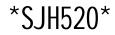
Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1	State of Arkansas	As Engrossed: S3/10/99 S3/31/99		
2	82nd General Assembly	A B1ll		
3	Regular Session, 1999		SENATE BILL 8	80
4				
5	By: Senator Walters			
6				
7				
8		For An Act To Be Entitled		
9	"AN ACT TO AMEND THE ARKANSAS CODE TO AUTHORIZE THE			
10	STATE HIGH	HWAY COMMISSION TO ISSUE SPECIAL PERMI	TS	
11	UNDER CERT	TAIN CONDITIONS FOR THE MOVEMENT OF SE	ALED	
12	CONTAI NERI	IZED CARGO UNITS UPON THE HIGHWAYS OF	THI S	
13	STATE; TO	DECLARE AN EMERGENCY; AND FOR OTHER		
14	PURPOSES. '	u.		
15				
16		Subtitle		
17	"TO ,	AUTHORIZE THE MOVEMENT OF SEALED		
18	CONT	AINERIZED CARGO UNITS ON THE STATE		
19	HI GH	WAYS BY SPECIAL PERMIT."		
20				
21				
22	BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:			
23				
24	SECTION 1. Arkansas Code 27-35-210 is amended by adding an additional			
25	subsection to read as follows:			
26	" <u>(k)(1)</u> The Sta	ate Highway Commission is hereby autho	rized to issue	
27	special permits in conformance with the provisions of this section for the			
28	movement of sealed cor	ntainerized cargo units upon highways	<u>under the</u>	
29	commission's jurisdiction subject to the restrictions and conditions deemed			
30	appropriate by the commission as contained within this section and the			
31	following additional restrictions:			
32	(A) Such containerized cargo units must be part of			
33	international trade and be moved on the highways due to importation from, or			-
34	exportation to, another country;			
35	(B) A copy of the international bill of lading signed by a			a
36	custom's official, or an international bill of lading with equipment			



As Engrossed: S3/10/99 S3/31/99

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1	interchange and inspection report must be submitted to the commission before a	
2	permit may be issued;	
3	(C) The operators of such units shall at all times have in	
4	their possession a copy of the documents as described in (B) above;	
5	(D) All vehicles operating under a sealed containerized	
6	cargo unit permit shall have a minimum of five (5) full time load bearing	
7	axles and shall not exceed twenty thousand (20,000) pounds per axle, or total	
8	gross vehicle weight of ninety thousand pounds;	
9	(E) All vehicles operating under a sealed containerized	
10	cargo unit permit must not exceed the legal width, length, or height	
11	restrictions as set out in this subchapter; and	
12	(F) The payment of the charges for each special permit as	
13	ascertained in the manner set out in subsection (e) of this section.	
14	(2) A special permit may be issued pursuant to this subsection	
15	only for a single continuous movement or operation to be executed or performed	
16	within six (6) consecutive days of the issuance of the permit by one (1)	
17	vehicle within one (1) county of this state."	
18		
19	SECTION 2. All provisions of this act of a general and permanent nature	
20	are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code	
21	Revision Commission shall incorporate the same in the Code.	
22		
23	SECTION 3. If any provision of this act or the application thereof to	
24	any person or circumstance is held invalid, such invalidity shall not affect	
25	other provisions or applications of the act which can be given effect without	
26	the invalid provision or application, and to this end the provisions of this	
27	act are declared to be severable.	
28		
29	SECTION 4. All laws and parts of laws in conflict with this act are	
30	hereby repealed.	
31		
32	SECTION 5. EMERGENCY CLAUSE. It is hereby found and determined by the	
33	Eighty-second General Assembly that the movement in international commerce of	
34	sealed containerized cargo units from one mode of transportation to another at	
35	times necessitates the movement of such containers upon the highways; that the	
36	current law does not authorize the movement of such containers upon the	

2

1	<u>highways of this state; that such movement is vital to the economic growth of</u>
2	this state by enhancing the availability of international markets and trade;
3	that until this act becomes effective the citizens of this state will not be
4	able to avail themselves of such markets and trade in a meaningful manner; and
5	that only by the immediate passage and effectiveness of this act may this
6	problem be solved. Therefore, an emergency is declared to exist and this act
7	being immediately necessary for the preservation of the public peace, health
8	and safety shall become effective on the date of its approval by the Governor.
9	If the bill is neither approved nor vetoed by the Governor, it shall become
10	effective on the expiration of the period of time during which the Governor
11	may veto the bill. If the bill is vetoed by the Governor and the veto is
12	overridden, it shall become effective on the date the last house overrides the
13	<u>veto.</u>
14	/s/ Walters