

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2246 Session of 2010

INTRODUCED BY TALLMAN, READSHAW, BARRAR, BELFANTI, D. COSTA, EVERETT, FABRIZIO, FARRY, GEORGE, GILLESPIE, GROVE, HESS, HICKERNELL, HORNAMAN, KORTZ, MARSHALL, MATZIE, MILLARD, MILLER, MOUL, MURT, OBERLANDER, PASHINSKI, ROAE, SAYLOR, SIPTROTH, SOLOBAY, SWANGER, J. TAYLOR, VULAKOVICH, BEYER AND HENNESSEY, FEBRUARY 8, 2010

SENATOR CORMAN, APPROPRIATIONS, IN SENATE, RE-REPORTED AS AMENDED, JULY 1, 2010

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for definitions; providing for
3 permissible argument as to amount of damages; further
4 providing for ANNUAL HAULING PERMITS, FOR PERMIT FOR MOVEMENT ←
5 DURING COURSE OF MANUFACTURE, FOR CONDITIONS OF PERMITS AND
6 SECURITY FOR DAMAGES AND FOR PERMIT FOR MOVEMENT OF BULK
7 REFINED OIL; PROVIDING FOR PERMIT FOR MOVEMENT OF
8 NONHAZARDOUS LIQUID GLUE AND FOR PERMIT FOR MOVEMENT OF WASTE
9 TIRES; FURTHER PROVIDING FOR PROMULGATION OF RULES AND
10 REGULATIONS BY DEPARTMENT, FOR duty of driver in emergency
11 response areas, for careless driving, for snow and ice
12 dislodged or falling from moving vehicle and for sentencing
13 for homicide by vehicle; providing for the offense of
14 aggravated assault by vehicle; further providing for
15 aggravated assault by vehicle while driving under the
16 influence, for accident involving death or personal injury
17 while not properly licensed and for accident scene clearance;
18 and imposing penalties.

19 RESOLVED, That this act may be referred to as the Sgt.

20 Michael C. Weigand Law.

21 The General Assembly of the Commonwealth of Pennsylvania
22 hereby enacts as follows:

23 Section 1. Section 102 of Title 75 of the Pennsylvania

1 Consolidated Statutes is amended by adding definitions to read:
2 § 102. Definitions.

3 Subject to additional definitions contained in subsequent
4 provisions of this title which are applicable to specific
5 provisions of this title, the following words and phrases when
6 used in this title shall have, unless the context clearly
7 indicates otherwise, the meanings given to them in this section:

8 * * *

9 "Emergency service responder." An individual acting in an
10 official capacity as any of the following:

- 11 (1) A police officer.
- 12 (2) A sheriff or deputy sheriff.
- 13 (3) A coroner or deputy coroner.
- 14 (4) A firefighter.
- 15 (5) Fire police.
- 16 (6) A fire marshal.
- 17 (7) A medical examiner or deputy medical examiner.
- 18 (8) Rescue personnel.
- 19 (9) Ambulance personnel.
- 20 (10) Towing and recovery personnel.
- 21 (11) Highway maintenance and construction personnel.
- 22 (12) Hazardous material response team member.
- 23 (13) Emergency medical services personnel.

24 * * *

25 "Serious bodily injury." Any bodily injury which creates a
26 substantial risk of death or which causes serious, permanent
27 disfigurement or protracted loss or impairment of the function
28 of any bodily member or organ.

29 Section 1.1. Title 75 is amended by adding a section to
30 read:

1 § 1794.1. Permissible argument as to amount of damages.

2 (a) General rule.--In any action for damages against a
3 tortfeasor, or in any uninsured or underinsured motorist
4 proceeding, arising out of the maintenance or use of a motor
5 vehicle and tried before a judge, jury or other tribunal, a
6 party may make any of the following arguments during closing
7 argument if the party complied with subsection (b) or if the
8 judge, jury or other tribunal has requested that the argument be
9 made:

10 (1) Specifically argue in lump sums or by mathematical
11 formula the amount the party deems to be the appropriate
12 award for all past and future economic damages, noneconomic
13 damages, or both, claimed to be recoverable.

14 (2) Argue that an award of zero damages is appropriate,
15 even if there is a finding of liability against the
16 defendant.

17 (b) Disclosure.--The following shall apply:

18 (1) Except as provided under paragraph (2), a party may
19 not argue specific award amounts by lump sum or mathematical
20 formula as provided under subsection (a), unless the party
21 first discloses to the court and opposing counsel, prior to
22 the presentation of closing arguments, that the party intends
23 to argue specific award amounts under subsection (a).

24 (2) Notwithstanding paragraph (1), arguments as to an
25 appropriate award amount for economic damages may be made
26 without notice to opposing counsel or the court if evidence
27 supporting an award for economic damages has been admitted
28 into evidence at trial.

29 (c) Facts and evidence.--Nothing in this section shall be
30 construed to prevent a defendant from arguing that the facts and

1 evidence admitted at trial support a finding of no liability.

2 (d) Jury instruction.--In a civil action tried before a
3 jury, if an appropriate award amount is specifically argued
4 during closing arguments as provided for under subsection (a),
5 the trial court shall instruct the jury that specific award
6 amounts argued are not evidence but only the argument of a party
7 and that the determination of the amount of damages to be
8 awarded, if any, is solely for the jury's determination.

9 SECTION 1.2. SECTION 1943(M) OF TITLE 75 IS AMENDED AND THE
10 SECTION IS AMENDED BY ADDING SUBSECTIONS TO READ: ←

11 § 1943. ANNUAL HAULING PERMITS.

12 * * *

13 (M) BULK REFINED OIL.--THE ANNUAL FEE FOR MOVEMENT OF BULK
14 REFINED OIL, AS PROVIDED FOR IN SECTION 4979.1 (RELATING TO
15 PERMIT FOR MOVEMENT OF BULK REFINED OIL), SHALL BE [\$800.]:

16 (1) \$800 FOR A DISTANCE UP TO 50 MILES.

17 (2) \$1,600 FOR A DISTANCE OF MORE THAN 50 MILES UP TO
18 125 MILES.

19 * * *

20 (Q.1) NONHAZARDOUS LIQUID GLUE.--THE ANNUAL FEE FOR THE
21 MOVEMENT OF NONHAZARDOUS LIQUID GLUE, AS PROVIDED FOR IN SECTION
22 4979.5 (RELATING TO PERMIT FOR MOVEMENT OF NONHAZARDOUS LIQUID
23 GLUE), SHALL BE \$800.

24 (Q.2) WASTE TIRES.--THE ANNUAL FEE FOR THE MOVEMENT OF WASTE
25 TIRES UNDER SECTION 4979.6 (RELATING TO PERMIT FOR MOVEMENT OF
26 WASTE TIRES) SHALL BE \$800.

27 * * *

28 Section 2. Sections 3327(b.1) and (f), 3714(d), 3720 and
29 3732(b) of Title 75 are amended to read:

30 § 3327. Duty of driver in emergency response areas.

