



**Division of State Patrol  
Policy and Procedure**

Number  
**8-5**

Subject <b>COMMERCIAL VEHICLE MOBILE ENFORCEMENT</b>	
Author/Originator Bureau of Field Operations	Approved by <i>Anthony L. Burrell</i> <b>Superintendent</b>
Records Management Statement Supersedes P&P 8-5 dated January 13, 2021 Posted on WisDOT Internal Website (SharePoint) at <a href="https://wigov.sharepoint.com/sites/dot-dsp/policy/sitepages/home.aspx">https://wigov.sharepoint.com/sites/dot-dsp/policy/sitepages/home.aspx</a>	

**I. POLICY**

It is the policy of the Division of State Patrol (DSP) to use a balance of permanent, portable and mobile equipment in the area of motor carriers. Portable and mobile enforcement is encouraged to detect violations and foster compliance on highways not served by the fixed, permanent facilities.

**II. BACKGROUND**

The DSP operates a series of permanent safety and weight enforcement facilities throughout the State. It is recognized that some commercial motor vehicle operators will not pass these locations. It is also recognized some operators will intentionally change their route of travel to avoid these facilities.

The DSP owns portable weighing equipment that will be used on bypass routes and other highways not served by permanent facilities. Inspectors and troopers enforcing size and weight laws in Wisconsin also use permanent facilities owned by others on a contract or pay per weigh basis.

This combination of enforcement strategies is required by 23 CFR, Part 657 and is included in the State Enforcement Plan (SEP) submitted annually to the Federal Highway Administration (FHWA). FHWA will not accept the SEP without the use of more than one type of enforcement strategy. The Wisconsin Department of Transportation (DOT) Motor Carrier Analysis also direct the DSP to study and implement alternate enforcement strategies from the permanent facility operation.

- A. Set forth the DSP commitment to portable weight enforcement.
- B. Set forth the DSP commitment to use alternate strategies in motor carrier enforcement.

- C. Establish a process to request a portable enforcement detail and a reporting process following the detail.
- D. Establish the responsibility for various duties in the portable and mobile enforcement program.

#### **IV. GENERAL PROVISIONS**

Portable and mobile weight enforcement shall be used to the best possible benefit for the enforcement of State law. Whenever possible, mobile and portable enforcement should be used to monitor routes that may be used by operators attempting to avoid permanent facilities and in areas not served by permanent facilities. Bypass routes are to be monitored whenever possible using mobile and portable enforcement techniques.

In areas not served by a permanent facility, mobile and portable enforcement should be conducted whenever possible. Special emphasis enforcement details may be scheduled at times when a need can be articulated. This may include the use of inspectors and troopers from the immediate area or from other areas of assignment. A request for a special emphasis program including lodging, meals, potential overtime, etc., must be submitted and approved by Division Headquarters prior to scheduling or conducting such a detail (Attachment 1). A special emphasis detail does not include a routine detail or an inspector working one day in a county and the next day in another location requiring an overnight stay. It is intended for details utilizing more than the normal resources and generating more than normal expenses. A summary of the detail shall be entered into the Enforcement Detail Log within SharePoint.

Record keeping of all portable and mobile enforcement is very important. This data is used to determine the effectiveness of the program. Without accurate data, justification of additional expenditures cannot be made.

#### **V. PROCEDURE**

- A. Inspector/Trooper
  - 1. Identify vehicle to be weighed and make the traffic stop.
  - 2. Weigh the unit if a weight violation is suspected.
  - 3. Use portable or mobile enforcement tools when possible.
  - 4. Complete all required data entry and paperwork as determined by violation(s) detected. This includes the information required by P&P 5-4. Additionally, the officer shall record what enforcement action was taken and any reports generated during the stop in the MACH CFS Notes. The information shall be recorded in a manner that would be understood by an average person who does not work in law enforcement. For example,

Citation – inoperative trailer brakes  
Citation – hours of service violation  
Warning – driver side headlight inoperative, axle group overload, & missing triangles  
TraCS Inspection Form  
ASPEN Report

5. Work special details when assigned.

**B. Motor Carrier Enforcement (MCE) Sergeant**

1. Schedule inspectors to work mobile and portable enforcement in conjunction with the operation of permanent facilities when possible.
2. Schedule mobile and portable enforcement in areas where there is no permanent facility.
3. Identify areas where a special emphasis detail is needed.
  - a. Submit a request for special emphasis detail to Division Headquarters to the applicable MCE or Region/Post Lieutenant.
  - b. Make arrangements for personnel and equipment needed for the detail following the approval. This may include local law enforcement personnel or representatives from other agencies.
  - c. Prepare a summary of activities following the detail and enter it into the Enforcement Detail Log within SharePoint. This report is to be submitted within 5 days of completion of the detail.
4. Ensure all data entry, paperwork, mobile logs and scale logs are properly completed.
5. Routinely review enforcement activity from all types of weighing mechanisms.
6. Change strategies, as needed, to achieve Division goals.
7. Review and submit recommended details to Division Headquarters for approval.
8. Review reports of mobile and portable enforcement activities.
9. Direct mobile and portable enforcement to meet Division goals.

**VI. ATTACHMENTS**

Request for Portable Safety and Weight Enforcement Detail – [PDF Fillable Form Link](#)

**REQUEST FOR PORTABLE SAFETY & WEIGHT ENFORCEMENT DETAIL**

Date of Request: \_\_\_\_\_

Recommended By: \_\_\_\_\_ Date: \_\_\_\_\_

Description of Detail:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Description of Need for the Detail:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Anticipated Personnel Needed:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Anticipated Costs:

Lodging: \_\_\_\_\_  
Meals: \_\_\_\_\_  
\_\_\_\_\_

Overtime: \_\_\_\_\_  
Misc. Costs: \_\_\_\_\_  
Specify: \_\_\_\_\_

Division Headquarters Approval: \_\_\_\_\_ Date: \_\_\_\_\_

Rev. 02.09.18