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# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1996

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# ENROLLED

HOUSE BILL No. 4585

(By Delegates Warner, Everson and Kerns)

— • —

Passed March 5, 1996

In Effect from Passage

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# **H. B. 4585**

(BY DELEGATES WARNER, EVERSON AND KERNS)

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[Passed March 5, 1996; in effect from passage.]

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AN ACT to amend article one, chapter seventeen-c of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section sixty-three; and to amend and reenact section five, article seventeen of said chapter, all relating to traffic regulations, laws of the road; size, weight and load limits; authorizing the transporting of loads on digger/derrick line trucks from sunrise to sunset except in an emergency; and providing a definition of a digger/derrick line truck.

*Be it enacted by the Legislature of West Virginia:*

That article one, chapter seventeen-c of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section sixty-three; and that section five, article seventeen of said chapter be amended and reenacted, all to read as follows:

## **ARTICLE 1. WORDS AND PHRASES DEFINED.**

### **§17C-1-63. Digger/derrick line truck.**

- 1 "Digger/derrick line truck" means a truck which is
- 2 specifically designed and used for transporting and setting
- 3 utility poles.

## **ARTICLE 17. SIZE, WEIGHT AND LOAD.**

### **§17C-17-5. Special load limits.**

- 1 (a) Subject to the foregoing provisions of this article
- 2 limiting the length of vehicles and loads, the load upon

3 any vehicle operated alone or the load upon the front  
4 vehicle of a combination of vehicles shall not extend more  
5 than three feet beyond the foremost part of the vehicle,  
6 and the load upon any vehicle operated alone or the load  
7 upon the rear vehicle of a combination of vehicles shall  
8 not extend more than six feet beyond the rear of the bed  
9 or body of such vehicle: *Provided*, That a digger/derrick  
10 line truck may be operated with a load of no more than  
11 forty feet in length, with the load extending no more than  
12 six feet beyond the foremost part of the truck and no  
13 more than nine feet beyond the rear of the bed of the  
14 body of the truck, between sunrise and sunset except in an  
15 emergency, and the operation of the truck shall comply  
16 with the provisions of section fourteen, article fifteen of  
17 this chapter.

18 (b) The limitations as to length of vehicles and loads  
19 heretofore stated in section four of this article and  
20 subsection (a) of this section shall not apply to any load  
21 upon a pole trailer when transporting poles or pipes or  
22 structural material which cannot be dismembered:  
23 *Provided*, That no pole or pipe or other material  
24 exceeding eighty feet in length shall be so transported  
25 unless a permit has first been obtained as authorized in  
26 section eleven of this article.

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

Randy Schoonover  
Chairman Senate Committee

Rudy Leavitt  
Chairman House Committee

Originating in the House.

Takes effect from passage.

Barrett B. Thomas  
Clerk of the Senate

Gregory W. Brown  
Clerk of the House of Delegates

Earl Ray Tomblin  
President of the Senate

Paul E. Camen  
Speaker of the House of Delegates

The within is approved this the 13th  
day of March, 1996.

Gaston Caperton  
Governor

PRESENTED TO THE

GOVERNOR

Date 3/8/96

Time 7:15 am