

EHB 1813

1 THE STATE SENATE  
2 Monday, April 6, 2009

3 ENGROSSED

4 House Bill No. 1813

5 ENGROSSED HOUSE BILL NO. 1813 - By: Shannon and Cox of the House and  
6 Branam of the Senate.

7 An Act relating to motor vehicles; amending 47 O.S. 2001,  
8 Section 14-109, as last amended by Section 2, Chapter 69,  
9 O.S.L. 2008 (47 O.S. Supp. 2008, Section 14-109), which  
10 relates to the permissible weight of loads; increasing  
11 maximum load if certain equipment is present; limiting  
12 amount of increase; requiring equipment function properly;  
13 requiring written proof of weight; and providing an  
14 effective date.

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

16 SECTION 1. AMENDATORY 47 O.S. 2001, Section 14-109, as  
17 last amended by Section 2, Chapter 69, O.S.L. 2008 (47 O.S. Supp.  
18 2008, Section 14-109), is amended to read as follows:

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

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

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

27 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	4	34,000	-----	-----	-----	-----
5	5	34,000	-----	-----	-----	-----
6	6	34,000	-----	-----	-----	-----
7	7	34,000	-----	-----	-----	-----
8	8	34,000	42,000	-----	-----	-----
9	9	39,000	42,500	-----	-----	-----
10	10	40,000	43,500	-----	-----	-----
11	11	-----	44,000	-----	-----	-----
12	12	-----	45,000	50,000	-----	-----
13	13	-----	45,500	50,500	-----	-----
14	14	-----	46,500	51,500	-----	-----
15	15	-----	47,000	52,000	-----	-----
16	16	-----	48,000	52,500	58,000	-----
17	17	-----	48,500	53,500	58,500	-----
18	18	-----	49,500	54,000	59,000	-----
19	19	-----	50,000	54,500	60,000	-----
20	20	-----	51,000	55,500	60,500	66,000
21	21	-----	51,500	56,000	61,000	66,500
22	22	-----	52,500	56,500	61,500	67,000

1	23	-----	53,000	57,500	62,500	68,000
2	24	-----	54,000	58,000	63,000	68,500
3	25	-----	54,500	58,500	63,500	69,000
4	26	-----	56,000	59,500	64,000	69,500
5	27	-----	57,500	60,000	65,000	70,000
6	28	-----	59,000	60,500	65,500	71,000
7	29	-----	60,500	61,500	66,000	71,500
8	30	-----	62,000	62,000	66,500	72,000
9	31	-----	63,500	63,500	67,000	72,500
10	32	-----	64,000	64,000	68,000	73,500
11	33	-----	-----	64,500	68,500	74,000
12	34	-----	-----	65,000	69,000	74,500
13	35	-----	-----	66,000	70,000	75,000
14	36	-----	-----	68,000	70,500	75,500
15	37	-----	-----	68,000	71,000	76,000
16	38	-----	-----	69,000	72,000	77,000
17	39	-----	-----	70,000	72,500	77,500
18	40	-----	-----	71,000	73,000	78,000
19	41	-----	-----	72,000	73,500	78,500
20	42	-----	-----	73,000	74,000	79,000
21	43	-----	-----	73,280	75,000	80,000
22	44	-----	-----	73,280	75,500	80,500
23	45	-----	-----	73,280	76,000	81,000

1	46	-----	-----	73,280	76,500	81,500
2	47	-----	-----	73,500	77,500	82,000
3	48	-----	-----	74,000	78,000	83,000
4	49	-----	-----	74,500	78,500	83,500
5	50	-----	-----	75,500	79,000	84,000
6	51	-----	-----	76,000	80,000	84,500
7	52	-----	-----	76,500	80,500	85,000
8	53	-----	-----	77,500	81,000	86,000
9	54	-----	-----	78,000	81,500	86,500
10	55	-----	-----	78,500	82,500	87,000
11	56	-----	-----	79,500	83,000	87,500
12	57	-----	-----	80,000	83,500	88,000
13	58	-----	-----	-----	84,000	89,000
14	59	-----	-----	-----	85,000	89,500
15	60	-----	-----	-----	85,500	90,000

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

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

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

12 E. Exceptions to this section will be:

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

16 a. calculation of weight for a utility or refuse  
17 collection vehicle shall be "Gross Vehicle Weight".  
18 The "Gross Vehicle Weight" of a utility or refuse  
19 collection vehicle may not exceed the otherwise  
20 applicable weight by more than fifteen percent (15%).  
21 The weight on individual axles must not exceed the  
22 manufacturer's component rating which includes axle,

1 suspension, wheels, rims, brakes, and tires as shown  
2 on the vehicle certification label or tag, and  
3 b. utility or refuse collection vehicles operated under  
4 these exceptions will not be allowed to operate on  
5 interstate highways;

6 2. Vehicles transporting timber, pulpwood, and chips in their  
7 natural state, vehicles transporting oil field fluids, oil field  
8 equipment, or equipment used in oil and gas well drilling or  
9 exploration, and vehicles transporting grain, if the following  
10 conditions are met:

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

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

- 21 a. the vehicles are registered for the maximum allowable  
22 rate,

1           b.    the vehicles do not exceed five percent (5%) of the  
2                    axle limits set forth in subsection A of this section,  
3                    and

4           c.    the vehicles operating pursuant to the provisions of  
5                    this paragraph will not be allowed to operate on the  
6                    National System of Interstate and Defense Highways;  
7                    and

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

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

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

20           F.   1. Any vehicle utilizing an auxiliary power or idle  
21   reduction technology unit in order to promote reduction of fuel use  
22   and emissions because of engine idling shall be allowed an

1 additional four hundred (400) pounds total to the total gross weight  
2 limits set by this section.

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

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

14 G. Utility or refuse collection vehicles, vehicles transporting  
15 timber, pulpwood, and chips in their natural state, vehicles  
16 transporting oil field equipment or equipment used in oil and gas  
17 well drilling or exploration, vehicles transporting rock, sand,  
18 gravel, coal, and flour and vehicles transporting grain, operating  
19 under exceptions shall purchase an annual special overload permit  
20 for One Hundred Dollars (\$100.00). This fee shall be apportioned as  
21 provided for in Section 1104 of this title.

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

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

3 SECTION 2. This act shall become effective November 1, 2009.

4 COMMITTEE REPORT BY: COMMITTEE ON TRANSPORTATION, dated 3-31-09 - DO  
5 PASS, As Coauthored.