1 * * *

2 (b.1) Suspension of operating privilege.--The department
3 shall suspend the operating privilege of any person for 90 days
4 upon receiving a certified record of the driver's conviction,
5 adjudication of delinquency or admission into a preadjudication
6 program for a violation of subsection (a), if the certified
7 conviction indicates the violation resulted in serious bodily
8 injury to another person. The license shall be surrendered in
9 accordance with section 1540 (relating to surrender of license).

10 * * *

11 (f) [Definitions] Definition.--As used in this section, [the
12 following words and phrases shall have the meanings given to
13 them in this subsection:

14 "Emergency response area." The] the term "emergency response
15 area" means the area in which emergency service responders
16 render emergency assistance to individuals on or near a roadway
17 or a police officer is conducting a traffic stop or systematic
18 check of vehicles or controlling or directing traffic as long as
19 the emergency vehicle is making use of visual signals meeting
20 the requirements of Subchapter D of Chapter 45.

21 ["Emergency service responder." An individual acting in an
22 official capacity as police officer, sheriff, deputy sheriff,
23 coroner, deputy coroner, firefighter, fire police, fire marshal,
24 medical examiner, deputy medical examiner, rescue personnel,
25 ambulance personnel, towing and recovery personnel, highway
26 maintenance and construction personnel, hazardous material
27 response team member or emergency medical service personnel.

28 "Serious injury." A personal injury resulting in death,
29 serious impairment of body function or permanent serious
30 disfigurement.]

1 § 3714. Careless driving.

2 * * *

3 [(d) Definition.--As used in this section, "serious bodily
4 injury" means any bodily injury which creates a substantial risk
5 of death or which causes serious, permanent disfigurement or
6 protracted loss or impairment of the function of any bodily
7 member or organ.]

8 § 3720. Snow and ice dislodged or falling from moving vehicle.

9 When snow or ice is dislodged or falls from a moving vehicle
10 and strikes another vehicle or pedestrian causing death or
11 serious bodily injury [as defined in section 3742 (relating to
12 accidents involving death or personal injury)], the operator of
13 the vehicle from which the snow or ice is dislodged or falls
14 shall be subject to a fine of not less than \$200 nor more than
15 \$1,000 for each offense.

16 § 3732. Homicide by vehicle.

17 * * *

18 (b) Sentencing.--

19 (1) In addition to any other penalty provided by law, a
20 person convicted of a violation of subsection (a) may be
21 sentenced to an additional term not to exceed five years'
22 confinement if at trial the prosecution proves beyond a
23 reasonable doubt that the offense occurred in an active work
24 zone [as defined in section 102 (relating to definitions)].

25 (1.1) In addition to any other penalty provided by law,
26 a person convicted of a violation of subsection (a) as the
27 result of a violation of section 3325 (relating to duty of
28 driver on approach of emergency vehicle) or 3327 (relating to
29 duty of driver in emergency response areas) and who is
30 convicted of violating section 3325 or 3327 may be sentenced

1 to an additional term not to exceed five years' confinement
2 when the violation resulted in death.

3 (2) The prosecution must indicate intent to proceed
4 under this section in the indictment or information which
5 commences the prosecution.

6 (3) The Pennsylvania Commission on Sentencing, pursuant
7 to 42 Pa.C.S. § 2154 (relating to adoption of guidelines for
8 sentencing), shall provide for a sentencing enhancement for
9 an offense under this section when the violation occurred in
10 an active work zone [as defined in section 102] or was the
11 result of a violation of section 3325 or 3327.

12 Section 3. Title 75 is amended by adding a section to read:
13 § 3732.1. Aggravated assault by vehicle.

14 (a) Offense.--Any person who recklessly or with gross
15 negligence causes serious bodily injury to another person while
16 engaged in the violation of any law of this Commonwealth or
17 municipal ordinance applying to the operation or use of a
18 vehicle or to the regulation of traffic, except section 3802
19 (relating to driving under influence of alcohol or controlled
20 substance), is guilty of aggravated assault by vehicle, a felony
21 of the third degree when the violation is the cause of the
22 injury.

23 (b) Sentencing.--

24 (1) In addition to any other penalty provided by law, a
25 person convicted of a violation of subsection (a) may be
26 sentenced to an additional term not to exceed two years'
27 confinement if at trial the prosecution proves beyond a
28 reasonable doubt that the offense occurred in an active work
29 zone.

30 (2) In addition to any other penalty provided by law, a

1 person convicted of a violation of subsection (a) as the
2 result of a violation of section 3325 (relating to duty of
3 driver on approach of emergency vehicle) or 3327 (relating to
4 duty of driver in emergency response areas) and who is
5 convicted of violating section 3325 or 3327 may be sentenced
6 to an additional term not to exceed two years' confinement
7 when the violation resulted in serious bodily injury.

8 (3) The prosecution must indicate intent to proceed
9 under this section in the indictment or information which
10 commences the prosecution.

11 (4) The Pennsylvania Commission on Sentencing, under 42
12 Pa.C.S. § 2154 (relating to adoption of guidelines for
13 sentencing), shall provide for a sentencing enhancement for
14 an offense under this section when the violation occurred in
15 an active work zone or was the result of a violation of
16 section 3325 or 3327.

17 Section 4. Sections 3735.1(b), 3742(d), 3742.1(c) and
18 3745.1(a) of Title 75 are amended to read:

19 § 3735.1. Aggravated assault by vehicle while driving under the
20 influence.

21 * * *

22 [(b) Definition.--As used in this section, the term "serious
23 bodily injury" means any bodily injury which creates a
24 substantial risk of death or which causes serious, permanent
25 disfigurement or protracted loss or impairment of the function
26 of any bodily member or organ.]

27 § 3742. Accidents involving death or personal injury.

28 * * *

29 [(d) Definitions.--As used in this section, the term
30 "serious bodily injury" means any bodily injury which creates a

1 substantial risk of death or which causes serious, permanent
2 disfigurement or protracted loss or impairment of the function
3 of any bodily member or organ.]

4 § 3742.1. Accidents involving death or personal injury while
5 not properly licensed.

6 * * *

7 [(c) Definitions.--As used in this section, the term
8 "serious bodily injury" means any bodily injury which creates a
9 substantial risk of death or which causes serious, permanent
10 disfigurement or protracted loss or impairment of the function
11 of any bodily member or organ.]

12 § 3745.1. Accident scene clearance.

13 (a) General rule.--Notwithstanding any other provision of
14 law to the contrary, the driver of any vehicle in an accident
15 that does not result in apparent serious bodily injury or death
16 shall immediately remove the vehicle from the roadway to a safe
17 refuge on the shoulder, emergency lane or median or to a place
18 otherwise removed from the roadway whenever, in the judgment of
19 the driver:

20 (1) The motor vehicle does not require towing and can be
21 normally and safely driven under its own power in its
22 customary manner without further damage or hazard to the
23 motor vehicle, traffic elements or the roadway.

24 (2) The motor vehicle can be moved safely.

