

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

Act 406 of the Regular Session

1 State of Arkansas  
2 87th General Assembly  
3 Regular Session, 2009

# A Bill

HOUSE BILL 1455

4  
5 By: Representatives Moore, Dunn, Hall, J. Brown, Ingram, T. Rogers, Cash, T. Baker

## For An Act To Be Entitled

9 AN ACT TO CLARIFY THAT A PERMIT FOR EARTHMOVING  
10 EQUIPMENT MAY ALLOW THE TOWING OF TWO DIRT PANS  
11 AT ONE TIME; AND FOR OTHER PURPOSES.

### Subtitle

14 TO CLARIFY THAT A PERMIT FOR EARTHMOVING  
15 EQUIPMENT MAY ALLOW THE TOWING OF TWO  
16 DIRT PANS AT ONE TIME.

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

21 SECTION 1. NOT TO BE CODIFIED. Legislative findings.

22 The General Assembly finds that:

23 (1) It is essential for agriculture and commercial earthmoving  
24 operations to be allowed to tow more than one (1) dirt pan at a time for  
25 cost-efficient and time-efficient operations; and

26 (2) When a tractor tows two (2) dirt pans and otherwise complies  
27 with the permit requirements under law, there is minimal additional risk, if  
28 any, to the public.

30 SECTION 2. Arkansas Code § 27-35-210(a)(2)(C), concerning permits for  
31 special cargoes, is amended to read as follows:

32 (C) Notwithstanding the provisions of subdivision  
33 (a)(2)(A) of this section, permits may be issued for the movement of  
34 earthmoving equipment that is a tractor with dirt pan in tow used primarily  
35 for farming operations to travel upon the state highways in excess of a



1 fifty-mile radius of the point of origin or for the movement of earthmoving  
2 equipment that is a tractor with dirt pan in tow used primarily for  
3 commercial earthmoving operations for travel upon state highways of any  
4 distance subject to the following requirements:

5 (i) The permit shall be issued only to owners of the  
6 vehicles who are primarily engaged in farming or commercial earthmoving  
7 operations;

8 (ii) The permit issued shall be limited to daylight  
9 operation for a specified seventy-two-hour period and shall specify the route  
10 of travel;

11 (iii) No part of the movement may be upon any  
12 interstate highway or fully controlled access facility;

13 (iv) Proof of liability insurance for the tow  
14 vehicle shall be submitted to the Arkansas State Highway and Transportation  
15 Department;

16 (v) Vehicles shall be accompanied by a front escort  
17 vehicle with flashing amber lights, radio contact with the vehicle operator,  
18 and "wide load" signs;

19 (vi)(a) Vehicles may be moved in convoys of no more  
20 than three (3) vehicles with escorts at the front and rear of the convoy.

21 (b) Convoys shall pull off the highway at  
22 sufficient intervals to allow traffic to pass; ~~and~~

23 (vii) A permit may be issued for no more than two  
24 (2) dirt pans to be towed by one (1) tractor; and

25 (viii) Permit fees shall be set by the commission.

26  
27 **APPROVED: 3/13/2009**  
28  
29  
30  
31  
32  
33  
34  
35  
36