
The Wisconsin Department of Transportation adopts an order to amend TRANS 250.04, Wisconsin Administrative Code, relating to oversize and overweight permits for vehicles and loads

ORDER ADOPTING RULE

Analysis Prepared by the Wisconsin Department of Transportation

STATUTORY AUTHORITY: s. 348.25(8)(e), Stats.

STATUTES INTERPRETED: s. 348.25(8)(e), Stats.

General Summary of Rule. This rule making will amend ch. Trans 250 to effectuate s. 2604 of 2003 Wis. Act 33 that allows DOT to establish by administrative rule the additional fee to be charged for using the Department telephone call-in procedure or the Internet procedure to apply for oversize or overweight permits.

Fiscal Effect. The Department estimates that there will be no direct fiscal impact from this rule making upon the state and anticipates no effect on the fiscal liabilities or revenues of any county, city, village, town, school district, vocational, technical and adult education school district or sewerage district.

The rule implements s. 348.25(8)(e), Stats., as amended by 2003 Wis. Act 33. The rule has no fiscal effect independent of the statute. The statute requires that the fee established by the Department by rule shall approximate the cost to the Department for providing the telephone call-in or Internet service to persons so requesting. Therefore, revenue which the Department receives under this rule will approximately equal the Department's costs, resulting in no fiscal impact.

Final Regulatory Flexibility Analysis. The Department anticipates that this rule making will have no direct adverse effect on small businesses. This rule making establishes no additional compliance, bookkeeping, or reporting requirements for small businesses which choose to apply for oversize/overweight permits through the telephone call-in or Internet service procedure.

Copies of Rule. Copies of the rule may be obtained upon request, without cost, by writing to Susan Kavulich, Division of Motor Vehicles, Motor Carrier Services Section, P. O. Box 7981, Room 151, Madison, WI 53707-7981, or by calling (608) 261-6305. Hearing-impaired individuals may contact the Department using TDD (608) 266-0396. Alternate formats of the rule will be provided to individuals at their request.

TEXT OF RULE

Under the authority vested in the state of Wisconsin, department of transportation, by s. 348.25(8)(e), Stats., the department of transportation hereby amends a rule interpreting s. 348.25(8)(e), Stats., relating to oversize and overweight permits for vehicles and loads.

SECTION 1. Trans 250.04 is amended to read:

Trans 250.04 (title) Telephone Internet fee and telephone call-in fee. In addition to any other applicable fee under this chapter, the department shall charge the telephone call-in the telephone call-in a \$5 fee under s. 348.25(8)(e), Stats., under s. 348.25 (8) (e), Stats., for each permit or amendment which is applied for or issued by the internet procedure or the telephone call-in procedure. Only one internet fee or telephone call-in fee shall be charged when a permit or amendment is applied for and issued by the internet procedure or the telephone call-in procedure.

(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), Stats.

Signed at Madison, Wisconsin, this ____ day of February, 2004.

FRANK J. BUSALACCHI
Secretary
Wisconsin Department of Transportation