

SENATE
STATE OF MINNESOTA
NINETY-THIRD SESSION

S.F. No. 5103

(SENATE AUTHORS: LANG)

DATE
03/20/2024

D-PG
12447 Introduction and first reading
Referred to Transportation

OFFICIAL STATUS

1.1 A bill for an act
1.2 relating to transportation; modifying the gross weight limit of vehicles to 108,000
1.3 pounds; making conforming changes; eliminating special hauling and overweight
1.4 permits for trucks; amending Minnesota Statutes 2022, sections 168.013,
1.5 subdivision 12; 169.824, subdivisions 1, 2; 169.86, subdivisions 1, 5; 169.863,
1.6 subdivision 1; 169.871, subdivisions 1, 1b; Minnesota Statutes 2023 Supplement,
1.7 sections 168.013, subdivisions 1e, 3; 169.8261, subdivisions 1a, 2; repealing
1.8 Minnesota Statutes 2022, sections 169.826, subdivisions 1, 1a, 2, 3, 4, 7; 169.86,
1.9 subdivisions 1a, 5a; 169.864; 169.865, subdivisions 1b, 2, 3, 4, 5; 169.866;
1.10 169.8665; 169.868; 169.869; 169.87, subdivision 4; 169.871, subdivision 1a;
1.11 Minnesota Statutes 2023 Supplement, section 169.865, subdivision 1a.

1.12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.13 Section 1. Minnesota Statutes 2023 Supplement, section 168.013, subdivision 1e, is
1.14 amended to read:

1.15 Subd. 1e. **Truck; tractor; combination; exceptions.** (a) On trucks and tractors except
1.16 those in this chapter defined as farm trucks and on truck-tractor and semitrailer combinations
1.17 except those defined as farm combinations, the tax based on total gross weight shall be
1.18 graduated according to the Minnesota base rate schedule prescribed in this subdivision, but
1.19 in no event less than \$120.

1.20 Minnesota Base Rate Schedule

1.21 Scheduled taxes include five percent

1.22 surtax provided for in subdivision 14

1.23	TOTAL GROSS WEIGHT IN POUNDS				TAX
1.24	A	0	-	1,500	\$ 15
1.25	B	1,501	-	3,000	20

2.1	C	3,001	-	4,500	25
2.2	D	4,501	-	6,000	35
2.3	E	6,001	-	10,000	45
2.4	F	10,001	-	12,000	70
2.5	G	12,001	-	15,000	105
2.6	H	15,001	-	18,000	145
2.7	I	18,001	-	21,000	190
2.8	J	21,001	-	26,000	270
2.9	K	26,001	-	33,000	360
2.10	L	33,001	-	39,000	475
2.11	M	39,001	-	45,000	595
2.12	N	45,001	-	51,000	715
2.13	O	51,001	-	57,000	865
2.14	P	57,001	-	63,000	1,015
2.15	Q	63,001	-	69,000	1,185
2.16	R	69,001	-	73,280	1,325
2.17	S	73,281	-	78,000	1,595
2.18				80,000	
2.19	T	78,001	-	<u>108,000</u>	1,760

2.20 (b) For purposes of the Minnesota base rate schedule, for vehicles with six or more axles
 2.21 in the "S" and "T" categories, the base rates are \$1,520 and \$1,620 respectively.

2.22 (c) For each vehicle with a gross weight in excess of ~~80,000~~ 108,000 pounds an additional
 2.23 tax of \$50 is imposed for each ton or fraction thereof in excess of ~~80,000~~ 108,000 pounds,
 2.24 subject to subdivision 12 or section 169.86, subdivision 5a, as applicable.

2.25 (d) For purposes of registration identification, for vehicles registered in the "O" category,
 2.26 the owner must declare at the time of registration whether the vehicle will carry a weight
 2.27 of 55,000 pounds or more and therefore be subject to the federal heavy vehicle use tax. For
 2.28 those owners who declare a weight less than 55,000 pounds, a distinctive weight sticker
 2.29 must be issued and the owner is restricted to a gross vehicle weight of less than 55,000
 2.30 pounds.

2.31 (e) Truck-tractors except those herein defined as farm vehicles shall be taxed in
 2.32 accordance with the foregoing gross weight tax schedule on the basis of the combined gross
 2.33 weight of the truck-tractor and any semitrailer or semitrailers which the applicant proposes
 2.34 to combine with the truck-tractor.

2.35 (f) On trucks, truck-tractors and semitrailer combinations, except those defined as farm
 2.36 trucks and farm combinations, the tax for each of the first eight years of vehicle life is 100

3.1 percent of the tax imposed in the Minnesota base rate schedule, and during the ninth and
 3.2 succeeding years of vehicle life, the tax is 75 percent of the Minnesota base rate prescribed
 3.3 by this subdivision.

3.4 (g) For the purpose of registration, trailers coupled with a truck-tractor, semitrailer
 3.5 combination are semitrailers.

3.6 Sec. 2. Minnesota Statutes 2023 Supplement, section 168.013, subdivision 3, is amended
 3.7 to read:

3.8 Subd. 3. **Application; cancellation; excessive gross weight forbidden.** (a) The applicant
 3.9 for all licenses based on gross weight shall state the unloaded weight of the motor vehicle,
 3.10 trailer, or semitrailer and the maximum load the applicant proposes to carry on it, the sum
 3.11 of which constitutes the gross weight upon which the license tax must be paid. However,
 3.12 the declared gross weight upon which the tax is paid must not be less than 1-1/4 times the
 3.13 declared unloaded weight of the motor vehicle, trailer, or semitrailer to be registered, except
 3.14 recreational vehicles taxed under subdivision 1g, school buses taxed under subdivision 18,
 3.15 and tow trucks or towing vehicles defined in section 168B.011, subdivision 12a. The gross
 3.16 weight of a tow truck or towing vehicle is the actual weight of the tow truck or towing
 3.17 vehicle fully equipped, but does not include the weight of a wrecked or disabled vehicle
 3.18 towed or drawn by the tow truck or towing vehicle.

3.19 (b) ~~Except as provided by special permit issued under section 169.86, The gross weight~~
 3.20 ~~of a motor vehicle, trailer, or semitrailer must not exceed the gross weight upon which the~~
 3.21 ~~license tax has been paid by more than four percent or 1,000 pounds, whichever is greater;~~
 3.22 ~~provided that, a vehicle transporting unfinished forest products on a highway, other than a~~
 3.23 ~~highway that is part of the system of interstate and defense highways, unless a federal~~
 3.24 ~~exemption is granted, in accordance with paragraph (d), clause (3):.~~

3.25 ~~(1) shall not exceed its gross vehicle weight upon which the license tax has been paid,~~
 3.26 ~~or gross axle weight on any axle, by more than five percent and, notwithstanding other law~~
 3.27 ~~to the contrary, is not subject to any fee, fine, or other assessment or penalty for exceeding~~
 3.28 ~~a gross vehicle or axle weight by up to five percent. This clause applies year round to~~
 3.29 ~~suppliers of unfinished forest products to mills; and~~

3.30 ~~(2) is not subject to any provision of paragraph (d) or chapter 169 limiting the gross axle~~
 3.31 ~~weight of any individual axle unless the entire vehicle also exceeds its gross vehicle weight~~
 3.32 ~~plus its weight allowance allowed in clause (1) and plus any weight allowance permitted~~
 3.33 ~~under section 169.826 or 169.8261, in which case the vehicle is subject to all applicable~~
 3.34 ~~penalties for excess weight violations.~~

4.1 (c) The gross weight of the motor vehicle, trailer, or semitrailer for which the license
4.2 tax is paid must be indicated by a distinctive character on the license plate or plates except
4.3 as provided in subdivision 12 or section 169.86, subdivision 5a, as applicable, and the plate
4.4 or plates must be kept clean and clearly visible at all times.