25 * * *

26 SECTION 4.1. SECTION 4962(F) OF TITLE 75 IS AMENDED TO READ: ←

27 § 4962. CONDITIONS OF PERMITS AND SECURITY FOR DAMAGES.

28 * * *

29 (F) WHEN LOADS PERMITTED.--ONLY VEHICLES AND COMBINATIONS
30 PERMITTED UNDER THE FOLLOWING PROVISIONS SHALL BE AUTHORIZED TO

1 CARRY OR HAUL LOADS WHILE OPERATING UNDER THE PERMIT:

2 SECTION 4961(A) (2), (3) AND (6) (RELATING TO AUTHORITY TO
3 ISSUE PERMITS).

4 SECTION 4965 (RELATING TO SINGLE PERMITS FOR MULTIPLE
5 HIGHWAY CROSSINGS).

6 SECTION 4968 (RELATING TO PERMIT FOR MOVEMENT DURING
7 COURSE OF MANUFACTURE).

8 SECTION 4974 (RELATING TO PERMIT FOR MOVEMENT OF
9 CONTAINERIZED CARGO).

10 SECTION 4975 (RELATING TO PERMIT FOR MOVEMENT OF SPECIAL
11 MOBILE EQUIPMENT).

12 SECTION 4976 (RELATING TO PERMIT FOR MOVEMENT OF DOMESTIC
13 ANIMAL FEED).

14 SECTION 4976.1 (RELATING TO PERMIT FOR MOVEMENT OF LIVE
15 DOMESTIC ANIMALS).

16 SECTION 4977 (RELATING TO PERMIT FOR MOVEMENT OF WOODEN
17 STRUCTURES).

18 SECTION 4978 (RELATING TO PERMIT FOR MOVEMENT OF BUILDING
19 STRUCTURAL COMPONENTS).

20 SECTION 4979 (RELATING TO PERMIT FOR MOVEMENT OF
21 PARTICLEBOARD OR FIBERBOARD USED IN THE MANUFACTURE OF READY-
22 TO-ASSEMBLE FURNITURE).

23 SECTION 4979.1 (RELATING TO PERMIT FOR MOVEMENT OF BULK
24 REFINED OIL).

25 SECTION 4979.2 (RELATING TO PERMIT FOR MOVEMENT OF WASTE
26 COAL AND BENEFICIAL COMBUSTION ASH).

27 SECTION 4979.3 (RELATING TO PERMIT FOR MOVEMENT OF FLOAT
28 GLASS OR FLAT GLASS FOR USE IN CONSTRUCTION AND OTHER END
29 USES).

30 SECTION 4979.4 (RELATING TO PERMIT FOR MOVEMENT OF SELF-

1 PROPELLED CRANES) .

2 SECTION 4979.5 (RELATING TO PERMIT FOR MOVEMENT OF
3 NONHAZARDOUS LIQUID GLUE) .

4 * * *

5 SECTION 4.2. SECTION 4968 (A) OF TITLE 75 IS AMENDED AND THE
6 SECTION IS AMENDED BY ADDING SUBSECTIONS TO READ:

7 § 4968. PERMIT FOR MOVEMENT DURING COURSE OF MANUFACTURE.

8 [(A) ANNUAL PERMIT.--AN ANNUAL PERMIT MAY BE ISSUED
9 AUTHORIZING MOVEMENT ON SPECIFIED HIGHWAYS OF BOATS, TRAILERS,
10 MOBILE HOMES, MODULAR HOUSING UNITS AND UNDERCARRIAGES,
11 HELICOPTERS, HOT INGOTS, A HOT BOX, BASIC OXYGEN FURNACE LANCES,
12 RAILWAY EQUIPMENT AND RAILS OR OTHER ARTICLES, VEHICLES OR
13 COMBINATIONS WHICH EXCEED THE MAXIMUM HEIGHT, WIDTH OR LENGTH
14 SPECIFIED IN SUBCHAPTER B (RELATING TO WIDTH, HEIGHT AND LENGTH)
15 OR SELF-PROPELLED CRANES OR COMBINATIONS CARRYING RAW MILK, RAW
16 COAL, FLAT-ROLLED STEEL COILS, STEEL SLABS, HOT INGOTS, A HOT
17 BOX, PULPWOOD AND WOOD CHIPS OR RAW WATER WHICH EXCEED THE
18 MAXIMUM WEIGHT SPECIFIED IN SUBCHAPTER C (RELATING TO MAXIMUM
19 WEIGHTS OF VEHICLES) WHILE THEY ARE IN THE COURSE OF MANUFACTURE
20 AND UNDER CONTRACT WITH OR UNDER THE DIRECT CONTROL OF THE
21 MANUFACTURER, SUBJECT TO THE FOLLOWING PROVISIONS:

22 (1) EXCEPT FOR ARTICLES AND VEHICLES NOT EXCEEDING 102
23 INCHES IN WIDTH, NO PERMIT SHALL BE ISSUED UNDER THIS SECTION
24 FOR MOVEMENT OF ARTICLES OR VEHICLES WHILE THEY ARE IN
25 TRANSIT FROM THE MANUFACTURER TO A PURCHASER OR DEALER OR FOR
26 THE MOVEMENT OF ARTICLES OR VEHICLES UPON A FREEWAY.

27 (2) OVERWIDTH ARTICLES AND VEHICLES:

28 (I) ARTICLES AND VEHICLES NOT WIDER THAN 102 INCHES
29 MAY BE MOVED ANY DISTANCE ON A PERMIT.

30 (II) ARTICLES AND VEHICLES WIDER THAN 102 INCHES BUT

1 NOT WIDER THAN 108 INCHES MAY BE MOVED UP TO SEVEN MILES
2 ON A PERMIT 24 HOURS PER DAY, SEVEN DAYS A WEEK.

3 (III) ARTICLES AND VEHICLES WIDER THAN 102 INCHES
4 BUT NOT IN EXCESS OF 12 FEET IN WIDTH MAY BE MOVED UP TO
5 50 MILES ON A PERMIT.

6 (IV) WIDER ARTICLES AND VEHICLES MAY BE MOVED NO
7 FARTHER THAN TEN MILES ON A PERMIT.

8 (3) A COMBINATION OF VEHICLES WHICH IS HAULING FLAT-
9 ROLLED STEEL COILS OR STEEL SLABS MAY BE PERMITTED BY THE
10 DEPARTMENT AND LOCAL AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN
11 THEIR RESPECTIVE JURISDICTION A DISTANCE NOT EXCEEDING 50
12 MILES IF THE GROSS WEIGHT DOES NOT EXCEED 100,000 POUNDS AND
13 THE WEIGHT OF ANY NONSTEERING AXLE DOES NOT EXCEED 21,000
14 POUNDS. NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT
15 UPON AN INTERSTATE HIGHWAY.

