

Amend SB 1173 (house committee report) as follows:

(1) On page 30, lines 19 and 20, strike "to Sections 522.011, 522.042, and 522.071, Transportation Code,".

(2) Add the following appropriately numbered SECTIONS to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 621.102(d), Transportation Code, is amended to read as follows:

(d) A vehicle operating under a permit issued under Section 623.011, 623.0171, 623.071, 623.094, 623.121, 623.142, 623.181, 623.192, or 623.212 may operate under the conditions authorized by the permit over a road for which the executive director of the Texas Department of Transportation has set a maximum weight under this section.

SECTION _____. Section 621.301(e), Transportation Code, is amended to read as follows:

(e) A vehicle operating under a permit issued under Section 623.011, 623.0171, 623.071, 623.094, 623.121, 623.142, 623.181, 623.192, or 623.212 may operate under the conditions authorized by the permit over a road for which the commissioners court has set a maximum weight under this section.

SECTION _____. Section 622.011(a), Transportation Code, is amended to read as follows:

(a) In this subchapter, "ready-mixed concrete truck" means:

(1) a vehicle designed exclusively to transport or manufacture ready-mixed concrete and includes a vehicle designed exclusively to transport and manufacture ready-mixed concrete; ~~[or]~~

(2) a concrete pump truck; or

(3) a volumetric concrete truck.

SECTION _____. Section 622.012, Transportation Code, is amended to read as follows:

Sec. 622.012. AXLE WEIGHT RESTRICTIONS. Except as permitted under Section 623.0171, a ~~[(a) A]~~ ready-mixed concrete truck with three axles may be operated on a public highway of this state only if the tandem axle weight is not heavier than 46,000 pounds and the single axle weight is not heavier than 23,000 pounds.

~~[(b) A truck may be operated at a weight that exceeds the maximum single axle or tandem axle weight limitation by not more than 10 percent if the gross weight is not heavier than 69,000 pounds and the department has issued a permit that authorizes the operation of the vehicle under Section 623.0171.]~~

SECTION _____. Section 623.0113, Transportation Code, is amended to read as follows:

Sec. 623.0113. ROUTE RESTRICTIONS. (a) Except as provided by Subsection (b), a permit issued under Section 623.011 or 623.0171 does not authorize the operation of a vehicle on:

(1) the national system of interstate and defense highways in this state if the weight of the vehicle is greater than authorized by federal law; or

(2) a bridge for which a maximum weight and load limit has been established and posted by the Texas Transportation Commission under Section 621.102 or the commissioners court of a county under Section 621.301, if the gross weight of the vehicle and load or the axles and wheel loads are greater than the limits established and posted under those sections.

(b) The restrictions under Subsection (a)(2) do not apply if a bridge described by Subsection (a)(2) provides the only public vehicular access from an origin or to a destination by a holder of a permit issued under Section 623.011 or 623.0171.

SECTION _____. Section 623.0171, Transportation Code, is amended by amending Subsections (b), (h), (i), and (j) and adding Subsection (n) to read as follows:

(b) The department may issue a permit that authorizes the operation of a ready-mixed concrete truck:

(1) with three axles at a weight that exceeds the maximum single axle or tandem axle weight limitation authorized under Section 622.012 by not more than 10 percent, if the gross weight is not heavier than 69,000 pounds; and

(2) with more than three axles at a gross weight and axle weight allowed for a permit issued under Section 623.011.

(h) A ~~[Unless otherwise provided by state or federal law, a]~~ county or municipality may not require a permit, fee, or license for the operation of a ready-mixed concrete truck in addition to a

permit, fee, or license required by state law.

(i) Section 622.014 does not apply to a permit issued under this section. Section 622.015 does not apply to an owner of a ready-mixed concrete truck who holds a permit under this section for the truck.

(j) A [~~Unless otherwise provided by state or federal law, a~~] ready-mixed concrete truck may operate on a state, county, or municipal road, including a load-zoned county road or a frontage road adjacent to a federal interstate highway, if the truck displays a sticker required by Subsection (e) and does not exceed the maximum gross weight authorized under this section [~~Section 622.012~~].

(n) The operation of a ready-mixed concrete truck in excess of the maximum gross or axle weight authorized by a permit issued under this section does not invalidate the permit for purposes of determining other weights authorized by the permit.