

By: Birdwell

S.B. No. 906

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the movement of portable building units over a state
3 highway; authorizing a fee.

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

5 SECTION 1. Section [623.121](#), Transportation Code, is amended
6 by amending Subsection (a) and adding Subsection (a-1) to read as
7 follows:

8 (a) The department may issue a permit that authorizes the
9 operation of [to a person to operate] equipment to move over a state
10 highway one or more portable building units that in combination
11 with the towing vehicle are in excess of the length or width
12 limitations provided by law but less than 80 feet in length and,
13 unless the permit is issued for a single trip, not more than 13 feet
14 in width. The department may issue a permit under this subsection
15 that is valid for:

- 16 (1) a single trip;
17 (2) a period not exceeding 30 days;
18 (3) a period of 31 days or more but not exceeding 60
19 days; or
20 (4) a period of 61 days or more but not exceeding 90
21 days.

22 (a-1) A single trip permit issued under this section is:

- 23 (1) effective for a period of 10 days; and
24 (2) valid only for a single continuous movement.

1 SECTION 2. Section 623.122(a), Transportation Code, is
2 amended to read as follows:

3 (a) A municipality having a state highway in its territory
4 shall designate to the department the route in the municipality to
5 be used by equipment operating under a permit issued under
6 ~~[described by]~~ Section 623.121(a)(1) on ~~[623.121 moving over]~~ the
7 state highway. The department shall show the designated route on
8 each map routing the equipment.

9 SECTION 3. Section 623.123, Transportation Code, is amended
10 to read as follows:

11 Sec. 623.123. FORM OF APPLICATION AND PERMIT. (a) The
12 application for a permit under this subchapter ~~[Section 623.121]~~
13 must be in the form and by the method prescribed by the department [+

- 14 ~~[(1) be in writing,~~
- 15 ~~[(2) state the make and model of the portable building~~
16 ~~unit or units,~~
- 17 ~~[(3) state the length and width of the portable~~
18 ~~building unit or units,~~
- 19 ~~[(4) state the make and model of the towing vehicle,~~
- 20 ~~[(5) state the length and width of the towing vehicle,~~
- 21 ~~[(6) state the length and width of the combined~~
22 ~~portable building unit or units and towing vehicle,~~
- 23 ~~[(7) state each highway over which the portable~~
24 ~~building unit or units are to be moved,~~
- 25 ~~[(8) indicate the point of origin and destination, and~~
- 26 ~~[(9) be dated and signed by the applicant].~~

27 (b) A permit issued under this subchapter must be in the

1 form and contain the information prescribed by the department.

2 SECTION 4. Section 623.124, Transportation Code, is amended
3 to read as follows:

4 Sec. 623.124. FEES [~~FEF~~]. (a) An application for a permit
5 under this subchapter must be accompanied by a fee of:

6 (1) \$15 for a permit described by Section
7 623.121(a)(1);

8 (2) \$120 for a permit described by Section
9 623.121(a)(2);

10 (3) \$180 for a permit described by Section
11 623.121(a)(3); and

12 (4) \$240 for a permit described by Section
13 623.121(a)(4).

14 (b) The department shall send each fee collected under this
15 section to the comptroller. Of each fee received from the
16 department, the comptroller shall deposit:

17 (1) 50 percent [~~\$7.50~~] to the credit of the general
18 revenue fund; [~~and~~]

19 (2) 40 [~~of the remainder;~~
20 [~~(A) 90~~] percent to the credit of the state
21 highway fund; and

22 (3) [~~(B)~~] 10 percent to the credit of the Texas
23 Department of Motor Vehicles fund.

24 SECTION 5. Subchapter F, Chapter 623, Transportation Code,
25 is amended by adding Section 623.1285 to read as follows:

26 Sec. 623.1285. ROUTE RESTRICTIONS. A permit issued under
27 this subchapter does not authorize the operation of equipment on a

1 state highway of a size greater than the size permitted under
2 federal law for that highway.

3 SECTION 6. Sections 623.126 and 623.127, Transportation
4 Code, are repealed.

5 SECTION 7. This Act takes effect immediately if it receives
6 a vote of two-thirds of all the members elected to each house, as
7 provided by Section 39, Article III, Texas Constitution. If this
8 Act does not receive the vote necessary for immediate effect, this
9 Act takes effect September 1, 2017.