

House Bill 1235 (COMMITTEE SUBSTITUTE)

By: Representatives Meeks of the 178th, Corbett of the 174th, Smith of the 138th, Burchett of the 176th, and Persinger of the 119th

A BILL TO BE ENTITLED
AN ACT

1 To amend Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and
2 traffic, so as to provide for vehicle registration of special mobile equipment that are
3 self-propelled cranes in order to authorize operation of such upon public highways; to revise
4 and provide for definitions; to provide for exceptions from certain federal requirements for
5 certain vehicles and equipment to allow for registration; to authorize the issuance of
6 certificates of title for self-propelled cranes; to provide for an annual licensing fee for such
7 equipment; to provide for related matters; to provide for an effective date; to repeal
8 conflicting laws; and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

10 SECTION 1.

11 Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and traffic, is
12 amended in Code Section 40-1-1, relating to definitions, by adding a new paragraph and
13 revising paragraph (59) to read as follows:

14 "(55.1) 'Self-propelled crane' means special mobile equipment manufactured to lift and
15 transport loads suspended from a hook or other type of holding mechanism that is
16 equipped with rubber tires in compliance with Code Section 40-8-74."

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17 "(59) 'Special mobile equipment' means every vehicle not designed or used primarily for
18 the transportation of persons or property and only incidentally operated or moved over
19 a highway, including but not limited to: ditch-digging apparatus, well-boring apparatus,
20 and road construction and maintenance machinery such as asphalt spreaders, bituminous
21 mixers, bucket loaders, tractors other than truck tractors, ditchers, leveling graders,
22 finishing machines, motor graders, road rollers, scarifiers, earth-moving carryalls and
23 scrapers, power shovels and drag lines, and ~~self-propelled cranes~~ and earth-moving
24 equipment. The term does not include house trailers, dump trucks, truck mounted transit
25 mixers, cranes or shovels, or other vehicles designed for the transportation of persons or
26 property to which machinery has been attached."

27 **SECTION 2.**

28 Said title is further amended in Code Section 40-2-27, relating to registration of motor
29 vehicles not manufactured to comply with federal emission and safety standards, certificate
30 of registration for an assembled motor vehicle or motorcycle or a converted motor vehicle,
31 and former military motor vehicles, by revising subsection (e) as follows:

32 "(e) The provisions of subsection (a) of this Code section shall not apply to applications
33 for certificates of registration for ~~former~~:

34 (1) Former military motor vehicles that are less than 25 years old and manufactured for
35 the United States military ~~or multipurpose~~;

36 (2) Multipurpose off-highway vehicles manufactured after January 1, 2000; ~~or~~

37 (3) Self-propelled cranes."

38 **SECTION 3.**

39 Said title is further amended in Code Section 40-2-151, relating to annual license fees for
40 operation of vehicles, by revising paragraph (3) of subsection (a) as follows:

41 "(3)(A) For each private commercial motor vehicle and self-propelled crane
42 in accordance with the owner declared gross vehicle weight rating, as follows:

| | | |
|----|--|--------|
| 43 | (i) Less than 18,001 lbs. | 25.00 |
| 44 | (ii) 18,001 to 26,000 lbs. | 38.00 |
| 45 | (iii) 26,001 to 30,000 lbs. | 45.00 |
| 46 | (iv) 30,001 to 36,000 lbs. | 70.00 |
| 47 | (v) 36,001 to 44,000 lbs. | 115.00 |
| 48 | (vi) 44,001 to 54,999 lbs. | 190.00 |
| 49 | (vii) 55,000 to 63,280 lbs. | 300.00 |
| 50 | (viii) 63,281 lbs. to maximum permitted | 400.00 |

51 (B) Subparagraph (A) of this paragraph notwithstanding:

- 52 (i) A straight truck which is not a truck-tractor shall not be classified higher
53 than \$75.00;
- 54 (ii) A straight truck hauling fertilizer or agricultural products shall not be
55 classified higher than \$31.00; and
- 56 (iii) A truck-tractor hauling fertilizer, milk, or crops as defined in
57 paragraph (7.1) of Code Section 1-3-3 shall not be classified higher than
58 \$220.00;"

59 **SECTION 4.**

60 Said title is further amended in Code Section 40-3-4, relating to exclusions from issuance of
61 certificate of title, by revising paragraph (7) as follows:

62 "(7) Special mobile equipment other than self-propelled cranes;"

63 **SECTION 5.**

64 Said title is further amended in Code Section 40-3-30, relating to requirement of compliance
65 with federal safety standards, by revising subsections (c) and (d) as follows:

66 "(c) The provisions of subsection (a) of this Code section shall not apply to applications
67 for certificates of title for ~~former~~:

68 (1) ~~Former~~ military motor vehicles that are less than 25 years old and manufactured for
69 the United States military;

70 ~~(d)(2) Converted~~ ~~The provisions of subsection (a) of this Code section shall not apply~~
71 ~~to applications for certificates of title for converted~~ motor vehicles as such term is defined
72 in Code Section 40-3-30.1; ~~or~~

73 (3) Self-propelled cranes."

74 **SECTION 6.**

75 Said title is further amended in Code Section 40-3-30.1, relating to standards for issuance to
76 assembled motor vehicle and motorcycle or converted motor vehicle and inspections, by
77 revising subparagraph (a)(3)(B) as follows:

78 "(B) Such term shall not include former military motor vehicles or self-propelled
79 cranes."

80 **SECTION 7.**

81 This Act shall become effective upon its approval by the Governor or upon its becoming law
82 without such approval.

83 **SECTION 8.**

84 All laws and parts of laws in conflict with this Act are repealed.