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## **TRANSPORTATION DEPARTMENT**[761]

## **Regulatory Analysis**

Notice of Intended Action to be published: 761—Chapter 511 "Special Permits for Operation and Movement of Vehicles and Loads of Excess Size and Weight"

Iowa Code section(s) or chapter(s) authorizing rulemaking: 321.457(2)"n" and 321E.15 State or federal law(s) implemented by the rulemaking: Iowa Code sections 29C.6, 312.2, 321.12, 321.122, 321.454, 321.456, 321.457, 321.463, and 321.492 and chapter 321E

## Public Hearing

A public hearing at which persons may present their views orally or in writing will be held as follows:

February 28, 2025 1 to 1:30 p.m. Microsoft Teams Phone: 515.817.6093 Conference ID: 151 891 122

#### Public Comment

Any interested person may submit written comments concerning this Regulatory Analysis, which must be received by the Department of Transportation no later than 4:30 p.m. on the date of the public hearing. Comments should be directed to:

Sara Siedsma 6310 SE Convenience Boulevard Ankeny, Iowa 50021 Email: sara.siedsma@iowadot.us

## Purpose and Summary

The purpose of the proposed chapter is to comply with Iowa Code chapter 321E by outlining the application and eligibility requirements to obtain special permits for operation and movement of vehicles and loads of excess size and weight. A special permit is required before overweight or overdimensional vehicles may operate on Iowa roadways unless the movement is specifically exempted. The chapter also implements designation of economic export corridors as authorized by Iowa Code section 321.457.

#### Analysis of Impact

## 1. Persons affected by the proposed rulemaking:

• Classes of persons that will bear the costs of the proposed rulemaking:

There are no costs or fees associated with this chapter beyond what is required by the underlying statute. Rather, the purpose of the rules is to establish the eligibility requirements, application process, and guidelines for special permits.

## • Classes of persons that will benefit from the proposed rulemaking:

Persons seeking to obtain special permits will benefit from this chapter by knowing the eligibility criteria, application process, and guidelines for special permits.

2. Impact of the proposed rulemaking, economic or otherwise, including the nature and amount of all the different kinds of costs that would be incurred:

• Quantitative description of impact:

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There are no additional quantitative impacts that were not already anticipated as a result of the underlying statute, which requires the Department to have a process in place to issue special permits to qualified applicants.

## • Qualitative description of impact:

Reorganizing, streamlining, and reducing redundancy in the proposed chapter will have the positive result of producing a more user-friendly version of information, which the public relies on for understanding how to obtain a special permit.

## 3. Costs to the State:

## • Implementation and enforcement costs borne by the agency or any other agency:

There are no additional implementation or enforcement costs in the proposed rules that were not already required as a result of the underlying statute. The statute requires the Department to have a process in place to issue special permits to qualified applicants.

## • Anticipated effect on state revenues:

There are no anticipated effects on state revenues beyond those resulting from the underlying statute.

## 4. Comparison of the costs and benefits of the proposed rulemaking to the costs and benefits of inaction:

The benefit of the proposed chapter is consistency and transparency on the processes and requirements for obtaining special permits in Iowa.

The cost of inaction is the inability for qualified applicants to understand quickly and efficiently what is required to obtain and maintain special permits in Iowa.

There is no benefit of inaction.

## 5. Determination whether less costly methods or less intrusive methods exist for achieving the purpose of the proposed rulemaking:

There are no less costly or less intrusive methods to achieve the purpose of the proposed rules.

## 6. Alternative methods considered by the agency:

• Description of any alternative methods that were seriously considered by the agency:

The Department did not consider alternatives for the proposed rules. The Department is required by the Iowa Code to have a process in place to issue special permits to qualified applicants.

• **Reasons why alternative methods were rejected in favor of the proposed rulemaking:** Not applicable.

## Small Business Impact

If the rulemaking will have a substantial impact on small business, include a discussion of whether it would be feasible and practicable to do any of the following to reduce the impact of the rulemaking on small business:

• Establish less stringent compliance or reporting requirements in the rulemaking for small business.

• Establish less stringent schedules or deadlines in the rulemaking for compliance or reporting requirements for small business.

• Consolidate or simplify the rulemaking's compliance or reporting requirements for small business.

• Establish performance standards to replace design or operational standards in the rulemaking for small business.

• Exempt small business from any or all requirements of the rulemaking.

If legal and feasible, how does the rulemaking use a method discussed above to reduce the substantial impact on small business?

There is no small business impact beyond what was already anticipated under the statute. The proposed rules apply equally to all persons seeking a special permit under the Iowa Code.

## Text of Proposed Rulemaking

ITEM 1. Rescind 761—Chapter 511 and adopt the following <u>new</u> chapter in lieu thereof:

## CHAPTER 511

# SPECIAL PERMITS FOR OPERATION AND MOVEMENT OF VEHICLES AND LOADS OF EXCESS SIZE AND WEIGHT

**761—511.1(321E) Definitions.** As used in this chapter, unless the context otherwise requires:

"Compacted rubbish vehicle" means any vehicle hauling rubbish that has been mechanically compacted with a hydraulic, electric, or air-operated ram.

"Dimensions" or "size" means length, width or height limits.

"Emergency interstate permit" means a permit issued under Iowa Code section 321E.29B.

"Fluid milk product" means the same as defined in Iowa Code section 321E.29B(3).

"Indivisible load" means any load or vehicle exceeding applicable length or weight limits that, if separated into smaller loads or vehicles, would:

1. Compromise the intended use of the vehicle, i.e., make it unable to perform the function for which it was intended;

2. Destroy the value of the load or vehicle, i.e., make it unusable for its intended purpose; or

3. Require more than eight work hours to dismantle using appropriate equipment. The applicant for an indivisible load permit has the burden of proof as to the number of work hours required to dismantle the load.

"Overdimensional" or "oversize" means the exceeding of statutory length, width or height limits.