16 (3.1) A COMBINATION OF VEHICLES WHICH IS HAULING RAW
17 MILK TO OR FROM A MANUFACTURER MAY BE PERMITTED BY THE
18 DEPARTMENT AND LOCAL AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN
19 THEIR RESPECTIVE JURISDICTION 24 HOURS A DAY, SEVEN DAYS A
20 WEEK, EXCEPT DURING INCLEMENT WEATHER AS DEFINED IN
21 DEPARTMENT REGULATIONS, IF THE GROSS WEIGHT DOES NOT EXCEED
22 95,000 POUNDS AND IF THE WEIGHT OF ANY NONSTEERING AXLE DOES
23 NOT EXCEED 21,000 POUNDS. NO PERMIT MAY BE ISSUED FOR THIS
24 TYPE OF MOVEMENT UPON AN INTERSTATE HIGHWAY.

25 (3.2) A COMBINATION OF VEHICLES WHICH IS HAULING A HOT
26 INGOT OR A HOT BOX MAY BE PERMITTED BY THE DEPARTMENT AND
27 LOCAL AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN THEIR
28 RESPECTIVE JURISDICTION A DISTANCE NOT EXCEEDING 25 MILES IF
29 THE GROSS WEIGHT DOES NOT EXCEED 150,000 POUNDS AND THE
30 WEIGHT OF ANY NONSTEERING AXLE DOES NOT EXCEED 21,000 POUNDS.

1 NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT UPON AN
2 INTERSTATE HIGHWAY.

3 (3.3) A COMBINATION OF VEHICLES WHICH IS HAULING BASIC
4 OXYGEN FURNACE LANCES MAY BE PERMITTED BY THE DEPARTMENT AND
5 LOCAL AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN THEIR
6 RESPECTIVE JURISDICTIONS IF THE OVERALL LENGTH DOES NOT
7 EXCEED 90 FEET. A VEHICLE OPERATING UNDER A PERMIT AUTHORIZED
8 UNDER THIS SECTION MAY BE DRIVEN 24 HOURS A DAY, SEVEN DAYS A
9 WEEK, IF THE VEHICLE OR COMBINATION IS OPERATED AT PREVAILING
10 SPEEDS. MOVEMENT UNDER THIS PARAGRAPH IS NOT AUTHORIZED
11 DURING ANY OF THE FOLLOWING:

12 (I) A HOLIDAY PERIOD SPECIFIED IN DEPARTMENT
13 REGULATIONS OR IN THE PERMIT.

14 (II) INCLEMENT WEATHER, AS DEFINED IN DEPARTMENT
15 REGULATIONS.

16 (3.4) A SELF-PROPELLED CRANE WHICH IS BEING ROAD TESTED
17 MAY BE PERMITTED BY THE DEPARTMENT AND LOCAL AUTHORITIES TO
18 MOVE UPON HIGHWAYS WITHIN THEIR RESPECTIVE JURISDICTIONS A
19 DISTANCE NOT EXCEEDING 15 MILES IF THE GROSS WEIGHT DOES NOT
20 EXCEED 150,000 POUNDS AND THE WEIGHT ON ANY AXLE DOES NOT
21 EXCEED 27,000 POUNDS.

22 (3.5) A COMBINATION OF VEHICLES WHICH IS HAULING RAW
23 COAL FROM A MINE TO A PROCESSING OR PREPARATION FACILITY MAY
24 BE PERMITTED BY THE DEPARTMENT AND LOCAL AUTHORITIES TO MOVE
25 UPON HIGHWAYS WITHIN THEIR RESPECTIVE JURISDICTIONS A
26 DISTANCE NOT EXCEEDING 30 MILES IF THE GROSS WEIGHT DOES NOT
27 EXCEED 95,000 POUNDS AND IF THE WEIGHT OF ANY NONSTEERING
28 AXLE DOES NOT EXCEED 21,000 POUNDS. NO PERMIT MAY BE ISSUED
29 FOR THIS TYPE OF MOVEMENT UPON AN INTERSTATE HIGHWAY.

30 (3.6) A COMBINATION OF VEHICLES WHICH IS HAULING RAW

1 WATER FROM A SPRING TO A BOTTLING FACILITY MAY BE PERMITTED
2 BY THE DEPARTMENT AND LOCAL AUTHORITIES TO MOVE UPON
3 SPECIFIED HIGHWAYS WITHIN THEIR RESPECTIVE JURISDICTIONS
4 SUBJECT TO THE FOLLOWING CONDITIONS:

5 (I) THE VEHICLE MUST BE A SIX AXLE COMBINATION -
6 THREE AXLE TRUCK TRACTOR.

7 (II) GROSS VEHICULAR WEIGHT MUST NOT EXCEED 96,900
8 POUNDS.

9 (III) MAXIMUM WEIGHT ON STEERING AXLES SHALL BE
10 11,000 POUNDS.

11 (IV) MAXIMUM WEIGHT ON THE TRUCK-TRACTOR TANDEM
12 (AXLES TWO AND THREE) SHALL BE 38,000 POUNDS, WITH A
13 MAXIMUM OF 19,500 POUNDS ON EITHER AXLE IN THE GROUP.

14 (V) MAXIMUM WEIGHT ON THE SEMITRAILER TRIDEM (AXLES
15 FOUR, FIVE AND SIX) SHALL BE 47,700 POUNDS, WITH A
16 MAXIMUM OF 16,400 POUNDS ON ANY AXLE IN THE GROUP.

17 (VI) MINIMUM SPACING BETWEEN AXLE ONE AND AXLE TWO
18 SHALL BE 12 FEET 11 INCHES.

19 (VII) THE CENTER-TO-CENTER DISTANCE BETWEEN THE LAST
20 DRIVE AXLE OF THE TRUCK TRACTOR (AXLE THREE) AND THE
21 FIRST AXLE OF SEMITRAILER (AXLE 4) MUST BE A MINIMUM OF
22 26 FEET 7 INCHES.

23 (VIII) MINIMUM SPACING BETWEEN TANDEM AND TRIDEM
24 AXLES SHALL BE 4 FEET 1 INCH.

25 NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT UPON AN
26 INTERSTATE HIGHWAY.

27 (3.7) A COMBINATION OF VEHICLES WHICH IS HAULING
28 PULPWOOD OR WOOD CHIPS FROM A SPECIFIED SOURCE TO A PULP MILL
29 MAY BE PERMITTED BY THE DEPARTMENT AND LOCAL AUTHORITIES TO
30 MOVE UPON SPECIFIED HIGHWAYS WITHIN THEIR RESPECTIVE

1 JURISDICTIONS SUBJECT TO THE FOLLOWING CONDITIONS:

2 (I) THE VEHICLE MUST BE A FIVE AXLE COMBINATION -
3 THREE AXLE TRUCK TRACTOR MEETING THE FOLLOWING
4 CHARACTERISTICS:

5 (A) GROSS VEHICULAR WEIGHT MUST NOT EXCEED
6 95,000 POUNDS.

7 (B) MAXIMUM WEIGHT ON STEERING AXLES SHALL BE
8 11,000 POUNDS.

