

RULES

OF

TENNESSEE DEPARTMENT OF TRANSPORTATION

Central Services Division

CHAPTER 1680-07-01

OVERWEIGHT AND OVERDIMENSIONAL

MOVEMENTS ON TENNESSEE HIGHWAYS

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1680-07-01-.01 Purpose and Application of this Chapter.

(1) Purpose.

The purpose of this chapter is to prescribe rules in the interest of public safety and preservation of highways, for the issuance of special permits for the transportation of such overweight or overdimensional articles or commodities as cannot be reasonably dismantled or conveniently transported otherwise, and for the operation of such overweight or overdimensional vehicles, motor trucks, semi-trailers and trailers, whose gross weight, including load, or whose height, width, or length, may exceed statutory limits, or which in other respects fail to comply with requirements of T.C.A. §§55-7-201–203, as may be reasonably necessary for the transportation of such overweight or overdimensional articles or commodities as cannot be reasonably dismantled or conveniently transported otherwise.

(2) Application.

These rules apply to, and a special permit issued by the Tennessee Department of Transportation (hereinafter also referred to as “TDOT” or “Department”) shall be required for, the operation of any motor vehicle on the state highway system, including the interstate highway system, whenever the motor vehicle, including the load, exceeds any of the following size and weight limits established by law:

(a) General Size and Weight Limitations Established in T.C.A. §§55-7-201 – 203:

1. Gross weight: 80,000 pounds, except that freight motor vehicles operating on the interstate highway system shall not exceed the lesser of 80,000 pounds or the weight produced by application of the formula set forth in T.C.A. §55-7-203(b)(3).
2. Single axle: 20,000 pounds, except as provided above.
3. Tandem axle: 34,000 pounds, except as provided above.
4. Width: 8 feet 6 inches.
5. Height: 13 feet 6 inches.
6. Length:
 - (i) Straight truck: 45 feet.
 - (ii) Straight truck with trailer attached: 65 feet.
 - (iii) Truck tractor and semi-trailer or trailer combination:

The towed vehicle shall not exceed 50 feet in length from the point of attachment to the tractor; provided, however, if the towed vehicle exceeds 48 feet in length from the point of attachment to the tractor, the distance between the kingpin and the rearmost axle or a point midway between the two rear axles, if the two rear axles are a tandem axle, shall not exceed 41 feet; and

(l) Except, if transporting

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| | livestock or automobiles
and/or motor vehicles: | 52 feet in length from the
point of attachment to the tractor; |
| or | | |
| | (II) If transporting poles, logs, or
timber in single length pieces: | 75 feet total length. |
| | (iv) Truck tractor and twin trailer
combination: | 28 feet 6 inches either towed
vehicle. |

- (b) Exceptions under State Law: Exceptions to the general size and weight limitations described in subparagraph (a) are authorized in T.C.A. §55-7-115 and T.C.A. §§55-7-201 – 205, including without limitation exceptions for vehicles used exclusively to transport cotton seed modules (see Rule 1680-07-01-.08) and an exception to length limitations for any vehicle disabled on a highway and being towed to a repair or terminal facility within one hundred (100) miles (see Rule 1680-07-01-.19). Movements made in compliance with these exceptions are not subject to the special permit requirements established in this chapter.
- (c) Exceptions under Federal Law: Additional exceptions to the general size and weight limitations described in subparagraph (a) above are required under federal law, including 23 U.S.C. §127 and 49 U.S.C. §31111, and including without limitation exceptions from weight limits on the interstate highway system for heavy duty tow and recovery vehicles and emergency fire suppression vehicles, as incorporated into T.C.A. §55-7-203. Movements made in compliance with these exceptions are not subject to the special permit requirements established in this chapter.

Authority: T.C.A. §55-7-115, §§55-7-201 – 203, and §55-7-205; 23 U.S.C. §127 and 49 U.S.C. §31111.

1680-07-01-.02 Application Process for Special Permits

- (1) Applications for special permits may be made in person, or by letter, email, or telephone, to the Tennessee Department of Transportation, Overweight and Overdimensional Permit Office (hereinafter "TDOT Permit Office"), Suite 800, James K. Polk State Office Building, 505 Deaderick Street, Nashville, TN 37243; email address: tdot.permitoffice@tn.gov; telephone number: (615) 741-3821; or, subject to the terms and conditions of a contract between TDOT and the applicant or an authorized vendor, through TDOT's online overweight/overdimensional permitting system.
- (2) The applicant must provide the following information:
 - (a) Name of applicant;
 - (b) Address of applicant;
 - (c) Description of article and/or commodity to be moved;
 - (d) Method of moving (truck and trailer, towing by truck, under own power, etc.);
 - (e) Motor vehicle registration number of vehicle to be permitted;
 - (f) Overall dimensions and/or gross weight of load;
 - (g) Number and spacing of axles, including steering (if overweight);

- (h) Address of the place of origin and/or place of destination of movement within Tennessee;
 - (i) Proposed highway routes over which movement will be made;
 - (j) Proposed effective date of permit; and
 - (k) Address to which permit is to be transmitted and method of transmittal.
- (3) The application for a special permit shall be submitted in advance of the requested starting date of the permit in accordance with the following schedule:
- (a) Applications for overdimensional permits shall be submitted at least three (3) business days before the starting date of the permit; provided, however, that applications for loads defined as extra-overdimensional under Rule 1680-07-01-.12 shall be submitted at least ten (10) business days before the starting date of the permit.
 - (b) Applications for overweight permits shall be submitted at least the following minimum number of days before the starting date of the permit:
 - 1. For gross vehicle weights of less than 165,000 pounds, at least three (3) business days;
 - 2. For gross vehicle weights equal to or greater than 165,000 pounds but less than 250,000 pounds, at least five (5) business days;
 - 3. For gross vehicle weights equal to or greater than 250,000 pounds but less than 500,000 pounds, at least fifteen (15) business days; and
 - 4. For gross vehicle weights equal to or greater than 500,000 pounds, at least thirty (30) business days.
 - (c) The TDOT Permits Office may waive these application deadlines for good cause; and provided further, the TDOT Permits Office reserves the right, upon giving notice to the applicant, to take additional time as needed to review an application for a special permit.
- (4) Failure to provide the required information may result in denial of the special permit request or a delay in issuance of the special permit.

Authority: T.C.A. §55-7-205.

1680-07-01-.03 General Conditions for Issuing Special Permits.

- (1) Subject to the rules established in this chapter, the TDOT Permit Office may issue special permits authorizing the movement of motor vehicles and loads that exceed the size or weight limits generally allowed by law, as set forth in Rule 1680-07-01-.01(2) above. In general, special permits may be issued only for non-divisible loads or vehicles.
- (2) As used in this chapter, a "non-divisible load or vehicle" means any load or vehicle which, if separated into smaller loads or vehicles, would:
 - (a) Compromise the intended use of the vehicle, i.e., make it unable to perform the function for which it was intended;
 - (b) Destroy the value of the load or vehicle, i.e., make it unusable for its intended purpose; or
 - (c) Require more than eight (8) workhours to dismantle using appropriate equipment, which the applicant for the special permit has the burden of proving; and

- (d) Apart from the criteria set forth in subparagraphs (a) through (c), the term “non-divisible load or vehicle” includes military vehicles transporting marked military equipment or materiel, and emergency response vehicles, including those loaded with salt, sand, chemicals or a combination thereof, with or without a plow or blade attached in front, and being used for the purpose of spreading the material on the highways that are or may become slick or icy.
- (e) In accordance with 23 U.S.C. §127 and T.C.A. §55-7-205(e)(2), a vehicle carrying fluid milk products shall be considered a non-divisible load.
- (3) In accordance with 23 U.S.C. §127, special permits may be issued to overweight vehicles with loads that can be easily dismantled or divided if the vehicles are delivering relief supplies during an emergency or major disaster declared by the President of the United States under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (“Stafford Act”) (42 U.S.C. §5121, et seq.) and the movement is authorized by the Governor of Tennessee as provided in paragraph (4) below.
- (4) In accordance with T.C.A. §58-2-107, but subject to any limitations established in Federal law, special permits may be issued in accordance with an Executive Order or Proclamation issued by the Governor of Tennessee during a state of emergency declared by the Governor under the authority granted in T.C.A. § 58-2-101, et seq.
- (5) Special permits for a single trip are issued to allow one movement between two specific points. Annual permits do not limit the number or route of movements; provided, however, that no vehicle or load authorized to move under an annual permit shall violate any size or clearance restrictions, or any gross vehicle weight or axle weight limits, posted on any highway, bridge, overpass, or underpass.
- (6) A single trip permit or annual permit shall be issued to a specific motor vehicle; provided, however, that if the movement of a single load requires, or may require, more than one motor vehicle to move the load, a single trip permit may be issued for the entire load, including the primary motor vehicle and any additional motor vehicle(s), as identified in the permit application, that may be used to move the load.
- (7) For good cause shown, the TDOT Permit Office may approve the transfer of a single trip permit or annual permit to a different motor vehicle. The permittee requesting a transfer shall submit an application to the TDOT Permit Office, including documentation of the reason for the request. Good cause for a transfer may include the mechanical failure or sale of the permitted motor vehicle or any similar cause. Ordinarily, a permit transfer will not be allowed more than one time within the duration of the permit.
- (8) Each category of size (height, width, or length) or weight in which the vehicle and load exceeds the size and weight limits established by law and set forth in Rule 1680-07-01-.01 shall be included in the permit and shall be subject to the applicable fee for each category.
- (9) The permit shall be issued in the name of the motor carrier used to transport the load.
- (10) The permittee is responsible for the accuracy of all information contained within the permit.
- (11) The permit may be rendered invalid, and the permit holder may be subject to citation for violation of the law, if the permit is found to contain false information.
- (12) After issuance, a permit may be amended one time only within one (1) business day after it has been issued, but not after the starting date of the permit, to correct information regarding load dimensions, weight, axle spacing or axle weight, trip origin or destination, or routing of movement. There will be no additional permit fee for an amendment; provided, however, that if any change in the permit requires an additional analysis of bridges or other structures, the applicable bridge/structure evaluation fee shall be charged in accordance with Rule 1680-07-01-.24(4).

- (13) An original permit, or an authentic copy of the permit with a scannable bar code, shall be in the possession of the driver of the permitted vehicle at all times during the authorized move. An electronic permit is acceptable so long as the bar code is scannable. The permit shall be presented to TDOT, the Tennessee Department of Safety and Homeland Security, or other law enforcement whenever requested.
- (14) Permits may be subject to route restrictions based on conditions of the roadway or bridges and the weight or dimensions of the load. Restricted routes of travel shall be strictly followed.
- (15) Permits may be subject to restrictions on time of movement during inclement weather or weather-related emergencies when conditions prevail that could make movement unsafe.
- (16) No permit fees will be refunded after issuance of the permit, and no refunds or credits will be granted for unused or expired permits.
- (17) Every special permit will be issued on the condition that the permittee accepts and uses it at the permittee's own risk, even though all instructions, directions, and requirements of the Department have been followed.
- (18) All permit holders requiring travel off of the state highway system are responsible for coordination with the local government having jurisdiction of such other roads.

Authority: T.C.A. §55-7-205, 23 U.S.C. §127, and 23 C.F.R. Part 658.

1680-07-01-.04 Time and Date Restrictions.