"*Permit*" means a permit issued under Iowa Code chapter 321E for the movement of an overdimensional or overweight vehicle, combination of vehicles, or vehicle with load. The term includes any additions or supplements thereto issued by the permit-issuing authority.

"Permit-issuing authority" means the:

1. Department's motor vehicle division for permits for movement on the primary road system.

2. Authority responsible for the maintenance of a nonprimary system of highways or streets for permits for movement on that system. However, the motor vehicle division may issue single-trip permits on primary road extensions in cities in conjunction with movement on the rural primary road system.

"Primary roads" or "primary road system" means the same as defined in Iowa Code section 306.3. The primary road system includes the interstate road system.

"Raw forest products" means the same as defined in Iowa Code section 321E.26.

"Rubbish" means any unwanted or useless material that has no commercial or practical value or use and that would normally be discarded.

"Special or emergency situation" means one or more of the following:

1. Circumstances where the movement is necessary to cooperate with cities, counties, other state agencies or other states in response to a national or other disaster.

2. Circumstances where the movement is necessary to cooperate with national defense officials.

3. Circumstances where the movement is necessary to cooperate with public or private utilities in order to maintain their public services.

4. Circumstances where the movement is essential to ensure safety and protection of any person or property due to an event such as but not limited to pollution of natural resources, a potential fire or an explosion.

5. Circumstances where weather or transportation problems create an undue hardship for citizens of the state of Iowa.

6. Circumstances where the movement involves emergency-type vehicles.

7. Uncommon or extraordinary circumstances where the movement is essential to the existence of an Iowa business and the move may be accomplished without causing undue hazards to the safety of the traveling public or undue damage to private or public property.

8. Other unique circumstances that warrant the issuance of a permit as determined by the permitissuing authority.

"Stafford Act" means the Robert T. Stafford Disaster Relief and Emergency Assistance Act, Public Law No. 93-288, as amended, 42 U.S.C. §5121 et seq.

"Statutory" when used with size or weight limits refers to those limits found in Iowa Code chapter 321.

This rule is intended to implement Iowa Code sections 321E.9, 321E.15, 321E.26, 321E.29, 321E.29B, 321E.30 and 321E.34.

#### 761—511.2(321E) General information.

**511.2(1)** Permits may be obtained electronically upon making application to the motor vehicle division at <u>www.iowadot.gov/mvd/motorcarriers/oversize-overweight-trip-permits</u>. Applications, forms, instructions and restrictions are also available by mail from the Motor Vehicle Division, Iowa Department of Transportation, P.O. Box 10382, Des Moines, Iowa 50306-0382; in person at 6310 SE Convenience Boulevard, Ankeny, Iowa; by telephone at 515.237.3264; or by facsimile at 515.237.3257.

**511.2(2)** No overdimensional or overweight vehicle, combination of vehicles, or vehicle with load shall be moved on the highways of this state without permit except as provided in Iowa Code section 321.453.

**511.2(3)** Except as provided in rule 761—511.10(312,321,321E) or 761—511.18(321,321E), permits may be issued only for the transporting of a single article that exceeds statutory size or weight limits, or both, and that cannot reasonably be divided or reduced to statutory size and weight limits. However, permits may be issued for the transporting of property consisting of more than one article when:

a. The statutory weight limits are not exceeded,

b. One of the articles exceeds the statutory size limits, and

*c*. The inclusion of other articles does not cause the statutory size limits to be exceeded by an additional amount.

**511.2(4)** Nothing in the permit shall be construed as waiving any load limits that have been or that might be established on any bridge or any road that is posted with embargo signs unless specifically stated on the permit.

**511.2(5)** The state of Iowa, the department, and any other permit-issuing authority assume no responsibility for the property of the permit holder. Permit holders shall hold permit-issuing authorities harmless of any damages that may be sustained by the traveling public, adjacent property owners or the highways of this state on account of movements made under permit.

This rule is intended to implement Iowa Code sections 321E.2 and 321E.15.

## 761—511.3(321E) Movement under permit.

**511.3(1)** During the movement of a vehicle or object under permit, the permit holder shall comply with the terms and conditions of the permit and take all reasonable precautions to protect and safeguard the lives and property of the traveling public and adjacent property owners.

**511.3(2)** Movement shall be made only when roads are clear of ice and snow and visibility is at least one-quarter mile. Snow removal equipment operating under permit is exempt from this restriction while snow removal operations are conducted. Nothing in this subrule shall be construed to mean that the movement of a compacted rubbish vehicle permitted under rule 761—511.12(321E) is subject to this restriction.

**511.3(3)** Movement will be permitted only during the hours from one-half hour before sunrise to one-half hour after sunset unless the permit qualifies for continuous movement under subrule 511.3(5)

**511.3(4)** Except as provided in Iowa Code section 321.457, no movement will be permitted on the holidays of Memorial Day, Independence Day and Labor Day, after 12 noon on days preceding these holidays and holiday weekends, during holiday weekends, or during special events when abnormally high traffic volumes can be expected. A holiday weekend occurs when the holiday falls on Friday, Saturday, Sunday or Monday. No movement will be permitted until one-half hour before sunrise on the day after the holiday or holiday weekend.

**511.3(5)** Vehicles and loads may travel by permit between one-half hour after sunset and one-half hour before sunrise if, in addition to the general provisions and general requirements specified by the permit, the following conditions are met.

a. Dimensions do not exceed:

- (1) Width. 12 feet.
- (2) Height. 14 feet, 6 inches.
- (3) Length. 100 feet.
- (4) Weight. Legal axle limits.

*b.* Travel occurs on roadways with a minimum width of 22 feet and minimum lane width of 11 feet.

*c*. Safety lighting is provided at the widest part of a load. The lamps may be placed at the outer ends of the load itself or on appurtenances that are equal in width to the widest part of the load and positioned at both the extreme front and rear of the vehicle or trailer as follows:

(1) One lighted red lamp on each side at the rear of the load.

(2) One lighted yellow or amber lamp on each side at the front of the load.