9 (C) MAXIMUM WEIGHT ON THE TRUCK-TRAILER TANDEM
10 (AXLES TWO AND THREE) SHALL BE 42,000 POUNDS, WITH A
11 MAXIMUM OF 21,000 POUNDS ON EITHER AXLE IN THE GROUP.

12 (D) MAXIMUM WEIGHT ON THE SEMITRAILER TRIDEM
13 (AXLES FOUR AND FIVE) SHALL BE 42,000 POUNDS, WITH A
14 MAXIMUM OF 21,000 POUNDS ON ANY AXLE IN THE GROUP.

15 (E) MINIMUM SPACING BETWEEN AXLE ONE AND AXLE
16 TWO SHALL BE 12 FEET 6 INCHES.

17 (F) THE CENTER-TO-CENTER DISTANCE BETWEEN THE
18 LAST DRIVE AXLE OF THE TRUCK TRACTOR (AXLE THREE) AND
19 THE FIRST AXLE OF THE SEMITRAILER (AXLE FOUR) MUST BE
20 A MINIMUM OF 28 FEET 0 INCH.

21 (G) MINIMUM SPACING BETWEEN TANDEM AND TRIDEM
22 AXLES SHALL BE 4 FEET 0 INCH.

23 (II) THE VEHICLE MUST BE A SIX AXLE COMBINATION -
24 THREE AXLE TRUCK TRACTOR MEETING THE FOLLOWING
25 CHARACTERISTICS:

26 (A) GROSS VEHICULAR WEIGHT MUST NOT EXCEED
27 107,000 POUNDS.

28 (B) MAXIMUM WEIGHT ON STEERING AXLES SHALL BE
29 12,000 POUNDS.

30 (C) MAXIMUM WEIGHT ON THE TRUCK-TRACTOR TANDEM

1 (AXLES TWO AND THREE) SHALL BE 42,000 POUNDS, WITH A
2 MAXIMUM OF 21,000 POUNDS ON EITHER AXLE IN THE GROUP.

3 (D) MAXIMUM WEIGHT ON THE SEMITRAILER TRIDEM
4 (AXLES FOUR, FIVE AND SIX) SHALL BE 53,000 POUNDS,
5 WITH A MAXIMUM OF 17,670 POUNDS ON ANY AXLE IN THE
6 GROUP.

7 (E) MINIMUM SPACING BETWEEN AXLE ONE AND AXLE
8 TWO SHALL BE 12 FEET 6 INCHES.

9 (F) THE CENTER-TO-CENTER DISTANCE BETWEEN THE
10 LAST DRIVE AXLE OF THE TRUCK TRACTOR (AXLE THREE) AND
11 THE FIRST AXLE OF THE SEMITRAILER (AXLE FOUR) MUST BE
12 A MINIMUM OF 45 FEET 0 INCH.

13 (G) MINIMUM SPACING BETWEEN TANDEM AND TRIDEM
14 AXLES SHALL BE 4 FEET 0 INCH.

15 NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT UPON AN
16 INTERSTATE HIGHWAY.

17 (4) A PERMIT MAY BE DENIED OR REVOKED IN ORDER TO
18 PRESERVE THE SAFETY OF HIGHWAY USERS OR TO PROTECT THE
19 STRUCTURAL INTEGRITY OF HIGHWAYS OR BRIDGES OR AS OTHERWISE
20 AUTHORIZED BY DEPARTMENT REGULATIONS.]

21 (A.1) GENERAL RULE.--AN ANNUAL PERMIT MAY BE ISSUED

22 AUTHORIZING MOVEMENT ON SPECIFIED HIGHWAYS OF:

23 (1) BOATS, TRAILERS, MOBILE HOMES, MODULAR HOUSING UNITS
24 AND UNDERCARRIAGES, HELICOPTERS, HOT INGOTS, A HOT BOX, BASIC
25 OXYGEN FURNACE LANCES, RAILWAY EQUIPMENT AND RAILS OR OTHER
26 ARTICLES, VEHICLES OR COMBINATIONS WHICH EXCEED THE MAXIMUM
27 HEIGHT, WIDTH OR LENGTH SPECIFIED IN SUBCHAPTER B (RELATING
28 TO WIDTH, HEIGHT AND LENGTH) WHILE THEY ARE IN THE COURSE OF
29 MANUFACTURE AND UNDER CONTRACT WITH OR UNDER THE DIRECT
30 CONTROL OF THE MANUFACTURER, PROVIDED THAT THEY DO NOT EXCEED

1 THE MAXIMUM WEIGHT SPECIFIED IN SUBCHAPTER C (RELATING TO
2 MAXIMUM WEIGHTS OF VEHICLES) UNLESS THEY ALSO QUALIFY UNDER
3 PARAGRAPH (3);

4 (2) SELF-PROPELLED CRANES WHILE THEY ARE IN THE COURSE
5 OF MANUFACTURE AND UNDER CONTRACT WITH OR UNDER THE DIRECT
6 CONTROL OF THE MANUFACTURER; OR

7 (3) AIRCRAFT REFUELING VEHICLES OR VEHICLES AND
8 COMBINATIONS CARRYING RAW MILK, RAW COAL, FLAT-ROLLED STEEL
9 COILS, STEEL SLABS, HOT INGOTS, A HOT BOX, PULPWOOD AND WOOD
10 CHIPS OR RAW WATER WHICH EXCEED THE MAXIMUM WEIGHT SPECIFIED
11 IN SUBCHAPTER C WHILE THEY ARE IN THE COURSE OF MANUFACTURE
12 AND UNDER CONTRACT WITH OR UNDER THE DIRECT CONTROL OF THE
13 MANUFACTURER, PROVIDED THAT THEY DO NOT EXCEED THE MAXIMUM
14 HEIGHT, WIDTH OR LENGTH SPECIFIED IN SUBCHAPTER B UNLESS THEY
15 ALSO QUALIFY UNDER PARAGRAPH (1), SUBJECT TO THE PROVISIONS
16 IN SUBSECTION (A.2).

17 (A.2) SPECIFICATIONS.--

18 (1) EXCEPT FOR ARTICLES AND VEHICLES NOT EXCEEDING 102
19 INCHES IN WIDTH, NO PERMIT SHALL BE ISSUED UNDER THIS SECTION
20 FOR MOVEMENT OF ARTICLES OR VEHICLES WHILE THEY ARE IN
21 TRANSIT FROM THE MANUFACTURER TO A PURCHASER OR DEALER OR FOR
22 THE MOVEMENT OF ARTICLES OR VEHICLES UPON A FREEWAY.

23 (2) OVERWIDTH ARTICLES AND VEHICLES:

24 (I) ARTICLES AND VEHICLES NOT WIDER THAN 102 INCHES
25 MAY BE MOVED ANY DISTANCE ON A PERMIT.

26 (II) ARTICLES AND VEHICLES WIDER THAN 102 INCHES BUT
27 NOT WIDER THAN 108 INCHES MAY BE MOVED UP TO SEVEN MILES
28 ON A PERMIT 24 HOURS PER DAY, SEVEN DAYS A WEEK.