4.5 (d) The owner, driver, or user of a motor vehicle, trailer, or semitrailer, upon conviction
4.6 for transporting a gross weight in excess of the gross weight for which it was registered or
4.7 for operating a vehicle with an axle weight exceeding the maximum lawful axle load weight,
4.8 is guilty of a misdemeanor and subject to increased registration or reregistration according
4.9 to the following schedule:

4.10 (1) Upon conviction for transporting a gross weight in excess of the gross weight for
4.11 which a motor vehicle, trailer, or semitrailer is registered by more than the allowance set
4.12 forth in paragraph (b) but less than 25 percent, or for operating or using a motor vehicle,
4.13 trailer, or semitrailer with an axle weight exceeding the maximum lawful axle load as
4.14 provided in sections 169.822 to 169.829 by more than the allowance set forth in paragraph
4.15 (b) but less than 25 percent, the owner, driver, or user of the motor vehicle, trailer, or
4.16 semitrailer used to commit the violation, in addition to any penalty imposed for the
4.17 misdemeanor, shall apply to the registrar to increase the authorized gross weight to be carried
4.18 on the vehicle to a weight equal to or greater than the gross weight the owner, driver, or
4.19 user was convicted of carrying. The increase is computed for the balance of the calendar
4.20 year on the basis of 1/12 of the annual tax for each month remaining in the calendar year
4.21 beginning with the first day of the month in which the violation occurred. If the additional
4.22 registration tax computed upon that weight, plus the tax already paid, amounts to more than
4.23 the regular tax for the maximum gross weight permitted for the vehicle under ~~sections~~
4.24 ~~169.822 to 169.829~~ section 169.824, that additional amount must nevertheless be paid into
4.25 the highway fund, but the additional tax thus paid does not authorize or permit any person
4.26 to operate the vehicle with a gross weight in excess of the maximum legal weight as provided
4.27 by ~~sections 169.822 to 169.829~~ section 169.824. Unless the owner within 30 days after a
4.28 conviction applies to increase the authorized weight and pays the additional tax as provided
4.29 in this section, the registrar shall revoke the registration on the vehicle and demand the
4.30 return of the registration card and plates issued on that registration.

4.31 (2) Upon conviction of an owner, driver, or user of a motor vehicle, trailer, or semitrailer
4.32 for transporting a gross weight in excess of the gross weight for which the motor vehicle,
4.33 trailer, or semitrailer was registered by 25 percent or more or for operating or using the
4.34 vehicle or trailer with an axle weight exceeding the maximum lawful axle load as provided
4.35 in sections 169.822 to 169.829 by 25 percent or more, and in addition to any penalty imposed

5.1 for the misdemeanor, the registrar shall either (i) cancel the reciprocity privileges on the
 5.2 vehicle involved if the vehicle is being operated under reciprocity or (ii) if the vehicle is
 5.3 not being operated under reciprocity, cancel the certificate of registration on the vehicle
 5.4 operated and demand the return of the registration certificate and registration plates. The
 5.5 registrar may not cancel the registration or reciprocity privileges for any vehicle found in
 5.6 violation of seasonal load restrictions imposed under section 169.87 unless the axle weight
 5.7 exceeds the year-round weight limit for the highway on which the violation occurred. The
 5.8 registrar may investigate any allegation of gross weight violations and demand that the
 5.9 operator show cause why all future operating privileges in the state should not be revoked
 5.10 unless the additional tax assessed is paid.

5.11 ~~(3) Clause (1) does not apply to the first haul of unprocessed or raw farm products or~~
 5.12 ~~unfinished forest products, when the registered gross weight is not exceeded by more than~~
 5.13 ~~ten percent. For purposes of this clause, "first haul" means (i) the first, continuous~~
 5.14 ~~transportation of unprocessed or raw farm products from the place of production or on-farm~~
 5.15 ~~storage site to any other location within 100 miles of the place of production or on-farm~~
 5.16 ~~storage site, or (ii) the continuous or noncontinuous transportation of unfinished forest~~
 5.17 ~~products from the place of production to the place of final processing or manufacture located~~
 5.18 ~~within 200 miles of the place of production.~~

5.19 ~~(4)~~ (3) When the registration on a motor vehicle, trailer, or semitrailer is revoked by the
 5.20 registrar according to this section, the vehicle must not be operated on the highways of the
 5.21 state until it is registered or reregistered, as the case may be, and new plates issued, and the
 5.22 registration fee is the annual tax for the total gross weight of the vehicle at the time of
 5.23 violation. The reregistration pursuant to this subdivision of any vehicle operating under
 5.24 reciprocity agreements pursuant to section 168.181 or 168.187 must be at the full annual
 5.25 registration fee without regard to the percentage of vehicle miles traveled in this state.

5.26 Sec. 3. Minnesota Statutes 2022, section 168.013, subdivision 12, is amended to read:

5.27 Subd. 12. **Additional tax for excessive gross weight.** (a) Whenever an owner has
 5.28 registered a vehicle and paid the tax as provided in subdivisions 1 to 1g, on the basis of a
 5.29 selected gross weight of the vehicle and thereafter such owner desires to operate such vehicle
 5.30 with a greater gross weight than that for which the tax has been paid, such owner shall be
 5.31 permitted to reregister such vehicle by paying the additional tax due thereon for the remainder
 5.32 of the calendar year for which such vehicle has been reregistered, the additional tax computed
 5.33 pro rata by the month, 1/12 of the annual tax due for each month of the year remaining in
 5.34 the calendar year, beginning with the first day of the month in which such owner desires to

6.1 operate the vehicle with the greater weight. In computing the additional tax as aforesaid,
 6.2 the owner shall be given credit for the unused portion of the tax previously paid computed
 6.3 pro rata by the month, 1/12 of the annual tax paid for each month of the year remaining in
 6.4 the calendar year beginning with the first day of the month in which such owner desires to
 6.5 operate the vehicle with the greater weight. An owner will be permitted one reduction of
 6.6 gross weight or change of registration per year, which will result in a refund. This refund
 6.7 will be prorated monthly beginning with the first day of the month after such owner applies
 6.8 to amend the registration. The application for amendment shall be accompanied by a fee of
 6.9 \$3, and all fees shall be deposited in the highway user tax distribution fund. Provided,
 6.10 however, the owner of a vehicle may reregister the vehicle for a weight of more than ~~81,000~~
 6.11 109,000 pounds for one or more 30-day periods. For each 30-day period, the additional tax
 6.12 shall be equal to 1/12 of the difference between the annual tax for the weight at which the
 6.13 vehicle is registered and reregistered.

6.14 (b) This subdivision does not apply to the owner of a vehicle who pays the additional
 6.15 tax for excessive gross weight under section 169.86, subdivision 5a, when buying a permit
 6.16 to operate with the greater gross weight.

6.17 Sec. 4. Minnesota Statutes 2022, section 169.824, subdivision 1, is amended to read:

6.18 Subdivision 1. **Table of axle weight limits.** (a) No vehicle or combination of vehicles
 6.19 equipped with pneumatic tires shall be operated upon the highways of this state where the
 6.20 total gross weight on any group of two or more consecutive axles of any vehicle or
 6.21 combination of vehicles exceeds that given in the following axle weight limits table for the
 6.22 distance between the centers of the first and last axles of any group of two or more
 6.23 consecutive axles under consideration. Unless otherwise noted, the distance between axles
 6.24 must be measured longitudinally to the nearest even foot, and when the measurement is a
 6.25 fraction of exactly one-half foot the next largest whole number in feet shall be used, except
 6.26 that when the distance between axles is more than three feet four inches and less than three
 6.27 feet six inches the distance of four feet shall be used.