This rule is intended to implement Iowa Code sections 321E.2, 321E.11 and 321E.15.

**761—511.4(321E) Permits.** The department may issue permits in writing or in electronic format, including single-trip, multitrip, annual oversize, annual oversize/overweight, annual raw forest products, annual small crane, compacted rubbish, emergency interstate, annual fluid milk products, annual all-systems oversize, or annual all-systems overweight permits.

**511.4(1)** *Methods of issuance.* Permits for movement on the primary road system may be obtained in person, by facsimile, online, or by mail at the address in subrule 511.2(1).

**511.4(2)** Forms.

*a.* The department will accept applications for permits for movement on the primary road system online or in the form and manner prescribed by the department.

*b.* Other permit-issuing authorities receiving applications made upon department forms must deem the applications sufficient and properly made.

*c*. Subject to the preceding paragraph, permit-issuing authorities may adopt, amend or modify department forms provided that the amended or modified forms adequately identify the applicant, the hauling vehicle and load, the manner and extent that the vehicle with load exceeds the statutory size and weight limits, the route, and the authorization of the issuing authority. However, the load for a multitrip permit does not have to be identified but the vehicle and load cannot exceed either the weight per axle or the total weight identified on the multitrip permit. Axle spacings cannot change.

**511.4(3)** Validity.

*a.* Annual oversize, annual oversize/overweight, annual raw forest products, annual small crane, compacted rubbish, annual fluid milk products, annual all-systems oversize, and annual all-systems overweight permits expire one year from the date of issuance.

- *b.* A single-trip permit is effective for five days.
- c. The validity of a multitrip permit does not exceed 60 calendar days.

*d.* Emergency interstate permits issued under Iowa Code section 321E.29B are effective for 30 calendar days. However, the permit will not be valid past the expiration of the applicable governor's proclamation of disaster emergency issued under Iowa Code section 29C.6 in conjunction with the

presidential declaration allowing interstate travel under the Stafford Act or the expiration of the declaration of major disaster under the Stafford Act, whichever expires first.

**511.4(4)** Duplicate permit. If a permit is lost or destroyed before it has expired, a duplicate permit may be issued at the discretion of the permit-issuing authority. The expiration date on the duplicate permit will be the same as on the original permit.

This rule is intended to implement Iowa Code sections 321E.2, 321E.3, 321E.8, 321E.9, 321E.15 and 321E.29B.

#### 761—511.5(321,321E) Fees and costs.

**511.5(1)** *Issuance and payment.* A permit will not be issued until the required fees and costs are paid in the manner and format prescribed by the department.

**511.5(2)** Special or emergency oversize permit for certain divisible loads. The fee for each single-trip permit issued pursuant to Iowa Code section 321E.27 is \$35.

**511.5(3)** *Permit transfers.* The department may allow transfer of the following permit types to a replacement vehicle when the original vehicle has been damaged in an accident, junked or sold:

- a. Annual oversize/overweight.
- b. Annual all-systems overweight.
- *c*. Annual small crane.

511.5(4) Duplicate permit. The fee for a duplicate permit is \$2.

**511.5(5)** *Registration fee.* A registration fee will be charged for vehicles transporting buildings, except mobile homes and factory-built structures, on a single-trip basis. The vehicle shall be registered for the combined gross weight of the vehicle and load, and the fee is 5 cents per ton exceeding the weight registered under Iowa Code section 321.122 per mile of travel. Fees will not be prorated for fractions of miles.

511.5(6) Fair and reasonable costs. Permit-issuing authorities may charge any permit applicant:

*a.* A fair and reasonable cost for the removal and replacement of natural obstructions or official signs and signals.

b. A fair and reasonable cost for measures necessary to avoid damage to public property including structures and bridges.

This rule is intended to implement Iowa Code sections 321.12, 321.122, 321E.8, 321E.9, 321E.14, 321E.15, 321E.29, 321E.29A and 321E.30.

## 761—511.6(321E) Insurance and bonds.

## **511.6(1)** *Insurance.*

*a.* Permittees must maintain, and carry in the permitted vehicle a copy of the current insurance certificate as proof of, public liability insurance in the amounts of \$100,000 bodily injury each person, \$200,000 bodily injury each occurrence, and \$50,000 property damage with an expiration date to cover the tenure of the annual oversize, annual oversize/overweight, annual raw forest products, annual small crane, annual all-systems oversize, annual all-systems overweight, multitrip, emergency interstate, annual fluid milk products or single-trip permit. Proof of liability insurance may be either in writing or in electronic format.

b. Notwithstanding paragraph 511.6(1) "a," a carrier may act as a self-insurer if an application for self-insurance is filed with and approved by the department.

## 511.6(2) Bond.

*a.* The permit-issuing authority may require the applicant to file a bond, certified check or other assurance in an amount sufficient to cover the reasonably anticipated cost of damage or loss to private property, either real or personal, likely to be caused by or arising out of the movement of the vehicle and load or to ensure compliance with permit provisions.

b. The amount in the preceding paragraph may be reduced either in whole or in part by the applicant's submission to the permit-issuing authority of written permission from an affected third party stating in substance that the third party either owns or has the right of exclusive possession and

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control over the affected property, does by the party's signature consent to the move and that the applicant has in hand paid or secured the payment of the anticipated cost of loss or damage to the party's property.

This rule is intended to implement Iowa Code sections 321E.8, 321E.9, 321E.13, 321E.15 and 321E.29B.

761—511.7(321,321E) Annual oversize permits. Annual oversize permits are issued for indivisible vehicles or indivisible loads for travel when the dimensions of the vehicle or load exceed statutory limits but the weight is within statutory limits. Routing is subject to embargoed bridges and roads and posted speed limits. The owner or operator shall select a route using the vertical clearance map and road construction and travel restrictions map provided by the department. Route, detour and road embargo information may be found online at <u>www.511ia.org</u> or the department's website for the embargo bridge maps at <u>www.iowadot.gov/mvd/motorcarriers/bridgemap.pdf</u>. Annual oversize permits are issued for the following:

**511.7(1)** Vehicles with indivisible loads, including special mobile equipment, mobile homes and factory-built structures, provided the following are not exceeded:

- a. Width. 12 feet 5 inches including appurtenances.
- b. Length. 120 feet 0 inches overall.
- c. Height. 13 feet 10 inches.
- d. Weight. Information contained in rule 761—511.17(321,321E).