Unless otherwise specifically provided in these rules, a special permit issued for the movement of an overweight or overdimensional motor vehicle and load shall allow for continuous movement twenty-four (24) hours per day, and seven (7) days per week, except as follows:

- (1) The permit shall not allow movement of vehicles exceeding twelve feet six inches (12'6") in width, fifteen feet (15') in height, or ninety feet (90') in length on the interstate highway system between the hours of 7:00 a.m. to 9:00 a.m. and between the hours of 4:00 p.m. and 6:00 p.m. from Monday through Friday in counties having a population exceeding 250,000 according to the 2010 federal census or any subsequent federal census.
- (2) The permit may be subject to restrictions on movements during periods of heavy traffic volume associated with certain holidays, as follows:
 - (a) Easter: After 6:00 p.m. on the Thursday preceding Good Friday through and including Easter Sunday;
 - (b) Memorial Day: After 12:00 p.m. (noon) on the preceding Friday through Memorial Day;
 - (c) Independence Day: July 3 and July 4; provided, that if July 4 is a Friday, Saturday, Monday, or Tuesday, the weekend day or days immediately following or preceding July 4, as applicable, may also be restricted;
 - (d) Labor Day: After 12:00 p.m. (noon) on the preceding Friday through Labor Day;
 - (e) Thanksgiving: After 12:00 p.m. (noon) on the Wednesday before Thanksgiving through Sunday following Thanksgiving; and
 - (f) Christmas/New Year's Day: December 24 through January 1; provided, that if December 24 is a Sunday or Monday, the weekend day or days immediately preceding December 24 may also be restricted; provided further, that if January 1 is a Friday or Saturday, the weekend day or days immediately following January 1 may also be restricted.

- (3) The permit may be subject to route restrictions based on conditions of the roadway or bridges and the weight or dimensions of the load.
- (4) The permit may be subject to restrictions on time of movement during inclement weather or weather-related emergencies when conditions prevail that could make movement unsafe.
- (5) For super heavy or extra-overdimensional loads exceeding one hundred sixty-five thousand pounds (165,000 lbs.), sixteen feet (16') in width, or fifteen feet six inches (15'6") in height, the time of movement may be restricted based on conditions of the road, traffic volumes, or other conditions affecting public safety and convenience as the Department may determine.
- (6) The time and date restrictions described in this Rule above do not apply to towing vehicles engaged in emergency towing movements in accordance with Rule 1680-07-01-.19. Separate time and date restrictions apply when special permits are issued for the following categories of overweight or overdimensional movements:
 - (a) Mobile homes as defined in T.C.A. §55-4-402 (see Rule 1680-07-01-.15);
 - (b) Site-built houses (see Rule 1680-07-01-.14); and
 - (c) Houseboats (see Rule 1680-07-01-.16).

Authority: T.C.A. §55-7-205.

1680-07-01-.05 Duration of Special Permits.

- (1) Special permits for single trip movements of overweight or overdimensional loads shall be valid for a period of-ten (10) calendar days, except as otherwise specifically provided in these rules. There shall be no time extensions for a single trip permit.
- (2) Annual special permits may be obtained as set forth in T.C.A. §§55-7-205(b) and (h), and as further provided in Rule 1680-07-01-.24.

Authority: T.C.A. §55-7-205.

1680-07-01-.06 Conditions for Permitting Overwidth Movements.

- (1) Movements over eight feet six inches (8'6") wide but not exceeding ten feet (10') wide: No escorts, special signs, lights and/or markings will be required.
- (2) Movements over ten feet (10') wide but not exceeding twelve feet six inches (12'6") wide:
 - (a) No escort will be required to accompany the movement on the interstate highway system, on highways with four or more lanes, or on two-lane highways with a minimum pavement width (excluding paved shoulders) of twenty-four feet (24').
 - (b) One (1) escort vehicle is required to precede the movement where the minimum pavement width (excluding paved shoulders) is less than twenty-four feet (24').
 - (c) A flagperson will be required at all bridge structures where the roadway width is less than twenty feet (20').
 - (d) The front and rear of the movement shall be signed and marked as hereinafter set out in Rule 1680-07-01-.20.
 - (e) Escort vehicles shall be signed and marked as hereinafter set out in Rule 1680-07-01-.21.

- (f) The time of movement may be restricted in accordance with Rule 1680-07-01-.04.
- (3) Movements over twelve feet six inches (12'6") wide but not exceeding thirteen feet six inches (13'6") wide:
- (a) One (1) escort vehicle is required to follow the movement on the interstate highway system or highways with four or more lanes.
 - (b) One (1) escort vehicle is required to precede the movement on two-lane highways.
 - (c) A flagperson will be required at all bridge structures where the roadway width is less than twenty feet (20').
 - (d) The front and rear of the movement shall be signed and marked as hereinafter set out in Rule 1680-07-01-.20.
 - (e) Escort vehicles shall be signed and marked as hereinafter set out in Rule 1680-07-01-.21.
 - (f) The time of movement may be restricted in accordance with Rule 1680-07-01-.04.
- (4) Movements over thirteen feet six inches (13'6") wide but not exceeding sixteen feet (16') wide:
- (a) Front and rear escort vehicles are required on all highways.
 - (b) The towing vehicle and escort vehicles shall be so equipped as to be in radio communication at all times during the movement.
 - (c) A flagperson will be required at all bridge structures where the roadway width is less than twenty feet (20').
 - (d) The front and rear of the movement shall be signed and marked as hereinafter set out in Rule 1680-07-01-.20.
 - (e) Escort vehicles shall be marked as hereinafter set out in Rule 1680-07-01-.21.
 - (f) The time of movement may be restricted in accordance with Rule 1680-07-01-.04.
- (5) Movements over sixteen feet (16') wide:
- (a) Movements in excess of sixteen feet (16') may be permitted, as provided in Rule 1680-07-01-.12, if the movement is not detrimental or unsafe to the traveling public and the highway can accommodate the movement. A route survey shall be required prior to the issuance of a permit.
 - (b) If movements over sixteen feet (16') wide are permitted, the following conditions shall apply:
 - 1. Front and rear escort vehicles are required on all highways.
 - 2. The towing vehicle and escort vehicles shall be so equipped as to be in radio communication at all times during the movement.
 - 3. A flagperson will be required at all bridge structures where the roadway width is less than twenty feet (20').
 - 4. The front and rear of the movement shall be signed and marked as hereinafter set out in Rule 1680-07-01-.20.
 - 5. Escort vehicles shall be marked as hereinafter set out in Rule 1680-07-01-.21.

6. The time of movement may be restricted in accordance with Rule 1680-07-01-.04.

Authority: T.C.A. §55-7-205.

1680-07-01-.07 Additional Requirement for Equipment with Blades.

- (1) In the interest of safety, equipment such as, but not limited to, bulldozers with blades or other protruding sharp objects of any kind which create a width exceeding ten feet six inches (10'6") but not exceeding thirteen feet six inches (13'6"), will be loaded in such a manner to place the blade or protruding sharp object to the rear of the hauling equipment. All other regulations for overwidth movements established in Rule 1680-07-01-.06 shall apply.
- (2) No permit will be issued for blades or protruding sharp objects creating a width in excess of thirteen feet six inches (13'6").

Authority: T.C.A. §55-7-205.

1680-07-01-.08 Vehicles Used Exclusively to Transport Seed Cotton Modules.

- (1) In accordance with T.C.A. §55-7-115, a single motor vehicle used exclusively to transport seed cotton modules is authorized to operate on the state highway system without obtaining a special permit under this chapter, except as provided in subparagraph (e) below, subject to the following limitations:
 - (a) The width of the vehicle shall not exceed nine feet (9');
 - (b) The length of the vehicle shall not exceed a length of fifty-three feet (53');
 - (c) The overall gross weight of the vehicle shall not exceed 59,400 pounds, and the axle weights shall be limited as follows:
 1. The load on any one (1) axle shall not exceed 20,000 pounds; and
 2. The tandem axle load shall not exceed 38,000 pounds without van-type cover, or 39,400 pounds with van-type cover;
 - (d) No such vehicle is authorized to operate on the interstate highway system if it exceeds the weight limitations established in 23 U.S.C. §127, including the axle weight limitations of 20,000 pounds per single axle and 34,000 pounds per tandem axle; and
 - (e) Except by special permit as authorized in Paragraph (2) below, no such vehicle is authorized to operate on the National Network of highways, including all interstate highways and the additional Federal-aid highways set forth in 23 C.F.R. Part 658, Appendix A, if the maximum width of the vehicle exceeds eight feet six inches (8'6").
- (2) The Department may grant a special permit to allow a single motor vehicle used exclusively to transport seed cotton modules to travel on the National Network, subject to the following:
 - (a) The special permit may authorize the width of the vehicle to exceed eight feet six inches (8'6"), if:
 1. The width of the vehicle does not exceed nine feet (9');
 2. The length of the vehicle does not exceed fifty-three feet (53');

3. The weight of the vehicle does not exceed the weight limitations set forth in §55-7-203(b)(3), including 20,000 pounds per single axle and 34,000 pounds per tandem axle, if operated on the interstate highway system.
- (b) The duration of the special permit shall be for one (1) year at a cost of one hundred dollars (\$100).
- (c) Solely during the harvest season for cotton, the movement of any vehicle operating under a special annual permit shall be unrestricted with respect to day of the week, time or holiday observation, but at other times, the movement of the vehicle may be subject to the time and date restrictions in accordance with Rule 1680-07-01-.04.

Authority: T.C.A. §§ 55-7-115 and 55-7-205; 23 U.S.C. §127; and 23 C.F.R. Part 658.

1680-07-01-.09 Conditions for Permitting Overweight Movements.

- (1) In general, the maximum allowable axle weights by special permit are as follows:
 - (a) Single Axle: 20,000 pounds;
 - (b) Tandem Axle: 40,000 pounds; and
 - (c) In no case shall a single axle in a tandem group exceed 20,000 pounds.
- (2) However, a special permit for the movement of a non-divisible load may be issued for axle weights exceeding the maximum axle weights established in Paragraph (1), subject to the following conditions:
 - (a) The maximum width of the vehicle, including the truck and semi-trailer or trailer combination, shall not exceed ten feet (10'); provided, however, the load may exceed ten feet (10') if properly permitted;
 - (b) No single axle shall carry a load in excess of 23,000 pounds;
 - (c) No tandem axle group shall carry a load in excess of 46,000 pounds; and
 - (e) No axle group of three (3) axles (tridem) shall carry a load in excess of 60,000 pounds.
- (3) Any movements with a gross weight exceeding 165,000 pounds may only be permitted, as provided in Rule 1680-07-01-.12 or Rule 1680-07-01-.19, if the movement is not detrimental or unsafe to the traveling public and the highway can accommodate the movement. In addition, such movements must be approved by the TDOT Structures Division before a special permit may be issued. Some movements with a gross weight of less than 165,000 pounds may also be subject to the prior approval of the TDOT Structures Division based on the axle spacing of the vehicle carrying the load.

Authority: T.C.A. §§ 55-7-203 and 55-7-205.

1680-07-01-.10 Conditions for Permitting Overheight Movements.

- (1) Height in excess of thirteen feet six inches (13'6") but not exceeding fifteen feet six inches (15'6"):
 - (a) A special permit shall be required for all movements where the height of the motor vehicle and load exceeds thirteen feet six inches (13'6").

