

SECOND REGULAR SESSION

# HOUSE BILL NO. 1190

## 97TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES KELLEY (127) (Sponsor), SHULL, BAHR, SPENCER,  
MONTECILLO, MIMS, FLANIGAN, LANT, REIBOLDT, WIELAND, DAVIS, SOMMER, WHITE,  
MILLER AND ENGLISH (Co-sponsors).

4671L.011

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To repeal section 304.180, RSMo, and to enact in lieu thereof one new section relating to emergency utility response permits.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Section 304.180, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 304.180, to read as follows:

304.180. 1. No vehicle or combination of vehicles shall be moved or operated on any highway in this state having a greater weight than twenty thousand pounds on one axle, no combination of vehicles operated by transporters of general freight over regular routes as defined in section 390.020 shall be moved or operated on any highway of this state having a greater weight than the vehicle manufacturer's rating on a steering axle with the maximum weight not to exceed twelve thousand pounds on a steering axle, and no vehicle shall be moved or operated on any state highway of this state having a greater weight than thirty-four thousand pounds on any tandem axle; the term "tandem axle" shall mean a group of two or more axles, arranged one behind another, the distance between the extremes of which is more than forty inches and not more than ninety-six inches apart.

2. An "axle load" is defined as the total load transmitted to the road by all wheels whose centers are included between two parallel transverse vertical planes forty inches apart, extending across the full width of the vehicle.

3. Subject to the limit upon the weight imposed upon a highway of this state through any one axle or on any tandem axle, the total gross weight with load imposed by any group of two

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16 or more consecutive axles of any vehicle or combination of vehicles shall not exceed the  
 17 maximum load in pounds as set forth in the following table:

18 Distance in feet

19 between the extremes

20 of any group of two or

21 more consecutive axles,

22 measured to the nearest

23 foot, except where

24 indicated otherwise

Maximum load in pounds

25 feet    2 axles    3 axles    4 axles    5 axles    6 axles

26 4        34,000

27 5        34,000

28 6        34,000

29 7        34,000

30 8        34,000            34,000

31 More than 8 38,000    42,000

32 9        39,000    42,500

33 10       40,000    43,500

34 11       40,000    44,000

35 12       40,000    45,000    50,000

36 13       40,000    45,500    50,500

37 14       40,000    46,500    51,500

38 15       40,000    47,000    52,000

39 16       40,000    48,000    52,500    58,000

40 17       40,000    48,500    53,500    58,500

41 18       40,000    49,500    54,000    59,000

42 19       40,000    50,000    54,500    60,000

43 20       40,000    51,000    55,500    60,500    66,000

44 21       40,000    51,500    56,000    61,000    66,500

45 22       40,000    52,500    56,500    61,500    67,000

46 23       40,000    53,000    57,500    62,500    68,000

47 24       40,000    54,000    58,000    63,000    68,500

48 25       40,000    54,500    58,500    63,500    69,000

49 26       40,000    55,500    59,500    64,000    69,500

50 27       40,000    56,000    60,000    65,000    70,000

51 28       40,000    57,000    60,500    65,500    71,000

52	29	40,000	57,500	61,500	66,000	71,500
53	30	40,000	58,500	62,000	66,500	72,000
54	31	40,000	59,000	62,500	67,500	72,500
55	32	40,000	60,000	63,500	68,000	73,000
56	33	40,000	60,000	64,000	68,500	74,000
57	34	40,000	60,000	64,500	69,000	74,500
58	35	40,000	60,000	65,500	70,000	75,000
59	36		60,000	66,000	70,500	75,500
60	37		60,000	66,500	71,000	76,000
61	38		60,000	67,500	72,000	77,000
62	39		60,000	68,000	72,500	77,500
63	40		60,000	68,500	73,000	78,000
64	41		60,000	69,500	73,500	78,500
65	42		60,000	70,000	74,000	79,000
66	43		60,000	70,500	75,000	80,000
67	44		60,000	71,500	75,500	80,000
68	45		60,000	72,000	76,000	80,000
69	46		60,000	72,500	76,500	80,000
70	47		60,000	73,500	77,500	80,000
71	48		60,000	74,000	78,000	80,000
72	49		60,000	74,500	78,500	80,000
73	50		60,000	75,500	79,000	80,000
74	51		60,000	76,000	80,000	80,000
75	52		60,000	76,500	80,000	80,000
76	53		60,000	77,500	80,000	80,000
77	54		60,000	78,000	80,000	80,000
78	55		60,000	78,500	80,000	80,000
79	56		60,000	79,500	80,000	80,000
80	57		60,000	80,000	80,000	80,000

81

82 Notwithstanding the above table, two consecutive sets of tandem axles may carry a gross load  
83 of thirty-four thousand pounds each if the overall distance between the first and last axles of such  
84 consecutive sets of tandem axles is thirty-six feet or more.

