WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1962

ENROLLED

SENATE BILL NO. 17

(By Mr. Carson, Mr. President, and Mr. Smith)

PASSED February 3, 1962

In Effect From Passage

Filed in Office of the Secretary of State of West Virginia FEB 10 1962
JOE F. BURDETT
SECRETARY OF STATE
AN ACT to amend and reenact section eleven, article seventeen, chapter seventeen-c of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to traffic regulations by the state road commissioner.

Be it enacted by the Legislature of West Virginia:

That section eleven, article seventeen, chapter seventeen-c of the code of West Virginia, one thousand nine hundred thirty-one, be amended and reenacted to read as follows:

Section 11. Permits for Excess Size and Weight.—(a)

2. The state road commissioner may, in his discretion, upon application in writing and good cause being shown therefor, for issue a special permit in writing authorizing, (1) The
applicant, in crossing any highway of this state, to operate or move a vehicle or combination of vehicles of a size or weight or load exceeding the maximum specified in this chapter or otherwise not in conformity with the provisions of this chapter, whether such operation be continuous or not, provided such applicant shall agree to compensate the state road commission for all damages or expenses incurred in connection with such crossing; and (2) The applicant to operate or move a vehicle or combination of vehicles of a size or weight of vehicles or load exceeding the maximum specified in this chapter or otherwise not in conformity with the provisions of this chapter, except that a permit shall not be issued for continuous operation of a vehicle not in conformity with the provisions of this article relating to weight limitations: Provided, however, That specially designed vehicles which can only be used to transport and haul specific liquid or semiliquid products and which were registered in this state prior to the first day of July, one thousand nine hundred fifty-one, shall be exempt from the provisions of this chapter relating to weight limitations un-
til the first day of July, one thousand nine hundred sixty-six, and on and after the latter said date said exemptions shall not apply. In order for the exemption to apply during the period of exemption, the owner or operator shall apply for, and the state road commissioner shall issue, a permit for such vehicle allowing such owner or operator to use the same upon the highways of this state during said period.

(b) The application for any such permit shall specifically describe the vehicle or vehicles and load to be operated or moved along or across such highway and the particular highway or crossing of the highway for which permit to operate is requested, and whether such permit is requested for a single trip or for a continuous operation.

(c) The state road commissioner is authorized to issue or withhold such permits at his discretion; or, if such permit is issued, to limit the number of trips, or to establish seasonal or other time limitations within which the vehicles described may be operated on or across the highways indicated, or otherwise to limit or prescribe condi-
tions of operation of such vehicle or vehicles, when nec-
essary to assure against undue damage to the road foun-
dations, surface, or structures, and may require such un-
dertaking, bond or other security as may be deemed neces-
sary to compensate for any injury to any roadway struc-
ture.

(d) Every such permit shall be carried in the vehicle
or combination of vehicles to which it refers and shall
be open to inspection by any police officer or authorized
agent of the state road commissioner granting such per-
mit, and no person shall violate any of the terms or con-
ditions of such special permit.
The Joint Committee on Enrolled Bills hereby certifies that
the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the Senate.

Takes effect From passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within approved this the tenth day of February, 1962.

Governor