6.28 Axle Weight Limits

6.29 Maximum gross weight in pounds on a group of

	2	3	4
6.30			
6.31 Distances in feet	consecutive axles of	consecutive axles of a	consecutive
6.32 between centers of	a 2-axle vehicle or any	3-axle vehicle or any	axles of a
6.33 foremost and rearmost	combination of vehicles	combination of	4-axle vehicle
6.34 axles of a group	having a total of 2 or	vehicles having a total	or any
6.35	more axles	of 3 or more axles	combination of
6.36			vehicles
6.37			having a total

7.1				of 4 or more
7.2				axles
7.3	4	34,000		
7.4	5	34,000		
7.5	6	34,000		
7.6	7	34,000	34,000	
7.7	8	34,000	34,000	
7.8	8 plus	34,000	42,000	
7.9		(38,000)		
7.10	9	35,000	43,000	
7.11		(39,000)		
7.12	10	36,000	43,500	49,000
7.13		(40,000)		
7.14	11	36,000	44,500	49,500
7.15	12		45,000	50,000
7.16	13		46,000	51,000
7.17	14		46,500	51,500
7.18	15		47,500	52,000
7.19	16		48,000	53,000
7.20	17		49,000	53,500
7.21	18		49,500	54,000
7.22	19		50,500	55,000
7.23	20		51,000	55,500
7.24	21		52,000	56,000
7.25	22		52,500	57,000
7.26	23		53,500	57,500
7.27	24		54,000	58,000
7.28	25		(55,000)	59,000
7.29	26		(55,500)	59,500
7.30	27		(56,500)	60,000
7.31	28		(57,000)	61,000
7.32	29		(58,000)	61,500
7.33	30		(58,500)	62,000
7.34	31		(59,500)	63,000
7.35	32		(60,000)	63,500
7.36	33			64,000
7.37	34			65,000
7.38	35			65,500

8.1	36	66,000
8.2	37	67,000
8.3	38	67,500
8.4	39	68,000
8.5	40	69,000
8.6	41	69,500
8.7	42	70,000
8.8	43	71,000
8.9	44	71,500
8.10	45	72,000
8.11	46	72,500
8.12	47	(73,500)
8.13	48	(74,000)
8.14	49	(74,500)
8.15	50	(75,500)
8.16	51	(76,000)
8.17	52	(76,500)
8.18	53	(77,500)
8.19	54	(78,000)
8.20	55	(78,500)
8.21	56	(79,500)
8.22	57	(80,000)

8.23 (b) The maximum gross weight on a group of three consecutive axles, where the distance
8.24 between centers of foremost and rearmost axles of any axle group is seven feet or eight feet,
8.25 is 34,000 pounds, except for vehicles manufactured before August 1, 1991. Notwithstanding
8.26 any lesser weight shown in the axle weight limits table, for vehicles manufactured before
8.27 August 1, 1991:

8.28 (1) the maximum gross weight on a group of three consecutive axles, where the distance
8.29 between centers of foremost and rearmost axles of any axle group is seven feet, is 37,000
8.30 pounds; and

8.31 (2) the maximum gross weight on a group of three consecutive axles, where the distance
8.32 between centers of foremost and rearmost axles of any axle group is eight feet, is 38,500
8.33 pounds.

8.34 (c) "8 plus" refers to any distance greater than eight feet but less than nine feet.

9.1 Axle Weight Limits (continued)					
9.2 Maximum gross weight in pounds on a group of					
9.3					
	5	6	7	8	
9.4 Distances in	consecutive	consecutive	consecutive	consecutive axles of	
9.5 feet between	axles of a 5-axle	axles of a 6-axle	axles of a 7-axle	an 8-axle vehicle or	
9.6 centers of	vehicle or any	vehicle or any	vehicle or any	any combination of	
9.7 foremost and	combination of	combination of	combination of	vehicles having a	
9.8 rearmost axles	vehicles having	vehicles having	vehicles having	total of 8 or more	
9.9 of a group	a total of 5 or	a total of 6 or	a total of 7 or	axles	
9.10	more axles	more axles	more axles		
9.11	14	57,000			
9.12	15	57,500			
9.13	16	58,000			
9.14	17	59,000			
9.15	18	59,500			
9.16	19	60,000			
9.17	20	60,500	66,000	72,000	
9.18	21	61,500	67,000	72,500	
9.19	22	62,000	67,500	73,000	
9.20	23	62,500	68,000	73,500	
9.21	24	63,000	68,500	74,000	
9.22	25	64,000	69,000	75,000	
9.23	26	64,500	70,000	75,500	
9.24	27	65,000	70,500	76,000	
9.25	28	65,500	71,000	76,500	
9.26	29	66,500	71,500	77,000	
9.27	30	67,000	72,000	77,500	
9.28	31	67,500	73,000	78,500	
9.29	32	68,000	73,500	79,000	
9.30	33	69,000	74,000	79,500	
9.31	34	69,500	74,500	80,000	
9.32	35	70,000	75,000	(80,500)	(86,000)
9.33	36	70,500	76,000	(81,000)	(86,500)
9.34	37	71,500	76,500	(81,500)	(87,000)
9.35	38	72,000	77,000	(82,000)	(87,500)
9.36	39	72,500	77,500	(82,500)	(88,500)
9.37	40	73,000	78,000	(83,500)	(89,000)
9.38	41	74,000	79,000	(84,000)	(89,500)
9.39	42	74,500	79,500	(84,500)	(90,000)
9.40	43	75,000	80,000	(85,000)	(90,500)

10.1	44	75,500	(80,500)	(85,500)	(91,000)
10.2	45	76,500	(81,000)	(86,000)	(91,500)
10.3	46	77,000	(81,500)	(87,000)	(92,500)
10.4	47	77,500	(82,000)	(87,500)	(93,000)
10.5	48	78,000	(83,000)	(88,000)	(93,500)
10.6	49	79,000	(83,500)	(88,500)	(94,000)
10.7	50	79,500	(84,000)	(89,000)	(94,500)
10.8	51	80,000	(84,500)	(89,500)	(95,000)
10.9	52	(80,500)	(85,000)	(90,500)	(95,500)
10.10	53	(81,000)	(86,000)	(91,000)	(96,500)
10.11	54	(81,500)	(86,500)	(91,500)	(97,000)
10.12	55	(82,500)	(87,000)	(92,000)	(97,500)
10.13	56	(83,000)	(87,500)	(92,500)	(98,000)
10.14	57	(83,500)	(88,000)	(93,000)	(98,500)
10.15	58	(84,000)	(89,000)	(94,000)	(99,000)
10.16	59	(85,000)	(89,500)	(94,500)	(99,500)
10.17	60	(85,500)	(90,000)	(95,000)	(100,500)
10.18	61			(95,500)	(101,000)
10.19	62			(96,000)	(101,500)
10.20	63			(96,500)	(102,000)
10.21	64			(97,000)	(102,500)
10.22	65				(103,000)
10.23	66				(103,500)
10.24	67				(104,500)
10.25	68				(105,000)
10.26	69				(105,500)
10.27	70				(106,000)
10.28	71				(106,500)
10.29	72				(107,000)
10.30	73				(107,500)
10.31	74				(108,000)

10.32 (d) The gross weights shown without parentheses in the axle weight limits table are
 10.33 allowed on unpaved streets and highways, unless posted to a lesser weight under section
 10.34 169.87, subdivision 1. The gross weights shown in this table, whether within or without
 10.35 parentheses, are allowed on paved streets and highways, unless posted to a lesser weight
 10.36 under section 169.87, subdivision 1. ~~Gross weights in excess of 80,000 pounds require an~~
 10.37 ~~overweight permit under this chapter, unless otherwise allowed under section 169.826.~~

11.1 (e) Notwithstanding any lesser weight shown in the axle weight limits table, but subject
 11.2 to the restrictions on gross vehicle weights in subdivision 2, clauses (1) and (2), two
 11.3 consecutive sets of tandem axles may carry a gross load of 34,000 pounds each and a
 11.4 combined gross load of 68,000 pounds provided the overall distance between the first and
 11.5 last axles of the consecutive sets of tandem axles is 36 feet or more.

11.6 Sec. 5. Minnesota Statutes 2022, section 169.824, subdivision 2, is amended to read:

11.7 Subd. 2. **Gross vehicle weight of all axles.** The gross vehicle weight of all axles of a
 11.8 vehicle or combination of vehicles must not exceed:

11.9 ~~(1) 80,000~~ 108,000 pounds for any vehicle or combination of vehicles on all streets and
 11.10 highways, unless posted at a lower axle weight under section 169.87, subdivision 1; ~~and~~.

