

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 83rd General Assembly  
3 Regular Session, 2001

# A Bill

SENATE BILL 682

4  
5 By: Senator Whitaker  
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## For An Act To Be Entitled

8  
9 AN ACT TO AMEND ARKANSAS CODE 27-35-304 TO AUTHORIZE  
10 COUNTY JUDGES TO ISSUE PERMITS FOR MOVING  
11 MANUFACTURED HOMES ON COUNTY ROADS; AND FOR OTHER  
12 PURPOSES.  
13

## Subtitle

14 TO AUTHORIZE COUNTY JUDGES TO ISSUE  
15 PERMITS FOR MOVING MANUFACTURED HOMES ON  
16 COUNTY ROADS.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. Arkansas Code 27-35-304 is amended to read as follows:  
23 27-35-304. Special permit to move - Fee.

24 (a)(1) Manufactured home units may be lawfully moved interstate and  
25 intrastate on the highways, roads, and streets of this state, and upon any  
26 county road in this state, by procuring a special permit issued by the  
27 Arkansas State Highway and Transportation Department for movement upon state  
28 highways, roads, and streets or, in the case of movement upon county roads,  
29 by procuring a special permit from the office of the county judge.

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

32 (3) Manufactured home units in excess of sixteen feet six inches  
33 (16' 6") in width may be moved upon the public highways of this state by  
34 obtaining an emergency permit approved by the department. Factors to be  
35 considered in approval of such emergency permit shall include, but not be  
36 limited to:

- 1 (A) Maximum overall width;
- 2 (B) Distance to travel;
- 3 (C) Condition of the highway; and
- 4 (D) The volume and type of traffic.

5 (4) No special permit shall be issued for any manufactured home  
6 unit exceeding eighteen feet (18') in width.

7 (b)(1) The rules and regulations of the State Highway Commission, with  
8 respect to the movement of manufactured homes upon the highways of this state  
9 shall be equally applicable to the movement of manufactured homes upon city  
10 streets ~~and county roads~~ in this state.

11 (2)(A) No municipality or county shall require local permits,  
12 bonds, fees, or licenses for the interstate or intrastate movement of  
13 manufactured homes permitted by the department for movement upon state  
14 highways, roads, and streets.

15 (B)(i) Permits for movement of manufactured homes upon  
16 county roads shall be required before any movement is made upon a county  
17 road.

18 (ii) County permits shall be issued at no charge by  
19 the office of the county judge.

20 (iii) The permit application, at a minimum, must  
21 contain the name of the individual or company moving the manufactured home,  
22 the date and time the movement is to take place, the county roads upon which  
23 the movement will take place, and an acknowledgement by the individual or  
24 company moving the manufactured home that any damage caused to a county road  
25 or right-of-way shall be the responsibility of the individual or company  
26 moving the manufactured home.

27 (iv) Any person moving a manufactured home on a  
28 county road without a permit as required by this section shall be guilty of a  
29 Class A misdemeanor.

30 (c)(1) ~~Special~~ Other than the county permit, special permits required  
31 under this subchapter may be obtained from any department weigh station or  
32 from the central offices of the department, and the department shall charge a  
33 fee of ten dollars (\$10.00) for the permit, provided that the manufactured  
34 home unit to be moved does not exceed sixteen feet six inches (16' 6") in  
35 width.

36 (2) The department shall charge a fee of no more than one

1 hundred fifty dollars (\$150) if the manufactured home to be moved is greater  
2 than sixteen feet six inches (16' 6") in width but does not exceed eighteen  
3 feet (18') in width.

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