



State of Wisconsin
2023 - 2024 LEGISLATURE

LRB-3950/1
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2023 SENATE BILL 676

November 9, 2023 - Introduced by Senators STROEBEL and STAFSHOLT, cosponsored by Representatives CALLAHAN, GUNDRUM, NEDWESKI and SCHMIDT. Referred to Committee on Transportation and Local Government.

1 **AN ACT to amend** 110.075 (6), 194.05 (4), 194.09, 194.38 (2), 340.01 (8) (a), 340.01
2 (8) (b), 343.04 (1) (a), 343.04 (1) (b) and 343.04 (1) (c) (intro.) of the statutes;
3 **relating to:** eliminating references to registered weight for commercial motor
4 vehicles and modifying Department of Transportation administrative rules.

Analysis by the Legislative Reference Bureau

This bill removes a reference to “registered weight” in the statutory definition of commercial motor vehicle (CMV) and several other references to the “registered weight” of CMVs and other motor vehicles. The bill also removes a reference to “registered weight” from a section of Department of Transportation administrative rules pertaining to exemptions from motor carrier safety rules.

Under current law, CMVs are, in part, defined as motor vehicles that have a weight rating, a registered weight, or an actual gross weight of over 26,000 pounds.

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

5 **SECTION 1.** 110.075 (6) of the statutes is amended to read:
6 110.075 (6) The secretary shall set standards and adopt rules to establish a
7 plan of inspection to implement the inspection program provided by this section.

SENATE BILL 676**SECTION 1**

1 Nothing in this section shall permit the department to promulgate any rule under
2 which the provisions of 49 CFR 393 and 396 are applicable to, or enforceable with
3 respect to, any farm truck or dual purpose farm truck combined with any semitrailer
4 or farm trailer, or any vehicle combined with a horse trailer, if the vehicle
5 combination's gross combination weight rating, ~~registered weight~~, and actual gross
6 weight do not exceed 26,000 pounds, the vehicle combination does not include a
7 commercial motor vehicle described in s. 340.01 (8) (c) or (d), and the vehicle
8 combination is operated solely in intrastate commerce.

9 **SECTION 2.** 194.05 (4) of the statutes is amended to read:

10 194.05 (4) This chapter shall not apply to any farm truck or dual purpose farm
11 truck combined with any semitrailer or farm trailer, or any vehicle combined with
12 a horse trailer, if the vehicle combination's gross combination weight rating,
13 ~~registered weight~~, and actual gross weight do not exceed 26,000 pounds, the vehicle
14 combination does not include a commercial motor vehicle described in s. 340.01 (8)
15 (c) or (d), and the vehicle combination is operated solely in intrastate commerce.

16 **SECTION 3.** 194.09 of the statutes is amended to read:

17 **194.09 Marking carrier vehicles.** Each motor vehicle operated by a common
18 motor carrier of property or of passengers, a contract motor carrier or a private motor
19 carrier shall be plainly marked in such manner as the department may prescribe, so
20 as to identify such motor vehicle as being operated pursuant to this chapter. This
21 section does not apply to any farm truck or dual purpose farm truck combined with
22 any semitrailer or farm trailer, or any vehicle combined with a horse trailer, if the
23 vehicle combination's gross combination weight rating, ~~registered weight~~, and actual
24 gross weight do not exceed 26,000 pounds, the vehicle combination does not include

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1 a commercial motor vehicle described in s. 340.01 (8) (c) or (d), and the vehicle
2 combination is operated solely in intrastate commerce.

3 **SECTION 4.** 194.38 (2) of the statutes is amended to read:

4 194.38 (2) Nothing in this section shall permit the department to promulgate
5 any rule under which the provisions of 49 CFR 390, 391, 392, 395, and 397 are
6 applicable to, or enforceable with respect to, any farm truck or dual purpose farm
7 truck combined with any semitrailer or farm trailer, or any vehicle combined with
8 a horse trailer, if the vehicle combination's gross combination weight rating,
9 ~~registered weight~~, and actual gross weight do not exceed 26,000 pounds, the vehicle
10 combination does not include a commercial motor vehicle described in s. 340.01 (8)
11 (c) or (d), and the vehicle combination is operated solely in intrastate commerce.

12 **SECTION 5.** 340.01 (8) (a) of the statutes is amended to read:

13 340.01 (8) (a) The vehicle is a single vehicle with a gross vehicle weight rating
14 of 26,001 or more pounds or the vehicle's ~~registered weight~~ or actual gross weight is
15 more than 26,000 pounds.

16 **SECTION 6.** 340.01 (8) (b) of the statutes is amended to read:

17 340.01 (8) (b) The vehicle is a combination vehicle with a gross combination
18 weight rating, ~~registered weight~~ or actual gross weight of 26,001 or more pounds
19 inclusive of a towed unit with a gross vehicle weight rating, ~~registered weight~~ or
20 actual gross weight of more than 10,000 pounds.

21 **SECTION 7.** 343.04 (1) (a) of the statutes is amended to read:

22 343.04 (1) (a) *Class A.* A "Class A" motor vehicle is any combination of vehicles
23 with a gross vehicle weight rating, actual gross weight ~~or registered weight~~ of over
24 26,000 pounds, if the aggregate total gross vehicle weight rating, or actual gross

SENATE BILL 676**SECTION 7**

1 weight ~~or registered weight~~ of the vehicle or vehicles being towed is in excess of
2 10,000 pounds.

3 **SECTION 8.** 343.04 (1) (b) of the statutes is amended to read:

4 343.04 (1) (b) *Class B.* A “Class B” motor vehicle is any single vehicle with a
5 gross vehicle weight rating, or actual gross weight ~~or registered weight~~ of over 26,000
6 pounds, and any such vehicle towing a vehicle or vehicles with an aggregate total
7 gross vehicle weight rating, actual gross weight ~~or registered weight~~ of 10,000
8 pounds or less.

9 **SECTION 9.** 343.04 (1) (c) (intro.) of the statutes is amended to read:

10 343.04 (1) (c) *Class C.* (intro.) A “Class C” motor vehicle is any single vehicle
11 with a gross vehicle weight rating, and actual gross weight ~~and registered weight~~ of
12 26,000 pounds or less, including any such vehicle towing a vehicle with a gross
13 vehicle weight rating, actual gross weight ~~and registered weight~~ of less than 10,000
14 pounds, if any of the following applies:

15 **SECTION 10.** Trans 327.09 (7) of the administrative code is amended to read:

16 Trans 327.09 (7) The provisions of this chapter do not apply to any farm truck
17 or dual purpose farm truck combined with any semitrailer or farm trailer, or any
18 vehicle combined with a horse trailer, if the vehicle combination’s gross combination
19 weight rating, ~~registered weight~~, and actual gross weight do not exceed 26,000
20 pounds, the vehicle combination does not include a commercial motor vehicle
21 described in s. 340.01 (8) (c) or (d), Stats., and the vehicle combination is operated
22 solely in intrastate commerce.

23 **SECTION 11. Effective date.**

