SENATE BILL 917

R6 (7lr2076)

ENROLLED BILL

— Judicial Proceedings/Environment and Transportation —

Introduced by Senators Mathias, Eckardt, and Hershey

Read and Examined by Proofreaders: Proofreader. Proofreader. Sealed with the Great Seal and presented to the Governor, for his approval this ____ day of ____ at ____ o'clock, ___M. President. CHAPTER AN ACT concerning Motor Vehicles - Gross Weight and Axle Load and Seasonal Exceptional Poultry Hauling Permit - Poultry FOR the purpose of exempting a certain combination of vehicles with a trailer or semitrailer from certain gross weight limits under certain circumstances; establishing the gross weight limit for a certain combination of vehicles with a trailer or semitrailer that is carrying poultry under certain circumstances; authorizing a certain combination of vehicles with a trailer or semitrailer to have a certain axle load limit tolerance and gross weight limit tolerance under certain circumstances; applying certain provisions of law regarding exceptional hauling permits to a certain combination of vehicles with a trailer or semitrailer authorizing the State Highway Administration to issue a seasonal exceptional poultry hauling permit that authorizes certain axle configurations and certain increased weight limits during a certain time period annually under certain circumstances; requiring a certain combination of vehicles with a trailer or semitrailer to submit to and pass a certain inspection with a certain

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

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Strike out indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



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frequency; requiring a certain person operating a certain combination of vehicles with a trailer or semitrailer to have a copy of a certain inspection report while operating the combination of vehicles; requiring the State Highway Administration to enter into a certain agreement with a certain poultry processing company for the collection of certain information; requiring that the information specified in the agreement be provided to the Administration with a certain frequency; requiring certain poultry processing facilities to submit certain information to the Administration on or before a certain date each year; establishing certain goals for the percentage of certain combinations of vehicles that have a certain axle configuration; requiring the Administration to use certain information to determine the progress made toward meeting the goals established under this Act; requiring the Administration to submit a certain report to certain committees of the General Assembly on or before a certain date each year; providing for the termination dates of this Act under certain circumstances; making stylistic changes; and generally relating to gross weight and axle load and seasonal exceptional poultry hauling permits for certain poultry carriers.

- 17 BY repealing and reenacting, with amendments,
- 18 Article Transportation
- 19 Section 24-109 and 24-113.2
- 20 Annotated Code of Maryland
- 21 (2012 Replacement Volume and 2016 Supplement)
- 22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
- 23 That the Laws of Maryland read as follows:

24 Article – Transportation

 $25 \quad \frac{24-109}{2}$

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- 26 (a) (1) In this section the following words have the meanings indicated.
- 27 <u>(2) "Single axle weight" means the total weight transmitted by all wheels</u>
 28 whose centers may be included between 2 parallel transverse vertical planes 40 inches
 29 apart extending across the full width of the vehicle.
 - (3) "Tandem axle weight" means the total weight transmitted to the road by 2 or more consecutive axles whose centers may be included between parallel vertical planes spaced more than 40 inches apart but not more than 96 inches apart extending across the full width of the vehicle.
- 34 (b) An over-the-road bus or any vehicle that is regularly and exclusively used as 35 an intrastate public agency passenger bus:
- 36 (1) Is exempt from tandem axle weight limits provided in this section; but

- (2) Shall comply with the vehicle and combination of vehicles weight limits provided in this section that are not tandem axle weight limits.
- (c) Notwithstanding any other provisions of this title, EXCEPT SUBSECTION (G)(3) OF THIS SECTION, the overall gross weight on a group of 2 or more consecutive axles may not exceed an amount produced by application of the following formula:

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Distance in

where "W" = overall gross weight on any group of 2 or more consecutive axles to the nearest 500 pounds, "L" = distance in feet measured horizontally between the vertical centerlines of the extreme of any group of 2 or more consecutive axles, and "N" = number of axles in group under consideration, except that 2 consecutive sets of tandem axles may carry a gross load of 34,000 pounds each providing the overall distance between the first and last axles of such consecutive sets of tandem axles is 36 feet or more; provided, that such overall gross weight may not exceed eighty thousand (80,000) pounds, including any enforcement or statutory tolerances.