- (b) Special routing may be required as a condition of the special permit.
 - (c) If the height of the movement is fifteen feet (15') or more the applicant shall provide a survey of the proposed route identifying the vertical clearance at each overpass located along the route. The application for the special permit will not be processed without this route survey.
 - (d) When the permitted vehicle and load exceeds fifteen feet (15') in height, the permittee shall determine all vertical clearances by use of a front escort vehicle having protrusions equal to, at a minimum, the height of the permitted vehicle and load. The escort vehicle shall be capable of immediately communicating with the permitted vehicle at all times and shall do so whenever any actual vertical clearance is less than the height of the permitted vehicle and load. The permitted vehicle shall follow the escort vehicle at such a distance and at such a speed as will permit stopping on receipt of advice that any vertical clearance is less than the height of the permitted vehicle and load.
- (2) Height in excess of fifteen feet six inches (15'6"):
- (a) Movements in excess of fifteen feet six inches (15'6") may be permitted, as provided in Rule 1680-07-01-.12, if the movement is not detrimental or unsafe to the traveling public and the highway can accommodate the move.
 - (b) When such movements are authorized, the following conditions will apply:
 1. Special routing shall be required. The applicant shall provide a survey of the proposed route identifying the vertical clearance at each overpass located along the route. The application for the special permit will not be processed without this route survey.
 2. Front and rear of movement shall be signed and marked as set forth in Rule 1680-07-01-.20.
 3. The escort shall be marked as set forth in Rule 1680-07-01-.21.
 4. The permittee shall determine all vertical clearances by use of a front escort vehicle having protrusions equal to, at a minimum, the height of the permitted vehicle and load. The escort vehicle shall be capable of immediately communicating with the permitted vehicle at all times and shall do so whenever any actual vertical clearance is less than the height of the permitted vehicle and load. The permitted vehicle shall follow the escort vehicle at such a distance and at such a speed as will permit stopping on receipt of advice that any vertical clearance is less than the height of the permitted vehicle and load.

Authority: T.C.A. §55-7-205.

1680-07-01-.11 Conditions for Permitting Overlength Movements.

- (1) Length exceeding the limits established by law and set forth in Rule 1680-07-01-.01, but not exceeding ninety feet (90'):
 - (a) No escort vehicle will be required.
 - (b) For lengths over seventy-five feet (75'), the front and rear movement shall be signed and marked as hereinafter set out in Rule 1680-07-01-.20. The rear sign shall be fitted with either a rotating amber light or a strobe type amber light which is visible from at least 500 feet and has a horizontal placement which shall be visible from all directions, three hundred sixty degrees (360°).

- (2) Length over ninety feet (90'), but not exceeding one hundred twenty feet (120'):
 - (a) One (1) escort vehicle shall immediately follow the movement.
 - (b) Front and rear of movement shall be signed and marked as hereinafter set out in Rule 1680-07-01-.20.
 - (c) The escort vehicle shall be marked as hereinafter set out in Rule 1680-07-01-.21.
- (3) Length in excess of one hundred twenty feet (120'):
 - (a) One (1) escort vehicle shall immediately precede and one (1) escort shall immediately follow the movement.
 - (b) Front and rear of movement shall be signed and marked as hereinafter set out in Rule 1680-07-01-.20.
 - (c) Each escort vehicle shall be marked as hereinafter set out in Rule 1680-07-01-.21.

Authority: T.C.A. §55-7-205.

1680-07-01-.12 Additional Requirements for Super Heavy and/or Extra-Overdimensional Movements.

- (1) Movement of super heavy and/or extra-overdimensional loads may be permitted provided the highway can accommodate the move and the move is not considered to be detrimental or unsafe for the other traveling public. For the purposes of this rule, "super heavy" means that the total gross weight of the vehicle and load exceeds 165,000 pounds, and "extra-overdimensional" means that the width of the vehicle and load exceeds sixteen feet (16') or the height of the vehicle and load exceeds fifteen feet six inches (15'6").
 - (a) Application must be submitted to the TDOT Permits Office and must contain, in addition to the information stated above in Rule 1680-07-01-.02, the following:
 - 1. Complete and detailed proposal of movement, including a route survey;
 - 2. Detailed sketch of vehicle and load;
 - 3. Tire sizes and contact pressures;
 - 4. Distance between axles;
 - 5. Load distribution to axles;
 - 6. Overall length, width and height of movement;
 - 7. Detailed traffic control proposal; and
 - 8. Any other information required.
- (2) Application should be submitted with sufficient advance notice, in accordance with Rule 1680-07-01-.02, paragraph (3), so that the TDOT Structures Division may conduct required engineering examinations.
- (3) Special permits for super heavy and/or extra-overdimensional movements shall be issued or withheld at the sole discretion of the Department based on engineering judgment of the necessity for, importance of, and safety of movement; alternative methods of transportation; and possible damage to roadway and appurtenances.

- (4) The TDOT Permit Office may require, as a condition for issuing a special permit, that the movement of a super heavy and/or extra-overdimensional load shall be accompanied by a law enforcement escort, as follows:
 - (a) In general, the TDOT Permit Office will evaluate the need for a law enforcement escort based on the width and height of the load, the complexity of the load or movement, the speed of the movement, and the conditions of the route to be traveled.
 - (b) This law enforcement escort shall be in addition to any other escort vehicles required under this chapter.
 - (c) The permit shall require the permittee to reimburse TDOT for the actual cost of providing the law enforcement escort.

Authority: T.C.A. §55- 7-205.

1680-07-01-.13 Conditions for Movement of Fixed Load Vehicles.

- (1) For the purposes of this rule, "fixed load vehicle" means any vehicle not designed or used to carry, convey or move any freight, property, article or thing over the highways, except the weight of any equipment, appliance or apparatus constructed as a part of, or permanently attached to, the body of the vehicle itself. "Fixed load vehicle" includes, e.g., well-drilling apparatus, cranes, and portable feed mills, as well as other vehicles meeting the general definition in this subparagraph, but it does not include vehicles designed to deliver ready mixed concrete or tow trucks (see Rule 1680-07-01-.19).
- (2) Special permits may be issued for the operation of fixed load vehicles on the state highway system, including that portion designated as the interstate system, provided that in addition to all other applicable provisions of these rules, the following conditions are met:
 - (a) The weight of the fixed load vehicle must travel on pneumatic or solid tires, as defined in T.C.A. §55-1-110. No tracked vehicle shall be allowed to operate on the highway.
 - (b) Generally, no single load bearing axle, or single axle in a tandem group, shall exceed 24,000 pounds; provided, however, that an axle weight in excess of 24,000 pounds may be permitted if approved by the TDOT Structures Division after conducting a bridge analysis. Any applicant requesting to load more than 24,000 pounds on any single axle, or single axle in a tandem group, shall submit the design schematics of the vehicle to the TDOT Structures Division for review.
 - (c) In any event, no single axle, or single axle in a tandem group, shall exceed 30,000 pounds.
 - (d) The maximum gross weight of the vehicle shall not exceed 150,000 pounds.
 - (e) Routing shall not include any bridge with a posted gross vehicle weight restriction, or axle weight restriction, that is less than the gross vehicle weight, or axle weights, of the permitted vehicle.
 - (f) The permit may require that the vehicle shall not exceed crawl speed when crossing any bridge.
 - (g) The permit may require that no other traffic shall be permitted on the bridge while it is being crossed by the fixed load vehicle.
 - (h) The permit may require that the permittee shall provide necessary flagging.

- (i) Each category of size (height, width, or length) or weight in which the vehicle exceeds the size and weight limits established by law and set forth in Rule 1680-07-01-.01 shall be included in the permit and shall be subject to the applicable fee for each category.
- (j) The permit may require the front and rear of the movement to be signed and marked as set forth in Rule 1680-07-01-.20.

Authority: T.C.A. § 55-1-117, §55-7-201, and §55-7-205.

1680-07-01-.14 Conditions for Permitting Movement of Site-Built Houses.

Notwithstanding any other provision in this chapter to the contrary, special permits may be issued for the movement of site-built houses or buildings subject to the following specific considerations and restrictions:

- (1) The application for the special permit shall be submitted to the TDOT Permit Office at least fourteen (14) business days before the starting date of the permit; provided, however, the TDOT Permit Office may waive this deadline for good cause; and provided further, the TDOT Permit Office reserves the right, upon giving notice to the applicant, to take such additional time as may be needed to review an application for a special permit.
- (2) The application shall identify the dimensions (width, length, and height) of the building as it is proposed to be moved. In addition, if any bridges are to be crossed during the movement, the application shall identify the weight and schematics of the building to be submitted to the TDOT Structures Office for the completion of a bridge analysis. The TDOT Permit Office may require verification of the weight prior to issuance of the permit.
- (3) Each category of size (height, width, or length) or weight in which the vehicle and load exceeds the size and weight limits established by law and set forth in Rule 1680-07-01-.01 shall be included in the permit and shall be subject to the applicable fee for each category. The movement shall comply with all other rules applicable to the movement of overweight, over-width, over-length, and over-height movements.
- (4) The following considerations apply to the routes upon which a site-built house or building may be permitted to move:
 - (a) Generally, the movement of site-built houses or buildings along or across state highways will be restricted to low traffic volume routes that have sufficient vertical and horizontal clearances.
 - (b) Movements along or across high traffic volume routes may be considered on a case-by-case basis. These include major arterial routes.
 - (c) Movements on or across interstate highways or other multi-lane fully access-controlled highways shall not be approved.
- (5) The size of a building that may be permitted to move is contingent upon the physical limitations of the highway upon which the building is to be moved and the effect of the move upon the flow of traffic. Generally, porches or protruding sections must be removed to reduce the dimensions of the building to acceptable proportions. Loose boards, bricks, or the like, must be removed for safety reasons.
- (6) The applicant shall provide the TDOT Permit Office with a route survey of the proposed route of travel. The route survey shall identify any needed tree trimming and any proposed temporary removal and replacement of signs, signals, or guardrails based on the dimensions of the building. The performance of any such work shall require the prior written permission of the TDOT District Office where the movement is to occur.

- (7) The permittee shall be responsible for the removal or adjustment of overhead wires and cables, and the permittee shall make all necessary arrangements with the owner of the overhead facilities.
- (8) If it is anticipated that the movement of the building will be delayed by any utility line adjustments or tree trimming, the permit shall require this work to be performed prior to beginning the move. The permittee must verify with the applicable TDOT District Office that all required work has been completed prior to the movement.
- (9) Any traffic signals or signs that are authorized to be removed for vertical or lateral clearance shall be removed immediately prior to and replaced immediately after the building passes the sign or signal installation.
- (10) When a detour for other traffic is necessary, the permittee shall ascertain that an approved detour has been established, that detour signs and barricades are erected and removed, when required, and that all signs and barricades conform to standards contained in the current Tennessee Manual on Uniform Traffic Control Devices for Streets and Highways. In planning a detour route, consideration shall be given to the handling of emergency service vehicles.
- (11) The permittee shall present a barricade plan for all affected streets. This plan must be approved before the movement starts. The permittee is also responsible for ensuring that movement of emergency vehicles can be accommodated at all times.
- (12) Movement shall be authorized only when the shoulders are dry and firm, frozen, or have sufficient bearing capacity to support loads imposed by the weight of the site-built house or building passing traffic.
- (13) All proposed site-built house movements over state highways shall be inspected by a representative of the Department within that region. The permit may be issued only after the representative of the Department is satisfied that such a move can be safely made over the proposed route.
- (14) Movements shall be signed and marked as hereinafter set out in Rule 1680-07-01-.20.
- (15) Two (2) escort vehicles (one in front and one in rear) shall be required. Such vehicles shall be signed and marked as hereinafter set out in Rule 1680-07-01-.21.
- (16) Special Permits shall be valid for ten (10) days.
- (17) All site-built houses shall be loaded and moved on trailers with steel beams on rubber (or other resilient material) dollies.
- (18) At the discretion of the TDOT Permit Office, a police escort may be required to accompany the movement.

Authority: T.C.A. §55-7-205.