11.11 ~~(2) 88,000 pounds for any vehicle or combination of vehicles with six or more axles~~
 11.12 ~~while exclusively engaged in hauling livestock on all state trunk highways other than~~
 11.13 ~~interstate highways, if the vehicle has a permit under section 169.86, subdivision 5, paragraph~~
 11.14 ~~(j).~~

11.15 Sec. 6. Minnesota Statutes 2023 Supplement, section 169.8261, subdivision 1a, is amended
 11.16 to read:

11.17 Subd. 1a. **Six-axle and over-width vehicle permit.** (a) A road authority may issue an
 11.18 annual permit authorizing a vehicle or combination of vehicles with a total of six or more
 11.19 axles to haul raw or unfinished forest products by the most direct route to the nearest paved
 11.20 highway on any highway with gross weights permitted under sections 169.823 to 169.829
 11.21 and be operated with:

11.22 ~~(1) a gross vehicle weight of up to:~~

11.23 ~~(i) 90,000 pounds; and~~

11.24 ~~(ii) 99,000 pounds during the period set by the commissioner under section 169.826,~~
 11.25 ~~subdivision 1; and~~

11.26 ~~(2) a total outside width of the vehicle or the load that does not exceed 114 inches.~~

11.27 (b) In addition to the conditions in subdivision 2, a vehicle or combination of vehicles
 11.28 that is operated with a permit under this subdivision and transporting a load that exceeds
 11.29 108 inches must:

11.30 (1) display red or orange flags, 18 inches square, as markers at the front and rear and on
 11.31 both sides of the load; and

12.1 (2) not be operated on any road in a metropolitan county, as defined in section 473.121,
12.2 subdivision 4.

12.3 (c) A vehicle or combination of vehicles with a permit under this subdivision may only
12.4 be operated on an interstate highway:

12.5 (1) as provided under United States Code, title 23, section 127(q), for operation on the
12.6 specified segment of marked Interstate Highway 35; or

12.7 (2) if the gross vehicle weight does not exceed 80,000 pounds.

12.8 Sec. 7. Minnesota Statutes 2023 Supplement, section 169.8261, subdivision 2, is amended
12.9 to read:

12.10 Subd. 2. **Conditions.** (a) A vehicle or combination of vehicles operated under this section
12.11 must:

12.12 ~~(1) comply with seasonal load restrictions in effect between the dates set by the~~
12.13 ~~commissioner under section 169.87, subdivision 2;~~

12.14 ~~(2)~~ (1) comply with bridge load limits posted under section 169.84;

12.15 ~~(3)~~ (2) be equipped and operated with six or more axles and brakes on all wheels;

12.16 ~~(4)~~ (3) be operated under a permit issued by each road authority having jurisdiction over
12.17 a road on which the vehicle is operated, if required by the road authority;

12.18 ~~(5)~~ (4) obey all road and bridge postings, including those pertaining to lane or roadway
12.19 width; and

12.20 ~~(6)~~ (5) not exceed 20,000 pounds gross weight on any single axle.

12.21 (b) A vehicle operated under this section may exceed the legal axle weight limits listed
12.22 in section 169.824 by not more than 12.5 percent; ~~except that, the weight limits may be~~
12.23 ~~exceeded by not more than 23.75 percent during the time when seasonal increases are~~
12.24 ~~authorized under section 169.826, subdivision 1.~~

12.25 Sec. 8. Minnesota Statutes 2022, section 169.86, subdivision 1, is amended to read:

12.26 Subdivision 1. **Permit authorities; restrictions.** (a) The commissioner, with respect to
12.27 highways under the commissioner's jurisdiction, and local authorities, with respect to
12.28 highways under their jurisdiction, may, in their discretion, upon application in writing and
12.29 good cause being shown therefor, issue a special permit, in writing, authorizing the applicant
12.30 to move a vehicle or combination of vehicles of a size or weight of vehicle or load exceeding

13.1 the maximum specified in this chapter, ~~exceeding the gross weight for which the vehicle is~~
13.2 ~~registered under chapter 168~~, or otherwise not in conformity with the provisions of this
13.3 chapter, upon any highway under the jurisdiction of the party granting such permit and for
13.4 the maintenance of which such party is responsible.

13.5 (b) Permits relating to over-width, over-length manufactured homes shall not be issued
13.6 to persons other than manufactured home dealers or manufacturers for movement of new
13.7 units owned by the manufactured home dealer or manufacturer, until the person has presented
13.8 a statement from the county auditor and treasurer where the unit is presently located, stating
13.9 that all personal and real property taxes have been paid. Upon payment of the most recent
13.10 single year delinquent personal property or current year taxes only, the county auditor or
13.11 treasurer must issue a taxes paid statement to a manufactured home dealer or a financial
13.12 institution desiring to relocate a manufactured home that has been repossessed. This statement
13.13 must be dated within 30 days of the contemplated move. The statement from the county
13.14 auditor and treasurer where the unit is presently located, stating that all personal and real
13.15 property taxes have been paid, may be made by telephone. If the statement is obtained by
13.16 telephone, the permit shall contain the date and time of the telephone call and the names of
13.17 the persons in the auditor's office and treasurer's office who verified that all personal and
13.18 real property taxes had been paid.

13.19 (c) The commissioner may not grant a permit authorizing the movement, in a three-vehicle
13.20 combination, of a semitrailer or trailer that exceeds 28-1/2 feet, except that the commissioner
13.21 (1) may renew a permit that was granted before April 16, 1984, for the movement of a
13.22 semitrailer or trailer that exceeds the length limitation in section 169.81, subdivision 2, or
13.23 (2) may grant a permit authorizing the transportation of empty trailers that exceed 28-1/2
13.24 feet when using a B-train hitching mechanism as defined in Code of Federal Regulations,
13.25 title 23, section 658.5, from a point of manufacture in the state to the state border.

13.26 (d) The state as to state trunk highways, a statutory or home rule charter city as to streets
13.27 in the city, or a town as to roads in the town, may issue permits authorizing the transportation
13.28 of combinations of vehicles exceeding the limitations in section 169.81, subdivisions 2a
13.29 and 3, over highways, streets, or roads within its boundaries. Combinations of vehicles
13.30 authorized by this paragraph may be restricted as to the use of state trunk highways by the
13.31 commissioner, to the use of streets by the city road authority, and to the use of roads by the
13.32 town road authority. Nothing in this paragraph or section 169.81, subdivisions 2a and 3,
13.33 alters or changes the authority vested in local authorities under section 169.04.

14.1 Sec. 9. Minnesota Statutes 2022, section 169.86, subdivision 5, is amended to read:

14.2 Subd. 5. **Fees; proceeds deposited; appropriation.** The commissioner, with respect to
 14.3 highways under the commissioner's jurisdiction, may charge a fee for each permit issued.
 14.4 The fee for an annual permit that expires by law on the date of the vehicle registration
 14.5 expiration must be based on the proportion of the year that remains until the expiration date.
 14.6 All fees for permits issued by the commissioner of transportation must be deposited as
 14.7 provided in paragraph (i) and in section 174.525. Except for those annual permits for which
 14.8 the permit fees are specified elsewhere in this chapter, the fees are:

14.9 (a) \$15 for each single trip permit.

14.10 (b) \$36 for each job permit. A job permit may be issued for like loads carried on a specific
 14.11 route for a period not to exceed two months. "Like loads" means loads of the same product;
 14.12 ~~weight,~~ and dimension.

14.13 (c) \$60 for an annual permit to be issued for a period not to exceed 12 consecutive
 14.14 months. Annual permits may be issued for:

14.15 (1) motor vehicles used to alleviate a temporary crisis adversely affecting the safety or
 14.16 well-being of the public;

14.17 (2) motor vehicles that travel on interstate highways and carry loads authorized under
 14.18 subdivision 1a;

14.19 ~~(3) motor vehicles operating with gross weights authorized under section 169.826,~~
 14.20 ~~subdivision 1a;~~

14.21 ~~(4)~~ (3) special pulpwood vehicles described in section 169.863;

14.22 ~~(5)~~ (4) motor vehicles bearing snowplow blades not exceeding ten feet in width;

14.23 ~~(6)~~ (5) noncommercial transportation of a boat by the owner or user of the boat; and

14.24 ~~(7)~~ (6) motor vehicles carrying bales of agricultural products authorized under section
 14.25 169.862.

