

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1971



ENROLLED

HOUSE BILL No. 1054

(By Mr. Reed)



PASSED March 13 1971

In Effect ninety days from Passage



FILED IN THE OFFICE
JOHN D. KOSTERLIS, IV
SECRETARY OF STATE
THIS DATE 4-2-71

1054-1

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House Bill No. 1054
(By MR. REED)

[Passed March 13, 1971; in effect ninety days from passage.]

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 pilot cars accompanying mobile homes on highways.

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, as amended, be amended and reenacted to read as follows:

ARTICLE 17. SIZE, WEIGHT AND LOAD

§17C-17-11. Permits for excess size and weight.

- 1 (a) The commissioner of highways may, in his dis-
- 2 cretion, upon application in writing and good cause being
- 3 shown therefor issue a special permit in writing autho-
- 4 rizing, (1) the applicant, in crossing any highway of this

5 state, to operate or move a vehicle or combination of
6 vehicles of a size or weight or load exceeding the max-
7 imum specified in this chapter or otherwise not in con-
8 formity with the provisions of this chapter, whether such
9 operation be continuous or not, provided such applicant
10 shall agree to compensate the commissioner of highways
11 for all damages or expenses incurred in connection with
12 such crossing; and (2) the applicant to operate or move
13 a vehicle or combination of vehicles of a size or weight
14 of vehicles or load exceeding the maximum specified
15 in this chapter or otherwise not in conformity with the
16 provisions of this chapter, except that a permit shall not
17 be issued for continuous operation of a vehicle not in
18 conformity with the provisions of this article relating
19 to weight limitations.

20 (b) The application for any such permit shall speci-
21 fically describe the vehicle or vehicles and load to be
22 operated or moved along or across such highway and the
23 particular highway or crossing of the highway for which
24 permit to operate is requested, and whether such permit
25 is requested for a single trip or for a continuous oper-
26 ation.

27 (c) The commissioner of highways is authorized to
28 issue or withhold such permit at his discretion; or, if such
29 permit is issued, to limit the number of trips, or to estab-
30 lish seasonal or other time limitations within which the
31 vehicles described may be operated on or across the high-
32 ways indicated, or otherwise to limit or prescribe con-
33 ditions of operation of such vehicle or vehicles, when
34 necessary to assure against undue damage to the road
35 foundations, surface, or structures, and may require such
36 undertaking, bond or other security as may be deemed
37 necessary to compensate for any injury to any roadway
38 structure.

39 (d) Every such permit shall be carried in the vehicle
40 or combination of vehicles to which it refers and shall
41 be open to inspection by any police officer or authorized
42 agent of the commissioner of highways granting such
43 permit, and no person shall violate any of the terms or
44 conditions of such special permit.

45 Notwithstanding any other provision of this section to
46 the contrary there shall be no requirement that a pilot
47 car follow behind a mobile home being transported over
48 the interstate highway system within this state.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Russell G. Brall
Chairman Senate Committee

Phyllis J. Rutledge
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

James E. Keegan
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

E. Hanson McConie
President of the Senate

Lewis D. McManus
Speaker House of Delegates

The within approved this the 1st
April day of _____, 1971.

Arch A. Stange Jr.
Governor



PRESENTED TO THE
GOVERNOR

Date 3/22/71

Time 3:10 p.m.

RECEIVED

APR 2 11 55 PM '71

OFFICE OF
SECRETARY OF STATE
STATE OF WEST VIRGINIA