

FILED

2005 APR 18 P 5:47

OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 2005



ENROLLED

House Bill No. 2497

(By Delegates Talbott and Morgan)



Passed April 5, 2005

In Effect Ninety Days from Passage

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SECRETARY OF STATE

E N R O L L E D

H. B. 2497

(BY DELEGATES TALBOTT AND MORGAN)

[Passed April 5, 2005; in effect ninety days from passage.]

AN ACT to amend and reenact §17C-17-9a of the Code of West Virginia, 1931, as amended, relating to the regulation of truck trailer weights; providing for single unit trucks having one steering axle and four axles in quadem and setting a seventy-three thousand pound gross weight limit with a tolerance of ten percent for these trucks; providing that a single unit truck with one steering axle and two axles in tandem operating in combination with a trailer with two axles is limited to a maximum gross weight of eighty thousand pounds with a tolerance of ten percent; clarifying that registered weight includes the tolerance granted by law; and providing that a single unit truck with one steering axle and three axles in tridem operating in combination with a trailer with two axles is limited to a maximum gross weight of eighty thousand pounds with a tolerance of ten percent.

Be it enacted by the Legislature of West Virginia:

That §17C-17-9a of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 17. SIZE, WEIGHT AND LOAD.

§17C-17-9a. Gross weight of vehicles and loads.

1 (a) It is unlawful for any owner, lessee or borrower of a
2 vehicle or combination of vehicles to operate on any highway
3 other than the national system of interstate and defense high-
4 ways that vehicle or combination of vehicles with a gross
5 weight in excess of the gross weight for which such vehicle or
6 combination of vehicles is registered or in excess of any weight
7 limitation set forth in this chapter, whether such limitation be
8 specifically stated in this chapter or set by express authority
9 granted this chapter: *Provided*, That if any vehicle is operated
10 within the tolerances established in this section for the gross
11 weight of that vehicle, then that vehicle shall be deemed for all
12 purposes to be operating at the gross weight for which it is
13 registered and the registered weight is deemed to include the ten
14 percent tolerance associated with it under this section.

15 (b) Subject to the limit upon the weight imposed upon the
16 highway through any one axle as set forth in section eight of
17 this article, the total gross weight on vehicles or combination of
18 vehicles operated on any highway other than the national
19 system of interstate and defense highways shall be as follows:

20 (1) A single unit truck having one steering axle and two
21 axles in tandem shall be limited to a maximum gross weight of
22 sixty thousand pounds with a tolerance of ten percent.

23 (2) A single unit truck having one steering axle and three
24 axles in tridem arrangement shall be limited to a maximum
25 gross weight of seventy thousand pounds with a tolerance of ten
26 percent.

27 (3) A single unit truck having one steering axle and four
28 axles in quadem arrangement shall be limited to a maximum

29 gross weight of seventy-three thousand pounds with a tolerance
30 of ten percent.

31 (4) A tractor-semitrailer combination with five axles, a
32 tractor-semitrailer combination with six or more axles, a single
33 unit truck having one steering axle and two axles in tandem in
34 combination with a trailer with two axles and a single unit truck
35 having one steering axle and three axles in tridem in combina-
36 tion with a trailer with two axles, shall be limited to a maximum
37 gross weight of eighty thousand pounds with a tolerance of ten
38 percent.

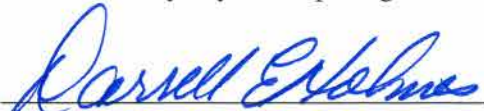
That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.



Chairman Senate Committee


Chairman House Committee

Originating in the House.

In effect ninety days from passage.


Clerk of the Senate


Clerk of the House of Delegates


President of the Senate


Speaker of the House of Delegates

The within is approved this the 18th
day of April, 2005.


Governor

PRESENTED TO THE
GOVERNOR

Date 4/2/05

Time 2:55 pm