14.26 (d) \$120 for an oversize annual permit to be issued for a period not to exceed 12
 14.27 consecutive months. Annual permits may be issued for:

14.28 (1) mobile cranes;

14.29 (2) construction equipment, machinery, and supplies;

14.30 (3) manufactured homes and manufactured storage buildings;

14.31 (4) implements of husbandry;

15.1 (5) double-deck buses;

15.2 (6) commercial boat hauling and transporting waterfront structures, including, but not
15.3 limited to, portable boat docks and boat lifts; and

15.4 (7) three-vehicle combinations consisting of two empty, newly manufactured trailers
15.5 for cargo, horses, or livestock, not to exceed 28-1/2 feet per trailer; provided, however, the
15.6 permit allows the vehicles to be moved from a trailer manufacturer to a trailer dealer only
15.7 while operating on twin-trailer routes designated under section 169.81, subdivision 3,
15.8 paragraph (c).

15.9 (e) For vehicles that have axle weights exceeding the weight limitations of sections
15.10 169.823 to 169.829, an additional cost added to the fees listed above. However, this paragraph
15.11 applies to any vehicle described in section 168.013, subdivision 3, paragraph (b), but only
15.12 when the vehicle exceeds its gross weight allowance set forth in that paragraph, and then
15.13 the additional cost is for all weight, including the allowance weight, in excess of the permitted
15.14 maximum axle weight. The additional cost is equal to the product of the distance traveled
15.15 times the sum of the overweight axle group cost factors shown in the following chart:

15.16 Overweight Axle Group Cost Factors

15.17 Weight (pounds)	15.18 Cost Per Mile For Each Group Of:		
15.19 exceeding weight 15.20 limitations on axles	15.21 Two 15.22 consecutive axles spaced within 8 feet or less	15.23 Three consecutive axles spaced within 9 feet or less	15.24 Four consecutive axles spaced within 14 feet or less
15.25 0-2,000	15.26 .12	15.27 .05	15.28 .04
15.29 2,001-4,000	15.30 .14	15.31 .06	15.32 .05
15.33 4,001-6,000	15.34 .18	15.35 .07	15.36 .06
15.37 6,001-8,000	15.38 .21	15.39 .09	15.40 .07
15.41 8,001-10,000	15.42 .26	15.43 .10	15.44 .08
15.45 10,001-12,000	15.46 .30	15.47 .12	15.48 .09
15.49 12,001-14,000	15.50 Not permitted	15.51 .14	15.52 .11
15.53 14,001-16,000	15.54 Not permitted	15.55 .17	15.56 .12
15.57 16,001-18,000	15.58 Not permitted	15.59 .19	15.60 .15
15.61 18,001-20,000	15.62 Not permitted	15.63 Not permitted	15.64 .16
15.65 20,001-22,000	15.66 Not permitted	15.67 Not permitted	15.68 .20

16.1 The amounts added are rounded to the nearest cent for each axle or axle group. The additional
16.2 cost does not apply to paragraph (c), clauses (1) and (3).

16.3 For a vehicle found to exceed the appropriate maximum permitted weight, a cost-per-mile
16.4 fee of 22 cents per ton, or fraction of a ton, over the permitted maximum weight is imposed
16.5 in addition to the normal permit fee. Miles must be calculated based on the distance already
16.6 traveled in the state plus the distance from the point of detection to a transportation loading
16.7 site or unloading site within the state or to the point of exit from the state.

16.8 ~~(f) As an alternative to paragraph (e), an annual permit may be issued for overweight,~~
16.9 ~~or oversize and overweight, mobile cranes; construction equipment, machinery, and supplies;~~
16.10 ~~implements of husbandry; and commercial boat hauling. The fees for the permit are as~~
16.11 ~~follows:~~

16.12	Gross Weight (pounds) of Vehicle	Annual Permit Fee
16.13	90,000 or less	\$200
16.14	90,001 –100,000	\$300
16.15	100,001 –110,000	\$400
16.16	110,001 –120,000	\$500
16.17	120,001 –130,000	\$600
16.18	130,001 –140,000	\$700
16.19	140,001 –145,000	\$800
16.20	145,001 –155,000	\$900

16.21 ~~If the gross weight of the vehicle is more than 155,000 pounds the permit fee is determined~~
16.22 ~~under paragraph (e).~~

16.23 ~~(g) For vehicles which exceed the width limitations set forth in section 169.80 by more~~
16.24 ~~than 72 inches, an additional cost equal to \$120 added to the amount in paragraph (a) when~~
16.25 ~~the permit is issued while seasonal load restrictions pursuant to section 169.87 are in effect.~~

16.26 ~~(h)~~ (f) \$85 for an annual permit to be issued for a period not to exceed 12 months, for
16.27 refuse-compactor vehicles that carry a gross weight of not more than: 22,000 pounds on a
16.28 single rear axle; 38,000 pounds on a tandem rear axle; or, subject to section 169.828,
16.29 subdivision 2, 46,000 pounds on a tridem rear axle. A permit issued for up to 46,000 pounds
16.30 on a tridem rear axle must limit the gross vehicle weight to not more than 62,000 pounds.

16.31 ~~(i)~~ (g) \$300 for a motor vehicle described in section 169.8261. The fee under this
16.32 paragraph must be deposited as follows:

16.33 (1) the first \$50,000 in each fiscal year must be deposited in the trunk highway fund for
16.34 costs related to administering the permit program and inspecting and posting bridges; and

17.1 (2) all remaining money in each fiscal year must be deposited in the bridge inspection
17.2 and signing account as provided under subdivision 5b.

17.3 ~~(j) \$200 for an annual permit for a vehicle operating under authority of section 169.824,~~
17.4 ~~subdivision 2, clause (2).~~

17.5 Sec. 10. Minnesota Statutes 2022, section 169.863, subdivision 1, is amended to read:

17.6 Subdivision 1. **Special vehicle.** The commissioner may issue a permit for a vehicle that
17.7 meets the following requirements:

17.8 (a) There must be no more than two support points for the vehicle or for each vehicle
17.9 of a vehicle combination. The support point of each axle group must be capable of distributing
17.10 the load equally to each axle of the group with a variance of no more than 3,000 pounds
17.11 between any two axles of the group.

17.12 (b) The maximum wheel load may not exceed the tire manufacturer's recommended load
17.13 or the following weight limits, whichever is less:

17.14 (1) front steering axles, 550 pounds per inch;

17.15 (2) other single axles, 500 pounds per inch;

17.16 (3) tandem axles, 450 pounds per inch; and

17.17 (4) tridem or quad axle groups, 425 pounds per inch.

17.18 (c) The axle group weights must comply with the limitations of section 169.824.

17.19 (d) The vehicle may not be equipped with a variable load axle, unless the variable load
17.20 axle cannot be operated from the cab of the vehicle.

17.21 (e) The vehicle transports pole-length pulpwood, carries a gross vehicle weight of not
17.22 more than ~~82,000~~ 108,000 pounds, and has six or more axles.

17.23 Sec. 11. Minnesota Statutes 2022, section 169.871, subdivision 1, is amended to read:

17.24 Subdivision 1. **Civil liability.** (a) The owner or lessee of a vehicle that is operated with
17.25 a gross weight in excess of a weight limit imposed under ~~sections 169.823 to 169.8295,~~
17.26 ~~169.84 to 169.851, and 169.87~~ section 169.824 or a shipper who ships or tenders goods for
17.27 shipment in a single truck or combination vehicle that exceeds a weight limit imposed under
17.28 ~~sections 169.823 to 169.8295, 169.84 to 169.851, and 169.87~~ section 169.824 is liable for
17.29 a civil penalty as follows:

18.1 (1) if the total gross excess weight is not more than 1,000 pounds, one cent per pound
18.2 for each pound in excess of the legal limit;

18.3 (2) if the total gross excess weight is more than 1,000 pounds but not more than 3,000
18.4 pounds, \$10 plus five cents per pound for each pound in excess of 1,000 pounds;

18.5 (3) if the total gross excess weight is more than 3,000 pounds but not more than 5,000
18.6 pounds, \$110 plus ten cents per pound for each pound in excess of 3,000 pounds;

18.7 (4) if the total gross excess weight is more than 5,000 pounds but not more than 7,000
18.8 pounds, \$310 plus 15 cents per pound for each pound in excess of 5,000 pounds;

18.9 (5) if the total gross excess weight is more than 7,000 pounds, \$610 plus 20 cents per
18.10 pound for each pound in excess of 7,000 pounds.

