WEST VIRGINIA LEGISLATURE
FIRST REGULAR SESSION, 2005

ENROLLED

House Bill No. 2497
(By Delegates Talbott and Morgan)

Passed April 5, 2005
In Effect Ninety Days from Passage
AN ACT to amend and reenact §17C-17-9a of the Code of West Virginia, 1931, as amended, relating to the regulation of truck trailer weights; providing for single unit trucks having one steering axle and four axles in quadem and setting a seventy-three thousand pound gross weight limit with a tolerance of ten percent for these trucks; providing that a single unit truck with one steering axle and two axles in tandem operating in combination with a trailer with two axles is limited to a maximum gross weight of eighty thousand pounds with a tolerance of ten percent; clarifying that registered weight includes the tolerance granted by law; and providing that a single unit truck with one steering axle and three axles in tridem operating in combination with a trailer with two axles is limited to a maximum gross weight of eighty thousand pounds with a tolerance of ten percent.

Be it enacted by the Legislature of West Virginia:

That §17C-17-9a of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:
ARTICLE 17. SIZE, WEIGHT AND LOAD.

§17C-17-9a. Gross weight of vehicles and loads.

(a) It is unlawful for any owner, lessee or borrower of a vehicle or combination of vehicles to operate on any highway other than the national system of interstate and defense highways that vehicle or combination of vehicles with a gross weight in excess of the gross weight for which such vehicle or combination of vehicles is registered or in excess of any weight limitation set forth in this chapter, whether such limitation be specifically stated in this chapter or set by express authority granted this chapter: Provided, That if any vehicle is operated within the tolerances established in this section for the gross weight of that vehicle, then that vehicle shall be deemed for all purposes to be operating at the gross weight for which it is registered and the registered weight is deemed to include the ten percent tolerance associated with it under this section.

(b) Subject to the limit upon the weight imposed upon the highway through any one axle as set forth in section eight of this article, the total gross weight on vehicles or combination of vehicles operated on any highway other than the national system of interstate and defense highways shall be as follows:

(1) A single unit truck having one steering axle and two axles in tandem shall be limited to a maximum gross weight of sixty thousand pounds with a tolerance of ten percent.

(2) A single unit truck having one steering axle and three axles in tridem arrangement shall be limited to a maximum gross weight of seventy thousand pounds with a tolerance of ten percent.

(3) A single unit truck having one steering axle and four axles in quadem arrangement shall be limited to a maximum
gross weight of seventy-three thousand pounds with a tolerance of ten percent.

(4) A tractor-semitrailer combination with five axles, a tractor-semitrailer combination with six or more axles, a single unit truck having one steering axle and two axles in tandem in combination with a trailer with two axles and a single unit truck having one steering axle and three axles in tridem in combination with a trailer with two axles, shall be limited to a maximum gross weight of eighty thousand pounds with a tolerance of ten percent.
That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originating in the House.

In effect ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker of the House of Delegates

The within is approved this the 18th day of April, 2005.

Governor
PRESENTED TO THE GOVERNOR

Date 4/26/05

Time 3:55 PM