- (d) [The] EXCEPT AS PROVIDED IN SUBSECTION (G)(3) OF THIS SECTION,
 THE following table indicates the permissible overall gross weights based upon the above formula:
- 21 feet between 22 the extremes of any group of 2 23 24 or more 25 **consecutive** axles 26 2 axles 3 axles 4 axles 6 axles 7 axles 5 axles 34.000 27 28 34.000 5 6 34.000 29 30 7 34,000 31 32 34.000 34,000 and less 33 More than 34 38,000 42,000 39,000 42,500 35 ₽ 43 500 40 000 36 10 44,000 37 11 12 45.000 38 50.000 45.500 39 13 50.500 51.500 40 14 46.500

1	15		47,000	$\frac{52,000}{1}$			
2	16		48,000	52,500	58,000		
3			· · · · · · · · · · · · · · · · · · ·	/	•		
	17		48,500	53,500	58,500		
4	18		49,500	$\frac{54,000}{1}$	59,000		
5	10		50,000	$\frac{54,500}{1}$	60,000		
6	20		51,000	55,500	60,500	66,000	
7	21		51,500	56,000	61,000	66,500	
			· · · · · · · · · · · · · · · · · · ·	,	*	,	
8	<u>22</u>		$\frac{52,500}{}$	$\frac{56,500}{}$	61,500	67,000	
9	23		$\frac{53,000}{1}$	$\frac{57,500}{}$	$\frac{62,500}{}$	68,000	
10	24		$\frac{54,000}{}$	58,000	63,000	68,500	$\frac{74,000}{}$
11	25		54,500	58,500	63,500	69,000	74,500
12	26		55,500	59,500	64,000	$\frac{69,500}{69,500}$	75,000
			•	•			•
13	$\frac{27}{27}$		56,000	60,000	65,000	70,000	$\frac{75,500}{}$
14	28		57,000	60,500	65,500	$\frac{71,000}{1}$	$\frac{76,500}{}$
15	20		$\frac{57,500}{}$	$\frac{61,500}{1}$	66,000	$\frac{71,500}{}$	$\frac{77,000}{}$
16	30		58,500	$\frac{62,000}{}$	$\frac{66,500}{}$	$\frac{72,000}{}$	77,500
17	31		59,000	$\frac{62,500}{62,500}$	$\frac{67,500}{67,500}$	$\frac{72,500}{72,500}$	78,000
			· · · · · · · · · · · · · · · · · · ·	•	·	•	•
18	32		60,000	$\frac{63,500}{6}$	68,000	$\frac{73,000}{1}$	$\frac{78,500}{1}$
19	33			64,000	68,500	$\frac{74,000}{}$	$\frac{79,000}{1}$
20	34			64,500	69,000	$\frac{74,500}{}$	80,000
21	35			$\frac{65,500}{65,500}$	70,000	75,000	,
		Erromtion		00,000	10,000	10,000	
22	36	Exception:					
23		See					
24		subsection					
25		(e),					
26		this					
$\frac{20}{27}$		section		(CC 000)	70 500	75 500	
	0.	section		(66,000)	70,500	75,500	
28	37			$\frac{(66,500)}{}$	$\frac{71,000}{1}$	$\frac{76,000}{}$	
29	38			$\frac{(67,500)}{}$	$\frac{72,000}{1}$	77,000	
30	39			68,000	$\frac{72,500}{}$	$\frac{77,500}{}$	
31	40			68,500	73,000	78,000	
32	41			$\frac{69,500}{69,500}$	$\frac{73,500}{73,500}$	78,500	
				,	•	,	
33	42			$\frac{70,000}{1}$	$\frac{74,000}{1}$	79,000	
34	43			$\frac{70,500}{}$	$\frac{75,000}{1}$	80,000	
35	44			$\frac{71,500}{}$	$\frac{75,500}{}$		
36	45			$\frac{72,000}{1}$	76,000		
37	46			$\frac{72,500}{72,500}$	$\frac{76,500}{76,500}$		
				,	•		
38	47			$\frac{73,500}{}$	$\frac{77,500}{}$		
39	48			$\frac{74,000}{}$	$\frac{78,000}{1}$		
40	49			$\frac{74,500}{}$	$\frac{78,500}{1}$		
41	50			$\frac{75,500}{}$	79,000		
42	51			$\frac{76,000}{76,000}$	80,000		
				,	00,000		
43	52			76,500			
44	53			$\frac{77,500}{}$			
45	54			$\frac{78,000}{1}$			
46	55			$\frac{78,500}{1}$			
47	56			$\frac{79,500}{79,500}$			
41	90			10,000			

