

*As Engrossed: 3/4/91, 3/5/91, 3/6/91*

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**  
4 **By: Senators Chaffin, Canada, Hardin, and Bookout**

# A Bill

**SENATE BILL 621**

## For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE §27-35-210 TO AUTHORIZE THE  
10 STATE HIGHWAY COMMISSION TO ISSUE PERMITS FOR THE MOVEMENT  
11 OF OVERWEIGHT MOBILE CONSTRUCTION VEHICLES AND EQUIPMENT  
12 UPON HIGHWAYS UNDER THAT COMMISSION'S JURISDICTION AND TO  
13 PROVIDE THE CHARGES AT WHICH SUCH PERMITS MAY BE ISSUED;  
14 TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES."

15

16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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18 SECTION 1. Arkansas Code §27-35-210 is hereby amended by adding a new  
19 subdivision thereto to read as follows:

20 "(i) The State Highway Commission is hereby authorized to issue permits  
21 for the movement of any overweight mobile construction vehicle or equipment  
22 upon highways under the Commission's jurisdiction, provided that such vehicle  
23 or equipment is equipped with pneumatic tires and has been reduced in size  
24 and/or weight until further reduction is impractical. A charge of twelve  
25 dollars (\$12.00) shall be made for each such special permit. In addition, for  
26 each ton or major fraction thereof to be hauled in excess of the lawful weight  
27 and load for that vehicle or equipment, charges shall be made for such as  
28 follows:

29

30	On First 5	On Next 5	On Any
31	Tons, Per Ton	Tons, Per	Additional
32	or Fraction Ton or	Tonnage,	
33	Thereof	Fraction	Per Ton or
34		Thereof	Fraction
35			Thereof

1	Mileage to Be			
2	Traveled Is:			
3	Not more than			
4				
5	100 miles.....	\$ 1.25	\$ 2.50	\$ 3.75
6	101 miles to 150 miles,			
7	inclusive.....	2.00	3.50	5.00
8	151 miles to 200 miles,			
9	inclusive.....	2.50	4.50	6.25
10	201 miles to 250 miles,			
11	inclusive.....	3.25	5.50	7.50
12	Over 251 miles.....	3.75	6.25	8.75"

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14 SECTION 2. All provisions of this act of general and permanent nature e

15 amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code

16 Revision Commission shall incorporate the same in the Code.

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18 SECTION 3. If any provisions of this act or the application thereof to

19 any person or circumstance is held invalid, the invalidity shall not affect

20 other provisions or applications of the act which can be given effect without

21 the invalid provisions or application, and to this end the provisions of this

22 act are declared to be severable.

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24 SECTION 4. All laws and parts of laws in conflict with this Act are

25 hereby repealed.

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27 SECTION 5. EMERGENCY. It is hereby found and determined by the

28 General Assembly that special provisions providing for the permitting of

29 overweight mobile cranes should be incorporated into the laws of this State;

30 that current provisions of those laws result in an inequity as they pertain to

31 the movement of such overweight mobile cranes and that only by the immediate

32 passage of this Act may such inequity be negated. Therefore, an emergency is

33 hereby declared to exist and this Act being immediately necessary for the

34 preservation of the public peace, health and safety shall be in full force and

35 effect from and after its passage and approval.

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*/s/Chaffin et al*