

HB1246/580115/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1246
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “limitations;” insert “establishing that the general exceptional hauling permit for farm products does not apply to the transportation of milk; providing for the repeal of certain provisions of this Act on a certain date; requiring the Administration to enter into an agreement with a certain entity to collect certain data; requiring certain data to be compiled in an annual report; requiring the Administration to meet annually with a certain entity to review the annual report; providing for the effective dates of this Act;”; and after line 11, insert:

“BY repealing and reenacting, with amendments,

Article - Transportation

Section 24-113.2(b) and (c)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

(As enacted by Section 1 of this Act)”.

AMENDMENT NO. 2

On page 2, in line 2, after “Article” insert “, **OTHER THAN MILK,**”; in lines 7 and 23, in each instance, strike “OR”; in line 11, strike “FIVE” and substitute “**SIX**”; in line 13, after “SEMITRAILER” insert “; **OR**”

(3) (1) CARRIES TO A PROCESSING PLANT FROM MARCH 1 UNTIL JUNE 30 RAW LIQUID MILK THAT IS THE ONLY LOAD ON THE VEHICLE AND IS LOADED FROM BULK LIQUID MILK STORAGE TANKS AT ONE OR MORE FARM LOCATIONS; AND

(Over)

(II) HAS AN AXLE CONFIGURATION OF FIVE AXLES AND A DISTANCE OF AT LEAST 28 FEET BETWEEN THE LAST AXLE ON THE TRACTOR AND THE FIRST AXLE ON THE SEMITRAILER”;

in line 23, after “PRODUCTS” insert “OTHER THAN MILK”; in line 24, strike “90,000” and substitute “95,000”; in line 25, after “VEHICLES” insert “WITH AT LEAST 6 AXLES”; and in the same line, after “MILK;” insert “OR

3. 88,000 POUNDS GROSS COMBINATION WEIGHT FOR A COMBINATION OF VEHICLES WITH 5 AXLES CARRYING MILK;”.

AMENDMENT NO. 3

On page 5, after line 13, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Transportation

24–113.2.

(b) Notwithstanding any other provision of this title, the State Highway Administration may issue an exceptional hauling permit for a combination of vehicles that:

(1) (i) Carries farm products as defined in § 10–601(c) of the Agriculture Article, other than milk, that:

1. Are loaded in fields or other off–highway locations;
and

2. Are the only load of the vehicle; and

(ii) Has an axle configuration of not less than six axles and a front-to-rear centerline axle spacing of not less than 50 feet; OR

(2) (i) Carries to a processing plant raw liquid milk that is the only load on the vehicle and is loaded from bulk liquid milk storage tanks at one or more farm locations; and

(ii) Has an axle configuration of not less than six axles and a distance of at least 28 feet between the last axle on the tractor and the first axle on the semitrailer]; or

(3) (i) Carries to a processing plant from March 1 until June 30 raw liquid milk that is the only load on the vehicle and is loaded from bulk liquid milk storage tanks at one or more farm locations; and

(ii) Has an axle configuration of five axles and a distance of at least 28 feet between the last axle on the tractor and the first axle on the semitrailer].

(c) A combination of vehicles operating under the authority of an exceptional hauling permit issued under subsection (b) of this section shall:

(1) Comply with the following weight limits:

(i) A maximum of 20,000 pounds gross weight on a single axle;

(ii) For any consecutive axle configuration of two or more axles on individual vehicles in the combination, the maximum gross weight specified in § 24-109(c) of this subtitle; and

(iii) A maximum of:

(Over)

1. 87,000 pounds gross combination weight for a combination of vehicles carrying farm products other than milk; OR

2. 95,000 pounds gross combination weight for a combination of vehicles [with at least 6 axles] carrying milk; [or]

[3. 88,000 pounds gross combination weight for a combination of vehicles with 5 axles carrying milk;]

(2) Twice each year, submit to and pass a North American Standard Driver/Vehicle Level 1 inspection; and

(3) Be allowed a load limit tolerance of only 1,000 pounds for gross combination weight and 15% for axle weights.

SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) The State Highway Administration shall enter into an agreement with the Maryland and Virginia Milk Producers Cooperative Association to collect the following data:

(1) with respect to a permit issued under § 24-113.2(b)(2) of the Transportation Article, as enacted by this Act, the total number of vehicles or combination of vehicles operating under the permit with a gross combination weight:

(i) under 90,000 pounds;

(ii) between 90,000 and 95,000 pounds; and

(iii) over 95,000 pounds; and

(2) with respect to a permit issued under § 24-113.2(b)(3) of the Transportation Article, as enacted by this Act, the total number of vehicles or combination of vehicles operating under the permit with a gross combination weight:

(i) under 80,000 pounds;

(ii) between 80,000 and 88,000 pounds; and

(iii) over 88,000 pounds.

(b) Data collected under subsection (a) of this section shall be organized by month and compiled in an annual report.

(c) The State Highway Administration shall meet annually with the Maryland and Virginia Milk Producers Cooperative Association to review the most recent annual report compiled under this section.

SECTION 4. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect October 1, 2016.”.

AMENDMENT NO. 4

On page 5, in line 14, strike “2.” and substitute “5.”; and in the same line, after “That” insert “, except as provided in Section 4 of this Act.”.