18.11 (b) Notwithstanding any other law to the contrary, if a person found guilty of a violation
18.12 of a weight limit imposed under this section or ~~sections 169.823 to 169.829, 169.84 to~~
18.13 ~~169.851, or 169.87~~ section 169.824 is also found by the court to have knowingly and
18.14 contemporaneously attempted to evade a fixed weigh station or to otherwise avoid weighing
18.15 by means of stationary scales under section 169.85 or other law, the court must impose a
18.16 penalty of twice the amount otherwise authorized under paragraph (a).

18.17 (c) Any penalty imposed upon a defendant under this subdivision must not exceed the
18.18 penalty prescribed by this subdivision. Any fine paid by the defendant in a criminal
18.19 overweight action that arose from the same overweight violation is applied toward payment
18.20 of the civil penalty under this subdivision. A peace officer or Department of Public Safety
18.21 employee described in section 299D.06 who cites a driver for a violation of the weight
18.22 limitations established by ~~sections 169.81 to 169.851 and 169.87~~ section 169.824 must give
18.23 written notice to the driver that the driver or another may also be liable for the civil penalties
18.24 provided herein in the same or separate proceedings.

18.25 (d) A penalty imposed upon the owner or lessee of a vehicle that is based on violations
18.26 identified by the use of shippers' weight records under section 169.872 must not exceed an
18.27 aggregate of \$10,000.

18.28 Sec. 12. Minnesota Statutes 2022, section 169.871, subdivision 1b, is amended to read:

18.29 Subd. 1b. **Civil penalty for first two violations.** Notwithstanding subdivision 1,
18.30 paragraph (a), clauses (1) to (5), a civil penalty under subdivision 1 for a violation in a motor
18.31 vehicle in the course of a first haul as defined in section 168.013, subdivision 3, paragraph
18.32 (d), clause (3), of a weight limit imposed under ~~sections 169.823 to 169.829, 169.84 to~~
18.33 ~~169.851, and 169.87~~ section 169.824 that is not preceded by two or more violations of the

19.1 gross weight limits in those sections in that motor vehicle within the previous 12 months,
19.2 may not exceed \$150.

19.3 Sec. 13. **REVISOR INSTRUCTION.**

19.4 The revisor of statutes shall correct any statutory cross-references consistent with:

19.5 (1) the raising of the gross weight rating to 108,000 pounds; and

19.6 (2) the repeal of special permits for overweight vehicles.

19.7 Sec. 14. **REPEALER.**

19.8 (a) Minnesota Statutes 2022, sections 169.826, subdivisions 1, 1a, 2, 3, 4, and 7;

19.9 169.8295; 169.86, subdivisions 1a and 5a; 169.864; 169.865, subdivisions 1b, 2, 3, 4, and

19.10 5; 169.866; 169.8665; 169.868; 169.869; 169.87, subdivision 4; and 169.871, subdivision

19.11 1a, are repealed.

19.12 (b) Minnesota Statutes 2023 Supplement, section 169.865, subdivision 1a, is repealed.

19.13 Sec. 15. **EFFECTIVE DATE.**

19.14 Sections 1 to 14 are effective August 1, 2025.

169.826 GROSS WEIGHT SEASONAL INCREASES.

Subdivision 1. **Winter increase amounts.** The limitations provided in sections 169.823 to 169.829 are increased by ten percent between the dates set by the commissioner for each zone established by the commissioner based on a freezing index model each winter.

Subd. 1a. **Harvest season increase amount; permit.** The limitations provided in sections 169.823 to 169.829 are increased by ten percent from the beginning of harvest to November 30 each year for the movement of sugar beets, carrots, and potatoes from the field of harvest to the point of the first unloading. Transfer of the product from a farm vehicle or small farm trailer, within the meaning of chapter 168, to another vehicle is not considered to be the first unloading. A permit issued under section 169.86, subdivision 1, paragraph (a), is required. The commissioner shall not issue permits under this subdivision if to do so will result in a loss of federal highway funding to the state.

Subd. 2. **Duration.** The duration of a ten percent increase in load limits is subject to limitation by order of the commissioner, subject to implementation of springtime load restrictions.

Subd. 3. **Excess weight permit.** When the ten percent increase is in effect, a permit is required for a motor vehicle, trailer, or semitrailer combination that has a gross weight in excess of 80,000 pounds, an axle group weight in excess of that prescribed in section 169.824, or a single axle weight in excess of 20,000 pounds and which travels on interstate routes.

Subd. 4. **Weight limits set by other law.** In cases where gross weights in an amount less than that set forth in sections 169.823 to 169.829 are fixed, limited, or restricted on a highway or bridge by or under another section of this chapter, the lesser gross weight as fixed, limited, or restricted may not be exceeded and must control instead of the gross weights set forth in sections 169.823 to 169.829.

Subd. 7. **Expiration date.** Upon request of the permit applicant, the expiration date for a permit issued under this section must be the same as the expiration date of the permitted vehicle's registration.

169.8295 WEIGHT LIMITS; VEHICLES TRANSPORTING MILK.

Subdivision 1. **Weight limits increase.** (a) The weight limitations under sections 169.823 to 169.829 are increased by ten percent for a single-unit vehicle transporting fluid milk from the point of production to (1) another point of production for additional loading, or (2) the point of first processing.

(b) Notwithstanding sections 169.824, subdivision 1, paragraph (d); 169.826, subdivision 3; or other law to the contrary, a permit is not required to operate a vehicle under this section.

(c) The seasonal weight increases under section 169.826, subdivision 1, do not apply to a vehicle operated under this section.

Subd. 2. **Requirements; restrictions.** A vehicle operated under this section:

(1) is subject to seasonal load restrictions under section 169.87, except as otherwise provided under section 169.87, subdivision 4;

(2) is subject to bridge load limits posted under section 169.84; and

(3) must not be operated with a load that exceeds the tire manufacturer's recommended load, the manufacturer's gross vehicle weight rating as affixed to the vehicle, or other certification of gross vehicle weight rating under Code of Federal Regulations, title 49, sections 567.4 to 567.7.

169.86 SPECIAL PERMIT TO EXCEED HEIGHT, WIDTH, OR LOAD; FEES.

Subd. 1a. **Seasonal permits for certain haulers.** The commissioner of transportation, upon application in writing therefor, may issue special permits annually to any hauler authorizing the hauler to move vehicles or combinations of vehicles with weights exceeding by not more than ten percent the weight limitations contained in sections 169.823 to 169.829, on interstate highways during the times and within the zones specified in sections 169.823 to 169.829.

Subd. 5a. **Additional tax for excessive gross weight.** When a special permit is issued under this chapter, the commissioner shall collect in addition to the permit fee an additional tax for excessive gross weight, if the weight allowed under the permit is greater than the gross weight for which the vehicle is registered under section 168.013. The tax shall be calculated as the difference between the registration tax paid under section 168.013, subdivision 1e, and the additional tax that

would be due under section 168.013, subdivision 1e, at the gross weight allowed under the permit, prorated by the number of days for which the permit is effective. Proceeds of the surcharge must be deposited in the state treasury and credited to the highway user tax distribution fund.