*e. Distance.* Movement is allowed for unlimited distance; routing through the motor vehicle division is not required.

**511.7(2)** Vehicles with indivisible loads, including special mobile equipment, mobile homes and factory-built structures, provided the following are not exceeded:

- a. Width. 14 feet 6 inches.
- b. Length. 120 feet 0 inches overall.
- c. Height. 15 feet 5 inches.
- *d.* Weight. Information contained in rule 761—511.17(321,321E).

*e. Distance.* Movement is restricted to 50 miles unless trip routes are obtained from the motor vehicle division or the route continues on at least four-lane roads. Trip routes are valid for five days.

**511.7(3)** Vehicles with indivisible loads, including special mobile equipment, mobile homes and factory-built structures, provided the following are not exceeded:

- a. Width. 16 feet 0 inches.
- b. Length. 120 feet 0 inches.
- c. Height. 15 feet 5 inches.
- *d. Weight.* Information contained in rule 761—511.17(321,321E).
- e. Distance. Trip routes must be obtained from the motor vehicle division.

**511.7(4)** Truck trailers manufactured or assembled in the state of Iowa provided the following are met:

- *a. Width.* Not to exceed 10 feet 0 inches.
- b. Length. Overall combination length must comply with Iowa Code section 321.457.
- c. Height. Statutory: Not to exceed 13 feet 6 inches.
- d. Weight. Information contained in rule 761—511.17(321,321E).
- e. Roadway width. At least 24 feet 0 inches.

*f.* Limited movement. Only movement limited to the purpose of delivery or transfer from the point of manufacture or assembly to another point of manufacture or assembly within the state or to a point outside the state and on the most direct route necessary for the movement is allowed.

This rule is intended to implement Iowa Code sections 321.454, 321.456, 321.457, 321.463, 321E.2, 321E.3, 321E.8, 321E.10, 321E.15 and 321E.29A.

**761—511.8(321,321E) Annual oversize/overweight permits.** Annual oversize/overweight permits are issued for indivisible vehicles or indivisible loads for travel when either the dimensions or the weight or both the dimensions and the weight exceed statutory limits. Travel is not allowed on the interstate. However, a carrier moving under this annual oversize/overweight permit may operate under the same restrictions as an annual oversize permit under rule 761—511.7(321,321E) when the vehicle meets the dimensions required by that rule. Routing is subject to embargoed bridges and roads and posted speed limits. Annual oversize/overweight permits are issued for the following:

**511.8(1)** Vehicles with indivisible loads, including special mobile equipment, mobile homes and factory-built structures, provided the following are not exceeded:

- a. Width. 13 feet 5 inches.
- b. Length. 120 feet 0 inches.
- c. Height. 15 feet 5 inches.
- d. Weight. Information contained in rule 761—511.17(321,321E).

*e. Routing.* The owner or operator shall select a route using a vertical clearance map, bridge embargo map, pavement restrictions map, and construction and travel restrictions map provided by the department. Route, detour and road embargo information may be found online at <u>www.511ia.org</u> or the department's website for the embargo bridge maps at <u>www.iowadot.gov/mvd/motorcarriers/</u><u>bridgemap.pdf</u>.

511.8(2) Reserved.

This rule is intended to implement Iowa Code sections 321.454, 321.456, 321.457, 321.463, 321E.2, 321E.3, 321E.8, 321E.9 and 321E.15.

761—511.9(321,321E) Annual all-systems oversize permits. Annual all-systems oversize permits are issued by the motor vehicle division for indivisible vehicles or indivisible loads for travel on the primary road system and specified city streets and county roads when the dimensions of the vehicle or load exceed statutory limits but the weight is within statutory limits. Routing is subject to embargoed bridges and roads and posted speed limits. The department will provide a map of the authorized city streets and county roads. Permit holders shall consult with local officials when traveling on county roads or city streets for bridge embargo, vertical clearance, detour, and road construction information. These permits are issued for the following:

**511.9(1)** Vehicles with indivisible loads, including special mobile equipment, mobile homes and factory-built structures, provided the following are not exceeded:

- a. Width. 12 feet 5 inches including appurtenances.
- b. Length. 120 feet 0 inches overall.
- c. Height. 13 feet 10 inches.
- d. Weight. Information contained in rule 761—511.17(321,321E).

*e. Distance.* Movement is allowed for unlimited distance; routing through the motor vehicle division and city and county jurisdictions is not required.

**511.9(2)** Vehicles with indivisible loads, including special mobile equipment, mobile homes and factory-built structures, provided the following are not exceeded:

- a. Width. 14 feet 6 inches.
- b. Length. 120 feet 0 inches overall.
- c. Height. 15 feet 5 inches.
- *d.* Weight. Information contained in rule 761—511.17(321,321E).

*e. Distance.* Movement is restricted to 50 miles unless trip routes are obtained from the motor vehicle division and city and county jurisdictions or the route continues on at least four-lane roads. Trip routes are valid for five days.

**511.9(3)** Vehicles with indivisible loads, including special mobile equipment, mobile homes and factory-built structures, provided the following are not exceeded:

- a. Width. 16 feet 0 inches.
- b. Length. 120 feet 0 inches.

- c. Height. 15 feet 5 inches.
- *d.* Weight. Information contained in rule 761—511.17(321,321E).

*e. Distance.* Trip routes must be obtained from the motor vehicle division and city and county jurisdictions.

