

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 1181

Chapter 311, Laws of 2005

59th Legislature
2005 Regular Session

TRANSPORTATION--OVERWEIGHT SEALED CONTAINERS

EFFECTIVE DATE: 7/24/05

Passed by the House April 18, 2005
Yeas 95 Nays 0

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 7, 2005
Yeas 45 Nays 0

BRAD OWEN

President of the Senate

Approved May 9, 2005.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1181** as passed by the House of Representatives and the Senate on the dates hereon set forth.

RICHARD NAFZIGER

Chief Clerk

FILED

May 9, 2005 - 8:10 a.m.

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 1181

AS AMENDED BY THE SENATE

Passed Legislature - 2005 Regular Session

State of Washington 59th Legislature 2005 Regular Session

By House Committee on Transportation (originally sponsored by Representatives Flannigan, Ericksen, Wallace, Woods, Chase and Kilmer; by request of Department of Transportation)

READ FIRST TIME 03/07/05.

1 AN ACT Relating to transferring overweight sealed ocean-going
2 containers between ocean marine terminals and railheads; and adding a
3 new section to chapter 46.44 RCW.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 46.44 RCW
6 to read as follows:

7 (1) The department of transportation, with respect to state
8 highways maintained within port district property, may, at the request
9 of a port commission, make and enter into agreements with port
10 districts and adjacent jurisdictions or agencies of the districts, for
11 the purpose of identifying, managing, and maintaining short heavy haul
12 industrial corridors within port district property for the movement of
13 overweight sealed containers used in international trade.

14 (2) The department may issue special permits to vehicles operating
15 in the heavy haul industrial corridor to carry weight in excess of
16 weight limits established in RCW 46.44.041. However, the excess weight
17 on a single axle, tandem axle, or any axle group must not exceed that
18 allowed by RCW 46.44.091 (1) and (2), weight per tire must not exceed

1 six hundred pounds per inch width of tire, and gross vehicle weight
2 must not exceed one hundred five thousand five hundred pounds.

3 (3) The entity operating or hiring vehicles moving overweight
4 sealed containers used in international trade must pay a fee for each
5 special permit of one hundred dollars per month or one thousand dollars
6 annually, beginning from the date of issue, for all movements under the
7 special permit made on state highways within the heavy haul industrial
8 corridor. Under no circumstances are the for hire carriers or rail
9 customers responsible for the purchase or cost of the permits. All
10 funds collected, except the amount retained by authorized agents of the
11 department under RCW 46.44.096, must be forwarded to the state
12 treasurer and deposited in the motor vehicle fund.

13 (4) For purposes of this section, an overweight sealed container
14 used in international trade, including its contents, is considered
15 nondivisible when transported within a heavy haul industrial corridor
16 defined by the department.

17 (5) Any agreement entered into by the department as authorized
18 under this section with a port district adjacent to Puget Sound and
19 located within a county that has a population of more than seven
20 hundred thousand, but less than one million, must limit the
21 applicability of any established heavy haul corridor to that portion of
22 state route no. 509 beginning at milepost 0.25 in the vicinity of East
23 'D' Street and ending at milepost 3.88 in the vicinity of Taylor Way.

24 (6) The department of transportation may adopt reasonable rules to
25 implement this section.

Passed by the House April 18, 2005.
Passed by the Senate April 7, 2005.
Approved by the Governor May 9, 2005.
Filed in Office of Secretary of State May 9, 2005.