1680-7-1-.15 CONDITIONS FOR PERMITTING MOVEMENT OF MOBILE HOMES, MANUFACTURED HOMES, PORTABLE MODULAR UNITS OR HOUSE TRAILERS.

- (1) Application and Scope of Rule.
 - (a) Notwithstanding any other provision of this Chapter to the contrary, no mobile home, manufactured home, portable modular unit or house trailer as herein defined shall be moved into

or through the State of Tennessee or upon the public roads or highways of this State unless and until the owner, operator or transporter thereof has obtained a permit as required under

(Rule 1680-7-1-.15, continued)

Tennessee Code Annotated, Title 55, Chapter 4, Part 4, and in accordance with the provisions of this Rule.

- (b) A mobile home, manufactured home, portable modular unit or house trailer (hereinafter referred to collectively as a “mobile home”) within the scope of this Rule shall include:
 - 1. Any self-propelled or non-self-propelled vehicle, with a length exceeding thirty-five feet (35’), so designed, constructed, reconstructed or added to by means of accessories in such manner as will permit the use thereof for human habitation, and so constructed to permit its being used as a conveyance upon public streets or highways; or
 - 2. Manufactured houses or portable modular units in excess of eight feet six inches (8’6”) in width or when towing vehicle and manufactured home are in excess of sixty feet (60’) in length.
 - (c) The other provisions of this Chapter shall apply to the movement of a mobile home; provided, however, that in the event of any conflict between the specific provisions of this Rule and any other provisions of this Chapter, the specific provisions of this Rule shall govern.
- (2) General Permit Requirements.
- (a) Any permit required under this Rule shall be issued only in the name of the owner of the mobile home or in the name of the owner of the motor carrier used to transport the mobile home.
 - (b) The permit shall be displayed in the vehicle used to transport the mobile home so as to be visible from outside the vehicle, and it shall be produced for inspection upon request by a representative of any law enforcement agency.
 - (c) A permit shall be required for each category of size (height, width, length and/or weight) in which the mobile home exceeds the normal size limits as provided in Paragraphs (5) through (8) of this Rule.
- (3) Duration and Renewal of Permits.
- (a) Short-term permits shall be valid for a period of six (6) days from the date of issuance, unless suspended in accordance with this Rule. The date of issuance and the expiration date shall be indicated on the permit.
 - (b) Annual permits, where allowed, shall be valid for a period of three hundred and sixty-five (365) days from the date of issuance, unless suspended in accordance with this Rule. The date of issuance and the expiration date shall be indicated on the permit.
 - (c) Upon a sufficient showing that an otherwise valid permit has been lost or destroyed prior to its expiration date, the Department of Transportation shall issue a renewal permit in place of the original permit. The renewal permit shall be valid from the date of its issuance up to the expiration date of the original permit, unless suspended in accordance with this Rule. If a lost permit is subsequently found, it shall be deemed void and ineffective when a renewal permit has been issued in accordance with this subparagraph.
 - (d) It shall be unlawful, and a violation of the terms of a permit issued under this Rule, to display an expired, invalid or suspended permit or to display more than one permit bearing the same permit number.

(Rule 1680-7-1-.15, continued)

- (4) Display of Placard.
 - (a) The Department of Transportation shall issue to all annual permit holders a placard bearing the same annual permit number and a telephone number to be used to report unsafe or erratic driving to the Department. There shall be only one placard issued for each annual permit.
 - (b) The transporter of any mobile home being moved under an annual permit shall prominently display the applicable placard on the rear of the mobile home. The annual permit number displayed on the placard must match the permit number on the annual permit displayed in the transporting vehicle as provided in Subparagraph (2)(b) of this Rule; provided, however, that if an annual permit has been replaced by a renewal permit, as provided in Subparagraph (3)(c) of this Rule, the placard may continue to bear the original annual permit number.
 - (c) Upon a sufficient showing that an otherwise valid placard has been lost or destroyed, and upon the receipt of a fifty dollar (\$50.00) replacement fee, the Department of Transportation shall issue a replacement placard bearing the same annual permit number as the original placard it replaces. If a lost placard is subsequently found, it shall be deemed void and ineffective when a replacement placard has been issued in accordance with this subparagraph. There shall be no reimbursement of the replacement fee.
 - (d) Upon the expiration of an annual permit, the placard bearing that annual permit number shall also expire.
 - (e) It shall be unlawful, and a violation of the terms of a permit issued under this Rule, to display an expired, invalid or suspended placard or to display more than one placard bearing the same annual permit number.
 - (f) Failure to properly display a placard as required in Tennessee Code Annotated § 54-4-411, and in accordance with the provisions of this Paragraph, is a Class C misdemeanor punishable by a fine of fifty dollars (\$50.00).
- (5) Special Permit Requirements for Overlength Movements.
 - (a) A special permit shall be required for the movement of any mobile home exceeding sixty feet (60') in length, including the towing vehicle; provided, however, that if the mobile home is being transported under a valid annual overwidth permit, as provided in Paragraph (6) of this Rule, an additional special overlength permit shall only be required if the mobile home exceeds ninety feet (90') in length, including the towing vehicle.
 - (b) A special overlength permit authorized under this Paragraph shall be issued only on a single trip basis under a short-term permit valid for a period not to exceed six (6) days.
 - (c) The fee for each special overlength permit issued under this Paragraph shall be twenty-five dollars (\$25.00).
 - (d) A special overlength permit issued under this Paragraph shall be subject to such additional conditions as are prescribed in applicable provisions of Rule 1680-7-1-.11 governing overlength movements in general.
- (6) Special Permit Requirements for Overwidth Movements.

(Rule 1680-7-1-.15, continued)

- (a) A special permit shall be required for the movement of any mobile home exceeding eight feet six inches (8'6") in width.
 - (b) The movement of mobile homes exceeding 16 feet (16') in width shall not be permitted.
 - (c) Special overwidth permits authorized under this Paragraph may be issued on either a short-term basis for a period not to exceed six (6) days from the date of issuance or on an annual basis for a period not to exceed three hundred and sixty-five (365) days from the date of issuance.
 - (d) The fee schedule for each overwidth permit issued under this Paragraph shall be as follows:
 - 1. For mobile home widths from eight feet six inches (8'6") wide up to fourteen feet (14') wide:
 - (i) Short-term (6-day) permits: \$50.00
 - (ii) Annual (365-day) permits: \$1,000.00
 - 2. For mobile home widths from eight feet six inches (8'6") wide up to sixteen feet (16') wide:
 - (i) Short-term (6-day) permits: \$100.00
 - (ii) Annual (365-day) permits: \$2,000.00
 - (e) A special overwidth permit issued under this Paragraph shall be subject to such additional conditions as are prescribed in applicable provisions of Rule 1680-7-1-.06 governing overwidth movements in general.
- (7) Special Permit Requirements for Overheight Movements.
- (a) A special permit shall be required for the movement of any mobile home exceeding fourteen feet two inches (14'2") in height.
 - (b) The movement of mobile homes exceeding 15 feet six inches (15' 6") in height shall not be permitted.
 - (c) A special overheight permit authorized under this Paragraph shall be issued only on a short-term basis for a period not to exceed six (6) days, and it shall be subject to special routing instructions approved by the Department of Transportation.
 - (d) Each permit authorized under this Paragraph shall also be subject to such additional conditions as are prescribed in applicable provisions of Rule 1680-7-1-.10 governing overheight movements in general.
 - (e) The fee for each overheight permit issued under this Paragraph shall be fifty dollars (\$50.00).
 - (f) The Department of Transportation shall make available, both in printed form and on the Department's official web site at www.tdot.state.tn.us, a list of overpasses on public roads within the State of Tennessee that have been identified as having a minimum vertical clearance above the roadway of less than fourteen feet six inches (14'6").

(Rule 1680-7-1-.15, continued)

1. This list shall be updated at least monthly on the Department's web site and at least annually in printed form. The Department shall charge a fee for the printed list sufficient to offset the administrative cost of compiling, updating, printing and shipping the list.
2. The Department of Transportation makes no representations, and expressly disclaims any warranty, that the information it provides in any list of overpasses on public roads is current or accurate. The information provided in these lists is generated from bridge inspections conducted on a biennial basis. Actual vertical clearances may be subject to change beyond the control or knowledge of the Department, and the posted vertical clearances may vary from the information provided in the Department's list.
3. At all times, the affirmative duty to determine that the route traveled will allow the safe passage of the mobile home shall remain with the transporter and/or seller of the mobile home, as provided in Paragraph (11) below, and nothing in this Paragraph or this Rule shall be construed as shifting this duty to the Department of Transportation.

(8) Special Permit Requirements for Overweight Movements.

The movement of mobile homes shall be subject to other provisions of this Chapter pertaining to excess weight, including without limitation Rule 1680-7-1-.09.

(9) Timing of Movements.

- (a) The movement of mobile homes subject to this Rule shall be permitted only from sunrise to sunset, Monday through Saturday; provided, however, that movements of mobile homes shall not be permitted on legal holidays as enumerated in Tennessee Code Annotated § 15-1-101, including New Year's Day, Martin Luther King, Jr. Day, Washington Day, Good Friday, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans' Day, Thanksgiving Day and Christmas Day.
- (b) Notwithstanding the provisions of Subparagraph (9)(a) of this Rule, the movement of mobile homes eighty-five feet (85') or greater in length, or fourteen feet (14') or greater in width, or fourteen feet two inches (14'2") or greater in height, is prohibited in heavily traveled urban areas between the hours of seven o'clock a.m. (7:00 a.m.) to nine o'clock a.m. (9:00 a.m.) and between the hours of four o'clock p.m. (4:00 p.m.) to six o'clock p.m. (6:00 p.m.).

(10) Safety Precautions and Equipment.

- (a) The transporter of any mobile home subject to this Rule shall at all times comply with applicable statutes, rules and ordinances governing the operation of motor vehicles on public roads and/or the maintenance of appropriate safety equipment on motor vehicles.
- (b) The transporter of a mobile home, and the seller of the mobile home if the seller is someone other than the transporter, shall have the affirmative duty to assure that the undercarriage for the mobile home is equipped with adequate brakes that are operated from the towing vehicle. This affirmative duty shall be primarily the transporter's duty; the seller shall be secondarily liable.
- (c) Any violation of the provisions of this Paragraph shall be deemed a violation of the terms of a permit, if any, issued under this Rule.

(11) Duty to Determine Safe Route for Movement.

(Rule 1680-7-1-.15, continued)

- (a) Notwithstanding any other provision of this Rule, the transporter of a mobile home, and the seller of the mobile home if the seller is someone other than the transporter, shall have the affirmative duty to determine that the route over which the mobile home is to be transported allows for the safe passage of the mobile home, taking into account the size, including especially the height and width, of the mobile home. This affirmative duty shall be primarily the transporter's duty; the seller shall be secondarily liable.
- (b) The affirmative duty to determine that the route will allow safe passage of the mobile home, based on its height and width, may be met by the use of a front escort vehicle having protrusions equal to the height and width of the mobile home. It shall not be sufficient to meet this duty by relying on highway signs or other information regarding highway clearances that may be provided by the Department of Transportation or any local government.
- (c) At all times, the affirmative duty to determine that the route traveled will allow the safe passage of the mobile home shall remain with the transporter and/or seller of the mobile home, and nothing in this Rule shall be construed as shifting this duty to the Department of Transportation.

(12) Enforcement.