57 80.000 1 2 The EXCEPT AS PROVIDED IN SUBSECTION (G)(3) OF THIS SECTION. THE-gross weight of any vehicle or combination of vehicles may not exceed the following 3 limits: 4 Gross 5 6 Number of weight (in pounds) 7 axles 8 55,000 Three or less 66.000 9 Four Five as provided for in § 13-916 or § 13-923 of this 10 11 article 80.000 12 A trailer with metal tires and a gross weight of more than 6,000 pounds may 13 not be moved on a highway. Except on interstate highways, a single unit vehicle with 3 axles, or a 14 combination of vehicles with a trailer less than 32 feet long or a semitrailer less than 45 15 16 feet long, either registered as a farm vehicle or carrying farm products as defined under 17 § 10-601 of the Agriculture Article that were loaded in fields or other off-highway locations, is permitted an axle load limit tolerance of \$\frac{1}{5}\$ percent \$\frac{1}{5}\%\$ from subsections (c) and (d) of 18 this section, except during harvest time when an axle load limit tolerance of [15 percent] 19 15% from subsections (c) and (d) of this section is permitted for a vehicle carrying the 20 following agricultural products: 21 22 (i) Wheat, for the period from June 1 to August 15: Corn. for the period from July 1 to December 1: 23 (ii) Sovbeans, for the period from September 1 to December 31; and 24 (iii) 25 Vegetable crops, for the period from June 1 to October 31. (iv) 26 (2)(i) Except on interstate highways, a single unit vehicle with at least 3 axles or a combination of vehicles with a trailer length of less than 32 feet carrying forest 27 products that have been loaded in forests or other similar off-highway locations is 28 29 permitted an axle load limit tolerance of \$\frac{1}{10}\$ percent \$\frac{10\psi}{10\psi}\$ from subsections (c) and (d) of 30 this section, except for the period from June 1 through September 30 when an axle load limit tolerance of [15 percent] 15% from subsections (c) and (d) of this section is permitted. 31 32 Except on interstate highways, a combination of vehicles with a (ii) semitrailer length of 45 feet or less carrying forest products that have been loaded in forests 33 or other similar off-highway locations is permitted an axle load limit tolerance of [5] 34

percent 5% from subsections (c) and (d) of this section, except for the period from June 1

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$\frac{1}{2}$	through September 30 when an axle load limit tolerance of [15 percent] 15% from subsections (e) and (d) of this section is permitted.
3 4	(3) (I) The overall gross weight is 88,000 pounds for a combination of vehicles with a trailer or semitrailer that:
5 6	1. Has an axle configuration of not less than 5 axles;
7 8	2. On and after May 8, 2017, has axles that are at least 96 inches apart;
9 10	3. Submits to a motor carrier safety inspection under § 25–111 of this article;
11 12	4. Complies with all posted bridge weight limits;
13	5. Does not use the interstate highway system;
14 15	6. Is carrying live poultry from a farm to a processing facility; and
16 17	7. Does not carry the live poultry more than 150 miles.
18 19 20 21	(II) A COMBINATION OF VEHICLES DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY HAVE AN AXLE LOAD LIMIT TOLERANCE OF 3% FROM SUBSECTION (C) OF THIS SECTION AND A GROSS WEIGHT LIMIT TOLERANCE OF 3% FROM SUBPARAGRAPH (I) OF THIS PARAGRAPH IN:
22	1. CAROLINE COUNTY;
23	2. CECIL COUNTY;
24	3. Dorchester County;
25	4. KENT COUNTY;
26	5. QUEEN ANNE'S COUNTY;
27	6. SOMERSET COUNTY;

