

Simons - B

99 LSO - 0479

# HOUSE BILL

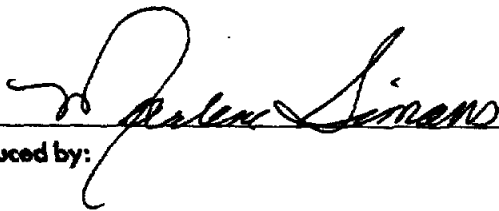
0283

HOUSE BILL 0283

**Title:**

HB0283 Motor vehicles-overweight permits.

AN ACT relating to motor vehicles-overweight permits; providing a permit is not required under certain circumstances; providing a fee; and providing for an effective date.



Introduced by:

### HOUSE ACTION ON HOUSE BILL

- 1/28  Introduced  
Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_
- Read First Time and Ref. to Committee No. 028
- Failed Introduction  
Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_
- Returned from Committee No. \_\_\_  
with Recommendation:  
 Do Pass;  Amend & Do Pass;  Do Not Pass;  
 W/O Recomm;  Re-Refer to Committee No. \_\_\_
- Re-referred to Committee No. \_\_\_
- Returned from Committee No. \_\_\_  
with Recommendation:  
 Do Pass;  Amend & Do Pass;  Do Not Pass;  
 W/O Recomm;  Re-Refer to Committee No. \_\_\_
- Considered in Comm. of Whole  
 Amended  
 Recommended Do Pass  
 Failed Comm. of Whole  
 Indefinitely Postponed  
 Other: \_\_\_\_\_
- Read Second Time  
 Amended  
 Do Pass  
 Do Not Pass  
 Accelerated to 3rd Rdg.
- Read Third Time  
 Amended  
 Passed  Failed  
Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_  
 Held for Reconsideration  
    Motion to Reconsider  
 Passed  Failed  
Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_  
    Third Reading Vote  
(On Reconsideration)  
 Passed  Failed  
Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_
- Sent to Senate (No Amendments)
- Sent to LSO for Engrossing
- ENGROSSED
- Sent to Senate

### SENATE ACTION ON HOUSE BILL

- Received. Read First Time.  
Referred to Committee No. \_\_\_
- Returned from Committee No. \_\_\_  
with Recommendation:  
 Do Pass;  Amend & Do Pass;  Do Not Pass;  
 W/O Recomm;  Re-Refer to Committee No. \_\_\_
- Re-referred to Committee No. \_\_\_
- Returned from Committee No. \_\_\_  
with Recommendation:  
 Do Pass;  Amend & Do Pass;  Do Not Pass;  
 W/O Recomm;  Re-Refer to Committee No. \_\_\_
- Considered in Comm. of Whole  
 Amended  
 Recommended Do Pass  
 Failed Comm. of Whole  
 Indefinitely Postponed  
 Other: \_\_\_\_\_
- Read Second Time  
 Amended  
 Do Pass  
 Do Not Pass  
 Accelerated to 3rd Rdg.
- Read Third Time  
 Amended  
 Passed  Failed  
Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_  
 Held for Reconsideration  
    Motion to Reconsider  
 Passed  Failed  
Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_  
    Third Reading Vote  
(On Reconsideration)  
 Passed  Failed  
Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_
- Sent to House
- Sent for Enrolling  
HEA No. \_\_\_
- Signed by Speaker
- Signed by President
- Approved by Governor
- Chapter No. \_\_\_

## HOUSE BILL NO. HB0283

Motor vehicles-overweight permits.

Sponsored by: Representative(s) Simons

A BILL

for

1 AN ACT relating to motor vehicles-overweight permits;  
2 providing a permit is not required under certain  
3 circumstances; providing a fee; and providing for an  
4 effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

7

8 **Section 1.** W.S. 31-18-804(b), (e) and by creating a  
9 new subsection (u) is amended to read:

10

11 **31-18-804. Permits for and certain highways to carry,**  
12 **overweight and oversize vehicles; government vehicles.**

13

14 (b) The director or his authorized representative may  
15 issue a permit exclusive of interstate highways for hauling  
16 of forest products, sugar beets, gravel, ~~livestock~~ and  
17 agricultural products hauled in trucks that cannot be  
18 weighed at point of loading at a weight which is not more

1 than ten percent (10%) in excess of allowable axle weights  
2 and not more than five thousand (5,000) pounds in excess of  
3 gross weights allowed under gross weight Table I. The permit  
4 fee is fifteen dollars (\$15.00) for a single trip permit not  
5 to exceed ninety-six (96) continuous hours. The permit fee  
6 is fifty dollars (\$50.00) for any ninety (90) continuous  
7 days. If a truck hauling forest products, sugar beets,  
8 gravel-livestock or agricultural products exceeds the legal  
9 weight limitations, the truck shall be allowed to unload at  
10 its point of destination in this state if the point of  
11 destination is within one (1) mile of the truck's location  
12 when the illegal weight limitation was determined, unless an  
13 immediate threat to public safety exists. No penalty for the  
14 first violation shall be imposed, but any subsequent  
15 violation shall be subject to the penalty provisions of W.S.  
16 31-18-805.

17

18 (e) The application for any permit under this section  
19 shall specifically describe the applicant, individual or  
20 company, the vehicle or load to be operated or moved, and  
21 the particular highway to be used and whether the permit is  
22 requested for a single trip or for extended period  
23 operation. Each permit shall contain the following  
24 provisions: duration of permit, description of load or loads  
25 to be moved, section standards which are to be exceeded and

1 the amount of excess authorized, description of equipment,  
2 route to be traveled and required operating procedures.  
3 Every permit issued under this act shall be carried with the  
4 vehicles or combination of vehicles to which it refers and  
5 shall be open to inspection by any authorized agent of the  
6 state of Wyoming. Permission may be verbally issued by  
7 telephone or otherwise, granting the applicant authorization  
8 to proceed to the nearest permit issuing facility to be  
9 weighed and measured and to obtain the permit. Unless  
10 otherwise authorized by the director or his authorized  
11 representative, permits shall be obtained prior to operating  
12 any oversize or overweight vehicles on the highways of this  
13 state. Except as provided in subsection (u) of this section,  
14 nothing herein contained shall be construed to permit a  
15 vehicle that is overweight or oversize and has not obtained  
16 a permit or permission in advance to be operated on the  
17 highways of this state. Except as provided in W.S.  
18 31-18-805(b) and this subsection, the operator shall be  
19 required to unload the excess weight, reduce the excess size  
20 or otherwise bring the load within permissible limits and  
21 pay all fees for overweight or oversize under this act for  
22 distance traveled in addition to penalties provided by law.

23

24 (u) Exclusive of interstate highways, a permit shall  
25 not be required for hauling livestock between parcels of

1 property owned or leased by the livestock owner or between  
2 parcels of property owned or leased by the livestock owner  
3 and lands upon which the livestock owner has a grazing  
4 permit in trucks that cannot be weighed at point of loading  
5 at a weight which is not more than ten percent (10%) in  
6 excess of allowable axle weights and not more than five  
7 thousand (5,000) pounds in excess of gross weights allowed  
8 under gross weight Table I.

9

10 **Section 2.** This act is effective July 1, 1999.

11

12

(END)

Motor vehicles-overweight permits.

99LSO-0479.L2

FISCAL NOTE

The fiscal or personnel impact is not determinable due to insufficient time to complete the fiscal note process.

HB 283