**511.9(4)** Truck trailers manufactured or assembled in the state of Iowa provided the following are met:

- *a. Width.* Not to exceed 10 feet 0 inches.
- b. Length. Overall combination length complies with Iowa Code section 321.457.
- c. Height. Statutory: Not to exceed 13 feet 6 inches.
- d. Weight. Information contained in rule 761—511.17(321,321E).
- e. Roadway width. At least 24 feet 0 inches.

*f.* Limited movement. Only movement limited to the purpose of delivery or transfer from the point of manufacture or assembly to another point of manufacture or assembly within the state or to a point outside the state and on the most direct route necessary for the movement is allowed.

**511.9(5)** Necessary trip routes must be obtained from the appropriate city and county jurisdictions.

This rule is intended to implement Iowa Code sections 321.454, 321.456, 321.457, 321.463, 321E.2, 321E.3, 321E.8, 321E.10 and 321E.15.

## 761—511.10(312,321,321E) Annual all-systems overweight permits.

**511.10(1)** *Issuance.* Annual all-systems overweight permits are issued by the department for indivisible vehicles or indivisible or divisible loads for travel on the primary road system and specified city streets and county roads when the weight of the vehicle or load exceeds statutory limits but the dimensions are within statutory limits. Routing is subject to embargoed bridges and roads and posted speed limits. The department will provide a map of the authorized city streets and county roads. Permit holders shall consult with local officials when traveling on county roads or city streets for bridge embargo, vertical clearance, detour, and road construction information. These permits are issued for vehicles with divisible or indivisible loads provided the following are not exceeded:

- a. Width. Statutory: 8 feet 6 inches including appurtenances.
- b. Length. Statutory: 75 feet 0 inches overall.
- c. Height. Statutory: 13 feet 6 inches.
- *d.* Weight. Information contained in rule 761—511.17(321,321E).

*e. Distance.* Movement is allowed for unlimited distance; routing through the motor vehicle division and city and county jurisdictions is not required.

**511.10(2)** *Distribution of monthly credit.* In accordance with Iowa Code section 312.2(18), the department will allocate the monthly credit as follows:

*a.* The department will maintain a list of participating counties. The list will be updated on a monthly basis as determined by the department after consultation with county officials through their representative organizations.

*b.* The monthly credit will be divided among the participating counties as determined by the department after consultation with county officials through their representative organizations.

*c.* The funds from the monthly credit will be distributed to each participating county based on the list of participating counties for the applicable month.

This rule is intended to implement Iowa Code sections 312.2, 321.454, 321.456, 321.457, 321.463, 321E.2, 321E.3, 321E.8, 321E.10 and 321E.15.

761—511.11(321,321E) Multitrip permits. Multitrip permits are issued for indivisible vehicles or indivisible loads for travel when either the dimensions or the weight or both the dimensions and the weight exceed statutory limits. The permit allows unlimited trips along a specific route between one point of origin and one point of destination. Additional routes will require a new permit. Multitrip permits are issued for the following:

**511.11(1)** Multitrip permits may be issued for vehicles with indivisible loads, including special mobile equipment, mobile homes and factory-built structures, provided the following are not exceeded:

- a. Width. 16 feet.
- b. Length. 120 feet.
- c. Height. 15 feet 5 inches.
- d. Weight. 156,000 pounds total gross weight.
- e. Distance. On routes specified by the permit-issuing authority.

**511.11(2)** Multitrip permits may be issued for all movements allowed under the single-trip permit provisions of rule 761-511.13(321,321E) provided the movement is within the size and weight limitations of subrule 511.11(1).

**511.11(3)** The dimensions listed on the permit are considered maximums. The movement is legal as long as the vehicle and load do not exceed these dimensions and the movement meets all other requirements of Iowa Code chapter 321E and this chapter.

This rule is intended to implement Iowa Code sections 321.454, 321.456, 321.457, 321.463, 321E.2, 321E.3, 321E.9A and 321E.15.

761—511.12(321E) Compacted rubbish vehicle permits. All compacted rubbish vehicle permits issued by the department are subject to the following criteria:

**511.12(1)** Permits are issued in writing or in an electronic format and are to be carried in the vehicle for which the permit has been issued and made available for inspection by any peace officer or authorized agent of any permit-granting authority.

**511.12(2)** Movements by permit are allowed day and night, seven days a week, including holidays.

**511.12(3)** Vehicles traveling under permit are registered for the gross weight or combined gross weight of the vehicle and load.

**511.12(4)** Vehicles under permit are in compliance with posted bridge and road embargoes and speed limits.

**511.12(5)** Maximum axle weight allowed on the interstate system is 20,000 pounds on a single axle and 34,000 pounds on a tandem axle.

This rule is intended to implement Iowa Code sections 321E.15 and 321E.30.

761—511.13(321,321E) Single-trip permits. Single-trip permits are issued for indivisible vehicles or indivisible loads for travel when either the dimensions or the weight or both the dimensions and the weight exceed statutory limits. The permit is for a specific route between an origin and destination. Single-trip permits are issued for the following:

**511.13(1)** Vehicles with indivisible loads, including special mobile equipment, mobile homes and factory-built structures, provided the following are not exceeded:

*a. Width.* Limited to the maximum physical limitations and clearances of the roadway and infrastructure along the intended route of travel.

b. Length. Limited to the maximum physical limitations and clearances of the roadway along the intended route of travel.

c. *Height*. Limited only to the height of underpasses, bridges, power lines, and other established height restrictions. The carrier is required to contact affected public utilities when the height of the vehicle with load exceeds 16 feet 0 inches. At the discretion of the permit-issuing authority, a written verification may be required from the affected utility.

*d.* Weight. Information contained in rule 761—511.17(321,321E).

*e. Distance.* Limited at the discretion of the permit-issuing authority. The following factors will be considered:

(1) Road conditions.

(2) Road width.

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- (3) Traffic volume.
- (4) Weather conditions.
- (5) Roadside obstructions, including bridges, signs and overhead obstructions.

511.13(2) Reserved.

This rule is intended to implement Iowa Code sections 321.454, 321.456, 321.457, 321.463, 321E.2, 321E.3, 321E.9 and 321E.15.

