

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005

A Bill

HOUSE BILL 1282

4
5 By: Representatives Rankin, Petrus, Bolin, L. Evans
6 By: Senators Higginbotham, J. Jeffress

For An Act To Be Entitled

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10 AN ACT TO PERMIT EARTHMOVING EQUIPMENT USED
11 PRIMARILY IN FARMING OPERATIONS TO MOVE ON
12 HIGHWAYS BEYOND A FIFTY (50) MILE RADIUS; AND FOR
13 OTHER PURPOSES.

Subtitle

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16 AN ACT TO PERMIT EARTHMOVERS USED IN
17 FARMING OPERATIONS TO TRAVEL MORE THAN
18 FIFTY (50) MILES ON HIGHWAYS.

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

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23 SECTION 1. Arkansas Code § 27-35-210(a)(2), concerning permits for
24 special cargoes, is amended to read as follows:

25 (2)(A) It shall not be necessary to obtain a permit for nor
26 shall it be unlawful to move any vehicle or machinery in excess of the
27 maximum width prescribed in § 27-35-206 which is used for normal farm
28 purposes only such as, but not limited to, hay harvesting equipment, plows,
29 tractors, bulldozers, combines, etc., where:

30 (i) It is hauled on a vehicle licensed as a natural
31 resources vehicle;

32 (ii) The vehicle or machinery is owned by a person
33 primarily engaged in farming operations and is being operated by an owner of
34 the vehicle or an owner's employee;

35 ~~(ii)~~(iii) The vehicle or machinery is being
36 transported by a farm machinery equipment dealer or repairman in making a



1 delivery of new or used equipment or machinery to the farm of the purchaser;
 2 or

3 ~~(iii)~~(iv) The vehicle or machinery is being used in
 4 making a pick up and delivery of the farm machinery or equipment from the
 5 farm to a shop of a farm equipment dealer or repair person for repairs and
 6 return to the farm; and

7 ~~(iv)~~(v) The movement is performed during daylight
 8 hours within a radius of fifty (50) miles of the point of origin thereof and
 9 no part of the movement is upon any highway designated and known as a part of
 10 the national system of interstate and defense highways or any fully
 11 controlled access highway facility.

12 (B) It shall not be unlawful to nor shall it be necessary
 13 to obtain a special permit to transport round bales of hay upon any public
 14 highway or road that is not a fully controlled highway or road if the load
 15 does not exceed twelve feet (12') in width.

16 (C) Notwithstanding the provisions of subdivision
 17 (a)(2)(A), permits may be issued for the movement of earthmoving equipment
 18 that is a tractor with dirt pan in tow used primarily for farming operations
 19 to travel upon the state highways in excess of a fifty (50) mile radius of
 20 the point of origin subject to the following requirements:

21 (i) The permit shall be issued only to owners of the
 22 vehicles who are primarily engaged in farming operations;

23 (ii) The permit issued shall be limited to daylight
 24 operation for a specified seventy-two hour period and shall specify the route
 25 of travel;

26 (iii) No part of the movement may be upon any
 27 interstate highway or fully controlled-access facility;

28 (iv) Proof of liability insurance for the tow
 29 vehicle shall be submitted to the Arkansas Highway Police;

30 (v) Vehicles shall be accompanied by a front escort
 31 vehicle with flashing amber lights, radio contact with the vehicle operator,
 32 and "wide load" signs;

33 (vi)(a) Vehicles may be moved in convoys of no more
 34 than three (3) vehicles with escorts at the front and rear of the convoy;

35 (b) Convoys shall pull off the highway at
 36 sufficient intervals to allow traffic to pass; and

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(vii) Permit fees shall be set by the State Highway

Commission.