169.864 SPECIAL PRODUCTS VEHICLE PERMITS.

Subdivision 1. **Special three-unit vehicle permit.** The commissioner may issue a permit for a vehicle that transports paper products, finished forest products, or iron ore tailings and meets the following requirements:

(1) is a combination of vehicles, including a truck-tractor and a semitrailer drawing one additional semitrailer, which may be equipped with an auxiliary dolly, and no semitrailer used in the three-vehicle combination has an overall length in excess of 28-1/2 feet;

(2) has a maximum gross vehicle weight of 108,000 pounds;

(3) complies with the axle weight limits in section 169.824;

(4) complies with the tire weight limits in section 169.823 or the tire manufacturer's recommended load, whichever is less;

(5) is operated only in this state on Trunk Highway marked 2 between Grand Rapids and the port of Duluth; on Trunk Highway marked 169 between Grand Rapids and its junction with Trunk Highway marked 53; on Trunk Highway marked 194 between Trunk Highway marked 2 and Trunk Highway marked 53; and on Trunk Highway marked 53; and

(6) the seasonal weight increases authorized under section 169.826, subdivision 1, do not apply.

Subd. 2. **Special two-unit vehicle permit.** The commissioner may issue a permit for a vehicle that transports paper products, finished forest products, or iron ore tailings and meets the following requirements:

(1) is a combination of vehicles consisting of a truck-tractor and a single semitrailer that may exceed 48 feet, but not 53 feet, if the distance from the kingpin to the centerline of the rear axle group of the semitrailer does not exceed 43 feet;

(2) has a maximum gross vehicle weight of 90,000 pounds if the vehicle combination has a total of six or more axles or 97,000 pounds if the vehicle combination has a total of seven or more axles;

(3) has a maximum gross vehicle weight of 99,000 pounds during the time when seasonal weight increases authorized under section 169.826, subdivision 1, are in effect;

(4) complies with the axle weight limits in section 169.824;

(5) complies with the tire weight limits in section 169.823 or the tire manufacturer's recommended load, whichever is less; and

(6) is operated only on the highways specified in subdivision 1, clause (5).

Subd. 2a. **Special tire-hauling permit.** (a) The commissioner may issue a permit authorizing a vehicle used exclusively to haul earthmover tires, if the vehicle:

(1) is a combination of vehicles with seven or more axles, consisting of a truck with loader and trailer, which may be equipped with an auxiliary dolly;

(2) has a maximum gross vehicle weight of 108,000 pounds;

(3) has a maximum width of 144 inches;

(4) does not exceed the axle weight limits in sections 169.823, subdivision 1, clause (2), and 169.824, by more than 22 percent;

(5) complies with the tire weight limits in section 169.823, or the tire manufacturer's recommended load, whichever is less; and

(6) is operated only on the highways specified in subdivision 1, clause (5).

(b) The seasonal weight increases authorized under section 169.826, subdivision 1, do not apply to permits issued under this subdivision.

Subd. 3. **Restrictions.** Vehicles issued permits under subdivisions 1, 2, and 2a, must comply with the following restrictions:

(1) the vehicle must be operated in compliance with seasonal load restrictions under section 169.87;

(2) the vehicle may not be operated on the interstate highway system; and

(3) the vehicle may be operated on streets or highways under the control of local authorities only upon the approval of the local authority; however, vehicles may have reasonable access to terminals and facilities for food, fuel, repairs, and rest and for continuity of route within one mile of the national network as provided by section 169.81, subdivision 3, and by Code of Federal Regulations, title 23, section 658.19.

Subd. 4. **Permit fee; appropriation.** Vehicle permits issued under subdivision 1, clause (1), must be annual permits. The fee is \$850 for each vehicle combination and must be deposited in the trunk highway fund. The fee for annual permits issued under subdivision 2 is \$300 for a 90,000-pound vehicle combination or \$500 for a 97,000-pound vehicle combination. The fee for annual permits issued under subdivision 2a is \$850. An amount sufficient to administer the permit program is appropriated from the trunk highway fund to the commissioner for the costs of administering the permit program.

169.865 SPECIAL FARM PRODUCTS PERMITS.

Subd. 1a. **Definition.** For purposes of this section, "qualifying agricultural products" means:

(1) agricultural crops, including but not limited to corn, soybeans, oats, grain, and by-products of agricultural crops;

(2) livestock, including but not limited to cattle, hogs, and poultry;

(3) food crops, including but not limited to sugar beets, potatoes, carrots, and onions;

(4) fluid milk;

(5) seed and material used for or in livestock and poultry feed;

(6) livestock manure; and

(7) raw or processed grass seed.

Subd. 1b. **Six-axle vehicles.** (a) A road authority may issue an annual permit authorizing a vehicle or combination of vehicles with a total of six or more axles to haul qualifying agricultural products and be operated with a gross vehicle weight of up to:

(1) 90,000 pounds; and

(2) 99,000 pounds during the period set by the commissioner under section 169.826, subdivision 1.

(b) Notwithstanding subdivision 3, paragraph (a), clause (4), a vehicle or combination of vehicles operated under this subdivision and transporting only sealed intermodal containers may be operated on an interstate highway if allowed by the United States Department of Transportation.

(c) The fee for a permit issued under this subdivision is \$300, or a proportional amount as provided in section 169.86, subdivision 5.

Subd. 2. **Seven-axle vehicles.** (a) A road authority may issue an annual permit authorizing a vehicle or combination of vehicles with a total of seven or more axles to haul qualifying agricultural products and be operated with a gross weight of up to:

(1) 97,000 pounds; and

(2) 99,000 pounds during the period set by the commissioner under section 169.826, subdivision 1.

(b) Drivers of vehicles operating under this subdivision must comply with driver qualification requirements adopted under section 221.0314, subdivisions 2 to 5, and Code of Federal Regulations, title 49, parts 40 and 382, unless exempt under section 221.031, subdivision 2c.

(c) The fee for a permit issued under this subdivision is \$500, or a proportional amount as provided in section 169.86, subdivision 5.

Subd. 3. **Requirements; restrictions.** (a) A vehicle or combination of vehicles operating under this section:

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(1) is subject to axle weight limitations under section 169.824, subdivision 1;

(2) is subject to seasonal load restrictions under section 169.87;

(3) is subject to bridge load limits posted under section 169.84;

(4) may only be operated on paved streets and highways other than interstate highways;

(5) may not be operated with loads that exceed the manufacturer's gross vehicle weight rating as affixed to the vehicle, or other certification of gross vehicle weight rating complying with Code of Federal Regulations, title 49, sections 567.4 to 567.7;

(6) must be issued a permit from each road authority having jurisdiction over a road on which the vehicle is operated, if required;

(7) must comply with the requirements of section 169.851, subdivision 4; and

(8) must have brakes on all wheels.

(b) The percentage allowances for exceeding gross weights if transporting unfinished forest products under section 168.013, subdivision 3, paragraph (b), or for the first haul of unprocessed or raw farm products or unfinished forest products under section 168.013, subdivision 3, paragraph (d), clause (3), do not apply to a vehicle or combination of vehicles operated under this section.

(c) Notwithstanding paragraph (a), clause (4), a vehicle or combination of vehicles hauling fluid milk under a permit issued by the commissioner of transportation may also operate on interstate highways as provided under United States Code, title 23, section 127.

Subd. 4. Deposit of revenues. Revenue from the permits issued by the commissioner under this section must be deposited in the bridge inspection and signing account as provided under section 169.86, subdivision 5b.

Subd. 5. Expiration date. Upon request of the permit applicant, the expiration date for a permit issued under this section must be the same as the expiration date of the permitted vehicle's registration.

169.866 SPECIAL CANOLA-HAULING VEHICLE PERMIT.

Subdivision 1. Special three-unit vehicle permit. The commissioner may issue a permit for a vehicle that meets the following requirements:

(1) is a combination of vehicles, including a truck-tractor and a semitrailer drawing one additional trailer or semitrailer, and no semitrailer used in the three-vehicle combination has an overall length in excess of 28-1/2 feet;

(2) has a maximum gross vehicle weight of 105,500 pounds;

(3) complies with the axle weight limits in section 169.824;

(4) complies with the tire weight limits in section 169.823, or the tire manufacturers' recommended load, whichever is less;

(5) is operated only in this state on marked Trunk Highway 175 from Hallock to the North Dakota border, on U.S. Highway 75 from Hallock to Donaldson, and on marked Trunk Highway 11 from Donaldson to the North Dakota border; and

(6) the seasonal weight increases authorized under section 169.826, subdivision 1, do not apply.

