



General Assembly

January Session, 2005

Raised Bill No. 1260

LCO No. 4204

04204_____TRA

Referred to Committee on Transportation

Introduced by:
(TRA)

**AN ACT REQUIRING TWENTY-FOUR-HOUR OPERATION OF
DEPARTMENT OF TRANSPORTATION PERMIT OFFICE FOR
OVERSIZE AND OVERWEIGHT TRUCKS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 14-270 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2005*):

3 (a) The Commissioner of Transportation or other authority having
4 charge of the repair or maintenance of any highway or bridge is
5 authorized to grant permits for transporting vehicles or combinations
6 of vehicles or vehicles and load, or other objects not conforming to the
7 provisions of sections 14-98, 14-262, 14-264, 14-267a and 14-269 but, in
8 the case of motor vehicles, only the Commissioner of Transportation
9 shall be authorized to issue such permits. Such permits shall be
10 written, and may limit the highways or bridges which may be used,
11 the time of such use and the maximum rate of speed at which such
12 vehicles or objects may be operated, and may contain any other
13 condition considered necessary by the authority granting the same,
14 provided the Department of Transportation shall not suffer any loss of
15 revenue granted or to be granted from any agency or department of

16 the federal government for the federal interstate highway system or
17 any other highway system.

18 (b) Any permit issued in respect to any vehicle or combination of
19 vehicles or vehicle and trailer on account of its excessive weight shall
20 be limited to the gross weight shown or to be shown on the
21 registration certificate.

22 (c) Any permit issued under this section or a legible copy or
23 facsimile shall be retained in the possession of the operator of the
24 vehicle or combination of vehicles or vehicle and trailer for which such
25 permit was issued, except that a telegraphic confirmation of the
26 existence of such permit or the use of the special number plates
27 described in section 14-24 and any regulations adopted thereunder
28 shall be sufficient to fulfill the requirements of this section.

29 (d) (1) The owner or lessee of any vehicle may pay either a fee of
30 twenty-three dollars for each permit issued for such vehicle under this
31 section or a fee as described in subdivision (3) for such vehicle, payable
32 to the Department of Transportation. (2) An additional transmittal fee
33 of three dollars shall be charged for each permit issued under this
34 section and transmitted via transceiver or facsimile equipment. (3) The
35 commissioner may issue an annual permit for any vehicle transporting
36 (A) a divisible load, (B) an overweight or oversized-overweight
37 indivisible load, or (C) an oversize indivisible load. The owner or
38 lessee shall pay an annual fee of seven dollars per thousand pounds or
39 fraction thereof for each such vehicle. A permit may be issued in any
40 increment up to one year, provided the owner or lessee shall pay a fee
41 of one-tenth of the annual fee for such vehicle for each month or
42 fraction thereof. (4) The annual permit fee for any vehicle transporting
43 an oversize indivisible load shall not be less than five hundred dollars.
44 (5) The commissioner may issue permits for divisible loads in the
45 aggregate not exceeding fifty-three feet in length.

46 (e) The Commissioner of Transportation shall adopt regulations, in
47 accordance with chapter 54, prescribing standards for issuance of

48 permits for vehicles with divisible or indivisible loads not conforming
49 to the provisions of section 14-267a.

50 (f) The provisions of subsection (d) of this section shall not apply to
51 the federal government, the state, municipalities or fire departments.

52 (g) Any person who violates the provisions of any permit issued
53 under this section or fails to obtain such a permit, when operating a
54 commercial motor vehicle under the provisions of section 14-163c,
55 shall be subject to the following penalties:

56 (1) A person operating a vehicle with a permit issued under this
57 section that exceeds the weight specified in such permit shall be subject
58 to a penalty calculated by subtracting the permitted weight from the
59 actual vehicle weight and the rate of the fine shall be fifteen dollars per
60 one hundred pounds or fraction thereof of such excess weight;

61 (2) A person who fails to obtain a permit issued under section 14-
62 262 or 14-264 and who is operating a vehicle at a weight that exceeds
63 the statutory limit for weight shall be subject to a penalty calculated by
64 subtracting the statutory limit for weight from the actual vehicle
65 weight and the rate of the fine shall be fifteen dollars per one hundred
66 pounds or fraction thereof of such excess weight;

67 (3) A person operating a vehicle with a permit issued under this
68 section that exceeds the length specified in such permit shall be subject
69 to a minimum fine of three hundred dollars;

70 (4) A person operating a vehicle with a permit issued under this
71 section that exceeds the width specified in such permit shall be subject
72 to a minimum fine of three hundred dollars;

73 (5) A person operating a vehicle with a permit issued under this
74 section that exceeds the height specified in such permit shall be subject
75 to a minimum fine of one thousand dollars;

76 (6) A person operating a vehicle with a permit issued under this

77 section on routes not specified in such permit, shall be fined (A) one
78 thousand five hundred dollars for each violation of the statutory limit
79 for length, width, height or weight, and (B) shall be subject to a penalty
80 calculated by subtracting the statutory weight limit of subsection (b) of
81 section 14-267a from the actual vehicle weight and such weight
82 difference shall be fined at the rate provided for in subparagraph (G)
83 of subdivision (2) of subsection (f) of section 14-267a; or

84 (7) A person (A) operating a vehicle with an indivisible load and
85 violating one or more of the provisions of subdivisions (1) to (6),
86 inclusive, of this subsection shall be required to obtain a permit, or (B)
87 operating a vehicle with a divisible load and violating one or more of
88 the provisions of subdivisions (1) to (6), inclusive, of this subsection
89 shall be required to be off loaded to the permit limit.

90 (h) (1) If the origin, destination, load description, tractor
91 registration, trailer registration, hours of travel, number of escorts,
92 signs or flags of a vehicle with a permit issued under this section differ
93 from those stated on such permit or required by regulations adopted
94 pursuant to this section, a minimum fine of two hundred dollars shall
95 be assessed for each such violation.

96 (2) If the days of travel of a vehicle with a permit issued under this
97 section differ from those stated on such permit or the vehicle is
98 operated under a false or fraudulent permit, a minimum fine of one
99 thousand five hundred dollars shall be assessed for such violation in
100 addition to any other penalties assessed.

101 (i) The department shall operate an office to grant permits pursuant
102 to this section seven days a week and twenty-four hours each day.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2005	14-270

Statement of Purpose:

To require the Department of Transportation to operate an office, twenty-four hours each day, seven days per week, with authority to grant permits for trucks that are oversized or overweight.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]