29 (III) ARTICLES AND VEHICLES WIDER THAN 102 INCHES
30 BUT NOT IN EXCESS OF 12 FEET IN WIDTH MAY BE MOVED UP TO

1 50 MILES ON A PERMIT.

2 (IV) WIDER ARTICLES AND VEHICLES MAY BE MOVED NO
3 FARTHER THAN TEN MILES ON A PERMIT.

4 (3) A COMBINATION OF VEHICLES WHICH IS HAULING FLAT-
5 ROLLED STEEL COILS OR STEEL SLABS MAY BE PERMITTED BY THE
6 DEPARTMENT AND LOCAL AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN
7 THEIR RESPECTIVE JURISDICTIONS A DISTANCE NOT EXCEEDING 50
8 MILES IF THE GROSS WEIGHT DOES NOT EXCEED 100,000 POUNDS AND
9 THE WEIGHT OF ANY NONSTEERING AXLE DOES NOT EXCEED 21,000
10 POUNDS. NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT
11 UPON AN INTERSTATE HIGHWAY.

12 (4) A COMBINATION OF VEHICLES WHICH IS HAULING RAW MILK
13 TO OR FROM A MANUFACTURER MAY BE PERMITTED BY THE DEPARTMENT
14 AND LOCAL AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN THEIR
15 RESPECTIVE JURISDICTIONS 24 HOURS A DAY, SEVEN DAYS A WEEK,
16 EXCEPT DURING INCLEMENT WEATHER AS DEFINED IN DEPARTMENT
17 REGULATIONS, IF THE GROSS WEIGHT DOES NOT EXCEED 95,000
18 POUNDS AND IF THE WEIGHT OF ANY NONSTEERING AXLE DOES NOT
19 EXCEED 21,000 POUNDS. NO PERMIT MAY BE ISSUED FOR THIS TYPE
20 OF MOVEMENT UPON AN INTERSTATE HIGHWAY.

21 (5) A COMBINATION OF VEHICLES WHICH IS HAULING A HOT
22 INGOT OR A HOT BOX MAY BE PERMITTED BY THE DEPARTMENT AND
23 LOCAL AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN THEIR
24 RESPECTIVE JURISDICTIONS A DISTANCE NOT EXCEEDING 25 MILES IF
25 THE GROSS WEIGHT DOES NOT EXCEED 150,000 POUNDS AND THE
26 WEIGHT OF ANY NONSTEERING AXLE DOES NOT EXCEED 21,000 POUNDS.
27 NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT UPON AN
28 INTERSTATE HIGHWAY.

29 (6) A COMBINATION OF VEHICLES WHICH IS HAULING BASIC
30 OXYGEN FURNACE LANCES MAY BE PERMITTED BY THE DEPARTMENT AND

1 LOCAL AUTHORITIES TO MOVE UPON HIGHWAYS WITHIN THEIR
2 RESPECTIVE JURISDICTIONS IF THE OVERALL LENGTH DOES NOT
3 EXCEED 90 FEET. A VEHICLE OPERATING UNDER A PERMIT AUTHORIZED
4 UNDER THIS SECTION MAY BE DRIVEN 24 HOURS A DAY, SEVEN DAYS A
5 WEEK, IF THE VEHICLE OR COMBINATION IS OPERATED AT PREVAILING
6 SPEEDS. MOVEMENT UNDER THIS PARAGRAPH IS NOT AUTHORIZED
7 DURING ANY OF THE FOLLOWING:

8 (I) A HOLIDAY PERIOD SPECIFIED IN DEPARTMENT
9 REGULATIONS OR IN THE PERMIT.

10 (II) INCLEMENT WEATHER, AS DEFINED IN DEPARTMENT
11 REGULATIONS.

12 (7) A SELF-PROPELLED CRANE WHICH IS BEING ROAD TESTED
13 MAY BE PERMITTED BY THE DEPARTMENT AND LOCAL AUTHORITIES TO
14 MOVE UPON HIGHWAYS WITHIN THEIR RESPECTIVE JURISDICTIONS A
15 DISTANCE NOT EXCEEDING 15 MILES IF THE GROSS WEIGHT DOES NOT
16 EXCEED 150,000 POUNDS AND THE WEIGHT ON ANY AXLE DOES NOT
17 EXCEED 27,000 POUNDS.

18 (8) A COMBINATION OF VEHICLES WHICH IS HAULING RAW COAL
19 FROM A MINE TO A PROCESSING OR PREPARATION FACILITY MAY BE
20 PERMITTED BY THE DEPARTMENT AND LOCAL AUTHORITIES TO MOVE
21 UPON HIGHWAYS WITHIN THEIR RESPECTIVE JURISDICTIONS A
22 DISTANCE NOT EXCEEDING 30 MILES IF THE GROSS WEIGHT DOES NOT
23 EXCEED 95,000 POUNDS AND IF THE WEIGHT OF ANY NONSTEERING
24 AXLE DOES NOT EXCEED 21,000 POUNDS. NO PERMIT MAY BE ISSUED
25 FOR THIS TYPE OF MOVEMENT UPON AN INTERSTATE HIGHWAY.

26 (9) A COMBINATION OF VEHICLES WHICH IS HAULING RAW WATER
27 FROM A SPRING TO A BOTTLING FACILITY MAY BE PERMITTED BY THE
28 DEPARTMENT AND LOCAL AUTHORITIES TO MOVE UPON SPECIFIED
29 HIGHWAYS WITHIN THEIR RESPECTIVE JURISDICTIONS SUBJECT TO THE
30 FOLLOWING CONDITIONS:

1 (I) THE VEHICLE MUST BE A SIX AXLE COMBINATION -
2 THREE AXLE TRUCK TRACTOR.

3 (II) GROSS VEHICULAR WEIGHT MUST NOT EXCEED 96,900
4 POUNDS.

5 (III) MAXIMUM WEIGHT ON STEERING AXLES SHALL BE
6 11,000 POUNDS.

7 (IV) MAXIMUM WEIGHT ON THE TRUCK-TRACTOR TANDEM
8 (AXLES TWO AND THREE) SHALL BE 38,000 POUNDS, WITH A
9 MAXIMUM OF 19,500 POUNDS ON EITHER AXLE IN THE GROUP.

10 (V) MAXIMUM WEIGHT ON THE SEMITRAILER TRIDEM (AXLES
11 FOUR, FIVE AND SIX) SHALL BE 47,700 POUNDS, WITH A
12 MAXIMUM OF 16,400 POUNDS ON ANY AXLE IN THE GROUP.

13 (VI) MINIMUM SPACING BETWEEN AXLE ONE AND AXLE TWO
14 SHALL BE 12 FEET 11 INCHES.

15 (VII) THE CENTER-TO-CENTER DISTANCE BETWEEN THE LAST
16 DRIVE AXLE OF THE TRUCK TRACTOR (AXLE THREE) AND THE
17 FIRST AXLE OF SEMITRAILER (AXLE FOUR) MUST BE A MINIMUM
18 OF 26 FEET 7 INCHES.

