

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

State of Arkansas

As Engrossed: S3/19/99 S3/29/99

82nd General Assembly

## A Bill

Regular Session, 1999

HOUSE BILL 2020

By: Representatives Angel, Ferguson

### For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE 27-14-601(a)(3)(H)(i), (ii), (iii) AND (iv) RELATING TO TRUCKS TRANSPORTING AGRICULTURAL PRODUCTS AND OTHER NATURAL RESOURCES; AND FOR OTHER PURPOSES. "

### Subtitle

"AMEND ARKANSAS CODE RELATING TO TRUCKS TRANSPORTING AGRICULTURAL PRODUCTS AND OTHER NATURAL RESOURCES. "

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

SECTION 1. Arkansas Code 27-14-601(a)(3)(H)(i), (ii), (iii), and (iv) are amended to read as follow:

"(i) In order to aid in the development of the natural resources ~~of~~ and to promote agriculture in Arkansas, and in order to eliminate apparent inequities in license charges for vehicles using only improved roads and those used primarily on the farm, in the wooded areas, and off the main highway system of this state, a special classification is created to provide a *different and more equitable rate for those vehicles used exclusively for the noncommercial hauling of farm products produced in this state and for hauling feed, seed, fertilizer and other products commonly produced or used in agricultural operations, or for hauling animal feed by owners of livestock or poultry for consumption in this state by livestock or poultry owned by them and for those vehicles used in hauling unfinished and unprocessed farm products, forest products, and clay minerals and ores, originating and produced in Arkansas from the point of production, harvesting, or severance to*

1 ~~the a~~ point in ~~this the~~ state at which they ~~shall~~ first undergo any  
 2 processing, preparation for processing, conversion, or transformation from  
 3 their ~~raw~~ natural, or severed state. The hauling of unprocessed farm products  
 4 shall be considered noncommercial hauling. Notwithstanding any provision of  
 5 this subdivision to the contrary, farmers may transport cotton seed from the  
 6 gin or warehouse to the first point of sale under this special classification.

7 Rock or stone or crushed rock or crushed stone, except rock or stone which is  
 8 to undergo further processing into a finished or semi finished product other  
 9 than crushed rock or crushed stone, shall not be construed as 'clay minerals'  
 10 or 'ores' under the provisions of this classification.

11 (ii) The annual license fees for vehicles classified as natural  
 12 resources vehicles shall be as follows:

13 (a) For a vehicle with two (2) axles, a fee of three dollars and ninety  
 14 cents (\$3.90) per one thousand pounds (1,000 lbs.) of gross loaded weight of  
 15 the vehicle, with a minimum fee of thirty-two dollars and fifty cents (\$32.50)  
 16 and a maximum fee of sixty-five dollars (\$65.00) for each vehicle;

17 (b) For a vehicle with three (3) axles, a fee of ninety-seven dollars  
 18 and fifty cents (\$97.50);

19 (c) For a vehicle with four (4) axles, a fee of one hundred thirty  
 20 dollars (\$130);

21 (d) For a vehicle with five (5) axles, a fee of one hundred sixty-two  
 22 dollars and fifty cents (\$162.50);

23 (e) For a vehicle with five (5) axles used exclusively by the owner of  
 24 livestock or poultry in hauling animal feed for consumption in this state by  
 25 the owner's livestock or poultry, a fee of six hundred fifty dollars (\$650);

26 (f) Notwithstanding any of the provisions of this subdivision (a)(3)(H)  
 27 to the contrary, for a vehicle to be operated separately, or in combination  
 28 with other vehicles, which vehicle or combination has a total outside width in  
 29 excess of one hundred two inches (102") but not exceeding one hundred eight  
 30 inches (108") and is utilized or intended to be utilized to transport  
 31 compacted seed cotton ~~from the farm to the first point at which such seed~~  
 32 ~~cotton shall first undergo any processing, preparation for processing, or~~  
 33 ~~transformation from its compacted state~~, the annual license fee shall be six  
 34 hundred fifty dollars (\$650). Provided, any full trailer or semitrailer used  
 35 in combination with such registered vehicle shall also be registered in  
 36 accordance with and pursuant to the applicable fees set out in subdivision

1 (a)(3)(I) of this section. That portion of the annual license fee established  
2 by this subdivision (a)(3)(H)(ii)(f ) which equals four hundred eighty-seven  
3 dollars and fifty cents (\$487.50) is declared to be a permit fee for the use  
4 of the public roads and streets of this state by such vehicles while operated  
5 separately, or in combination with other vehicles, due to the unusual design  
6 and size of such vehicles, or combinations of vehicles.

7 (iii)(a) The foregoing vehicles shall not exceed the maximum axle load  
8 permitted by law.

9 (b) Five-axle vehicles may haul maximum gross loaded weights of up to  
10 eighty thousand pounds (80,000 lbs.) without the purchase of any additional or  
11 different type license.

12 (iv) The director shall cause to be issued special and distinctive  
13 license plates for vehicles in this classification, with separate license  
14 *plates to be established for those vehicles used in the noncommercial hauling*  
15 *of farm products, ~~animal feed~~ produced in this state and for hauling feed,*  
16 *seed, fertilizer and other products commonly produced or used in agricultural*  
17 *operations,* or compacted seed cotton and separate license plates to be  
18 established for those vehicles hauling timber products, clay minerals, or  
19 ores."  
20

21 SECTION 2. All provisions of this act of a general and permanent nature  
22 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
23 Revision Commission shall incorporate the same in the Code.  
24

25 SECTION 3. If any provision of this act or the application thereof to  
26 any person or circumstance is held invalid, such invalidity shall not affect  
27 other provisions or applications of the act which can be given effect without  
28 the invalid provision or application, and to this end the provisions of this  
29 act are declared to be severable.  
30

31 SECTION 4. All laws and parts of laws in conflict with this act are  
32 hereby repealed.  
33

/s/ Angel