HLS 20RS-1178 ORIGINAL

2020 Regular Session

HOUSE BILL NO. 766

1

BY REPRESENTATIVE BROWN

MTR VEHICLE/TRUCK REGS: Provides relative to the authorization of dump trucks

AN ACT

2	To enact R.S. 32:388(B)(1)(b)(v) and (B)(4)(b)(introductory paragraph) and (xiv) through
3	(xvii), relative to trucks hauling construction aggregates; to provide that such
4	authorization to exceed the maximum gross vehicle weight limit shall not apply in
5	certain circumstances; to provide for exceptions; to provide for definitions; and to
6	provide for related matters.
7	Be it enacted by the Legislature of Louisiana:
8	Section 1. R.S. 32:388(B)(1)(b)(v) and (B)(4)(b)(introductory paragraph) and (xiv)
9	through (xvii) are hereby enacted to read as follows:
10	§388. Penalties; payments
11	* * *
12	B.(1)
13	* * *
14	(b)
15	* * *
16	(v) No dump truck hauling concrete or construction aggregates shall be
17	assessed a penalty for exceeding its maximum permissible axle weight, as
18	determined by law, provided the total excess gross weight is ten percent or less of the
19	truck's maximum permissible gross weight, the truck does not exceed the posted load
20	while crossing a posted bridge, the truck is not operating on the interstate system,

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1	and no tire on the truck exceeds its tire weight rating. If the truck's total excess gross
2	weight is greater than ten percent of its maximum permissible gross weight, as
3	determined by law, the truck shall be assessed a penalty calculated on the total
4	amount by which the truck's weight exceeds its maximum permissible gross weight,
5	as determined by law. For the purposes of this Section, "dump truck" shall mean a
6	vehicle designed exclusively to transport construction aggregates.
7	* * *
8	(4)
9	* * *
10	(b) When used in this Paragraph Section, "construction aggregates" means
11	any of the following:
12	* * *
13	(xiv) Bulk soil.
14	(xv) Bulk rock.
15	(xvi) Sand rock.
16	(xvii) Asphalt millings.
17	* * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 766 Original

2020 Regular Session

Brown

Abstract: Creates a weight variance for "dump trucks".

<u>Present law</u> defines "construction aggregates" as sand, gravel, crushed stone, reef shell, clam shell, sand-clam shell mixture, sand-reef shell mixture, sand clay gravel, clam-reef shell mixture, crushed concrete, expanded clay, calcium sulfate hemihydrate, and asphalt.

<u>Proposed law</u> modifies the <u>present law</u> definition for "construction aggregates" to include bulk soil, bulk rock, sand rock, and asphalt millings.

<u>Proposed law</u> authorizes dump trucks hauling concrete or construction aggregates to exceed the maximum permissible axle weight, without a penalty, provided the truck does not exceed its maximum permissible gross weight by more than 10%, the truck does not exceed the posted load while crossing a posted bridge, the truck is not operating on the interstate system, and no tire on the truck exceeds its tire weight rating.

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<u>Proposed law</u> further provides that if the truck's total excess weight is greater than 10% of its maximum permissible gross weight it must be assessed a penalty based on the total amount by which the truck's weight exceeds its maximum permissible gross weight.

<u>Proposed law</u> defines "dump truck" as a vehicle designed exclusively to transport construction aggregates.

(Adds R.S. 32:388(B)(1)(b)(v) and (B)(4)(b)(intro. para.) and (xiv) through (xvii))