- (a) Section 55-4-412 of the Tennessee Code provides that any person who transports a mobile home, manufactured home, portable modular unit or house trailer, as defined in Tennessee Code Annotated § 55-4-402, over any public street, road or highway within the State of Tennessee in violation of the provisions of Title 55, Chapter 4, Part 4, of the Tennessee Code commits a Class B misdemeanor punishable as follows:
 - 1. By a fine of two hundred fifty dollars (\$250.00) for the first offense within a twelve (12) month period;
 - 2. By a fine of five hundred dollars (\$500.00) for the second offense within a twelve (12) month period; and
 - 3. By a fine of one thousand dollars (\$1,000.00) and a ninety (90) day revocation of any driver's license for the third or any subsequent offense within a twelve (12) month period.
- (b) Within thirty (30) days of conviction for a violation of the provisions of Title 55, Chapter 4, Part 4, as provided in Tennessee Code Annotated § 55-4-412, the clerk of the court of conviction shall give notice of such conviction to the Department of Transportation.
- (c) Upon receipt of notice of that a person has been convicted of a third violation within a twelve (12) month period, the Department of Transportation shall:
 - 1. Suspend the subject permit involved in the third violation; and
 - 2. Suspend the permit holder's privilege to obtain other permits under this Rule.
 - 3. These suspensions shall be effective for a period of ninety (90) days from the date on which the Department receives notice of the third violation; provided, however, that nothing in this subparagraph shall be construed as:
 - (i) Prohibiting multiple permit holders from using other valid permits not subject to suspension;

(Rule 1680-7-1-.15, continued)

- (ii) Prohibiting multiple permit holders from obtaining a short-term overheight or overlength permit, as provided in Paragraphs (5) and (7) of this Rule, to supplement an otherwise valid annual overwidth permit not subject to suspension; or
- (iii) Prohibiting multiple permit holders from renewing an otherwise valid permit not subject to suspension, as provided in Subparagraph (3)(c) of this Rule.

(13) Liability.

- (a) The transporter of any mobile home subject to the provisions of this Rule shall be liable for any and all damages resulting from the mobile home striking a guardrail, bridge, concrete barrier, overhead structure or other obstruction while traveling on the public roads or highways of this State.
- (b) If during transport a mobile home subject to the provisions of this Rule blocks traffic on a controlled-access facility, as defined in Tennessee Code Annotated § 54-16-101, because such mobile home cannot proceed due to height, width or length, the transporter thereof shall be subject to the following:
 - 1. The transporter shall pay to the Department of Transportation a road user fee in the amount of one thousand dollars (\$1,000.00); and
 - 2. The Department of Transportation shall suspend the subject permit involved in the incident and the permit holder's privilege to obtain other permits under this Rule for a period of ninety (90) days from the date the Department receives notice that the roadway was blocked; provided, however, that nothing in this part shall be construed as:
 - (i) Prohibiting multiple permit holders from using other valid permits not subject to suspension;
 - (ii) Prohibiting multiple permit holders from obtaining a short-term overheight or overlength permit, as provided in Paragraphs (5) and (7) of this Rule, to supplement an otherwise valid annual overwidth permit not subject to suspension; or
 - (iii) Prohibiting multiple permit holders from renewing an otherwise valid permit not subject to suspension, as provided in Subparagraph (3)(c) of this Rule.
- (c) If the same permit holder blocks traffic on a controlled-access facility a second time within eighteen (18) months after the date of the first such occurrence, the transporter shall be subject to the following:
 - 1. The transporter shall pay to the Department of Transportation a road user fee in an amount calculated by the Department using the same formula it uses to calculate incentive payments on road construction projects; and
 - 2. The Department of Transportation shall suspend the subject permit involved in the incident and the permit holder's privilege to obtain other permits under this Rule for a period of ninety (90) days, as provided in Part (b)2 of this Paragraph.
- (d) If the transporter fails to pay any road user fee required under this Paragraph within thirty (30) days of the date the road is blocked, the transporter's privilege to obtain permits under this Rule

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shall be suspended in all respects whatsoever until full payment is made. The Department is authorized to take legal action to collect the fee.

- (e) Any person or entity transporting a mobile home subject to the provisions of this Rule shall secure and maintain public liability insurance in an amount not less than one million dollars (\$1,000,000) per occurrence. Such insurance shall cover the tractor, mobile home and any other attachments thereto. Proof of such insurance shall be carried in the vehicle used to transport the mobile home, and satisfactory proof of such insurance shall be provided to the Department of Transportation prior to the issuance of any permit under this Rule.
- (f) Notwithstanding any other provision of law to the contrary, the State of Tennessee and any political subdivision thereof shall be absolutely immune from liability for all damages resulting from a mobile home striking a guardrail, bridge, concrete barrier, overhead structure or other obstruction while traveling on the public roads or highways of the State.

Authority: T.C.A. §§55-4-401 through 55-4-413, 55-7-205, and 55-11-205. **Administrative History:** Original rule filed July 1, 1982; effective August 2, 1982. Amendment filed December 7, 1983; effective January 6, 1984. Repeal and new rule filed October 31, 1985; effective November 30, 1985. Amendment filed December 8, 1987; effective January 23, 1988. Repeal and new rule filed June 19, 1991; effective August 3, 1991. Amendment filed July 8, 1991; effective August 22, 1991. Amendment filed August 29, 1996; effective December 27, 1996. Amendment filed September 30, 2002; effective January 28, 2003. Rule has been assigned a new control number from 1680-2-2-.15 filed and effective February 1, 2003.

1680-07-01-.16 Conditions for Permitting Movement of Houseboats.

Houseboats not exceeding eighteen feet (18') in width may be transported on the highways, but any such boat in excess of eight feet (8') shall be subject to the fees provided in T.C.A. §55-7-205 and to the following requirements:

- (1) Movements over eight feet (8') wide but not exceeding ten feet (10') wide: No escorts, special signs, lights and/or markings will be required.
- (2) Movements over ten feet (10') wide but not exceeding twelve feet six inches (12'6") wide:
 - (a) No escort will be required to accompany the movement on the interstate highway system, four-lane highways or two-lane highways with a minimum pavement width (excluding paved shoulders) of twenty four feet (24').
 - (b) One (1) escort vehicle is required to precede the movement where the minimum pavement width (excluding paved shoulders) is less than twenty-four feet (24').
 - (c) A flagperson will be required at all bridge structures where the roadway width is less than twenty feet (20').
 - (d) The front and rear of the movement shall be signed and marked as hereinafter set out in Rule 1680-07-01-.20.
 - (e) Escort vehicles shall be signed and marked as hereinafter set out in Rule 1680-07-01-.21.
 - (f) At the discretion of the issuing authority, time of movement may be restricted due to:
 - 1. Route to be traveled,

2. Weather conditions,
 3. Traffic density, or
 4. Length of daylight hours.
- (3) Movements over twelve feet six inches (12'6") wide but not exceeding thirteen feet six inches (13'6") wide:
- (a) One (1) escort vehicle is required to follow the movement on the interstate highway system or four-lane highways.
 - (b) One (1) escort vehicle is required to precede the movement on two-lane highways.
 - (c) A flagperson will be required at all bridge structures where the roadway width is less than twenty feet (20').
 - (d) The front and rear of the movement shall be signed and marked as hereinafter set out in Rule 1680-07-01-.20.
 - (e) Escort vehicles shall be marked as hereinafter set out in Rule 1680-07-01-.21.
 - (f) The towing vehicle and escort vehicles shall be so equipped as to be in radio communication at all times during movement.
 - (g) At the discretion of the issuing authority, time of movement may be restricted due to:
 1. Route to be traveled,
 2. Weather conditions,
 3. Traffic density, or
 4. Length of daylight hours.
- (4) Movements over thirteen feet six inches (13'6") wide but not exceeding sixteen feet (16') wide:
- (a) Front and rear escort vehicles are required on all highways.
 - (b) A flagperson will be required at all bridge structures where the roadway width is less than twenty feet (20').
 - (c) The front and rear of the movement shall be signed and marked as hereinafter set forth in Rule 1680-07-01-.20.
 - (d) Escort vehicles shall be marked as hereinafter set forth in Rule 1680-07-01-.21.
 - (e) The towing vehicle must be at least fourteen feet six inches (14'6") in length.
 - (f) The towing vehicles and escort vehicles shall be so equipped as to be in radio communication at all times during movement.
 - (g) Movements shall only be made Monday through Friday between the hours of 9:00 a.m. to 4:00 p.m. (local time), or on Saturday or Sunday from sunrise to sunset. No annual permits shall be issued.
 - (h) At the discretion of the issuing authority, time of movement may be further restricted due to:
 1. Route to be traveled,

2. Weather conditions,
 3. Traffic density, or
 4. Length of daylight hours.
- (5) Movements over sixteen feet (16') wide but not exceeding seventeen feet (17') wide:
- (a) The applicant for the permit shall provide the TDOT Permit Office with a route survey of the proposed route of travel.
 - (b) Front and rear escort vehicles are required on all highways.
 - (c) A flagperson will be required at all bridge structures where the roadway width is less than twenty feet (20').
 - (d) The front and rear of the movement shall be signed and marked as hereinafter set out in Rule 1680-07-01-.20.
 - (e) Escort vehicles shall be marked as hereinafter set out in Rule 1680-07-01-.21.
 - (f) The towing vehicle must be at least fourteen feet six inches (14'6") in length.
 - (g) The towing vehicle and escort vehicles shall be so equipped as to be in radio communication at all times during movement.
 - (h) Special permits may be issued for movements Tuesday, Wednesday, and Thursday between the hours of 9:00 a.m. to 4:00 p.m. (local time), and shall only be valid for three (3) of any said week days. No annual permits shall be issued.
 - (i) At the discretion of the issuing authority, time of movement may be further restricted due to:
 1. Route to be traveled,
 2. Weather conditions,
 3. Traffic density, or
 4. Length of daylight hours.
- (6) Movements over seventeen feet (17') wide but not exceeding eighteen feet (18') wide:
- (a) The applicant for the permit shall provide the TDOT Permit Office with a route survey of the proposed route of travel.
 - (b) Three (3) escort vehicles are required on all highways. Two (2) escort vehicles are required to precede the movement. One (1) escort vehicle is required to follow the movement.
 - (c) A flagperson will be required at all bridge structures where the roadway width is less than twenty feet (20').
 - (d) The front and rear of the movement shall be signed and marked as hereinafter set out in Rule 1680-07-01-.20.
 - (e) Escort vehicles shall be marked as hereinafter set out in Rule 1680-07-01-.21.
 - (f) The towing vehicle must be at least fourteen feet six inches (14'6") in length.
 - (g) The towing vehicle and escort vehicles shall be so equipped as to be in radio communication at all times during movement.

- (h) Special permits may be issued for movements Tuesday, Wednesday, and Thursday between the hours of 9:00 a.m. to 4:00 p.m. (local time), and shall only be valid for three (3) of the said week days. No annual permits shall be issued.
- (i) At the discretion of the issuing authority, time of movement may be further restricted due to:
 - 1. Route to be traveled,
 - 2. Weather conditions,
 - 3. Traffic density, or
 - 4. Length of daylight hours.

Authority: T.C.A. §§55-7-202 and 55-7-205.

Rule 1680-07-01-.17 is amended by deleting the rule in its entirety and substituting the following language so that as amended the rule shall read:

1680-07-01-.17 Conditions for Permitting Movement of Sealed Containerized (Ocean Going) Cargo Units.

