

1 **SENATE FLOOR VERSION**

2 February 13, 2014

3 COMMITTEE SUBSTITUTE  
4 FOR

5 SENATE BILL NO. 1369

By: Schulz and Marlatt of the  
Senate

6 and

7 DeWitt of the House

8  
9 An Act relating to motor vehicles; amending 47 O.S.  
10 2011, Section 14-109, which relates to gross vehicle  
11 weight limits; modifying exceptions; providing an  
12 effective date; and declaring an emergency.

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

14 SECTION 1. AMENDATORY 47 O.S. 2011, Section 14-109, is  
15 amended to read as follows:

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

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

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

24 Distance in Feet

1		Between the Extremes of			Maximum Load in Pounds	
2		Any Group of 2 or More			Carried on Any Group of 2 or	
3		Consecutive Axles			More Consecutive Axles	
4	2 Axles	3 Axles	4 Axles	5 Axles	6 Axles	
5	4 34,000	-----	-----	-----	-----	
6	5 34,000	-----	-----	-----	-----	
7	6 34,000	-----	-----	-----	-----	
8	7 34,000	-----	-----	-----	-----	
9	8 34,000	42,000	-----	-----	-----	
10	9 39,000	42,500	-----	-----	-----	
11	10 40,000	43,500	-----	-----	-----	
12	11 -----	44,000	-----	-----	-----	
13	12 -----	45,000	50,000	-----	-----	
14	13 -----	45,500	50,500	-----	-----	
15	14 -----	46,500	51,500	-----	-----	
16	15 -----	47,000	52,000	-----	-----	
17	16 -----	48,000	52,500	58,000	-----	
18	17 -----	48,500	53,500	58,500	-----	
19	18 -----	49,500	54,000	59,000	-----	
20	19 -----	50,000	54,500	60,000	-----	
21	20 -----	51,000	55,500	60,500	66,000	
22	21 -----	51,500	56,000	61,000	66,500	
23	22 -----	52,500	56,500	61,500	67,000	
24	23 -----	53,000	57,500	62,500	68,000	

1	24	-----	54,000	58,000	63,000	68,500
2	25	-----	54,500	58,500	63,500	69,000
3	26	-----	56,000	59,500	64,000	69,500
4	27	-----	57,500	60,000	65,000	70,000
5	28	-----	59,000	60,500	65,500	71,000
6	29	-----	60,500	61,500	66,000	71,500
7	30	-----	62,000	62,000	66,500	72,000
8	31	-----	63,500	63,500	67,000	72,500
9	32	-----	64,000	64,000	68,000	73,500
10	33	-----	-----	64,500	68,500	74,000
11	34	-----	-----	65,000	69,000	74,500
12	35	-----	-----	66,000	70,000	75,000
13	36	-----	-----	68,000	70,500	75,500
14	37	-----	-----	68,000	71,000	76,000
15	38	-----	-----	69,000	72,000	77,000
16	39	-----	-----	70,000	72,500	77,500
17	40	-----	-----	71,000	73,000	78,000
18	41	-----	-----	72,000	73,500	78,500
19	42	-----	-----	73,000	74,000	79,000
20	43	-----	-----	73,280	75,000	80,000
21	44	-----	-----	73,280	75,500	80,500
22	45	-----	-----	73,280	76,000	81,000
23	46	-----	-----	73,280	76,500	81,500
24	47	-----	-----	73,500	77,500	82,000

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

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

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

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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, fertilizer,  
5 cottonseed, cotton, livestock, peanuts, canola, sunflowers,  
6 soybeans, feed in bulk, any other raw agricultural products, and any  
7 other unprocessed agricultural products, if the following conditions  
8 are met:

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

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

- 19           a. the vehicles are registered for the maximum allowable  
20           rate,
- 21           b. the vehicles do not exceed five percent (5%) of the  
22           axle limits set forth in subsection A of this section,  
23           and

24

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

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

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

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

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

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

22          2.    To be eligible for the exception provided in this  
23 subsection, the operator of the vehicle must obtain written proof or  
24 certification of the weight of the auxiliary power or idle reduction

1 technology unit and be able to demonstrate or certify that the idle  
2 reduction technology is fully functional.

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

9 G. Utility or refuse collection vehicles, vehicles transporting  
10 timber, pulpwood, and chips in their natural state, vehicles  
11 transporting oil field equipment or equipment used in oil and gas  
12 well drilling or exploration, vehicles transporting rock, sand,  
13 gravel, coal, and flour and vehicles transporting grain, fertilizer,  
14 cottonseed, cotton, livestock, peanuts, canola, sunflowers,  
15 soybeans, feed in bulk, any other raw agricultural products, and any  
16 other unprocessed agricultural products, operating under exceptions  
17 shall purchase an annual special overload permit for One Hundred  
18 Dollars (\$100.00). This fee shall be apportioned as provided for in  
19 Section 1104 of this title.

20 H. For purposes of this section, "utility vehicle" shall mean  
21 any truck used by a private utility company, county, city, or town  
22 for the purpose of installing or maintaining electric, water, or  
23 sewer systems.

24 SECTION 2. This act shall become effective July 1, 2014.

1       SECTION 3. It being immediately necessary for the preservation  
2 of the public peace, health and safety, an emergency is hereby  
3 declared to exist, by reason whereof this act shall take effect and  
4 be in full force from and after its passage and approval.

5 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY  
6 February 13, 2014 - DO PASS AS AMENDED  
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