761—511.14(321,321E) Annual raw forest products permits. Annual raw forest products permits are issued for vehicles transporting divisible loads of raw forest products when the weight exceeds statutory limits. Travel is not allowed on the interstate. The owner or operator shall select a route using the vertical clearance map, bridge embargo map, pavement restrictions map, and construction and travel restrictions map provided by the department. The owner or operator must contact the appropriate local authority for route approval to use this permit on county roads or city streets. Detour and road embargo information may be found online at: <u>www.511ia.org</u>. Routing is subject to embargoed bridges and roads and posted speed limits. Annual raw forest products permits are issued for the following:

**511.14(1)** Vehicles with divisible loads of raw forest products provided the following are not exceeded:

- a. Width. Statutory: 8 feet 6 inches.
- b. Length. Limited to the maximum dimensions in Iowa Code section 321.457.
- c. Height. Statutory: 13 feet 6 inches.
- d. Weight. Information contained in rule 761—511.17(321,321E).
- e. Distance. Unlimited.
- 511.14(2) Reserved.

This rule is intended to implement Iowa Code sections 321.463, 321E.2, 321E.3, 321E.15 and 321E.26.

761—511.15(29C,321,321E) Emergency interstate permit. Emergency interstate permits are issued for vehicles transporting divisible loads of relief supplies when the weight exceeds statutory limits. Routing is subject to embargoed bridges and roads and posted speed limits. The owner or operator shall select a route using the vertical clearance map and road construction and travel restrictions map provided by the department. Route, detour, and road embargo information may be found online at <u>www.511ia.org</u> or the department's website for the embargo bridge maps at <u>www.iowadot.gov/mvd/</u><u>motorcarriers/bridgemap.pdf</u>. The owner or operator must contact the appropriate local authority for route approval to determine if additional permits are necessary for county roads or city streets. Emergency interstate permits are issued for the following:

**511.15(1)** Vehicles with divisible loads of relief supplies, which may exceed the weight limits established under Iowa Code section 321.463 on the interstate highway system, provided the following are not exceeded:

- *a. Width.* Statutory: 8 feet 6 inches including appurtenances.
- b. Length. Limited to the maximum dimensions in Iowa Code section 321.457.
- c. Height. Statutory: 13 feet 6 inches.
- *d.* Weight. Information contained in rule 761—511.17(321,321E).

e. Distance. Movement is allowed for unlimited distance on the interstate for 30 days not to exceed the expiration of the applicable governor's proclamation issued in conjunction with the applicable declaration under the Stafford Act, or expiration of the applicable declaration under the Stafford Act, whichever expires sooner. In the event that more than one proclamation issued under Iowa Code section 29C.6 is in effect, only the proclamation issued in conjunction with the same event that caused the major disaster declaration under the Stafford Act governs the expiration date. Separate permits may be required for roads other than the interstate unless the governor, under the authority in

Iowa Code section 29C.6, suspends applicable permitting provisions under proclamation for the same event.

511.15(2) Reserved.

This rule is intended to implement Iowa Code sections 29C.6, 321.457, 321.463, 321E.15 and 321E.29B.

761—511.16(321,321E) Annual fluid milk products permits. Annual fluid milk products permits are issued for indivisible loads of fluid milk products for travel when the weight of the vehicle or load exceeds statutory limits. Routing is subject to embargoed bridges and roads and posted speed limits. The owner or operator shall select a route using the vertical clearance map and road construction and travel restrictions map provided by the department. Route, detour and road embargo for fluid milk products information may be found online at <u>www.511ia.org</u> or the department's website for the embargo bridge maps at <u>www.iowadot.gov/mvd/motorcarriers/bridgemap.pdf</u>. Annual fluid milk products permits are issued for the following:

**511.16(1)** Vehicles with indivisible loads of fluid milk products provided the following are not exceeded:

a. Width. Statutory: 8 feet 6 inches including appurtenances.

- *b. Length.* Statutory: 75 feet 0 inches overall.
- c. Height. Statutory: 13 feet 6 inches.
- d. Weight. Information contained in rule 761—511.17(321,321E).

*e. Distance.* Movement is allowed for unlimited distance on the primary road system, including the interstate, provided the vehicle is transporting fluid milk products to or from a milk plant, receiving station, or transfer station; routing through the motor vehicle division is not required.

511.16(2) Reserved.

This rule is intended to implement Iowa Code sections 321.454, 321.456, 321.457, 321.463, 321E.2, 321E.3, 321E.8, 321E.10, 321E.15 and 321E.29A.

## 761—511.17(321,321E) Maximum axle weights and maximum gross weights for vehicles and loads moved under permit.

**511.17(1)** Annual oversize, annual all-systems oversize, and annual all-systems overweight permits.

*a.* For movement under an annual oversize or annual all-systems oversize permit, the axle weight and combined gross weight cannot exceed the limits found in Iowa Code section 321.463(3).

*b.* For movement under an all-systems overweight permit, the axle weight cannot exceed the limits found in Iowa Code sections 321.463(3) and 321E.8. The combined gross weight cannot exceed the gross weight authorized under Iowa Code section 321E.8(2).

**511.17(2)** Annual oversize/overweight permits or annual raw forest products permits. For movement under an annual oversize/overweight permit or an annual raw forest products permit, the gross weight on any axle cannot exceed 20,000 pounds, with a maximum of 156,000 pounds total gross weight.

**511.17(3)** *Multitrip permits.* For movement under a multitrip permit, the gross weight on any axle cannot exceed 20,000 pounds with a maximum of 156,000 pounds total gross weight.

511.17(4) Single-trip permits.

*a.* For movement under a single-trip permit, the gross weight on any axle cannot exceed 20,000 pounds unless authorized under Iowa Code section 321E.9(2).

*b.* If the combined gross weight exceeds 100,000 pounds, a single-trip permit may be issued for the movement only if the permit-issuing authority determines that it would not cause undue damage to the road and is in the best interest of the public.

