

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: S2/26/99 S3/3/99 S3/5/99

A Bill

Act 780 of 1999
SENATE BILL 543

5 By: Senators Wooldridge, Scott, Webb
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For An Act To Be Entitled

9 "AN ACT TO AMEND VARIOUS SECTIONS OF THE ARKANSAS CODE
10 PERTAINING TO THE TRANSPORTATION OF MANUFACTURED
11 HOMES; AND FOR OTHER PURPOSES."

Subtitle

14 "AN ACT TO AMEND VARIOUS SECTIONS OF THE
15 ARKANSAS CODE PERTAINING TO THE
16 TRANSPORTATION OF MANUFACTURED HOMES."
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code 27-35-301(6) is amended to read as follows:

22 "(6) 'Overwidth' means any manufactured home unit in excess of
23 eight feet (8') in width, ~~exclusive of clearance lights or eaves;~~"
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25 SECTION 2. Arkansas Code 27-35-301(8) is amended to read as follows:

26 "(8) ~~'Trailer unit' means a structure designed for use as a~~
27 ~~dwelling, office, or classroom which is eight feet (8') or less in width or~~
28 ~~sixty feet (60') or less in length and is capable of being moved upon the~~
29 ~~highways when combined with a pulling vehicle. 'Width' means the largest~~
30 ~~overall width of a manufactured home in the traveling mode, including bay~~
31 ~~windows, roof projections, overhangs, or eaves under which there is no~~
32 ~~interior space.~~"
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34 SECTION 3. Arkansas Code 27-35-302 is amended to read as follows:

35 "27-35-302. Limitations on movement.

36 ~~Trailer units~~ Manufactured home units eight feet (8') or less in width

1 and sixty feet (60') or less in length may be moved on the highways of this
2 state without the procurement of the special permit under this subchapter."

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4 SECTION 4. Arkansas Code 27-35-304 is amended to read as follows:

5 "27-35-304. Special permit to move - Fee.

6 (a)(1) Manufactured home units may be lawfully moved interstate and
7 intrastate on the highways, roads, and streets of this state by procuring a
8 *special permit issued by the department. The rules and regulations of the*
9 *commission, with respect to the movement of manufactured homes upon the*
10 *highways of this state shall be equally applicable to the movement of*
11 *manufactured homes upon city streets and county roads in this state. No*
12 *municipality or county shall require local permits, bonds, fees, or licenses*
13 *for the interstate or intrastate movement of manufactured homes permitted by*
14 *the department.*

15 (2) A permit shall be required for each single continuous
16 movement of each manufactured home unit.

17 (3) Manufactured home units in excess of sixteen feet six inches
18 (16' 6") in width may be moved upon the public highways of this state by
19 obtaining an emergency permit approved by the department. Factors to be
20 considered in approval of such emergency permit shall include, but not be
21 limited to:

22 (A) Maximum overall width;

23 (B) Distance to travel;

24 (C) Condition of the highway; and

25 (D) The volume and type of traffic.

26 ~~(3)(4) No special permit shall be issued for any manufactured~~
27 ~~home unit exceeding eighteen feet (18') in width inclusive of clearance lights~~
28 ~~or eaves.~~

29 (b) Special permits required under this subchapter may be obtained from
30 any department weigh station or the central offices of the department, and the
31 department shall charge a fee of ten dollars (\$10.00) for the permit, provided
32 the manufactured home unit to be moved does not exceed ~~sixteen feet (16')~~
33 sixteen feet six inches (16' 6") in width ~~inclusive of clearance lights or~~
34 ~~eaves.~~

35 (c) The department shall charge a fee of no more than one hundred fifty
36 dollars (\$150) if the manufactured home to be moved is greater than sixteen

1 feet six inches (16') (16' 6") in width ~~inclusive of clearance lights or eaves~~
 2 but does not exceed eighteen feet (18') ~~in width inclusive of clearance lights~~
 3 ~~or eaves.~~"

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 5 SECTION 5. Arkansas Code 27-35-306 is amended by inserting an
 6 additional subsection at the end thereof to read as follows:

7 "(g)(1) On any controlled access, divided highway with four (4) or more
 8 lanes, any manufactured home in excess of fourteen feet six inches (14' 6") in
 9 width shall be accompanied by one (1) escort vehicle. The escort vehicle
 10 shall travel behind the manufactured home.

11 (2) On all other highways, the movement of manufactured homes in
 12 excess of twelve feet (12') in width through fourteen feet six inches (14' 6")
 13 in width shall be accompanied by one (1) escort vehicle. The escort vehicle
 14 shall travel in front of the manufactured home. The movement of manufactured
 15 homes in excess of fourteen feet six inches (14' 6") in width shall be
 16 accompanied by two (2) escort vehicles. One (1) escort vehicle shall travel
 17 in front of the manufactured home and one (1) escort vehicle shall travel
 18 behind the manufactured home."

19
 20 SECTION 6. Arkansas Code 27-35-310(a) is amended to read as follows:

21 "(a) In addition to the requirements on persons and payloads issued
 22 permits to move manufactured homes and houses on Arkansas highways under
 23 §§ 27-35-304 and 27-35-309, a person issued a permit to move manufactured
 24 homes or houses under this subchapter shall be authorized to temporarily stop
 25 or halt traffic and safely direct, control, and regulate traffic around the
 26 manufactured home or house while maneuvering his payloads on or off the public
 27 streets, ~~or~~ highways or bridges."

28
 29 SECTION 7. All provisions of this act of a general and permanent nature
 30 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
 31 Revision Commission shall incorporate the same in the Code.

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 33 SECTION 8. If any provision of this act or the application thereof to
 34 any person or circumstance is held invalid, such invalidity shall not affect
 35 other provisions or applications of the act which can be given effect without
 36 the invalid provision or application, and to this end the provisions of this

1 act are declared to be severable.

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3 SECTION 9. All laws and parts of laws in conflict with this act are
4 hereby repealed.

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/s/ Woolridge

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APPROVED: 3/22/1999

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