1	7. TALBOT COUNTY;
2	8. WICOMICO COUNTY; OR
3	9. WORCESTER COUNTY.
4 5 6 7	(h) (1) Any vehicle that uses an auxiliary power unit or an idle-reduction technology unit in order to promote reduction of fuel use and emissions from engine idling shall be allowed up to an additional 550 pounds total in gross, axle, tandem, or bridge formula weight limits.
8 9	(2) To be eligible for the additional weight limit allowed under paragraph (1) of this subsection, the vehicle operator must:
10 11	(i) Obtain and make available to law enforcement officers written certification of the weight of the auxiliary power unit or idle-reduction technology unit; and
12 13	(ii) By demonstration or certification, prove that the idle-reduction technology unit is fully functional at all times.
14 15 16	(3) The additional weight limit allowed under paragraph (1) of this subsection may not exceed the certified weight of the auxiliary power unit or idle-reduction technology unit.
17	24–113.2.
18 19 20	(a) Unless otherwise provided by federal law, an exceptional hauling permit issued under this section is not valid on the interstate highway system, as defined in $\S -101(j)$ of this article.
21 22	(b) Notwithstanding any other provision of this title, the State Highway Administration may issue an exceptional hauling permit for a combination of vehicles that:
23 24	(1) (i) Carries farm products as defined in § $10-601(c)$ of the Agriculture Article, other than milk, that:
25	1. Are loaded in fields or other off-highway locations; and
26	2. Are the only load of the vehicle; and
27 28	(ii) Has an axle configuration of not less than six axles and a front-to-rear centerline axle spacing of not less than 50 feet; [or]
29 30 31	(2) (i) Carries to a processing plant raw liquid milk that is the only load on the vehicle and is loaded from bulk liquid milk storage tanks at one or more farm locations; and

1 2	(ii) Has an axle configuration of not less than six axles and a front-to-rear centerline axle spacing of not less than 50 feet; OR
3 4	(3) MEETS THE DESCRIPTION UNDER § 24-109(G)(3) OF THIS SUBTITLE
5 6	(I) <u>Carries live poultry from a farm to a processing</u> <u>FACILITY FROM NOVEMBER 1 UNTIL APRIL 30 OF THE FOLLOWING YEAR IN:</u>
7	1. CAROLINE COUNTY;
8	2. <u>CECIL COUNTY</u> ;
9	3. DORCHESTER COUNTY;
10	4. KENT COUNTY;
11	5. QUEEN ANNE'S COUNTY;
12	6. SOMERSET COUNTY;
13	7. TALBOT COUNTY;
14	8. WICOMICO COUNTY; OR
15	9. WORCESTER COUNTY;
16 17	(II) 1. A. HAS AN AXLE CONFIGURATION OF NOT LESS THAN FIVE AXLES; AND
18 19 20	B. HAS AXLES THAT ARE AT LEAST 96 INCHES APART A TRAILER OR SEMITRAILER AXLE SPACING OF AT LEAST 96 INCHES BETWEEN AXLES; OR
21 22	2. HAS AN AXLE CONFIGURATION OF NOT LESS THAN SIX AXLES; AND
23 24	(III) SUBMITS TO A MOTOR CARRIER SAFETY INSPECTION UNDER § 25–111 OF THIS ARTICLE.
25	(c) A combination of vehicles operating under the authority of an exceptional

hauling permit issued under subsection (b) of this section shall:

