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HOUSE BILL 927

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY

DANIEL P. SILVA

AN ACT

RELATING TO MOTOR VEHICLES; AMENDING SECTION 66-7-413.3 NMSA 1978 (BEING LAWS 1991, CHAPTER 227, SECTION 1) TO ALLOW CERTAIN VEHICLES TO EXCEED AXLE WEIGHT LIMITS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 66-7-413.3 NMSA 1978 (being Laws 1991, Chapter 227, Section 1) is amended to read:

"66-7-413.3. PERMITS FOR EXCESSIVE WEIGHT. --

A. In addition to the authorization granted in Section 66-7-413 NMSA 1978, special permits may be issued by the motor transportation division for a single trip or for a year. The fee for the permits shall be thirty-five dollars (\$35.00) for a single-trip permit and one hundred twenty dollars (\$120) for an annual permit. The permits authorized in this section shall allow for an increase in axle weight over the limit

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1 established in Section 66-7-409 NMSA 1978 ~~[subject to the~~  
2 ~~following: (1)]~~; provided, the increased axle weight for liquid  
3 hauling tank vehicles that would otherwise haul less than a full  
4 tank shall not exceed twenty-five percent of the statutory  
5 authorized maximum weight.

6 B. The increased front axle weight of three-axle  
7 solid waste collection vehicles shall not exceed eighteen  
8 percent of the authorized maximum weight for the front axle of  
9 the vehicle.

10 ~~[B.]~~ C. The special permits authorized by this  
11 section shall not be valid for transportation of excessive  
12 weights on the interstate system as currently defined in federal  
13 law or as that system may be defined in the future. No special  
14 permit issued pursuant to this section shall be valid for gross  
15 vehicle weights in excess of eighty-six thousand four hundred  
16 pounds or for any combination vehicle.

17 ~~[C.]~~ D. If the federal highway administration of the  
18 United States department of transportation gives ~~[official]~~  
19 official notice that money will be withheld or that this section  
20 violates the grandfather provision of Title 23, U.S.C. Section  
21 127, the secretary may withdraw all special permits and  
22 discontinue issuance of all special permits authorized in this  
23 section until such time that final determination is made. If  
24 the final determination allows the state to issue the special  
25 permits without sanction of funds or weight tables, then the

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1 secretary shall reissue the special permits previously withdrawn  
2 and make the special permits available pursuant to this section.

3 ~~[D.]~~ E. Any fees collected pursuant to special  
4 permits authorizing over-size or over-weight transportation on  
5 ~~[the]~~ state ~~[highway]~~ highways shall be collected for the state  
6 highway and transportation department to be transferred to the  
7 state road fund. Transfers shall be made on or before the tenth  
8 day of the month following collection.

9 ~~[E.]~~ F. Notwithstanding other provisions of law, the  
10 provisions of this section shall not apply after July 1, 1999."

**State of New Mexico**  
**House of Representatives**

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**FORTY-THIRD LEGISLATURE**  
**FIRST SESSION, 1997**

March 6, 1997

Mr. Speaker:

Your TRANSPORTATION COMMITTEE, to whom has been referred

**HOUSE BILL 927**

has had it under consideration and reports same with recommendation that it DO PASS, amended as follows:

1. On page 2, line 6, strike "The" and insert in lieu thereof "Effective between July 1, 1997 and June 30, 2000, the".
2. On page 2, line 6, strike "front".
3. On page 2, line 6, after "weight" insert "or total vehicle weight".

FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

HTC/HB 927

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4. On page 2, line 7, strike "eighteen" and insert in lieu thereof "ten".

5. On page 2, line 8, strike "the front axle of"., and thence referred to the TAXATION AND REVENUE COMMITTEE.

Respectfully submitted,

\_\_\_\_\_  
Daniel P. Silva, Chairman

Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

(Chief Clerk)

(Chief Clerk)

Date \_\_\_\_\_

FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

HTC/HB 927

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The roll call vote was 7 For 0 Against

Yes: 7

Excused: None

Absent: Carpenter, Larranaga, Parsons, Russell, W. C. Williams

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1 FORTY-THIRD LEGISLATURE

2 FIRST SESSION, 1997

HB 927/a

3  
4 March 14, 1997

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6  
7 Mr. President:

8 Your CORPORATIONS & TRANSPORTATION COMMITTEE, to  
9 whom has been referred

10  
11 HOUSE BILL 927, as amended

12  
13 has had it under consideration and reports same with  
14 recommendation that it DO PASS, amended as follows:

- 15  
16 1. Strike House Transportation Committee Amendment 3.

17 Respectfully submitted,

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21 \_\_\_\_\_  
22 Roman M. Maes, III, Chairman

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24  
25 Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_  
(Chief Clerk) (Chief Clerk)

**FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997**

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Page 8

Date \_\_\_\_\_

The roll call vote was 7 For 0 Against

Yes: 7

No: 0

Excused: Fidel, Griego, Robinson

Absent: None

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