HLS 24RS-1167 ENGROSSED

AN ACT

2024 Regular Session

HOUSE BILL NO. 825

1

BY REPRESENTATIVE ROMERO

MTR VEHICLE/TRUCK REGS: Provides relative to dump trucks

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

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1	load while crossing a pos	ted brid	ge, the	truck is not	operating of	n the interstate	
2	system, and no tire on th	e truck	exceed	s its tire we	ight rating.	However, the	
3	maximum gross vehicle weight of any such vehicle shall not exceed eighty thousand						
4	pounds plus a tolerance thereon of not more than two percent. If the truck's total						
5	excess gross weight is great	ater thar	n five p	ercent of its n	naximum pe	rmissible gross	
6	weight, as determined by law, the truck shall be assessed a penalty calculated on the						
7	total amount by which the truck's weight exceeds its maximum permissible gross						
8	weight, as determined by law, and shall not exceed eighty thousand pounds plus a						
9	tolerance thereon of not more than two percent. For the purposes of this Section,						
10	"dump truck" shall mean a	a vehicle	e desig	ned exclusive	ly to transpo	ort construction	
11	aggregates.						
12		*	*	*			
13	(4)						
14		*	*	*			
15	(b) When used in this Paragraph Section, "construction aggregates" means						
16	any of the following:						
17		*	*	*			
18	(xvi) Bulk rock.						
19	(xvii) Sand rock.						
20	(xviii) Asphalt mil	lings.					
21		*	*	*			

## **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 825 Engrossed

2024 Regular Session

Romero

**Abstract:** Provides for trucks hauling construction aggregates authorization to exceed the maximum gross vehicle weight limit in certain circumstances. Provides for exceptions and definitions.

<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

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mixture, crushed concrete, expanded clay, calcium sulfate hemihydrate, asphalt, bulk soil, and dirt.

<u>Proposed law</u> modifies the <u>present law</u> definition of "construction aggregates" to include 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 5%, 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.

<u>Proposed law</u> further provides that if the truck's total excess weight is greater than 5% 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> provides that the maximum gross weight of dump trucks hauling concrete or construction aggregates with up to 5% of excess weight cannot exceed 80,000 pounds with a 2% tolerance.

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

(Amends R.S. 32:388(B)(4)(b)(intro. para.); Adds R.S. 32:388(B)(1)(b)(v) and (4)(b)(xvi) through (xviii))

## Summary of Amendments Adopted by House

The Committee Amendments Proposed by <u>House Committee on Transportation</u>, Highways and Public Works to the original bill:

- 1. Change the allowable variance in <u>proposed law</u> for dump trucks hauling concrete or construction aggregates <u>from</u> 10% <u>to</u> 5% of the total gross weight.
- 2. Add provision that specifies the trucks cannot exceed 80,000 pounds plus a tolerance of 2%.