*c*. Cranes may have a maximum of 24,000 pounds per axle for movement under a single-trip permit. Routes must be reviewed by the permit-issuing authority prior to issuance.

511.17(5) *Emergency interstate permits.* 

*a.* For movement under this permit, the gross weight on any axle cannot exceed 20,000 pounds with a maximum of 90,000 pounds total gross weight.

b. The maximum weight on any single axle cannot exceed by more than 12.5 percent the maximum axle weight limit in the nonprimary highway maximum gross weight table in Iowa Code section 321.463(6) "b" and must comply with posted limits on roads and bridges.

**511.17(6)** Annual fluid milk products permits. For movement under an annual fluid milk products permit, the gross weight on any axle cannot exceed 20,000 pounds with a maximum of 96,000 pounds total gross weight.

**511.17(7)** Annual small crane permit. For movement under an annual small crane permit, the gross weight on any axle cannot exceed 24,000 pounds with a maximum of 80,000 pounds total gross weight.

**511.17(8)** Special mobile equipment. Special mobile equipment may have a gross weight of 36,000 pounds on any single axle equipped with minimum size 26.5-inch by 25-inch flotation pneumatic tires and a maximum gross weight of 20,000 pounds on any single axle equipped with minimum size 18-inch by 25-inch flotation pneumatic tires, provided that the total gross weight of the vehicle or a combination of vehicles does not exceed a maximum of 80,000 pounds for movement under an annual oversize or all-systems oversize permit and 126,000 pounds for movement under a single-trip, multitrip or annual oversize/overweight permit.

For tire sizes and weights allowed between the maximum and minimum indicated, the following formula shall apply: Axle weight = 20,000 pounds + (tire width - 18) × 1,882 pounds.

**511.17(9)** *Permitted tandem axle weights.* 

*a.* Vehicles operating under an annual oversize permit, annual oversize/overweight permit, annual raw forest products permit, single-trip permit, or multitrip permit may have a gross weight not to exceed 46,000 pounds on a single-tandem axle of the truck tractor and a gross weight not to exceed 46,000 pounds on a single-tandem axle of the trailer or semitrailer if each axle of each tandem group has at least four tires.

*b.* The maximum weight of any single axle within a permitted tandem axle group is 24,000 pounds.

*c*. A permitted tandem axle cannot be a part of a larger group of axles whose centers are greater than 96 inches apart.

This rule is intended to implement Iowa Code sections 321.463, 321E.7, 321E.8, 321E.9, 321E.9A, 321E.15, 321E.26, 321E.29B and 321E.32.

## 761—511.18(321,321E) Movement of vehicles with divisible loads exceeding statutory size or weight limits.

**511.18(1)** Vehicles with divisible loads exceeding statutory size or weight limits may be moved under a single-trip permit if the permit-issuing authority determines that a special or emergency situation warrants its issuance.

**511.18(2)** At the discretion of the permit-issuing authority, the combined gross weight may exceed the statutory weight, but the axle weights shall be subject to rule 761-511.17(321,321E).

**511.18(3)** Movement is subject to the routes established by the permit-issuing authority.

This rule is intended to implement Iowa Code sections 321.463, 321E.15 and 321E.29.

**761—511.19(321,321E)** Towing units. Only a truck or truck tractor with dual wheels and with a gross vehicle weight rating of at least 10,000 pounds is an acceptable towing unit for towing mobile homes or loads exceeding 10,000 pounds.

This rule is intended to implement Iowa Code sections 321.457 and 321E.15.

## 761—511.20(321E) Escorting.

**511.20(1)** *Escort qualifications.* To qualify as an escort or an escorting vehicle, the following requirements apply:

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*a.* The escort is a person aged 18 or over who possesses a valid driver's license that allows driving unaccompanied and who carries proof of public liability insurance in the amounts of \$100,000/\$200,000/\$50,000.

*b*. The escorting vehicle is a midsize automobile or motor truck with sufficient mobility to be able to assist in an emergency and designed to afford clear and unobstructed vision both front and rear. The escorting vehicle cannot be used to tow a trailer while performing escorting duties. In questionable cases, the permit-issuing authority is authorized to determine if a vehicle meets these conditions.

c. The escorting vehicle has a flashing or strobe amber light that is visible for at least 500 feet and provides 360° warning. While escorting a permit load, the light is mounted on top of the escort vehicle and is burning. Additional escort vehicle markings may be approved or required by the permitissuing authority.

*d.* An 18-inch by 18-inch red or orange fluorescent flag is mounted on each corner of the front bumper of the escorting vehicle.

*e*. The escort remains a distance of approximately 300 feet in front or to the rear of the load. However, when traveling within the corporate limits of a city, the escort maintains a reasonable and proper distance consistent with existing traffic conditions.

- f. A separate escort accompanies each load hauled under escort.
- g. The escort obeys all traffic laws and provisions of the oversize permit for the load.

*h.* The escort shall not assume responsibility for stopping traffic. An on-duty peace officer, as defined in Iowa Code section 321.1, shall be contacted to provide any necessary traffic control.

*i*. Immediately prior to an escorting trip, the escort determines that the escorting vehicle is in a safe operational condition and that the dimensions of the vehicle and load are in compliance with the permit issued.

*j*. A pole used for measuring vertical clearances is mounted on the front escorting vehicle. The escort is required to measure all vertical clearances whenever the height of the permitted vehicle exceeds 14 feet 6 inches up to and including 20 feet.

**511.20(2)** *Minimum escort and warning device requirements.* The following chart explains the minimum escort and warning devices required for vehicles operating under permit.

