

SB 391

Senate Bill No. 391
As Amended

SENATE BILL NO. 391 - By: Paddock of the Senate and Sullivan of the House.

[motor vehicles - vehicle load and weight limits - effective date]

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

SECTION 1. AMENDATORY 47 O.S. 2001, Section 14-109, as last amended by Section 2, Chapter 69, O.S.L. 2008 (47 O.S. Supp. 2008, 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.

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
1						
2	4	34,000	-----	-----	-----	-----
3	5	34,000	-----	-----	-----	-----
4	6	34,000	-----	-----	-----	-----
5	7	34,000	-----	-----	-----	-----
6	8	34,000	42,000	-----	-----	-----
7	9	39,000	42,500	-----	-----	-----
8	10	40,000	43,500	-----	-----	-----
9	11	-----	44,000	-----	-----	-----
10	12	-----	45,000	50,000	-----	-----
11	13	-----	45,500	50,500	-----	-----
12	14	-----	46,500	51,500	-----	-----
13	15	-----	47,000	52,000	-----	-----
14	16	-----	48,000	52,500	58,000	-----
15	17	-----	48,500	53,500	58,500	-----
16	18	-----	49,500	54,000	59,000	-----
17	19	-----	50,000	54,500	60,000	-----
18	20	-----	51,000	55,500	60,500	66,000
19	21	-----	51,500	56,000	61,000	66,500
20	22	-----	52,500	56,500	61,500	67,000
21	23	-----	53,000	57,500	62,500	68,000
22	24	-----	54,000	58,000	63,000	68,500
23	25	-----	54,500	58,500	63,500	69,000

1	26	-----	56,000	59,500	64,000	69,500
2	27	-----	57,500	60,000	65,000	70,000
3	28	-----	59,000	60,500	65,500	71,000
4	29	-----	60,500	61,500	66,000	71,500
5	30	-----	62,000	62,000	66,500	72,000
6	31	-----	63,500	63,500	67,000	72,500
7	32	-----	64,000	64,000	68,000	73,500
8	33	-----	-----	64,500	68,500	74,000
9	34	-----	-----	65,000	69,000	74,500
10	35	-----	-----	66,000	70,000	75,000
11	36	-----	-----	68,000	70,500	75,500
12	37	-----	-----	68,000	71,000	76,000
13	38	-----	-----	69,000	72,000	77,000
14	39	-----	-----	70,000	72,500	77,500
15	40	-----	-----	71,000	73,000	78,000
16	41	-----	-----	72,000	73,500	78,500
17	42	-----	-----	73,000	74,000	79,000
18	43	-----	-----	73,280	75,000	80,000
19	44	-----	-----	73,280	75,500	80,500
20	45	-----	-----	73,280	76,000	81,000
21	46	-----	-----	73,280	76,500	81,500
22	47	-----	-----	73,500	77,500	82,000
23	48	-----	-----	74,000	78,000	83,000

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

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

20 C. Special permits may be issued as provided in this title for
21 divisible loads for vehicle configurations in excess of six (6)
22 axles. The permits may not exceed the Table "B" federal weights
23 formula imposed by Title 23, U.S. Code, Section 127. Vehicles

1 moving under the permits shall not traverse H-15 bridges or less
2 without the express approval of the Secretary of Transportation.

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

8 E. Exceptions to this section will be:

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

12 a. calculation of weight for a utility or refuse
13 collection vehicle shall be "Gross Vehicle Weight".
14 The "Gross Vehicle Weight" of a utility or refuse
15 collection vehicle may not exceed the otherwise
16 applicable weight by more than fifteen percent (15%).
17 The weight on individual axles must not exceed the
18 manufacturer's component rating which includes axle,
19 suspension, wheels, rims, brakes, and tires as shown
20 on the vehicle certification label or tag, and

21 b. utility or refuse collection vehicles operated under
22 these exceptions will not be allowed to operate on
23 interstate highways;

1 2. Vehicles transporting timber, pulpwood, and chips in their
2 natural state, vehicles transporting oil field fluids, oil field
3 equipment, or equipment used in oil and gas well drilling or
4 exploration, and vehicles transporting grain, if the following
5 conditions are met:

6 a. the vehicles are registered for the maximum allowable
7 rate,

8 b. the vehicles do not exceed five percent (5%) of the
9 gross limits set forth in subsection A of this
10 section, and

11 c. the vehicles operating pursuant to the provisions of
12 this paragraph will not be allowed to operate on the
13 National System of Interstate and Defense Highways;

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

16 a. the vehicles are registered for the maximum allowable
17 rate,

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

21 c. the vehicles operating pursuant to the provisions of
22 this paragraph will not be allowed to operate on the

1 National System of Interstate and Defense Highways;
2 and

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

5 a. the service provided by the wrecker or tow vehicle is
6 needed to remove disabled, abandoned, or accident-
7 damaged vehicles, and

8 b. the wrecker or tow vehicle is towing the other vehicle
9 or vehicle combination directly to the nearest
10 authorized place of repair, terminal, or vehicle
11 storage facility.

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

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

1 G. For purposes of this section, "utility vehicle" shall mean
2 any truck used by a private utility company, county, city, or town
3 for the purpose of installing or maintaining electric, water, or
4 sewer systems.

5 H. Any person who operates a vehicle or combination of vehicles
6 which is seven hundred (700) pounds or more in excess of the gross
7 weight limitations imposed by this section shall, upon conviction,
8 be punished by:

9 1. A fine of three cents (\$0.03) per pound overweight, if
10 overweight by seven hundred (700) pounds but not more than two
11 thousand (2,000) pounds;

12 2. A fine of five cents (\$0.05) per pound overweight, if
13 overweight by two thousand one (2,001) pounds but not more than five
14 thousand (5,000) pounds;

15 3. A fine of seven cents (\$0.07) per pound overweight, if
16 overweight by five thousand one (5,001) pounds but not more than
17 seven thousand five hundred (7,500) pounds;

18 4. A fine of nine cents (\$0.09) per pound overweight, if
19 overweight by seven thousand five hundred one (7,501) pounds but not
20 more than ten thousand (10,000) pounds;

21 5. A fine of eleven cents (\$0.11) per pound overweight, if
22 overweight by ten thousand one (10,001) pounds but not more than
23 twelve thousand five hundred (12,500) pounds;

1 6. A fine of thirteen cents (\$0.13) per pound overweight, if
2 overweight by twelve thousand five hundred one (12,501) pounds but
3 not more than fifteen thousand (15,000) pounds; or

4 7. A fine of fifteen cents (\$0.15) per pound overweight, if
5 overweight by fifteen thousand one (15,001) pounds or more.

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

7 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 2-11-09 - DO
8 PASS, As Amended and Coauthored.