

An Act

ENROLLED SENATE
BILL NO. 638

By: Schulz of the Senate

and

Ortega of the House

An Act relating to overweight truck limits; amending 47 O.S. 2011, Section 14-109, as last amended by Section 1, Chapter 296, O.S.L. 2014 (47 O.S. Supp. 2014, Section 14-109), which relates to gross weight of vehicles and loads; modifying formula for gross weight; authorizing special permit for certain loads; providing conditions; and providing an effective date.

SUBJECT: Overweight truck limits

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 47 O.S. 2011, Section 14-109, as last amended by Section 1, Chapter 296, O.S.L. 2014 (47 O.S. Supp. 2014, Section 14-109), is amended to read as follows:

Section 14-109. A. On any road or highway:

1. No single axle weight shall exceed twenty thousand (20,000) pounds; and

2. The total gross weight in pounds imposed thereon by a vehicle or combination of vehicles shall not exceed the value given ~~in the following table corresponding to the distance in feet between the extreme axles of the group measured longitudinally to the~~

nearest foot calculated in accordance with the Federal Bridge formula imposed by 23 U.S.C., Section 127.

~~Distance in Feet~~

~~Between the Extremes of~~

~~Maximum Load in Pounds~~

~~Any Group of 2 or More~~

~~Carried on Any Group of 2 or~~

~~Consecutive Axles~~

~~More Consecutive Axles~~

	2 Axles	3 Axles	4 Axles	5 Axles	6 Axles
4	34,000	_____	_____	_____	_____
5	34,000	_____	_____	_____	_____
6	34,000	_____	_____	_____	_____
7	34,000	_____	_____	_____	_____
8	34,000	42,000	_____	_____	_____
9	39,000	42,500	_____	_____	_____
10	40,000	43,500	_____	_____	_____
11	_____	44,000	_____	_____	_____
12	_____	45,000	50,000	_____	_____
13	_____	45,500	50,500	_____	_____
14	_____	46,500	51,500	_____	_____
15	_____	47,000	52,000	_____	_____
16	_____	48,000	52,500	58,000	_____
17	_____	48,500	53,500	58,500	_____
18	_____	49,500	54,000	59,000	_____

19	_____	50,000	54,500	60,000	_____
20	_____	51,000	55,500	60,500	66,000
21	_____	51,500	56,000	61,000	66,500
22	_____	52,500	56,500	61,500	67,000
23	_____	53,000	57,500	62,500	68,000
24	_____	54,000	58,000	63,000	68,500
25	_____	54,500	58,500	63,500	69,000
26	_____	56,000	59,500	64,000	69,500
27	_____	57,500	60,000	65,000	70,000
28	_____	59,000	60,500	65,500	71,000
29	_____	60,500	61,500	66,000	71,500
30	_____	62,000	62,000	66,500	72,000
31	_____	63,500	63,500	67,000	72,500
32	_____	64,000	64,000	68,000	73,500
33	_____	_____	64,500	68,500	74,000
34	_____	_____	65,000	69,000	74,500
35	_____	_____	66,000	70,000	75,000
36	_____	_____	68,000	70,500	75,500
37	_____	_____	68,000	71,000	76,000
38	_____	_____	69,000	72,000	77,000
39	_____	_____	70,000	72,500	77,500

40	_____	_____	71,000	73,000	78,000
41	_____	_____	72,000	73,500	78,500
42	_____	_____	73,000	74,000	79,000
43	_____	_____	73,280	75,000	80,000
44	_____	_____	73,280	75,500	80,500
45	_____	_____	73,280	76,000	81,000
46	_____	_____	73,280	76,500	81,500
47	_____	_____	73,500	77,500	82,000
48	_____	_____	74,000	78,000	83,000
49	_____	_____	74,500	78,500	83,500
50	_____	_____	75,500	79,000	84,000
51	_____	_____	76,000	80,000	84,500
52	_____	_____	76,500	80,500	85,000
53	_____	_____	77,500	81,000	86,000
54	_____	_____	78,000	81,500	86,500
55	_____	_____	78,500	82,500	87,000
56	_____	_____	79,500	83,000	87,500
57	_____	_____	80,000	83,500	88,000
58	_____	_____	_____	84,000	89,000
59	_____	_____	_____	85,000	89,500
60	_____	_____	_____	85,500	90,000

B. Except as to gross limits, the ~~table in subsection A~~ formula of this section shall not apply to a truck-tractor and dump semitrailer when used as a combination unit. In no event shall the maximum load in pounds carried by any set of tandem axles exceed thirty-four thousand (34,000) pounds ~~for vehicles exempt from the table; however, any.~~ Any vehicle operating with split tandem axles or tri-axles shall adhere to the ~~table~~ formula.

~~C. Special permits may be issued as provided in this title for divisible loads for vehicle configurations in excess of six (6) axles. The permits may not exceed the Table "B" federal weights formula imposed by Title 23, U.S. Code, Section 127. Vehicles moving under the permits shall not traverse H 15 bridges or less without the express approval of the Secretary of Transportation.~~

~~D.~~ Except for loads moving under special permits as provided in this title, no department or agency of this state or any county, city, or public entity thereof shall pay for any material that exceeds the legal weight limits moving in interstate or intrastate commerce in excess of the legal load limits of this state.