1	(1) Comp	oly with the following weight limits:
2	(i)	A maximum of 20,000 pounds gross weight on a single axle;
3 4 5	(ii) individual vehicles in the of this subtitle; and	For any consecutive axle configuration of two or more axles on combination, the maximum gross weight specified in § 24–109(d)
6	(iii)	A maximum of:
7 8	of vehicles carrying farm	1. 87,000 pounds gross combination weight for a combination products other than milk; [or]
9	of vehicles carrying milk	2. 95,000 pounds gross combination weight for a combination gors
$egin{array}{c} 1 \ 2 \ 1 \ 3 \end{array}$	COMBINATION OF VEH	3. 88,000 POUNDS GROSS COMBINATION WEIGHT FOR A ICLES DESCRIBED UNDER § 24–109(G)(3) OF THIS SUBTITLE RY;
14 15	(2) (I) Driver/Vehicle Level 1 in	Twice each year, submit to and pass a North American Standard spection; OR
16 17 18	(II) 24-109(G)(3) OF THIS S SUBMIT TO AND PASS A	FOR A COMBINATION OF VEHICLES DESCRIBED UNDER § CUBTITLE CARRYING LIVE POULTRY, ONCE TWICE EACH YEAR,
19 20	LEVEL 1 INSPECTION;	1. A NORTH AMERICAN STANDARD DRIVER/VEHICLE OR
21 22	INSPECTION; and	2. <u>A</u> NORTH AMERICAN STANDARD VEHICLE LEVEL 5
23 24	(3) Be a combination weight and	llowed a load limit tolerance of only 1,000 pounds for gross 15% for axle weights.
25 26	-	ating a combination of vehicles under the authority of an ait issued under subsection (b) of this section, a person may not:
27	(1) Viola	te a highway restriction issued by a competent authority;
28 29	(2) Operated as defined in § 8–101(i) of	ate the combination of vehicles on the interstate highway system, f this article:

- Operate the combination of vehicles if the combination of vehicles exceeds any tire weight rating or tire speed restriction adopted under § 25–111 of this article; or
- 4 (4) Fail to comply with the terms and conditions of the exceptional hauling 5 permit.
- 6 (e) While operating a combination of vehicles under the authority of an exceptional hauling permit issued under subsection (b) of this section, a person shall have 8 in the person's possession:
 - (1) The original exceptional hauling permit issued for the vehicle; and
- 10 (2) (I) For each vehicle in the combination of vehicles, a copy of a valid 11 North American Standard Driver/Vehicle Level 1 inspection report issued within the 12 preceding 180 days that shows no out—of—service violations; OR
- (II) FOR EACH VEHICLE IN THE COMBINATION OF VEHICLES

 DESCRIBED UNDER § 24–109(G)(3) OF THIS SUBTITLE CARRYING LIVE POULTRY, A

 COPY OF A VALID NORTH AMERICAN STANDARD DRIVER/VEHICLE LEVEL 1

 INSPECTION OR A VALID NORTH AMERICAN STANDARD VEHICLE LEVEL 5

 INSPECTION REPORT ISSUED WITHIN THE PRECEDING 365 180 DAYS THAT SHOWS

 NO OUT-OF-SERVICE VIOLATIONS.
- 19 (f) (1) A violation of this section, regulations adopted to implement this 20 section, or the terms and conditions of an exceptional hauling permit issued under 21 subsection (b) of this section shall:
- (i) Void the authority granted under the exceptional hauling permit;
- 23 (ii) Subject the vehicle to all weight requirements and tolerances 24 specified in this article; and
- (iii) For a violation of a weight restriction specified in this section that exceeds 5,000 pounds, subject the exceptional hauling permit to immediate confiscation by an officer or authorized civilian employee of the Department of State Police, an officer of the Maryland Transportation Authority Police, or any police officer.
- 29 (2) A person who confiscates an exceptional hauling permit under 30 paragraph (1) of this subsection shall immediately notify the State Highway 31 Administration.
- 32 (3) On notification of the confiscation of an exceptional hauling permit, the 33 State Highway Administration shall review the confiscation, verify the violation of a weight 34 restriction, and, if the State Highway Administration determines that a violation did occur, 35 revoke the permit.

