

A-Engrossed
Senate Bill 411

Ordered by the Senate May 13
Including Senate Amendments dated May 13

Sponsored by Senator BEYER, Representatives MCKEOWN, MCLAIN; Representative BONHAM (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

[Directs Department of Transportation to prepare report on maximum weight limits of vehicles powered by electricity and submit report to interim committees of Legislative Assembly related to transportation on or before September 15, 2020.]

[Sunsets January 2, 2021.]

Provides limited exemption from maximum weight limitations for vehicles powered primarily by means of electric battery.

A BILL FOR AN ACT

1
2 Relating to exemptions from maximum vehicle weight limitations; amending ORS 818.030.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 818.030 is amended to read:

5 818.030. This section establishes exemptions from the maximum weight limitations under ORS
6 818.010 and 818.020. The exemptions under this section are in addition to any exemptions under ORS
7 801.026. Operation in accordance with one of the exemptions described is not subject to the penalties
8 in ORS 818.020. Exemptions are partial or complete as described in the following:

9 (1) The maximum weight limitations do not apply on any way, thoroughfare or place owned by
10 a district formed under ORS chapters 545, 547 and 551 or a corporation formed under ORS chapter
11 554.

12 (2) The maximum weight limitations do not apply on any road or thoroughfare or property in
13 private ownership or any road or thoroughfare, other than a state highway or county road, used
14 pursuant to any agreement with any agency of the United States or with a licensee of such agency,
15 or both.

16 (3) The maximum weight limitations do not apply to any vehicle, combination of vehicles, article,
17 machine or other equipment while being used by the federal government, the State of Oregon or any
18 county or incorporated city in the construction, maintenance or repair of public highways and at
19 the immediate location or site of such construction, maintenance or repair.

20 (4) The maximum weight limitations do not apply to vehicles while being used on the roads of
21 a road authority by mass transit districts for the purposes authorized under ORS 267.010 to 267.390,
22 provided the weight of the vehicles is approved by the road authority for the roads.

23 (5) Subject to the maximum weight limitations under Tables I and III of ORS 818.010, any vehicle
24 with a single rear axle specially equipped with a self-compactor and used exclusively for garbage
25 or refuse operations may have a loaded weight upon a single axle of not more than 22,000 pounds
26 when laden with garbage or refuse. When unladen or when operating on any highway that is part

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.
New sections are in **boldfaced** type.

1 of the federal interstate highway system such vehicles shall comply with the weight limitations un-
2 der Table II of ORS 818.010.

3 (6) Weight limitations are not applicable in any place and to the extent the weight limitations
4 are modified by a road authority under ORS 810.060. The exemption under this subsection is subject
5 to the limitations imposed by the road authority exercising the powers granted under ORS 810.060.

6 (7) Operations authorized to exceed weight limitations by a variance permit issued under ORS
7 818.200 are subject to the terms of the permit. It shall be a defense to any charge of violation of
8 ORS 818.020 if the person so charged produces a variance permit issued under ORS 818.200 author-
9 izing the operation of the vehicle or combination of vehicles issued prior to and valid at the time
10 of the offense.

11 (8)(a) Notwithstanding Table III of ORS 818.010, two consecutive sets of tandem axles may have
12 a loaded weight of 34,000 pounds each when operating on interstate highways with a permit and on
13 other highways without a permit, providing the distance between the first and last axles of the two
14 sets of tandem axles is at least 30 feet but less than 36 feet.

15 (b) Notwithstanding Table III of ORS 818.010, two consecutive sets of tandem axles may have
16 a loaded weight of 34,000 pounds each when operating on any highway if the overall distance be-
17 tween the first and the last axles of the sets of tandem axles is 36 feet or more.

18 (9) Notwithstanding Table III of ORS 818.010, a group of four axles consisting of a set of tandem
19 axles and two axles spaced nine feet or more apart may have a loaded weight of more than 65,500
20 pounds and up to 70,000 pounds when operating on interstate highways with a permit and on other
21 highways without a permit, providing the distance between the first and last axles of the group is
22 35 feet or more.

23 (10) The maximum weight limitations do not apply to a vehicle equipped with a fully functional
24 idle reduction system designed to reduce fuel use and emissions from engine idling. The vehicle may
25 exceed the weight limitations established under ORS 818.010 by not more than 550 pounds.

26 (11) The maximum weight limitations do not apply to a vehicle that uses natural gas as its fuel
27 source **or a vehicle powered primarily by means of an electric battery**. The vehicle may exceed
28 the weight limitations established under ORS 818.010 by not more than 2,000 pounds.

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