

Amendment No. 1 to HB1471

Matlock
Signature of Sponsor

AMEND Senate Bill No. 1479*

House Bill No. 1471

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 55-7-205(h), is amended by deleting subdivisions (1) and (2) in their entirety and substituting instead the following:

(1) Excessive width:

(A) Not more than fourteen feet (14'), twenty dollars (\$20.00);

(B) Over fourteen feet (14') but not more than sixteen feet (16'), thirty dollars (\$30.00);

(C) Except as provided in subdivision (h)(1)(D), over sixteen feet (16'), thirty dollars (\$30.00), plus five dollars (\$5.00) for each additional foot or fraction thereof greater than sixteen feet (16');

(D)

(i) For houseboats over seventeen feet (17'), two thousand five hundred dollars (\$2,500), plus one hundred dollars (\$100) for each additional inch or fraction thereof greater than seventeen feet (17'); and

(ii) All permits issued by the department pursuant to subdivision (h)(1)(D)(i) shall require three (3) escort vehicles that comply with the applicable rules and regulations and routing approval from the department. Permits shall only be issued under subdivision (h)(1)(D)(i) for movements on Tuesday, Wednesday, or Thursday;

(2) Excessive height or length: Twenty dollars (\$20.00);

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SECTION 2. Tennessee Code Annotated, Section 55-7-205, is amended by deleting subsection (l) in its entirety and substituting instead the following:

(l)

(1) Except as otherwise specifically set forth in this section, a special permit issued for movements of an overweight or overdimensional motor vehicle pursuant to subsection (a) shall allow for continuous movement twenty-four (24) hours a day, seven (7) days a week, and shall be valid for ten (10) calendar days for each single trip, except as provided in subdivision (l)(2).

(2) A special permit issued by the commissioner for movements described in subsection (a):

(A) Shall not allow movement on the interstate system of highways between the hours of six o'clock a.m. (6:00 a.m.) to nine o'clock a.m. (9:00 a.m.) and three o'clock p.m. (3:00 p.m.) to six o'clock p.m. (6:00 p.m.) from Monday through Friday in counties having a population exceeding two hundred fifty thousand (250,000), according to the 2010 federal census or any subsequent federal census; and

(B) May be subject to restrictions on movements during periods of heavy traffic volume associated with certain holidays, as follows:

(i) Easter: After six o'clock p.m. (6:00 p.m.) on the Thursday preceding Good Friday through and including Easter Sunday;

(ii) Memorial Day: After twelve o'clock (12:00) noon on the preceding Friday through Memorial Day;

(iii) 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;

(iv) Labor Day: After twelve o'clock (12:00) noon on the preceding Friday through Labor Day;

(v) Thanksgiving: After twelve o'clock (12:00) noon on the Wednesday before Thanksgiving through Sunday following Thanksgiving; and

(vi) 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;

(C) May be subject to route restrictions based on conditions of the roadway or bridges and the weight or dimensions of the load;

(D) May be subject to restrictions on time of movement during inclement weather or weather-related emergencies when conditions prevail that could make movement unsafe; and

(E) For superheavy 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 commissioner may determine.

(3) This subsection (l) does not apply to special permits issued for movements of:

- (A) Mobile homes as defined in § 55-4-402;
- (B) Site-built houses; or
- (C) Houseboats.

SECTION 3. Tennessee Code Annotated, Section 55-7-205, is further amended by adding the following language as a new subsection (m):

(m) For any motor vehicle issued a special permit pursuant to subsection (a) that has a truck-tractor and semitrailer combination carrying a load in excess of width or length limitations, 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:

(A) Two (2) red lamps, visible from the rear, one (1) at each side;

and

(B) Two (2) red reflectors, visible from the rear, one (1) at each

side, located so as to indicate maximum width.

SECTION 4. This act shall take effect July 1, 2016, the public welfare requiring it.