1 2 3		rator of a combination of vehicles may appeal the permit to the State Highway Administrator or the
4 5 6	Administrator's designee, weight an	m the State Highway Administrator or the d delivery records of the holder of an exceptional ormal course of business shall be provided by:
7	(i) The holder	of the exceptional hauling permit; or
8 9 10	, , ,	nat receives farm products, as defined in § 10–601(c) by a vehicle operating under the authority of an
11 12 13		exceptional hauling permit or a facility that receives a request under this subsection, the State Highway
14	(i) Suspend th	e holder's exceptional hauling permit; or
15 16	(ii) Prohibit a authority of the exceptional hauling p	vehicle from delivering farm products under the permit to the noncompliant facility.
17 18	(h) (1) THIS SECTION S	SUBSECTION APPLIES TO POULTRY PROCESSING
19	1. <u>(1)</u>	CAROLINE COUNTY;
20	2. (II)	CECIL COUNTY;
21	3. (III)	DORCHESTER COUNTY;
22	4- (IV)	KENT COUNTY;
23	5. <u>(V)</u>	QUEEN ANNE'S COUNTY;
24	<u>€. (VI)</u>	SOMERSET COUNTY;
25	7. (VII)	TALBOT COUNTY;
26	§. <u>(VIII)</u>	WICOMICO COUNTY; AND
27	9. (IX)	WORCESTER COUNTY 5.

1	(2) THE STATE HIGHWAY ADMINISTRATION SHALL ENTER INTO AN
2	AGREEMENT WITH BEFORE OCTOBER 1 EACH YEAR, EACH POULTRY PROCESSING
3	COMPANY FACILITY SPECIFIED IN PARAGRAPH (1) OF THIS SUBSECTION FOR THE
4	COLLECTION OF INFORMATION RELEVANT TO THE IMPLEMENTATION AND USE OF
5	EXCEPTIONAL HAULING PERMITS ISSUED TO COMBINATIONS OF VEHICLES
6	DESCRIBED UNDER § 24–109(G)(3) OF THIS SUBTITLE SHALL SUBMIT TO THE STATE
7	HIGHWAY ADMINISTRATION A COMPLETE LIST OF REGISTERED COMBINATIONS OF
8	VEHICLES USED FOR CARRYING LIVE POULTRY IN ACCORDANCE WITH THIS SECTION
9	THAT INCLUDES THE FOLLOWING INFORMATION FOR EACH VEHICLE:
0	(I) <u>VEHICLE IDENTIFICATION NUMBER;</u>
1	(II) NUMBER OF AXLES;
	(m) 160m nagara nagara na managaran nagaran nagaran
12	(III) MOST RECENT DATE OF INSPECTION REQUIRED UNDER
13	PARAGRAPH (C)(2)(II) OF THIS SECTION; AND
4	(IV) CURRENT MILEAGE.
14	(IV) CURRENT MILEAGE.
15	(3) The goals for the percentage of the poultry processing
16	FACILITY INDUSTRY'S COMBINATIONS OF VEHICLES USED FOR CARRYING LIVI
17	POULTRY IN ACCORDANCE WITH THIS SECTION THAT HAVE AN AXLE CONFIGURATION
8	OF NOT LESS THAN SIX AXLES ARE AS FOLLOWS:
9	(I) 15% BY OCTOBER 31, 2018;
20	(II) 30% BY OCTOBER 31, 2019;
21	(III) 45% BY OCTOBER 31, 2020;
22	(IV) 60% BY OCTOBER 31, 2021; AND
23	(V) 75% BY OCTOBER 31, 2022.
24	(4) THE STATE HIGHWAY ADMINISTRATION SHALL USE THI
25	INFORMATION SUBMITTED UNDER PARAGRAPH (2) OF THIS SUBSECTION TO
26	DETERMINE THE PROGRESS MADE TOWARD MEETING THE GOALS ESTABLISHED IN
27	PARAGRAPH (3) OF THIS SUBSECTION.
00	(3) A POULTRY PROCESSING PLANT SHALL PROVIDE THE
28 29	(3) A POULTRY PROCESSING PLANT SHALL PROVIDE THE INFORMATION SPECIFIED IN AN AGREEMENT UNDER THIS PARAGRAPH TO THE
30 30	

