. (4) (b) 11. to 13., eff. 4-3-80; am. (4) (b) 9. and 10., cr. (4) (b) 11. to 14., Register, August, 1980, No. 296, eff. 9-1-80.

Hy 30.21 Application form for double bottom permit. (ss. 110.06 (1), 348.25 (3), 348.26 (3) and 348.27 (6), Stats.) (1) **DEFINITIONS.** Words defined in Wis. Adm. Code section Hy 30.20 have the same meaning in this section.

(2) **INFORMATION TO BE REQUIRED ON APPLICATION.** The application for a double bottom permit under Wis. Adm. Code section Hy 30.20 shall be submitted in duplicate, shall be directed to the chief traffic engineer, and shall state that the application is made for a double bottom permit under ss. 348.26 (3) or 348.27 (6), Stats. The application form shall provide space for the operating carrier to identify the truck tractor or truck tractor fleet for which the permit is sought and the maximum length of any double bottom to be operated under the permit. The form shall specify that the operating carrier understands that any permit granted will be subject to the conditions which are a part of the application, and that the operating carrier accepts those conditions. The form shall provide space for the name and address of the operating carrier and the date of application. The operating carrier shall present satisfactory written evidence of insurance with the application. The form shall provide space to designate the highways which the operating carrier desires to use. The

form shall provide space for subsequent renewals of the permit. The form shall provide space for approval by the department of a double bottom permit issued by the officials in charge of maintenance of highways that are not part of the state trunk highway system.

(3) **FEE.** The form shall provide space for showing the amount of the permit fee, and for the authorized representative of the department to acknowledge receipt thereof. The fee shall be \$3.00 for each truck tractor eligible to operate under the permit.

(4) **CONDITIONS IMPOSED ON PERMITTEES.** The conditions contained in Wis. Adm. Code section Hy 30.20 (5), (6) and (7), inclusive, shall be a part of the application form.

History: Dmerg. cr. eff. 3-16-78; cr. Register, June, 1978, No. 270, eff. 7-1-78.

Hy 30.22 Charges for permits. (s. 348.25 (8), Stats.) (1) The following are the procedures, conditions and schedules under which fees shall be charged for the various types of permits issued under sections Hy 30.02, 30.04, 30.06, 30.08, 30.10, 30.12, 30.14, 30.16, 30.18 and 30.20, Wis. Adm. Code.

(2) The standard charge for each permit if issued under Hy 30.02 or 30.14 shall be \$1.00, and if issued under Hy 30.04, 30.06, 30.08, 30.10, 30.12, 30.16 or 30.18 shall be \$3.00. The standard charge for each annual permit issued under Hy 30.20 shall be \$3.00 for each truck tractor eligible to operate under the permit.

(3) The fee shall accompany the application and shall be retained by the department of transportation only if a permit is issued upon the basis of that application.

(4) The same fee shall be charged for the renewal of an annual permit as for the original annual permit, but no charge shall be made for the cancellation of an annual permit.

(5) The same fee shall be charged for a change in an annual permit requiring that it be reissued to the permittee as is made for the original permit.

(6) No charge shall be made to any department of the state nor to any town or municipality, nor to any branch of the United States government or the armed services, for any type of single trip or annual permit issued to any of them in their name.

(7) No charge shall be made for change in any type of permit necessitated by an error made by a state employe in the issuance of the permit.

(8) The same fee as for the original permit shall be charged for an addendum to or change in an issued single trip permit (such as a change in routing, description of load, etc.), or for the authorized extension of a single trip permit to allow its use after the first date of expiration, or for a single trip permit issued following the revocation or revision of a permit.

(9) All charges for the transmission of an application or a permit, other than by U.S. mail, are in addition to the permit fee, and are the responsibility of the applicant/permittee.

(10) Any application for a permit to move a load which is so large or heavy as to necessitate review of specific highways structures will re-

quire payment of a charge of \$4.00 in addition to the basic single trip permit fee of \$1.00. An additional charge of \$5.00 per hour will be made for the actual time spent by division of highways' bridge section personnel if more than 2 man-hours are necessary to review the application.

(11) A charge of \$1.00 per district will be made for any permit for the movement of a vehicle or load which by reason of its size or weight must be reviewed by one or more district offices.

(12) In the case of mobile home annual permits and vehicle transportation permits (in which the permit is issued for the towing vehicle but includes the towed vehicle), only the \$3.00 fee which applies to the towing vehicle shall be charged.

History: Cr. Register, July, 1975, No. 235, eff. 8-1-75; emerg. renum. from Hy 30.20 and r. and recr., eff. 3-16-78; renum. from Hy 30.20, r. and recr. (1) and (2), Register, June, 1978, No. 270, eff. 7-1-78.