



1995 ASSEMBLY BILL 1049

March 19, 1996 – Introduced by Representatives ALBERS, BRANDEMUEHL, HAHN, AINSWORTH, POWERS, GUNDERSON, JOHNSRUD, OTT, GRONEMUS and RYBA. Referred to Committee on Highways and Transportation.

1 **AN ACT** *to amend* 348.19 (1) (a); and *to create* 348.19 (1) (am) and 348.20 (3) of
2 the statutes; **relating to:** the enforcement of vehicle weight limitations and ve-
3 hicle combinations that include a gooseneck-type trailer.

Analysis by the Legislative Reference Bureau

Current law permits a traffic officer who has reason to believe that a vehicle weight limitation is being violated to require the vehicle operator to stop and submit the vehicle and load to a weighing or to escort the vehicle to a scale for weighing.

This bill provides that a traffic officer may not require the operator of a combination of vehicles that includes a towing vehicle and a gooseneck-type trailer to submit each vehicle of the vehicle combination to a weighing if the gross weight of the combination of vehicles is not more than the aggregate combined registered gross weight of the vehicle combination. The bill also provides that no operator of a combination of vehicles that includes a towing vehicle and a gooseneck-type trailer may be convicted of any overweight violation if the gross weight of the combination of vehicles is not more than the aggregate combined registered gross weight of the vehicle combination.

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:

4 **SECTION 1.** 348.19 (1) (a) of the statutes is amended to read:
5 348.19 (1) (a) Any Except as provided in pars. (am) and (b), any traffic officer
6 having reason to believe that the gross weight of a vehicle is unlawful or in excess

1 of the gross weight for which the vehicle is registered may require the operator of
2 such vehicle to stop and submit the vehicle and any load it may be carrying to a
3 weighing by means of either portable or certified stationary scales and may require
4 that such vehicle be driven to the nearest usable portable or certified stationary scale
5 ~~except as provided in par. (b).~~

6 **SECTION 2.** 348.19 (1) (am) of the statutes is created to read:

7 348.19 (1) (am) No traffic officer may require the operator of a combination of
8 vehicles that includes a towing vehicle and a gooseneck-type trailer to submit each
9 vehicle of the vehicle combination and any load that it may be carrying to a weighing
10 if the gross weight of the combination of vehicles does not exceed the aggregate com-
11 bined registered gross weight of the vehicle combination.

12 **SECTION 3.** 348.20 (3) of the statutes is created to read:

13 348.20 (3) No operator of a combination of vehicles that includes a towing ve-
14 hicle and a gooseneck-type trailer may be convicted of any overweight violation un-
15 der this chapter if the gross weight of the combination of vehicles does not exceed the
16 aggregate combined registered gross weight of the vehicle combination.

17 **SECTION 4. Initial applicability.**

18 (1) This act first applies to the weighing of vehicles occurring on the effective
19 date of this subsection.

20 (END)