- (1) Sealed containerized cargo units will be considered as nondivisible loads and overweight trip permits will be issued to operate vehicles hauling such units on the state highway systems, including the interstate highway system, subject to the following restrictions:
 - (a) Such containerized cargo units must be part of international trade and be moved on the highways due to importation from, or exportation to, another country.
 - (b) A copy of the international bill of lading signed by a customs official, or an international bill of lading with an equipment interchange and inspection report must be submitted to the TDOT Permit Office before a permit will be issued.
 - (c) The operators of such units shall at all times have in their possession a copy of the documents as described in (b) above.
 - (d) All vehicles operating under a sealed containerized cargo unit permit shall have a minimum of five (5) full-time load bearing axles and shall not exceed twenty thousand (20,000) lbs. per axle, or total gross vehicle weight of one hundred thousand (100,000) lbs.
 - (e) All vehicles operating under a sealed containerized cargo unit permit must be legal width, length, and height.
 - (f) All vehicles permitted for movement of overweight sealed containerized units are authorized twenty-four (24) hours continuous movement Monday through Sunday with normal travel conditions.
 - (g) All permits for a single trip will be issued for a duration of ten (10) days, and will only be valid for one (1) move.
- (2) Annual Permits will be available for the movement of sealed containerized cargo units from the Department subject to the same restrictions and conditions as provided in Paragraphs (1)(a) – (c) upon payment of the annual permit fee required under Rule 1680-07-01-.24(5) Annual permits will not be restricted to a specified route.

Authority: T.C.A. §55-7-205.

Rule 1680-07-01-.18 is amended by deleting the rule in its entirety and substituting the following language so that as amended the rule shall read:

1680-07-01-.18 Conditions for Permitting Movement of Roof Trusses.

- (1) For movements not exceeding ten feet (10') wide, no escort vehicle, special signs, lights, or markings shall be required.
- (2) Movements over ten feet (10') wide, but not exceeding twelve feet (12') wide:
 - (a) No escort vehicle shall be required to accompany the movement on the Interstate highway system, four (4) lane highways, or two (2) lane highways with a minimum pavement (roadway surface) width of twenty-four feet (24').
 - (b) One (1) escort vehicle shall be required to precede the movement where the minimum pavement (roadway surface) width is less than twenty-four feet (24').
 - (c) A flagperson shall be required at all bridge structures where the roadway width is less than twenty feet (20').
 - (d) The front and rear of the movement shall be signed and marked as hereinafter set out in Rule 1680-07-01-.20.
 - (e) Escort vehicles shall be marked as hereinafter set out in Rule 1680-07-01-.21.
- (3) Movements over twelve feet (12') wide, but not exceeding fourteen feet (14') wide:
 - (a) Front and rear escort vehicles shall be required on all two (2) lane highways. Front escort vehicles shall not be required on Interstate highways or four (4) lane highways. Front and rear escort vehicles shall be required on Interstate highways where two (2) lanes are traveled.
 - (b) Towing vehicles and escort vehicles shall be so equipped as to be in radio communication at all times during movement.
 - (c) The front and rear of the movement shall be appropriately signed and marked. The front and rear of the movement shall be signed and marked as hereinafter set out in Rule 1680-07-01-.20.
 - (d) Escort vehicles shall be marked as hereinafter set out in Rule 1680-07-01-.21.
 - (e) Towing vehicles for fourteen feet (14') wide movements shall be at least fourteen feet six inches (14'6") in length.

Authority: T.C.A. §§55-7-205 and 55-7-209.

Rule 1680-07-01-.19 is amended by repealing the existing rule and substituting the following new rule in its place:

1680-07-01-.19 Conditions for Permitting Movement of Heavy Duty Towing Vehicles.

- (1) Subject to the requirements of T.C.A. §55-7-205 and this rule, the TDOT Permit Office is authorized to issue a special permit allowing a towing vehicle to transport wrecked, disabled, or abandoned vehicles on the state highway system, including the interstate highway system, when the towing vehicle, or the towing vehicle and towed vehicle in combination, exceeds the maximum vehicle or axle weights allowed under T.C.A. §55-7-203(b), the maximum vehicle height or width allowed under T.C.A. §55-7-202, or the maximum vehicle lengths allowed under T.C.A. §55-7-201. Each special permit shall be issued to a specific towing vehicle.

- (2) When transporting a wrecked, disabled, or abandoned vehicle, a towing vehicle and the towed vehicle in combination shall be considered a “non-divisible load or vehicle” that cannot be reasonably dismantled or conveniently transported otherwise.
- (3) For the purposes of this rule:
 - (a) “Emergency towing movement” means the towing of a wrecked, disabled, or abandoned vehicle from a location within or adjacent to the traffic lanes or shoulders of a highway to the nearest exit or repair or terminal facility within one hundred (100) miles from the location of the wreck, disablement, or abandonment along the highway.
 - (b) “Secondary towing movement” means any towing movement other than an emergency towing movement.
 - (c) “Towing vehicle” means a vehicle used to tow wrecked, disabled, or abandoned vehicles. A truck tractor and trailer or semi-trailer vehicle combination used to haul loads shall not be considered a towing vehicle eligible to obtain a towing permit under this rule except on a limited basis as provided in Paragraphs (7), (8), and (10) of this rule below.
- (4) A towing vehicle shall require a special permit to operate on the state highway system, including the interstate highway system, if the towing vehicle by itself exceeds any of the following size and weight limitations:
 - (a) A total gross vehicle weight that exceeds 80,000 pounds; or, if operating on the interstate highway system, the lesser of 80,000 pounds or the weight produced by application of the formula set forth in T.C.A. §55-7-203;
 - (b) Any single axle weight that exceeds 20,000 pounds, or any tandem axle weight that exceeds 34,000 pounds;
 - (c) A width that exceeds eight feet six inches (8’6”);
 - (d) A height that exceeds thirteen feet six inches (13’6”); or
 - (e) A length that exceeds forty-five feet (45’).
- (5) Except as provided in Federal law, including 23 U.S.C. §127, a towing vehicle shall require a special permit to operate on the state highway system, including the interstate highway system, when towing a wrecked, disabled, or abandoned vehicle, if the towing vehicle and towed vehicle together exceed any of the following size and weight limitations:
 - (a) A total gross vehicle weight that exceeds 80,000 pounds; or, if operating on the interstate highway system, the lesser of 80,000 pounds or the weight produced by application of the formula set forth in T.C.A. §55-7-203;
 - (b) Any single axle weight that exceeds 20,000 pounds, or any tandem axle weight that exceeds 34,000 pounds;
 - (c) A width that exceeds eight feet six inches (8’6”);
 - (d) A height that exceeds thirteen feet six inches (13’6”); or
 - (e) A length of the towed vehicle that exceeds fifty-two feet (52’) from the point of attachment to the towing vehicle; provided, however, that this length limitation shall not apply if the towing vehicle is towing a wrecked, disabled, or abandoned vehicle from a location within or adjacent to the traffic lanes or shoulders of a highway to an exit or a repair or terminal facility within one hundred (100) miles of the point where the towed vehicle became wrecked, disabled, or abandoned, and the movement is authorized by the owner, terminal manager, owner’s agent, or law enforcement official.

- (6) The TDOT Permit Office may issue a single trip permit or an annual permit for the movement of a towing vehicle that by itself exceeds one or more of the limits described in Paragraph (4) of this rule, subject to the following conditions:
- (a) The height of the towing vehicle shall not exceed thirteen feet six inches (13'6");
 - (b) The width of the towing vehicle shall not exceed nine feet (9');
 - (c) The length of the towing vehicle shall not exceed forty-five feet (45');
 - (d) The maximum gross vehicle weight of the towing vehicle shall not exceed 85,000 pounds; and
 - (e) The total axle weight shall not exceed:
 1. 23,000 pounds on any single axle;
 2. 46,000 pounds on any tandem axle group; or
 3. 60,000 pounds on any tridem axle group.
- (7) The TDOT Permit Office may issue an annual permit for the movement of a towing vehicle and towed vehicle that in combination exceeds one or more of the limits described in Paragraph (5) of this rule, subject to the following conditions:
- (a) The height of the towing vehicle and towed vehicle in combination shall not exceed thirteen feet ten inches (13'10");
 - (b) The width of the towing vehicle and towed vehicle in combination shall not exceed twelve feet six inches (12'6");
 - (c) The length of the towing vehicle and towed vehicle in combination shall not exceed ninety feet (90') if the towing movement is a secondary towing movement;
 - (d) The maximum gross vehicle weight of the towing vehicle and towed vehicle in combination shall not exceed 165,000 pounds; and
 - (e) The total axle weight shall not exceed:
 1. 25,000 pounds on any single axle;
 2. 50,000 pounds on any tandem axle group; or
 3. 75,000 pounds on any tridem axle group.
 - (f) A person or entity holding a valid annual towing permit for a towing vehicle issued in accordance with this rule may also obtain an annual towing permit for a truck tractor and trailer or semi-trailer combination authorizing the permittee to haul wrecked, disabled, or abandoned vehicles, including emergency towing movements not subject to date and time restrictions under Rule 1680-07-01-.04; provided, however, that the towing permit for a truck tractor and trailer or semi-trailer combination shall remain subject to the general size and weight limits established in T.C.A. §§55-7-201, 55-7-202, and 55-7-203(b), or to whatever size and weight limits are available to that motor vehicle under a separate special permit issued in accordance with some other provision of these rules.
 - (g) The TDOT Permit Office shall issue a decal with each annual towing permit identifying the month and year in which the annual permit will expire. The permittee shall display this decal on the driver's side of the front windshield of the permitted vehicle.

- (8) The TDOT Permit Office may issue a single trip permit for the movement of a towing vehicle and towed vehicle that in combination exceeds one or more of the limits described in Paragraph (5) of this rule, subject to the following conditions:
- (a) The height of the towing vehicle and towed vehicle in combination shall not exceed fifteen feet (15');
 - (b) The width of the towing vehicle and towed vehicle in combination shall not exceed sixteen feet (16');
 - (c) The total axle weight shall not exceed:
 - 1. 25,000 pounds on any single axle;
 - 2. 50,000 pounds on any tandem axle group; or
 - 3. 75,000 pounds on any tridem axle group;
 - (d) Any movement of a towing vehicle and towed vehicle that in combination exceeds a total gross vehicle weight of 165,000 pounds must be approved by the TDOT Structures Division, subject to the fees for evaluation of bridges and other structures as provided in Rule 1680-07-01-.24, and special routing may be required before a special permit may be issued; and
 - (e) Any towing movement exceeding the dimensions allowed under an annual permit, as described in Paragraph (7) of this rule, shall be accompanied by an escort vehicle or vehicles in accordance with Rule 1680-07-01-.06 for overwidth movements, Rule 1680-07-01-.10 for overheight movements, and Rule 1680-07-01-.11 for overlength movements. For the purpose of complying with this escort vehicle requirement, the towing vehicle itself may substitute for a front escort vehicle so long as the towing vehicle is operating with flashing amber lights displayed to the front of the vehicle.
 - (f) A person or entity holding a valid annual towing permit for a towing vehicle issued in accordance with this rule may also obtain a single trip towing permit for a truck tractor and trailer or semi-trailer combination authorizing the permittee to haul wrecked, disabled, or abandoned vehicles, including emergency towing movements not subject to date and time restrictions under Rule 1680-07-01-.04; provided, however, that the towing permit for a truck tractor and trailer or semi-trailer combination shall remain subject to the general size and weight limits established in T.C.A. §§ 55-7-201, 55-7-202, and 55-7-203(b), or to whatever size and weight limits are available to that motor vehicle under a separate special permit issued in accordance with some other provision of these rules.
- (9) No towing vehicle or combination of towing vehicle and towed vehicle shall be authorized to exceed any total gross vehicle weight limits or axle weight limits posted on any bridge or highway by the public official having jurisdiction over the bridge or highway.
- (10) (a) A towing vehicle with a current, valid single trip permit or annual permit issued under this rule may be authorized to undertake an emergency towing movement where the combination of the towing vehicle and towed vehicle exceeds the height, width, or weight limits under Paragraphs (7) or (8) of this rule if TDOT, the Department of Safety and Homeland Security, or a local traffic law enforcement agency requests the assistance of the towing vehicle to remove a wrecked, disabled, or abandoned vehicle from the highway. In such case, the wrecked, disabled, or abandoned vehicle shall be towed only to the nearest rest area, weigh station, truck parking area, or other safe location away from the highway traffic lanes and shoulders as designated by the agency requesting the assistance. TDOT may require a bridge evaluation pursuant to T.C.A. §55-7-205(h)(4) and Rule 1680-07-01-.24, and TDOT may impose route restrictions based on the condition of the roadway and bridges.
- (b) A truck tractor and trailer or semi-trailer combination having a valid towing permit issued under Paragraph (7) or (8) of this rule may also be authorized to haul a wrecked, disabled, or abandoned vehicle where the combined load exceeds the size and weight limits established in

T.C.A. §§ 55-7-201, 55-7-202, and 55-7-203(b) or the size and weight limits available to that motor vehicle under a separate special permit if TDOT, the Department of Safety and Homeland Security, or local law enforcement requests the assistance of that permitted vehicle to remove a wrecked, disabled, or abandoned vehicle from the highway; provided, however, that the movement of the load to the identified safe location must be accompanied by a law enforcement escort. TDOT may require a bridge evaluation pursuant to T.C.A. §55-7-205(h)(4) and Rule 1680-07-01-.24, and TDOT may impose route restrictions based on the condition of the roadway and bridges.

