

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 HOUSE BILL 1390

By: Osborn

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5
6 AS INTRODUCED

7 An Act relating to motor vehicles; amending 47 O.S.
8 2001, Section 14-109, as last amended by Section 2,
9 Chapter 69, O.S.L. 2008 (47 O.S. Supp. 2008, Section
10 14-109), which relates to the permissible weight of
loads; creating an exemption from certain permit
requirements; providing exemption eligibility
requirements; and providing an effective date.

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

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

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

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

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

1	Distance in Feet					
2	Between the Extremes of			Maximum Load in Pounds		
3	Any Group of 2 or More			Carried on Any Group of 2 or		
4	Consecutive Axles			More Consecutive Axles		
5	2 Axles	3 Axles	4 Axles	5 Axles	6 Axles	
6	4	34,000	-----	-----	-----	-----
7	5	34,000	-----	-----	-----	-----
8	6	34,000	-----	-----	-----	-----
9	7	34,000	-----	-----	-----	-----
10	8	34,000	42,000	-----	-----	-----
11	9	39,000	42,500	-----	-----	-----
12	10	40,000	43,500	-----	-----	-----
13	11	-----	44,000	-----	-----	-----
14	12	-----	45,000	50,000	-----	-----
15	13	-----	45,500	50,500	-----	-----
16	14	-----	46,500	51,500	-----	-----
17	15	-----	47,000	52,000	-----	-----
18	16	-----	48,000	52,500	58,000	-----
19	17	-----	48,500	53,500	58,500	-----
20	18	-----	49,500	54,000	59,000	-----
21	19	-----	50,000	54,500	60,000	-----
22	20	-----	51,000	55,500	60,500	66,000
23	21	-----	51,500	56,000	61,000	66,500
24	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
24	46	-----	-----	73,280	76,500	81,500

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

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

22 C. Special permits may be issued as provided in this title for
23 divisible loads for vehicle configurations in excess of six (6)
24 axles. The permits may not exceed the Table "B" federal weights

1 formula imposed by Title 23, U.S. Code, Section 127. Vehicles
2 moving under the permits shall not traverse H-15 bridges or less
3 without the express approval of the Secretary of Transportation.

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

9 E. Exceptions to this section will be:

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

13 a. calculation of weight for a utility or refuse
14 collection vehicle shall be "Gross Vehicle Weight".
15 The "Gross Vehicle Weight" of a utility or refuse
16 collection vehicle may not exceed the otherwise
17 applicable weight by more than fifteen percent (15%).

18 The weight on individual axles must not exceed the
19 manufacturer's component rating which includes axle,
20 suspension, wheels, rims, brakes, and tires as shown
21 on the vehicle certification label or tag, and

22 b. utility or refuse collection vehicles operated under
23 these exceptions will not be allowed to operate on
24 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
23 National System of Interstate and Defense Highways;

24 and

1 4. Vehicles transporting rock, sand, gravel, coal, and flour if
2 the following conditions are met:

3 a. the rock, sand, gravel, coal, or flour being
4 transported is not for resale, and

5 b. the individual operating the vehicle possesses a valid
6 agricultural exemption permit issued pursuant to
7 Section 1358.1 of Title 68 of the Oklahoma Statutes;
8 and

9 5. A combination of a wrecker or tow vehicle and another
10 vehicle or vehicle combination if:

11 a. the service provided by the wrecker or tow vehicle is
12 needed to remove disabled, abandoned, or accident-
13 damaged vehicles, and

14 b. the wrecker or tow vehicle is towing the other vehicle
15 or vehicle combination directly to the nearest
16 authorized place of repair, terminal, or vehicle
17 storage facility.

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

21 F. Utility or refuse collection vehicles, vehicles transporting
22 timber, pulpwood, and chips in their natural state, vehicles
23 transporting oil field equipment or equipment used in oil and gas
24 well drilling or exploration, vehicles transporting rock, sand,

1 gravel, coal, and flour and vehicles transporting grain, operating
2 under exceptions shall purchase an annual special overload permit
3 for One Hundred Dollars (\$100.00). This fee shall be apportioned as
4 provided for in Section 1104 of this title.

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

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

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11 52-1-5775 CJB 01/02/09

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