

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

82nd General Assembly

A Bill

Regular Session, 1999

SENATE BILL 543

By: Senators Wooldridge, Scott, Webb

For An Act To Be Entitled

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

Subtitle

"AN ACT TO AMEND VARIOUS SECTIONS OF THE
ARKANSAS CODE PERTAINING TO THE
TRANSPORTATION OF MANUFACTURED HOMES."

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

SECTION 1. Arkansas Code 27-35-301(6) is amended to read as follows:

"(6) 'Overwidth' means any manufactured home unit in excess of
eight feet (8') in width, ~~exclusive of clearance lights or eaves;~~"

SECTION 2. Arkansas Code 27-35-301(8) is amended to read as follows:

"(8) ~~'Trailer unit' means a structure designed for use as a
dwelling, office, or classroom which is eight feet (8') or less in width or
sixty feet (60') or less in length and is capable of being moved upon the
highways when combined with a pulling vehicle.~~ 'Width' means the largest
overall width of a manufactured home in the traveling mode, including bay
windows, roof projections, overhangs, or eaves under which there is no
interior space."

SECTION 3. Arkansas Code 27-35-302 is amended to read as follows:

"27-35-302. Limitations on movement.

~~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."

3
 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.~~ "

4
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.

32
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

act are declared to be severable.

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 All laws and parts of laws in conflict with this act are hereby repealed.

/s/ Woolridge