1	(4) ON OR BEFORE DECEMBER 31 EACH YEAR, THE STATE HIGHWAY
2	ADMINISTRATION SHALL REPORT THE INFORMATION SUBMITTED UNDER
3	PARAGRAPH (2) OF THIS SUBSECTION AND THE DETERMINATION MADE UNDER
4	PARAGRAPH (4) OF THIS SUBSECTION TO THE SENATE JUDICIAL PROCEEDINGS
5	COMMITTEE AND THE HOUSE ENVIRONMENT AND TRANSPORTATION COMMITTEE
6	IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE.
7 8	(I) (1) An applicant for an exceptional hauling permit shall pay to the State Highway Administration:
9 10	(i) 1. $$250$ for the issuance of a new annual permit or the annual renewal; or
11	2. \$30 for the issuance of a 30-day permit;
12 13	(ii) \$1,000 for the reinstatement of a permit that was revoked under subsection (f)(3) of this section for a first violation; and
14 15 16	(iii) \$5,000 for the reinstatement of a permit that was revoked under subsection (f)(3) of this section for a second or subsequent violation within the prior 24 months.
17	(2) A fee paid under this subsection is nonrefundable.
18 19	[(i)] (J) Except as otherwise provided in this section, an exceptional hauling permit is valid for:
20	(1) 1 year from the date of issuance for an annual permit; or
21	(2) 30 consecutive days for a 30-day permit.
22 23	[(j)] (K) In consultation with the Secretary of State Police, the State Highway Administration shall adopt regulations to implement this section.
24 25	[(k)] (L) (1) An exceptional hauling permit is issued under this section at the discretion of the State Highway Administrator.
26 27 28	(2) The State Highway Administrator may stop issuing or renewing exceptional hauling permits under this section if the Administrator determines that the use of the permits is adversely affecting any part of the State highway system.

29 (3) The State Highway Administrator shall promptly report to the General Assembly, in accordance with § 2–1246 of the State Government Article, regarding any decision to stop issuing or renewing exceptional hauling permits under this section and the reason for the decision.

SECTION 2. AND BE IT FURTHER ENACTED, That:

2 3 4 5	(a) The State Highway Administration shall notify the Department of Legislative Services within 5 days after determining that 45% of the poultry processing facility industry's combinations of vehicles used for carrying live poultry have an axle configuration of not less than six axles.
6 7 8 9	(b) (1) If the notice required under subsection (a) of this section is not received by the Department of Legislative Services on or before October 31, 2020, this Act shall be abrogated and of no further force and effect without the necessity of further action by the General Assembly.
10 11 12 13	(2) If the notice required under subsection (a) of this section is received by the Department of Legislative Services on or before October 31, 2020, this Act shall, at the end of October 31, 2022, be abrogated and of no further force and effect without the necessity of further action by the General Assembly.
14 15 16 17	SECTION \cong 3. AND BE IT FURTHER ENACTED, That this Act shall take effect June <u>October</u> 1, 2017. It shall remain effective for a period of 3 years and, at the end of May 31, 2020, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.
	Δ 1
	Approved:
	Governor.
	President of the Senate.

Speaker of the House of Delegates.