D. 1. An annual special overload permit may be purchased for vehicles transporting rock, sand, gravel, coal, flour, timber, pulpwood, and chips in their natural state, oil field fluids, oil field equipment or equipment used in oil and gas well drilling or exploration, and vehicles transporting grain, fertilizer, cottonseed, cotton, livestock, peanuts, canola, sunflowers, soybeans, feed, any other raw agricultural products, and any other unprocessed agricultural products, if the following conditions are met:

- a. the vehicles are registered for the maximum allowable rate,
- b. the vehicles do not exceed five percent (5%) of the gross limits set forth in subsection A of this section,
- c. the vehicles do not exceed eight percent (8%) of the axle limits set forth in subsection A of this section,

- d. no component of the vehicles exceeds the manufacturer's component weight rating as shown on the vehicle certification label or tag, and
- e. the vehicles operating pursuant to the provisions of this paragraph will not be allowed to operate on the National System of Interstate and Defense Highways.

2. Vehicles operating pursuant to this section must register for the maximum allowable rate and additionally shall purchase a nontransferrable annual special overload permit from the Department of Public Safety for a fee of Three Hundred Fifty Dollars (\$350.00). All monies collected shall be deposited to the credit of the Highway Construction and Maintenance Fund.

E. Exceptions to this section will be:

1. Utility or refuse collection vehicles used by counties, cities, or towns or by private companies contracted by counties, cities, or towns if the following conditions are met:

- a. calculation of weight for a utility or refuse collection vehicle shall be "Gross Vehicle Weight". The "Gross Vehicle Weight" of a utility or refuse collection vehicle may not exceed the otherwise applicable weight by more than fifteen percent (15%). The weight on individual axles must not exceed the manufacturer's component rating which includes axle, suspension, wheels, rims, brakes, and tires as shown on the vehicle certification label or tag, and
- b. utility or refuse collection vehicles operated under these exceptions will not be allowed to operate on interstate highways;

~~2. Vehicles transporting timber, pulpwood, and chips in their natural state, vehicles transporting oil field fluids, oil field equipment, or equipment used in oil and gas well drilling or exploration, and vehicles transporting grain, fertilizer, cottonseed, cotton, livestock, peanuts, canola, sunflowers, soybeans, feed in bulk, any other raw agricultural products, and any~~

~~other unprocessed agricultural products, if the following conditions are met:~~

- ~~a. the vehicles are registered for the maximum allowable rate,~~
- ~~b. the vehicles do not exceed five percent (5%) of the gross limits set forth in subsection A of this section, and~~
- ~~c. the vehicles operating pursuant to the provisions of this paragraph will not be allowed to operate on the National System of Interstate and Defense Highways,~~

~~3. Vehicles transporting rock, sand, gravel, coal, and flour if the following conditions are met:~~

- ~~a. the vehicles are registered for the maximum allowable rate,~~
- ~~b. the vehicles do not exceed five percent (5%) of the axle limits set forth in subsection A of this section, and~~
- ~~c. the vehicles operating pursuant to the provisions of this paragraph will not be allowed to operate on the National System of Interstate and Defense Highways, and~~

~~4. A combination of a wrecker or tow vehicle and another vehicle or vehicle combination if:~~

- ~~a. the service provided by the wrecker or tow vehicle is needed to remove disabled, abandoned, or accident-damaged vehicles, and~~
- ~~b. the wrecker or tow vehicle is towing the other vehicle or vehicle combination directly to the nearest authorized place of repair, terminal, or vehicle storage facility.~~

Vehicles operating pursuant to the provisions of this paragraph will not be allowed to operate on the National System of Interstate and Defense Highways.

F. 1. Any vehicle utilizing an auxiliary power or idle reduction technology unit in order to promote reduction of fuel use and emissions because of engine idling shall be allowed an additional four hundred (400) pounds total to the total gross weight limits set by this section.

2. To be eligible for the exception provided in this subsection, the operator of the vehicle must obtain written proof or certification of the weight of the auxiliary power or idle reduction technology unit and be able to demonstrate or certify that the idle reduction technology is fully functional.

3. Written proof or certification of the weight of the auxiliary power or idle reduction technology unit must be available to law enforcement officers if the vehicle is found in violation of applicable weight laws. The additional weight allowed cannot exceed four hundred (400) pounds or the actual proven or certified weight of the unit, whichever is less.

G. ~~Utility, or refuse collection vehicles, vehicles transporting timber, pulpwood, and chips in their natural state, vehicles transporting oil field fluids, oil field equipment or equipment used in oil and gas well drilling or exploration, vehicles transporting rock, sand, gravel, coal, and flour and vehicles transporting grain, fertilizer, cottonseed, cotton, livestock, peanuts, canola, sunflowers, soybeans, feed in bulk, any other raw agricultural products, and any other unprocessed agricultural products, or a combination of a wrecker or tow vehicle as described in paragraph 2 of subsection E of this section~~ operating under exceptions shall purchase an annual special overload permit from the ~~Corporation Commission~~ Department of Public Safety for One Hundred Dollars (\$100.00). ~~This fee shall be apportioned as provided for in Section 1104 of this title.~~ All monies collected shall be deposited to the credit of the Highway Construction and Maintenance Fund.

H. For purposes of this section, "utility vehicle" shall mean any truck used by a private utility company, county, city, or town

for the purpose of installing or maintaining electric, water, or sewer systems.

SECTION 2. This act shall become effective November 1, 2015.

Passed the Senate the 6th day of April, 2015.

Kim Daniel
Presiding Officer of the Senate

Passed the House of Representatives the 31st day of March, 2015.

John D. Honeyman
Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this 7th

day of April, 20 15, at 2:40 o'clock pm M.

By: *Summer Curry*

Approved by the Governor of the State of Oklahoma this 10th

day of April, 20 15, at 9:42 o'clock A M.

Mary Fallis
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this 10th

day of April, 20 15, at 1:48 o'clock P. M.

By: *Chris Thomas*