- (11) The cost of a single trip permit for the movement of a towing vehicle, or for the movement of a towing vehicle and towed vehicle in combination, that exceeds any of the size or weight limits described in Paragraphs (4) and (5) of this rule shall be in accordance with Rule 1680-07-01-.24, Paragraphs (1) through (3) for each category of excess size or weight, except that the cost of the permit shall include an additional fee of twelve cents (\$.12) per ton mile for all weight in excess of 165,000 pounds.
- (12) The cost of an annual permit for the movement of a towing vehicle, or for the movement of a towing vehicle and towed vehicle in combination, that exceeds any of the size or weight limits described in Paragraphs (4) and (5) of this rule shall be \$500.00. No annual permit shall be available for any towing movement exceeding any of the size or weight limits described in Paragraph (7) of this rule; provided, however, that a towing vehicle holding an annual permit may supplement that annual permit by obtaining a single trip permit allowing for the movement of additional excessive weight at the cost of \$20.00 plus twelve cents (\$.12) per ton mile for all weight in excess of 165,000 pounds together with the applicable charge for evaluating bridges and other structures as provided in Rule 1680-07-01-.24(4).

Authority: T.C.A. §55-7-201 and §55-7-205.

Rule 1680-07-01-.20 is amended by deleting the rule in its entirety and substituting the following language so that as amended the rule shall read:

1680-07-01-.20 Signs and Markings on Movements.

- (1) All movement exceeding ten feet (10') in width and/or seventy-five feet (75') in length shall bear information signs reading "OVERSIZE LOAD" as further provided below.
- (2) Adequate markings shall be provided to outline the extremities of the load.
 - (a) Overwidth and/or overlength movements shall bear a sign reading "OVERSIZE LOAD" mounted on the front and rear of the movement.
 1. Signs shall be at least seven feet (7') long and eighteen inches (18") high. The background shall be yellow and the lettering black. Letters shall be at least ten inches (10") high with a one and one-half inch (1½") stroke width. Each letter shall be solid. Gaps within the stroke of a letter are not permitted.
 2. Signs shall be durable wood or metal construction. Heavy canvas or cloth signs, otherwise meeting same requirements, will be permitted if they can be securely fastened to the movement against a flat surface backing up the entire area of the sign.
 3. Signs shall be in a good state of repair, clean and readable.
 - (b) Any motor vehicle having a load or vehicle component which extends more than four inches (4") beyond the sides of the vehicle or more than four feet (4') beyond the rear of the vehicle shall have the extremities of the load marked with a red or fluorescent orange flag, not less than eighteen inches (18") square, at each point where a lamp is required by Federal Motor Carrier Safety Regulations under 49 C.F.R. §393.11, Table 1.
 - (c) Additional Requirements for Overwidth Movements.

1. Red or fluorescent orange flags shall be fastened to the load (front and rear) at the top and bottom of each side which is widest. Flags shall extend from the load in such a manner as to be visible to traffic approaching from both the front and rear. If the widest part of the load is between the top and the bottom, flags shall be placed at this point both front and rear.
2. All warning flags shall be of solid red or fluorescent orange color and at least eighteen inches (18") square.

(d) Additional Requirements for Overlength Movements.

In addition to required signs described in (2)(a) of this rule, red or fluorescent orange flags shall be conspicuously displayed at the extreme rear end of overlength loads.

(e) Additional Requirements for Nighttime Movements.

For any motor vehicle issued a special permit that has a truck-tractor and semitrailer combination carrying a load in excess of width or length limitations set forth in Rule 1680-07-01-.01(2), the load shall be marked as follows for movements between one-half (1/2) hour after sunset to one-half (1/2) hour before sunrise:

1. On each side of the projecting load, one (1) red side marker lamp, visible from the side, located so as to indicate maximum overhang; and
2. On the rear of the projecting load:
 - (i) Two (2) red lamps, visible from the rear, one (1) at each side; and
 - (ii) Two (2) red reflectors, visible from the rear, one (1) at each side, located so as to indicate maximum width.

Authority: T.C.A. §55-7-205.

Rule 1680-07-01-.21 is amended by deleting the rule in its entirety and substituting the following language so that as amended the rule shall read:

1680-07-01-.21 Escort Vehicle Signs, Markings and Equipment Requirements.

- (1) Escort vehicles shall comply with the following requirements.
 - (a) The escort vehicle must be a vehicle weighing more than 2,000 pounds with a manufacturer's gross vehicle weight rating less than 18,000 pounds and must be properly licensed. It is to be used to escort one or more other permitted vehicles, when required, due to the size or character of the permitted vehicle(s) or load, in accordance with the conditions set forth in a permit issued by the TDOT Permit Office.
 - (b) Signs or placards identifying the name and telephone number of the business operating the escort vehicle must be attached in a conspicuous place on both the right and left sides of the vehicle. The signs or placards shall be at least 8" x 12" in size.
 - (c) All escort vehicles must be equipped with either a rotating amber light or a strobe type amber light which is visible from at least 500 feet and has a horizontal placement which shall be visible from all directions, three hundred sixty degrees (360°).
 - (d) Escort vehicles shall display bumper mounted or roof mounted yellow sign(s) reading "OVERSIZE LOAD" with black letters a minimum of ten inches (10') high and one and one-half inch (1 1/2") wide brush stroke, which must be visible from the front and rear.

- (e) Signs shall be of durable wood or metal construction. Heavy canvas or cloth signs, otherwise meeting the same requirements, will be permitted if they can be securely fastened to the escort vehicle against a flat surface backing up the entire area of the sign.
- (f) Signs shall be in a good state of repair, clean and readable at all times.
- (g) Two flags, either red or fluorescent orange in color and at least eighteen inches (18") square in size, shall be mounted at approximately a forty degree (40°) to seventy degree (70°) angle on the escort vehicle's roof rack.
- (h) During escort operations, all escort vehicles shall have the following equipment on board, and such equipment shall be in working order:
 - 1. Operable two-way electronic communication devices,
 - 2. Two 5-pound fire extinguishers,
 - 3. Stop and go paddle that is round or octagonal in shape and at least eighteen inches (18") in diameter, or eighteen inches (18") square, with six inch (6") letters.
 - 4. Safety orange vest, shirt, or jacket,
 - 5. Red hand-held flag (18" square in size),
 - 6. Two oversized load banners (yellow with black lettering),
 - 7. Hard hat (no color specified), and
 - 8. Reflecting triangles or eighteen inch (18") high traffic cones.
 - 9. Additional equipment recommended, but not mandated, unless otherwise specifically required in these rules:
 - (i) Hand-held two-way electronic communications,
 - (ii) Flares,
 - (iii) Map(s), and
 - (iv) Height indicator.

Authority: T.C.A. §55-7-205.

Rule 1680-07-01-.22 is amended by deleting the rule in its entirety and substituting the following language so that as amended the rule shall read:

1680-07-01-.22 Financial Responsibility.

- (1) Any person, firm, company, corporation or other who undertakes the movement of any overweight and/or overdimensional article and/or commodity on the highways of the State of Tennessee shall hold the State of Tennessee, its officers and employees, harmless from any claims for damages resulting from the exercise of any of the privileges granted under the special permit so issued for such overweight and/or overdimensional movement, and to this end, shall carry liability insurance with an insurer, acceptable to the TDOT Permit Office, and shall furnish a certificate of insurance to the TDOT Permit Office, in the amount of not less than three hundred thousand dollars (\$300,000) for each claimant injured and one million dollars (\$1,000,000) per occurrence.

- (2) The certificate of insurance shall provide that the insurer shall give, to the TDOT Permit Office, written notice of intention to terminate said required insurance by certified mail, said termination to become effective thirty (30) days after receipt of said notice from the insurer by the TDOT Permits Office.

Authority: T.C.A. §55-7-205.

Rule 1680-07-01-.23 is amended by deleting the rule in its entirety and substituting the following language so that as amended the rule shall read:

1680-07-01-.23 Bond or Proof of Solvency Requirements.

- (1) The TDOT Permit Office may require, as a condition of the issuance of a permit under these rules, that an applicant shall agree to and give bond with surety (unless an applicant shall by sworn statement furnish satisfactory proof of the applicant's own solvency to the TDOT Permit Office) to indemnify the state and/or counties thereof, against damages to roads, or bridges, resulting from the use thereof by the applicant. The bond, if the TDOT Permit Office so authorizes, may cover more than one permitted vehicle operated by the same applicant.
- (2) The bond required shall be in a form acceptable to the TDOT Permit Office and in an amount, as determined by the TDOT Permit Office, sufficient to indemnify the state and/or counties for the potential damages to roads and bridges resulting from the applicant's use.
- (3) A sworn statement furnishing satisfactory proof of the applicant's solvency shall mean an audited financial statement, certified by a certified public accountant, showing net assets of the applicant in an amount, as determined by the TDOT Permit Office, sufficient to indemnify the state and/or counties for the potential damages to roads and bridges resulting from the applicant's use.

Authority: T.C.A. §55-7-205.

Rule 1680-07-01-.24 is amended by deleting the rule in its entirety and substituting the following language so that as amended the rule shall read:

1680-07-01-.24 Fees.

The TDOT Permit Office shall charge fees for granting special permits in accordance with the following schedules; provided, however, that the fees for permits to move mobile homes, manufactured homes, portable modular units or house trailers are separately identified in Rule 1680-07-01-.15.

- (1) Excessive Width:
 - (a) Not more than fourteen feet (14'): \$20.00;
 - (b) Over fourteen feet (14') but not more than sixteen feet (16)': \$30.00;
 - (c) Over sixteen feet (16)': \$30.00 plus \$5.00 for each additional foot or fraction thereof greater than sixteen feet (16'), except as otherwise provided in subparagraph (d);
 - (d) For houseboats over seventeen feet (17)': \$2,500 plus \$100 for each additional inch or fraction thereof greater than seventeen feet (17').
- (2) Excessive Height or Length: \$20.00.
- (3) Excessive Weight:
 - (a) General: \$20.00 plus six cents (\$.06) per ton mile.