19 (VIII) MINIMUM SPACING BETWEEN TANDEM AND TRIDEM
20 AXLES SHALL BE 4 FEET 1 INCH.

21 NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT UPON AN
22 INTERSTATE HIGHWAY.

23 (10) A COMBINATION OF VEHICLES WHICH IS HAULING PULPWOOD
24 OR WOOD CHIPS FROM A SPECIFIED SOURCE TO A PULP MILL MAY BE
25 PERMITTED BY THE DEPARTMENT AND LOCAL AUTHORITIES TO MOVE
26 UPON SPECIFIED HIGHWAYS WITHIN THEIR RESPECTIVE JURISDICTIONS
27 SUBJECT TO THE FOLLOWING CONDITIONS:

28 (I) THE VEHICLE MUST BE A FIVE AXLE COMBINATION -
29 THREE AXLE TRUCK TRACTOR MEETING THE FOLLOWING
30 CHARACTERISTICS:

1 (A) GROSS VEHICULAR WEIGHT MUST NOT EXCEED
2 95,000 POUNDS.

3 (B) MAXIMUM WEIGHT ON STEERING AXLES SHALL BE
4 11,000 POUNDS.

5 (C) MAXIMUM WEIGHT ON THE TRUCK-TRAILER TANDEM
6 (AXLES TWO AND THREE) SHALL BE 42,000 POUNDS, WITH A
7 MAXIMUM OF 21,000 POUNDS ON EITHER AXLE IN THE GROUP.

8 (D) MAXIMUM WEIGHT ON THE SEMITRAILER TRIDEM
9 (AXLES FOUR AND FIVE) SHALL BE 42,000 POUNDS, WITH A
10 MAXIMUM OF 21,000 POUNDS ON ANY AXLE IN THE GROUP.

11 (E) MINIMUM SPACING BETWEEN AXLE ONE AND AXLE
12 TWO SHALL BE 12 FEET 6 INCHES.

13 (F) THE CENTER-TO-CENTER DISTANCE BETWEEN THE
14 LAST DRIVE AXLE OF THE TRUCK TRACTOR (AXLE THREE) AND
15 THE FIRST AXLE OF THE SEMITRAILER (AXLE FOUR) MUST BE
16 A MINIMUM OF 28 FEET 0 INCH.

17 (G) MINIMUM SPACING BETWEEN TANDEM AND TRIDEM
18 AXLES SHALL BE 4 FEET 0 INCH.

19 (II) THE VEHICLE MUST BE A SIX AXLE COMBINATION -
20 THREE AXLE TRUCK TRACTOR MEETING THE FOLLOWING
21 CHARACTERISTICS:

22 (A) GROSS VEHICULAR WEIGHT MUST NOT EXCEED
23 107,000 POUNDS.

24 (B) MAXIMUM WEIGHT ON STEERING AXLES SHALL BE
25 12,000 POUNDS.

26 (C) MAXIMUM WEIGHT ON THE TRUCK-TRACTOR TANDEM
27 (AXLES TWO AND THREE) SHALL BE 42,000 POUNDS, WITH A
28 MAXIMUM OF 21,000 POUNDS ON EITHER AXLE IN THE GROUP.

29 (D) MAXIMUM WEIGHT ON THE SEMITRAILER TRIDEM
30 (AXLES FOUR, FIVE AND SIX) SHALL BE 53,000 POUNDS,

1 WITH A MAXIMUM OF 17,670 POUNDS ON ANY AXLE IN THE
2 GROUP.

3 (E) MINIMUM SPACING BETWEEN AXLE ONE AND AXLE
4 TWO SHALL BE 12 FEET 6 INCHES.

5 (F) THE CENTER-TO-CENTER DISTANCE BETWEEN THE
6 LAST DRIVE AXLE OF THE TRUCK TRACTOR (AXLE THREE) AND
7 THE FIRST AXLE OF THE SEMITRAILER (AXLE FOUR) MUST BE
8 A MINIMUM OF 45 FEET 0 INCH.

9 (G) MINIMUM SPACING BETWEEN TANDEM AND TRIDEM
10 AXLES SHALL BE 4 FEET 0 INCH.

11 NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT UPON AN
12 INTERSTATE HIGHWAY.

13 (11) AN AIRCRAFT REFUELING VEHICLE MANUFACTURED FOR THE
14 UNITED STATES DEPARTMENT OF DEFENSE WHICH IS BEING ROAD
15 TESTED AND CARRYING A LOAD REQUIRED UNDER CONTRACT WITH THE
16 DEPARTMENT OF DEFENSE AS PART OF THE ROAD TEST PROCEDURE MAY
17 BE PERMITTED BY THE DEPARTMENT AND LOCAL AUTHORITIES TO MOVE
18 UPON HIGHWAYS WITHIN THEIR RESPECTIVE JURISDICTIONS A
19 DISTANCE NOT EXCEEDING 35 MILES IF, FOR A THREE AXLE VEHICLE,
20 THE GROSS WEIGHT DOES NOT EXCEED 70,000 POUNDS AND THE WEIGHT
21 ON ANY AXLE DOES NOT EXCEED 26,000 POUNDS. NO PERMIT MAY BE
22 ISSUED FOR THIS TYPE OF MOVEMENT UPON AN INTERSTATE HIGHWAY.

23 (12) A PERMIT MAY BE DENIED OR REVOKED IN ORDER TO
24 PRESERVE THE SAFETY OF HIGHWAY USERS OR TO PROTECT THE
25 STRUCTURAL INTEGRITY OF HIGHWAYS OR BRIDGES OR AS OTHERWISE
26 AUTHORIZED BY DEPARTMENT REGULATIONS.

27 * * *

28 SECTION 4.3. SECTION 4979.1 OF TITLE 75 IS AMENDED TO READ:

29 § 4979.1. PERMIT FOR MOVEMENT OF BULK REFINED OIL.

30 AN ANNUAL PERMIT MAY BE ISSUED AUTHORIZING THE MOVEMENT ON

1 SPECIFIED HIGHWAYS OF REFINED OIL IN BULK BETWEEN A REFINERY AND
2 A DISTRIBUTION FACILITY WHICH EXCEEDS THE MAXIMUM VEHICLE GROSS
3 WEIGHT SPECIFIED IN SUBCHAPTER C (RELATING TO MAXIMUM WEIGHTS OF
4 VEHICLES). PERMITS ISSUED UNDER THIS SECTION SHALL NOT EXCEED A
5 DISTANCE OF [50] 125 MILES. THE WEIGHT OF ANY VEHICLE PERMITTED
6 UNDER THIS SECTION MAY NOT EXCEED 107,000 POUNDS OVERALL GROSS
7 WEIGHT AND SHALL HAVE THE FOLLOWING MAXIMUM AXLE WEIGHT LIMITS
8 FOR ALL NONSTEERING AXLES:

9	SINGLE AXLE	21,000 POUNDS
10	TANDEM AXLES	42,000 POUNDS
11	TRIDEM AXLES	53,000 POUNDS
12	QUAD AXLES	63,000 POUNDS

13 NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT UPON AN
14 INTERSTATE HIGHWAY.

15 SECTION 4.4. TITLE 75 IS AMENDED BY ADDING SECTIONS TO READ:
16 § 4979.5. PERMIT FOR MOVEMENT OF NONHAZARDOUS LIQUID GLUE.