For venicles Operating Under Fermit				
	Flags/Signs	Lights	Escorts	
			4-Lane	2-Lane
Length				
75'1" up to and including 85'	yes	not required	not required	not required
Over 85' up to and including 120'	yes	yes	not required	not required
Over 120'	yes	not required	rear	rear
Projections				
Front: over 25'	not required	yes	not required	not required
Rear: over 4' up to and including 10'	flags only	not required	not required	not required
Rear: over 10'	flags only	yes	not required	not required
Height				
Over 14'6" up to and including 20'	yes	not required	front with a height pole	front with a height pole
Weight				
Over 80,000 lbs	not required	not required	not required	not required
Width				
Over 8'6" up to 12'0"	yes	not required	not required	not required
Over 12'0" up to and including 14'6"	yes	not required	rear *	front *
Over 14'6" up to and including 16'6"	yes	not required	rear *	front

Minimum Warning Devices and Escort Requirements For Vehicles Operating Under Permit

\*In lieu of an escort, a carrier can display an amber light or strobe light on the power unit and on the rear extremity of the vehicle or load.

## yes = required

**511.20(3)** *Flags, lights and signs.* The following criteria apply to the required flags, signs and lights on an escorting vehicle:

*a.* Red or orange fluorescent flags at least 18" square are mounted as follows: one flag at each front corner of the towing unit, one flag at each rear corner of the load, and a flag at any additional protrusion in the width of the load.

*b.* A sign reading "Oversize Load," which is at least 18" high by 7' long with a minimum of 10" black letters, with a  $1\frac{1}{2}$ " stroke, on a yellow background is used. The sign is mounted on the front bumper and on the rear of the load unless a mobile home or factory-built structure, in which case, the rear sign is mounted at least 7' above the highway surface, measuring from the bottom of the sign.

c. A flashing or strobe amber light that is visible for at least 500 feet and provides  $360^{\circ}$  warning is mounted on the towing unit and is visible from front and rear. More than one light may be necessary.

d. The flags, lights and signs are removed or covered when the vehicle is within legal dimensions.

**511.20(4)** Additional escorts. The permit-issuing authority may require additional escorts when deemed necessary.

This rule is intended to implement Iowa Code sections 321E.8, 321E.14, 321E.15, 321E.24 and 321E.34.

761—511.21(321,321E) Permit violations. Permit violations are to be reported to the permit-issuing authority by the arresting officer and the permit holder. If a permit holder is found to have willfully violated permit provisions, the motor vehicle division may, after notice and hearing, suspend, modify or revoke the permit privileges of the permit holder consistent with Iowa Code section 321E.20. If the permit that is suspended, modified, or revoked is an emergency interstate permit that is issued for a fleet operating under the permit holder's interstate or intrastate motor carrier number, the department may issue emergency interstate permits to individual vehicles operating under the interstate or intrastate motor carrier number.

This rule is intended to implement Iowa Code sections 321.492, 321E.15, 321E.16, 321E.20 and 321E.29B.

## 761—511.22(321) Movement of combination vehicles on economic export corridors.

**511.22(1)** Designation of economic export corridors.

*a.* The department may in its discretion establish economic export corridors for the transportation of goods or products manufactured in Iowa to or through the state of South Dakota and for the return of unladen semitrailers or unladen full trailers used for the transportation of those goods or products. An economic export corridor does not include any segment of the interstate system or any part of the national network of highways identified pursuant to 23 CFR Part 658, effective April 1, 2024. However, if appropriate, the department may petition the Federal Highway Administration to remove a road or road segment from the national network of highways for the purpose of including it in an economic export corridor.

*b*. The department may initiate designation of economic export corridors, or a request for economic export corridor designation may be submitted to the department by an interested party. If a proposed economic export corridor includes any roads or road segments that are under the jurisdiction of a city or a county, a resolution from all relevant local jurisdictions is to be submitted to the department indicating jurisdiction support for economic export corridor designation. The resolution is to include a description of the proposed economic export corridor under local jurisdiction.

c. The department will exercise due regard for the safety of the traveling public and the protection of the highway surfaces and structures when establishing an economic export corridor. Factors to be considered include ability of the proposed economic export corridor to safely accommodate combinations of vehicles described in subrule 511.22(2), taking into account physical configurations and restrictions and traffic demands and capacity, as well as connection to markets that will benefit from the established economic export corridor.

d. The department will post established economic export corridors on the department's website.

**511.22(2)** Combination vehicles that may be operated on an economic export corridor.

*a*. In addition to combinations of vehicles lawful for operation on roads or road segments not designated as an economic export corridor, the following combinations of vehicles may be operated on an economic export corridor designated under subrule 511.22(1) if the combinations of vehicles meet the requirements in paragraph 511.22(2) "b":

(1) A truck tractor-semitrailer-semitrailer converted to a full trailer by use of a dolly equipped with a fifth wheel that is considered a part of the trailer for all purposes, and not a separate unit.

(2) A truck tractor-semitrailer-full trailer.

(3) A truck tractor-semitrailer-semitrailer combination, where the semitrailers are connected by a rigid frame extension including a fifth wheel connection point attached to the rear frame of the first semitrailer.

b. The combination of vehicles shall meet all of the following requirements:

(1) The length of the combination of vehicles, excluding the length of the truck tractor, does not exceed  $81\frac{1}{2}$  feet.

(2) The length of either semitrailer or full trailer does not exceed 45 feet.

(3) The weight of the second semitrailer or full trailer does not exceed the weight of the first semitrailer by more than 3,000 pounds.

(4) The gross weight of the combination of vehicles does not exceed 80,000 pounds and the combination of vehicles does not exceed the gross axle weight limits of Iowa Code section 321.463(2).

(5) The load on each semitrailer or full trailer in the combination is an indivisible load. For the purpose of issuing permits for height or width under Iowa Code chapter 321E, the combination of vehicles will be considered an indivisible load so long as the load on each semitrailer or full trailer in the combination remains an indivisible load.

c. The length of the frame extension is not included when determining the overall length of the first semitrailer in a truck tractor-semitrailer-semitrailer combination in which the semitrailers are connected by a rigid frame extension including a fifth wheel connection point attached to the rear frame of the first semitrailer.

*d.* For purposes of this subrule, "full trailer" means the same as defined in 49 CFR Section 390.5, effective October 1, 2024.

This rule is intended to implement Iowa Code section 321.457(2)"n."

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