

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011

A Bill

HOUSE BILL 2058

4
5 By: Representative Patterson

For An Act To Be Entitled

8 AN ACT TO AUTHORIZE THE ISSUANCE OF DIRT HAULING
9 PERMITS FOR ECONOMIC DEVELOPMENT; AND FOR OTHER
10 PURPOSES.

Subtitle

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14 TO AUTHORIZE THE ISSUANCE OF DIRT HAULING
15 PERMITS FOR ECONOMIC DEVELOPMENT.

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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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20 SECTION 1. Arkansas Code Title 27, Chapter 35, Subchapter 2 is amended
21 to add an additional section to read as follows:

22 27-35-214. Dirt hauling permit.

23 (a) With respect to highways under its jurisdiction, the State Highway
24 Commission shall issue a special written dirt hauling permit as provided
25 under this section that is valid for twelve (12) consecutive months.

26 (b) An application for a dirt hauling permit under this section may be
27 made to the State Highway Commission:

28 (1) In person;

29 (2) In writing;

30 (3) By telephone; or

31 (4) By any means of electronic communication.

32 (c)(1) The application for a dirt hauling permit shall include:

33 (A) The name of the applicant;

34 (B) The name of the applicant's employer, if the applicant
35 is not self-employed;

36 (C) The business address of the applicant or employer;



1 (D) Proof of liability insurance for the tow vehicle;

2 (E) Any additional information the State Highway

3 Commission determines is necessary for its decision and records; and

4 (F) A dirt hauling permit fee set by the commission but

5 not to exceed two thousand dollars (\$2,000).

6 (2) The dirt hauling permit fee shall be deposited into the

7 State Highway and Transportation Department Fund.

8 (d) Upon receipt of the application for a dirt hauling permit, the

9 State Highway Commission shall issue a dirt hauling permit.

10 (e) The limitations on the dirt hauling permit issued under this

11 section are:

12 (1) The permit shall be issued only to owners of the vehicles

13 who are primarily engaged in farming or commercial earthmoving operations;

14 (2) The permit issued shall be limited to daylight operation;

15 (3) The hauling shall not be on an interstate highway or fully

16 controlled access facility; and

17 (4)(A) Vehicles shall be accompanied by escorts at the front and

18 rear of the convoy.

19 (B) The escorts shall have:

20 (i) Flashing amber lights;

21 (ii) Radio contact with the vehicle operator; and

22 (iii) "Wide load" signs.

23 (C) There is no limit on the number of vehicles that are

24 in a convoy.

25 (D) Convoys shall pull off the highway at sufficient

26 intervals to allow traffic to pass.

27 (f) A dirt hauling vehicle without a dirt hauling permit and in

28 violation of this section is subject to the penalties under § 27-35-202,

29 except as provided under § 27-35-210(a)(2)(C).

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