17 AN ANNUAL PERMIT MAY BE ISSUED AUTHORIZING THE MOVEMENT ON
18 SPECIFIED HIGHWAYS OF NONHAZARDOUS LIQUID GLUE IN BULK BETWEEN A
19 CHEMICAL PLANT AND A PARTICLEBOARD OR FIBERBOARD MANUFACTURING
20 FACILITY WHICH EXCEEDS THE MAXIMUM VEHICLE GROSS WEIGHT
21 SPECIFIED IN SUBCHAPTER C (RELATING TO MAXIMUM WEIGHTS OF
22 VEHICLES). PERMITS ISSUED UNDER THIS SECTION SHALL NOT EXCEED A
23 DISTANCE OF 75 MILES. THE WEIGHT OF ANY VEHICLE PERMITTED UNDER
24 THIS SECTION MAY NOT EXCEED 105,000 POUNDS OVERALL GROSS WEIGHT
25 AND SHALL HAVE THE FOLLOWING MAXIMUM AXLE WEIGHT LIMITS FOR ALL
26 NONSTEERING AXLES:

27	<u>SINGLE AXLE</u>	<u>21,000 POUNDS</u>
28	<u>TANDEM AXLES</u>	<u>42,000 POUNDS</u>
29	<u>TRIDEM AXLES</u>	<u>53,000 POUNDS</u>
30	<u>QUAD AXLES</u>	<u>63,000 POUNDS</u>

1 NO PERMIT MAY BE ISSUED FOR THIS TYPE OF MOVEMENT UPON AN
2 INTERSTATE HIGHWAY.

3 § 4979.6. PERMIT FOR MOVEMENT OF WASTE TIRES.

4 AN ANNUAL PERMIT MAY BE ISSUED FOR THE MOVEMENT ON SPECIFIED
5 HIGHWAYS OF WASTE TIRES AND TIRE DERIVED-FUEL, CHIPPED TIRES,
6 FROM A REFUSE PILE TO A PREPARATION OR POWER PRODUCTION FACILITY
7 WHICH EXCEEDS THE MAXIMUM VEHICLE GROSS WEIGHT SPECIFIED IN
8 SUBCHAPTER C (RELATING TO MAXIMUM WEIGHTS OF VEHICLES). THE
9 WEIGHT OF ANY VEHICLE PERMITTED UNDER THIS SECTION MAY NOT
10 EXCEED 95,000 POUNDS OVERALL GROSS WEIGHT, AND THE WEIGHT ON ANY
11 NONSTEERING AXLE MAY NOT EXCEED 21,000 POUNDS. NO PERMIT MAY BE
12 ISSUED FOR THIS TYPE OF MOVEMENT UPON AN INTERSTATE HIGHWAY.

13 SECTION 4.5. SECTION 6103(C) OF TITLE 75 IS AMENDED TO READ:
14 § 6103. PROMULGATION OF RULES AND REGULATIONS BY DEPARTMENT.

15 * * *

16 (C) ADOPTION OF FEDERAL STATUTE, REGULATION, STANDARD OR
17 CRITERIA.--THE DEPARTMENT SHALL BE AUTHORIZED TO ADOPT BY
18 REFERENCE ANY FEDERAL STATUTE, REGULATION, STANDARD OR CRITERIA
19 OR PROVISION THEREOF RELATING TO VEHICLES OR DRIVERS, INCLUDING,
20 BUT NOT LIMITED TO, MINIMUM DRIVER QUALIFICATIONS, MAXIMUM HOURS
21 OF SERVICE, LOADING, UNLOADING, HAZARDOUS MATERIALS, OPERATION,
22 EQUIPMENT, RECORDS AND INSPECTION.

23 (1) THE DEPARTMENT SHALL BE AUTHORIZED TO EXTEND THE
24 COVERAGE OF ANY FEDERAL STATUTE, REGULATION, STANDARD OR
25 CRITERIA ADOPTED UNDER THIS SUBSECTION TO VEHICLES AND
26 DRIVERS OPERATING ONLY IN INTRASTATE COMMERCE, EXCEPT AS
27 FOLLOWS:

28 (II) NO FEDERAL STATUTE, REGULATION, STANDARD OR
29 CRITERIA PERTAINING TO DRIVERS, INCLUDING, BUT NOT
30 LIMITED TO, MINIMUM DRIVER QUALIFICATIONS, MAXIMUM HOURS

1 OF SERVICE OR DRIVER RECORDS, SHALL BE EXTENDED TO COVER
2 FARM TRUCKS, EXCEPT FARM TRUCKS CARRYING HAZARDOUS
3 MATERIALS IN AN AMOUNT AND TYPE WHICH REQUIRE THE VEHICLE
4 TO BE PLACARDED UNDER CHAPTER 83 (RELATING TO HAZARDOUS
5 MATERIALS TRANSPORTATION).

6 (2) THE REGULATIONS PROMULGATED BY THE DEPARTMENT UNDER
7 PARAGRAPH (1) MAY BE MODIFIED, BUT SHALL, TO THE MAXIMUM
8 EXTENT POSSIBLE, BE CONSISTENT WITH SAFETY AND CORRESPOND TO
9 FEDERAL REGULATIONS, STANDARDS OR CRITERIA.

10 (3) THE DEPARTMENT SHALL PROMULGATE REGULATIONS ADOPTING
11 BY REFERENCE ALL EXEMPTIONS PERMITTED FOR FARM VEHICLES,
12 TRACTORS AND OTHER IMPLEMENTS OF HUSBANDRY, AND FOR DRIVERS
13 OF FARM VEHICLES, TRACTORS AND OTHER IMPLEMENTS OF HUSBANDRY
14 UNDER ANY FEDERAL STATUTE, REGULATION, STANDARD OR CRITERIA
15 OR PROVISION THEREOF.

16 * * *

17 SECTION 4.6. THE PROVISIONS OF 67 PA. CODE CH. 231 ARE
18 ABROGATED WITH RESPECT TO VEHICLES FOR WHICH DRIVERS FOR WHOM
19 THE DEPARTMENT IS REQUIRED TO EXEMPT UNDER 75 PA.C.S. § 6103(C)
20 (3).

21 Section 5. This act shall take effect as follows:

22 (1) This section shall take effect immediately.

23 (2) The addition of 75 Pa.C.S. § 1794.1 shall take
24 effect in 30 days.

25 (3) THE AMENDMENT OF 75 PA.C.S. § 6103(C) SHALL TAKE
26 EFFECT IMMEDIATELY. ←

27 ~~(3)~~ (4) The remainder of this act shall take effect in
28 60 days. ←