

CERTIFICATION OF ENROLLMENT

SENATE BILL 5589

Chapter 115, Laws of 2011

62nd Legislature
2011 Regular Session

HEAVY HAUL INDUSTRIAL CORRIDOR--STATE ROUTE NUMBER 97

EFFECTIVE DATE: 07/22/11

Passed by the Senate March 3, 2011
YEAS 46 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House April 5, 2011
YEAS 96 NAYS 0

FRANK CHOPP

Speaker of the House of Representatives

Approved April 18, 2011, 2:48 p.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 5589** as passed by the Senate and the House of Representatives on the dates hereon set forth.

THOMAS HOEMANN

Secretary

FILED

April 19, 2011

**Secretary of State
State of Washington**

SENATE BILL 5589

Passed Legislature - 2011 Regular Session

State of Washington

62nd Legislature

2011 Regular Session

By Senator Morton

Read first time 01/31/11. Referred to Committee on Transportation.

1 AN ACT Relating to heavy haul industrial corridors; and amending
2 RCW 46.44.0915.

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

4 **Sec. 1.** RCW 46.44.0915 and 2008 c 89 s 1 are each amended to read
5 as follows:

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

14 (b) The department of transportation shall designate that portion
15 of state route number 97 from the Canadian border to milepost
16 ((331.22)) 331.12 as a heavy haul industrial corridor for the movement
17 of overweight vehicles to and from the Oroville railhead. The
18 department may issue special permits to vehicles operating in the heavy

1 haul industrial corridor to carry weight in excess of weight limits
2 established in RCW 46.44.041, but not to exceed a gross vehicle weight
3 of ((~~137,788~~)) 139,994 pounds.

4 (2) Except as provided in subsection (1)(b) of this section, the
5 department may issue special permits to vehicles operating in a heavy
6 haul industrial corridor to carry weight in excess of weight limits
7 established in RCW 46.44.041. However, the excess weight on a single
8 axle, tandem axle, or any axle group must not exceed that allowed by
9 RCW 46.44.091 (1) and (2), weight per tire must not exceed six hundred
10 pounds per inch width of tire, and gross vehicle weight must not exceed
11 one hundred five thousand five hundred pounds.

12 (3) The entity operating or hiring vehicles under subsection (1)(b)
13 of this section or moving overweight sealed containers used in
14 international trade must pay a fee for each special permit of one
15 hundred dollars per month or one thousand dollars annually, beginning
16 from the date of issue, for all movements under the special permit made
17 on state highways within a heavy haul industrial corridor. Within a
18 port district property, under no circumstances are the for hire
19 carriers or rail customers responsible for the purchase or cost of the
20 permits. All funds collected, except the amount retained by authorized
21 agents of the department under RCW 46.44.096, must be forwarded to the
22 state treasurer and deposited in the motor vehicle fund.

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

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

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

Passed by the Senate March 3, 2011.

Passed by the House April 5, 2011.

Approved by the Governor April 18, 2011.

Filed in Office of Secretary of State April 19, 2011.