

By: Israel

H.B. No. 3355

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the operation of vehicles transporting precast
3 prestressed concrete products; authorizing a fee.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 621.102(d), Transportation Code, is
6 amended to read as follows:

7 (d) A vehicle operating under a permit issued under Section
8 623.011, 623.071, 623.094, 623.121, 623.142, 623.181, 623.192,
9 623.212, ~~[or] 623.321, or 623.402 [as added by Chapter 1135 (H.B.~~
10 ~~2741), Acts of the 83rd Legislature, Regular Session, 2013,~~] may
11 operate under the conditions authorized by the permit over a road
12 for which the executive director of the Texas Department of
13 Transportation has set a maximum weight under this section.

14 SECTION 2. Section 621.301(e), Transportation Code, is
15 amended to read as follows:

16 (e) A vehicle operating under a permit issued under Section
17 623.011, 623.071, 623.094, 623.121, 623.142, 623.181, 623.192,
18 623.212, ~~[or] 623.321, or 623.402 [as added by Chapter 1135 (H.B.~~
19 ~~2741), Acts of the 83rd Legislature, Regular Session, 2013,~~] may
20 operate under the conditions authorized by the permit over a road
21 for which the commissioners court has set a maximum weight under
22 this section.

23 SECTION 3. Chapter 623, Transportation Code, is amended by
24 adding Subchapter U to read as follows:

1 SUBCHAPTER U. PRECAST PRESTRESSED CONCRETE PRODUCTS

2 Sec. 623.401. DEFINITION. In this subchapter, "precast
3 prestressed concrete products" means concrete that is batched,
4 placed in forms, and cured in a manufacturing facility for the
5 purpose of transporting to a job site to be erected into a final
6 structure.

7 Sec. 623.402. PERMIT FOR VEHICLE TRANSPORTING PRECAST
8 PRESTRESSED CONCRETE PRODUCTS. (a) The department shall issue a
9 permit that authorizes the operation of a vehicle or combination of
10 vehicles transporting precast prestressed concrete products at a
11 gross weight that is not heavier than 100,000 pounds.

12 (b) Except as provided by Subsection (e), to qualify for a
13 permit under this subchapter, a permit fee of \$1,000 must be paid.

14 (c) A permit issued under this subchapter:

15 (1) is valid for one year, except as provided by
16 Subsection (e); and

17 (2) must be carried in the vehicle for which it is
18 issued.

19 (d) A vehicle issued a permit under this subchapter may
20 operate on a state, county, or municipal road, including a
21 load-zoned county road or a frontage road adjacent to a federal
22 interstate highway, if the vehicle displays a sticker required by
23 Section 623.403 and does not exceed the maximum gross weight
24 authorized under Subsection (a).

25 (e) The department may issue a permit under this subchapter
26 that is valid for a period of less than one year. The department
27 shall prorate the applicable fee required by Subsection (b) for a

1 permit issued under this subsection as necessary to reflect the
2 term of the permit.

3 Sec. 623.403. PERMIT STICKER. (a) When the department
4 issues a permit under this subchapter, the department shall issue a
5 sticker to be placed on the front windshield of the vehicle. The
6 department shall design the form of the sticker to aid in the
7 enforcement of weight limits for vehicles.

8 (b) The sticker must:

9 (1) indicate the expiration date of the permit; and

10 (2) be removed from the vehicle when:

11 (A) the permit for operation of the vehicle
12 expires;

13 (B) a lease of the vehicle expires; or

14 (C) the vehicle is sold.

15 Sec. 623.404. COUNTY DESIGNATION. The department by rule
16 shall require an applicant under this subchapter to designate in
17 the permit application the counties in which the applicant intends
18 to operate.

19 Sec. 623.405. DISTRIBUTION OF FEE. Of the fee collected
20 under this subchapter for a permit, 50 percent of the amount
21 collected shall be divided among and distributed to the counties
22 designated under Section 623.404 in permit applications according
23 to department rule.

24 Sec. 623.406. CERTAIN COUNTY OR MUNICIPAL ACTIONS
25 PROHIBITED. Unless otherwise provided by state or federal law, a
26 county or municipality may not require a permit, fee, or license for
27 the operation of a vehicle described by Section 623.402(a) in

1 addition to a permit, fee, or license required by state law.

2 Sec. 623.407. TIMES AND DAYS OF MOVEMENT. (a) Movement
3 authorized by a permit issued under this subchapter may be made on
4 any day, provided that in a county with a population of more than
5 300,000, movement may not be made between:

6 (1) 7 a.m. and 9 a.m.; and

7 (2) 4 p.m. and 6 p.m.

8 (b) The Texas Department of Transportation may limit the
9 hours for travel on certain routes because of heavy traffic
10 conditions.

11 (c) The Texas Department of Transportation shall publish
12 the limitation on movements prescribed by this section and the
13 limitations adopted under Subsection (b) and shall make the
14 publications available to the public. Each limitation adopted by
15 the Texas Department of Transportation must be made available to
16 the public before it takes effect.

17 Sec. 623.408. INTERSTATE AND DEFENSE HIGHWAYS. (a) This
18 subchapter does not authorize the operation on the national system
19 of interstate and defense highways in this state of a vehicle of a
20 size or weight greater than those permitted under 23 U.S.C. Section
21 127.

22 (b) If the United States authorizes the operation on the
23 national system of interstate and defense highways of a vehicle of a
24 size or weight greater than those permitted under 23 U.S.C. Section
25 127 on September 1, 2017, the new limit automatically takes effect
26 on the national system of interstate and defense highways in this
27 state.

1 SECTION 4. This Act takes effect September 1, 2017.