(b) Towing vehicles (in accordance with Rule 1680-07-01-.19):

1. Excess weight up to 165,000 pounds: \$20.00 plus six cents (\$.06) per ton mile.
2. Excess weight over 165,000 pounds: Twelve cents (\$.12) per ton mile.

(4) Evaluation of Bridges and Similar Structures:

The TDOT Structures Division shall, as it deems necessary, evaluate the capacity of bridges or similar structures to carry the proposed movement of an overweight or overdimensional load along a particular route. The Department shall charge the requestor for this evaluation each time a different route is proposed, as follows:

- (a) Movements weighing over 165,000 pounds but not more than 250,000 pounds: \$100.
- (b) Movements weighing over 250,000 pounds but not more than 500,000 pounds: \$300.
- (c) Movements weighing over 500,000 pounds: Actual cost.

(5) Annual Permits:

(a) Except as otherwise provided in these rules, a permit shall be available on an annual basis for each specific vehicle to be used for transporting overdimensional or overweight loads, or both, as follows:

1. For vehicles transporting loads up to but not exceeding thirteen feet ten inches (13'10") in height, ninety feet (90') in length, or twelve feet six inches (12'6") in width: \$100.

Provided, however, that vehicles transporting loads up to but not exceeding thirteen feet six inches (13'6") in width may obtain an annual permit upon the condition that such overwidth movements shall be accompanied by an escort vehicle as required in Rule 1680-07-01-.06.

2. For vehicles transporting loads with excess weights up to but not exceeding 100,000 pounds: \$750.
3. For vehicles transporting loads with excess weights over 100,000 pounds but not exceeding 120,000 pounds: \$1,500.
4. For vehicles transporting loads with excess weights over 120,000 pounds but not exceeding 140,000 pounds: \$2,250.
5. For vehicles transporting loads with excess weights over 140,000 pounds but not exceeding 155,000 pounds: \$3,000.
6. For vehicles transporting loads with excess weights over 155,000 pounds but not exceeding 165,000 pounds: \$3,500.
7. Vehicles transporting loads that are both overdimensional and overweight shall be charged a separate annual fee for both the overdimensional loads, as provided in Part 1 of this subparagraph, and the overweight loads, as provided in Parts 2–6 of this subparagraph.
8. Individual owners of overdimensional boats used strictly for non-commercial pleasure may obtain annual permits for double the amount of the regular fee for a single trip permit for the particular movement, as described in Paragraphs (1) and (2) of this rule.
9. Annual permits are available for manufactured roof trusses exceeding twelve feet six

inches (12'6"), but not to exceed fourteen feet (14') wide, for a fee of \$500.

10. Annual permits are available for sealed containerized cargo units (not to exceed 100,000 pounds) for a fee of \$750.
11. Subject to the conditions set forth in Rule 1680-07-01-.08, annual permits are available for the movement of a single motor vehicle that is used exclusively to transport seed cotton modules for a fee of \$100.
12. Subject to the conditions set forth in Rule 1680-07-01-.19, annual permits are available for the movement of a towing vehicle, and the movement of a towing vehicle and towed vehicle in combination, that exceeds any of the size and weight limits described in Paragraphs (4) and (5) of Rule 1680-07-01-.19 for a fee of \$500.

(b) Except as otherwise authorized in these rules, no annual permit shall be available for any vehicle transporting loads with weights exceeding one hundred sixty-five thousand pounds (165,000 lbs.) or dimensions exceeding thirteen feet ten inches (13'10") in height, ninety feet (90') in length, or thirteen feet six inches (13'6") in width, and any such vehicle shall be required to obtain a single trip special permit subject to the fee or fees for excessive width, height, length, or weight as set forth in Paragraphs (1) through (3) of this rule and the fees for evaluation of bridges and similar structures as set forth in Paragraph (4) of this rule; provided, however, that a vehicle holding an annual permit for excessive weight under Parts 2 – 6 of Subparagraph (5)(a) may supplement that annual permit by obtaining a single trip permit allowing for the movement of a load with excessive width, height, or length not previously covered by an annual permit under Part 1 of Subparagraph (5)(a).

(c) Notwithstanding any vehicle movement authorized under an annual permit as provided in this Paragraph (5), no such vehicle shall be authorized to exceed any vehicle weight limit or limits posted on any bridge or highway by the public official having jurisdiction over such bridge or highway.

(6) Multi-State Permitting

A permit for movement through more than one state may be obtained by application submitted by phone or facsimile through a qualified Multi-State Permit Agent. All requests must be ordered with a twenty-four hour (24-hr.) lead time to coordinate all states' effective dates and times, and conform to the guidelines as represented in the Southeastern Association of State Highway and Transportation Officials (SASHTO) Agreement in the Multi State Permitting Manual.

(7) Authorized Vendor Stations

Permits may be received and paid for through the various authorized vendor stations listed on the TDOT Permit Office's web site at <http://www.tn.gov/tdot/article/central-services-oversize-overweight-permit-agencies>.

(8) Payment and Refunding of Permit Fees

An applicant for a special permit, including single-trip permits and annual permits, may make payment to the TDOT Permits Office by any of the following means, if acceptable to the TDOT Permits Office:

- (a) Personal, business, or cashier's check;
- (b) Credit card (subject to a transaction surcharge); or
- (c) From an escrow account established with TDOT as follows:
 1. The holder of the escrow account shall enter into a contract with TDOT in a form acceptable to TDOT;

2. The escrow account may be funded by means of a personal, business, or cashier's check;
 3. In accordance with the contract, a minimum balance shall be maintained in the escrow account in an amount sufficient to support ongoing operations for one month; and
 4. Any funds needed to cover the cost of a special permit shall be submitted to the TDOT Finance Division at least five (5) business days prior to the issuance of the permit.
- (d) No single trip or annual permit fee will be refunded after issuance of the permit; provided, however, if a single trip permit for excessive weight is cancelled by the permittee prior to the beginning date of the permit and before the permitted movement actually occurs, the ton mile portion of the fee shall be refunded or credited to the permittee if another permit is issued in place of the cancelled permit for the same movement.
- (9) Notwithstanding any other provision of this rule, no fee shall be charged for the issuance or renewal of a special permit to any retail electric service owned by a municipality or electric cooperative corporation, or to any telephone company or any of its contractors when they are moving utility poles doing work for such utilities. Upon compliance with the appropriate rules and regulations, such electric services, telephone companies, and their contractors, when they are moving utility poles, may be issued special permits for stated periods not exceeding one (1) year.
- (10) Notwithstanding any other provision of this rule, no fee shall be charged for the issuance of a special permit for movements conducted by a branch of the United States armed services or by any Federal agency exempt from the payment of fees under Federal law.

Authority: T.C.A. §§55-7-115, 55-7-205 and 55-7-209.

Chapter 1680-07-01 is further amended by adding a new rule as follows:

1680-07-01-.25 Revocation, Suspension and Withholding of Permits.

- (1) Except as otherwise specifically provided elsewhere in this chapter, if a permittee undertakes the movement of an overweight or overdimensional vehicle or load in violation of the law, these regulations, or the terms and conditions of any permit issued under these regulations, the TDOT Permit Office may revoke the permit or permits, suspend the use of the permit or permits, or withhold the issuance of any new permits in accordance with this rule.
- (2) Revocation of Permits.
 - (a) The TDOT Permit Office may revoke a permittee's single trip or annual permit or permits upon finding that the permittee has:
 1. Submitted a false, deceptive, or fraudulent permit application;
 2. Used a fraudulent, invalid, or expired permit to transport a vehicle and load other than the specific vehicle and load actually covered by the permit; or
 3. Repeatedly violated the terms and conditions of a permit as described in paragraph (3) below.
 - (b) Before taking any action to revoke a permit under subparagraph (a), the TDOT Permit Office shall give written notice to the permittee and provide an opportunity for the permittee to respond, as follows:
 1. The written notice shall describe the grounds for the proposed revocation action. Before sending the written notice, the TDOT Permit Office shall attempt to contact the permittee by telephone to provide notice of the proposed revocation.

2. The permittee shall be provided not less than two (2) business days from receipt of the written notice within which to submit a written response to the proposed revocation. At the discretion of the TDOT Permit Office, the permittee may be granted the opportunity to present additional information during a pre-decision meeting in person or by telephone.
 3. After considering the response, if any, the TDOT Permit Office shall send the permittee a written notice of its decision, including a statement of the reasons for the decision, within ten (10) business days after the deadline for submitting a written response. If the decision is to revoke the permit, the notice shall advise the permittee of the right to appeal the decision in accordance with paragraph (5) below.
- (3) Suspension and Withholding of Permits.
- (a) The TDOT Permit Office may immediately suspend the use of a permittee's single trip or annual permit or permits, withhold the issuance of new permits to the permittee, and/or withhold the automatic issuance of new permits to the permittee through TDOT's online permitting system upon finding that the permittee has violated any of the terms and conditions of a permit, including without limitation as follows:
 1. The permittee has transported or is transporting overweight or overdimensional loads on routes other than those authorized under a permit;
 2. The permittee has transported or is transporting loads that exceed the weights or dimensions authorized under a permit;
 3. The permittee has failed to comply with any other terms or conditions of a permit; or
 4. The permittee has failed to pay any permit fees or penalties for overweight or overdimensional movements that are owed to TDOT or to the Tennessee Department of Safety and Homeland Security.
 - (b) In taking any action to suspend or withhold the issuance of permits under subparagraph (a), the TDOT Permit Office shall give written notice to the permittee and provide an opportunity for the permittee to respond, as follows:
 1. The written notice shall describe the grounds for suspending or withholding a permit or permits, and it shall identify the action the permittee must take to remedy the violation of the permit. Before sending the written notice, the TDOT Permit Office shall attempt to contact the permittee by telephone to provide notice of the action and required remedy.
 2. The permittee shall be provided not less than two (2) business days from receipt of the written notice within which to submit a written response to the action. At the discretion of the TDOT Permit Office, the permittee may be granted the opportunity to present additional information during a meeting in person or by telephone.
 3. After considering the response, if any, the TDOT Permit Office shall send the permittee a written notice of its decision, including a statement of the reasons for the decision, within three (3) business days after receiving the permittee's written response, or after the deadline for submitting a written response, whichever is earlier. If the decision is to suspend a permit or permits or to withhold the issuance of new permits, the notice shall advise the permittee of the right to appeal the decision in accordance with paragraph (5) below. A decision merely to withhold the automatic issuance of permits through TDOT's online permitting system shall not be appealable under paragraph (5).
 - (c) The TDOT Permit Office may continue the suspension of the permit or permits and/or the withholding of new permits, until such time as the permittee remedies the violation by coming into compliance with the permit or by obtaining a new permit to authorize the movement. A decision to withhold the automatic issuance of permits through TDOT's online permitting system may continue for such time period as the TDOT Permit Office determines is appropriate.

- (4) Any written notice or response required or authorized under paragraphs (2) or (3) may be delivered by electronic mail or facsimile transmission, and if so delivered, it shall be deemed to have been received on the date of delivery.
- (5) The person or entity affected by a decision to revoke, suspend, or withhold the issuance of any permit shall be provided the opportunity to appeal the decision of the TDOT Permit Office, as follows:
 - (a) The appeal shall be submitted in writing to the Commissioner of TDOT, with a copy to the TDOT Permit Office, within ten (10) business days after receipt of the notice of decision.
 - (b) Upon receiving the appeal, TDOT shall initiate a contested case hearing, and the proceeding shall be conducted, in accordance with the Uniform Administrative Procedures Act, as provided in T.C.A. § 4-5-301, et seq.

Authority: T.C.A. §55-7-205.