85 4. Whenever the state highways and transportation commission finds that any state  
86 highway bridge in the state is in such a condition that use of such bridge by vehicles of the  
87 weights specified in subsection 3 of this section will endanger the bridge, or the users of the

88 bridge, the commission may establish maximum weight limits and speed limits for vehicles using  
89 such bridge. The governing body of any city or county may grant authority by act or ordinance  
90 to the state highways and transportation commission to enact the limitations established in this  
91 section on those roadways within the purview of such city or county. Notice of the weight limits  
92 and speed limits established by the commission shall be given by posting signs at a conspicuous  
93 place at each end of any such bridge.

94 5. Nothing in this section shall be construed as permitting lawful axle loads, tandem axle  
95 loads or gross loads in excess of those permitted under the provisions of Section 127 of Title 23  
96 of the United States Code.

97 6. Notwithstanding the weight limitations contained in this section, any vehicle or  
98 combination of vehicles operating on highways other than the interstate highway system may  
99 exceed single axle, tandem axle and gross weight limitations in an amount not to exceed two  
100 thousand pounds. However, total gross weight shall not exceed eighty thousand pounds, except  
101 as provided in subsections 9 and 10 of this section.

102 7. Notwithstanding any provision of this section to the contrary, the department of  
103 transportation shall issue a single-use special permit, or upon request of the owner of the truck  
104 or equipment, shall issue an annual permit, for the transporting of any concrete pump truck or  
105 well-drillers' equipment. The department of transportation shall set fees for the issuance of  
106 permits pursuant to this subsection. Notwithstanding the provisions of section 301.133, concrete  
107 pump trucks or well-drillers' equipment may be operated on state-maintained roads and highways  
108 at any time on any day.

109 8. Notwithstanding the provision of this section to the contrary, the maximum gross  
110 vehicle limit and axle weight limit for any vehicle or combination of vehicles equipped with an  
111 idle reduction technology may be increased by a quantity necessary to compensate for the  
112 additional weight of the idle reduction system as provided for in 23 U.S.C. Section 127, as  
113 amended. In no case shall the additional weight increase allowed by this subsection be greater  
114 than five hundred fifty pounds. Upon request by an appropriate law enforcement officer, the  
115 vehicle operator shall provide proof that the idle reduction technology is fully functional at all  
116 times and that the gross weight increase is not used for any purpose other than for the use of idle  
117 reduction technology.

118 9. Notwithstanding subsection 3 of this section or any other provision of law to the  
119 contrary, the total gross weight of any vehicle or combination of vehicles hauling livestock may  
120 be as much as, but shall not exceed, eighty-five thousand five hundred pounds while operating  
121 on U.S. Highway 36 from St. Joseph to U.S. Highway 63, on U.S. Highway 65 from the Iowa  
122 state line to U.S. Highway 36, and on U.S. Highway 63 from the Iowa state line to U.S. Highway  
123 36, and on U.S. Highway 63 from U.S. Highway 36 to Missouri Route 17. The provisions of this

124 subsection shall not apply to vehicles operated on the Dwight D. Eisenhower System of Interstate  
125 and Defense Highways.

126       10. Notwithstanding any provision of this section or any other law to the contrary, the  
127 total gross weight of any vehicle or combination of vehicles hauling milk from a farm to a  
128 processing facility may be as much as, but shall not exceed, eighty-five thousand five hundred  
129 pounds while operating on highways other than the interstate highway system. The provisions  
130 of this subsection shall not apply to vehicles operated and operating on the Dwight D.  
131 Eisenhower System of Interstate and Defense Highways.

132       **11. Notwithstanding any provision of this section or any other law, the department**  
133 **of transportation shall issue emergency utility response permits for the transporting of**  
134 **utility wires or cables, poles, and equipment needed for repair work immediately following**  
135 **a disaster where utility service has been disrupted. Under exigent circumstances, verbal**  
136 **approval of such operation may be made either by the motor carrier compliance supervisor**  
137 **or other designated motor carrier services representative. Utility vehicles and equipment**  
138 **used to assist utility companies granted special permits under this subsection may be**  
139 **operated and transported on state-maintained roads and highways at any time on any day.**  
140 **The department of transportation shall promulgate all necessary rules and regulations for**  
141 **the administration of this section. Any rule or portion of a rule, as that term is defined in**  
142 **section 536.010, that is created under the authority delegated in this section shall become**  
143 **effective only if it complies with and is subject to all of the provisions of chapter 536 and,**  
144 **if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of**  
145 **the powers vested with the general assembly pursuant to chapter 536 to review, to delay**  
146 **the effective date, or to disapprove and annul a rule are subsequently held**  
147 **unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted**  
148 **after August 28, 2014, shall be invalid and void.**

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