Subd. 2. Restrictions. Vehicles issued permits under subdivision 1 must comply with the following restrictions:

(1) the vehicle must be operated in compliance with seasonal load restrictions under section 169.87;

(2) the vehicle may not be operated on the interstate highway system or national network highways; and

(3) the vehicle may be operated on streets or highways under the control of local authorities only upon the approval of the local authority; however, vehicles may have reasonable access to terminals and facilities for food, fuel, repairs, and rest, and for continuity of route within one mile of the national network as provided by section 169.81, subdivision 3, and by the Code of Federal Regulations, title 23, section 658.19.

Subd. 3. **Permit fee; appropriation.** Vehicle permits issued under subdivision 1 must be annual permits. The fee is \$850 for each vehicle, or a proportional amount as provided in section 169.86, subdivision 5, and must be deposited in the trunk highway fund. An amount sufficient to administer the permit program is appropriated from the trunk highway fund to the commissioner for the costs of administering the permit program.

Subd. 4. **Expiration date.** Upon request of the permit applicant, the expiration date for a permit issued under this section must be the same as the expiration date of the permitted vehicle's registration.

169.8665 SPECIAL SOYBEAN MEAL-HAULING VEHICLE PERMIT.

Subdivision 1. **Special three-unit vehicle permit.** The commissioner may issue a permit for a vehicle that transports soybean meal and meets the following requirements:

(1) is a combination of vehicles, including a truck-tractor and a semitrailer drawing one additional semitrailer, and no semitrailer used in the three-vehicle combination has an overall length in excess of 28-1/2 feet;

(2) does not exceed a maximum gross vehicle weight of 106,000 pounds; and

(3) is operated only in this state on marked U.S. Highway 75 in Crookston to marked U.S. Highway 2, and on marked U.S. Highway 2 from Crookston to the North Dakota border.

Subd. 2. **Special two-unit vehicle permit.** The commissioner may issue a permit for a vehicle that transports soybean meal and meets the following requirements:

(1) is a combination of vehicles consisting of a truck-tractor and a single semitrailer that may exceed 48 feet, but not 53 feet, if the distance from the kingpin to the centerline of the rear axle group of the semitrailer does not exceed 43 feet;

(2) does not exceed a maximum gross vehicle weight of 106,000 pounds; and

(3) is operated only on the highways specified in subdivision 1, clause (3).

Subd. 3. **Restrictions.** (a) A vehicle issued a permit under subdivision 1 or 2:

(1) is subject to the axle weight limits in section 169.824;

(2) is subject to bridge load limits posted pursuant to section 169.84;

(3) is subject to seasonal load restrictions under section 169.87;

(4) may not be operated with a load that exceeds the tire manufacturer's recommended load under section 169.823, the manufacturer's gross vehicle weight rating as affixed to the vehicle, or other certification of gross weight rating under Code of Federal Regulations, title 49, sections 567.4 to 567.7;

(5) may not be operated on the interstate highway system; and

(6) may be operated on streets or highways under the control of a local authority only upon the approval of the local authority. However, vehicles may have reasonable access to terminals and facilities for food, fuel, repairs, and rest, and for continuity of route within one mile of the national network as provided by section 169.81, subdivision 3, and Code of Federal Regulations, title 23, section 658.19.

(b) The seasonal weight increases authorized under section 169.826 do not apply to permits issued under this section.

Subd. 4. **Permit fee; appropriation.** Vehicle permits issued under subdivision 1 must be annual permits. The fee is \$850 for each vehicle, or a proportional amount as provided in section 169.86, subdivision 5, and must be deposited in the trunk highway fund. An amount sufficient to administer the permit program is appropriated from the trunk highway fund to the commissioner for the costs of administering the permit program.

Subd. 5. **Expiration date.** Upon request of the permit applicant, the expiration date for a permit issued under this section must be the same as the expiration date of the permitted vehicle's registration.

169.868 SPECIAL FREIGHT DISTRIBUTION PERMIT.

Subdivision 1. **Six-axle vehicles.** (a) A road authority may issue an annual permit for a vehicle or combination of vehicles with a combination of six or more axles to haul freight and to be operated with a gross vehicle weight up to:

- (1) 90,000 pounds; and
- (2) 99,000 pounds during the period set by the commissioner under section 169.826, subdivision 1.

(b) The fee for a permit issued under this subdivision is \$300.

Subd. 2. **Seven-axle vehicles.** (a) A road authority may issue an annual permit for a vehicle or combination of vehicles with a combination of seven or more axles to haul freight and to be operated with a gross vehicle weight up to:

- (1) 97,000 pounds; and
- (2) 99,000 pounds during the period set by the commissioner under section 169.826, subdivision 1.

(b) The fee for a permit issued under this subdivision is \$500.

Subd. 3. **Restrictions.** Vehicles issued permits under this section must comply with all requirements and restrictions in section 169.865, subdivision 3. A vehicle may be operated under a permit issued under this section only to haul freight to or from a distribution facility that is:

- (1) constructed on or after July 1, 2013; and
- (2) located within the Department of Transportation District 4.

Subd. 4. **Deposit of revenues.** Revenue from the permits issued by the commissioner under this section must be deposited in the bridge inspection and signing account as provided under section 169.86, subdivision 5b.

169.869 ROAD CONSTRUCTION MATERIALS SPECIAL PERMIT.

Subdivision 1. **Definition.** For purposes of this section, "road construction materials" means street or highway construction materials, including but not limited to aggregate material as defined in section 298.75, subdivision 1, paragraph (a), hot mix asphalt, plastic concrete, cementitious materials, concrete admixtures, asphalt cement, and recycled road materials.

Subd. 2. **Six-axle vehicles.** (a) A road authority may issue an annual permit authorizing a vehicle or combination of vehicles with a total of six or more axles to haul road construction materials and be operated with a gross vehicle weight of up to:

- (1) 90,000 pounds; and
- (2) 99,000 pounds during the period set by the commissioner under section 169.826, subdivision 1.

(b) The fee for a permit issued under this subdivision is \$300, or a proportional amount as provided in section 169.86, subdivision 5.

Subd. 3. **Seven-axle vehicles.** (a) A road authority may issue an annual permit authorizing a vehicle or combination of vehicles with a total of seven or more axles to haul road construction materials and be operated with a gross vehicle weight of up to:

- (1) 97,000 pounds; and
- (2) 99,000 pounds during the period set by the commissioner under section 169.826, subdivision 1.

(b) The fee for a permit issued under this subdivision is \$500, or a proportional amount as provided in section 169.86, subdivision 5.

Subd. 4. **Authority; restrictions.** A vehicle or combination of vehicles operating under this section:

- (1) may only be operated on paved or unpaved streets and highways, other than interstate highways;

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(2) must comply with the requirements and restrictions in section 169.865, subdivision 3, paragraph (a), clauses (1) to (3), (5), (7), and (8); and

(3) must be operated in compliance with truck route requirements and vehicle weight restrictions, as established under section 169.87, subdivision 1, by a local road authority or the commissioner.

Subd. 5. **Revenues.** Revenue from the permits issued by the commissioner under this section must be deposited in the bridge inspection and signing account under section 169.86, subdivision 5b.

Subd. 6. **Expiration date.** Upon request of the permit applicant, the expiration date for a permit issued under this section must be the same as the expiration date of the permitted vehicle's registration.

Subd. 7. **Permit information.** The commissioner must make information available to local road authorities on an Internet website that identifies permit issuances under this section and the counties in which a vehicle with a permit is intended to be operated.

Subd. 8. **Local preferred routes.** A local road authority may identify local preferred routes for operating a vehicle on local streets and highways under a permit issued in this section. A holder of a permit issued in this section and any person seeking to apply for a permit are encouraged to:

(1) upon request of a local road authority, provide comment on identification of preferred routes; and

(2) make reasonable efforts to operate a vehicle on the preferred routes when operating under the permit.

169.87 SEASONAL LOAD RESTRICTION; ROUTE DESIGNATION.

Subd. 4. **Vehicle transporting milk.** A weight restriction imposed under subdivision 1 by the commissioner of transportation or a local road authority, or imposed by subdivision 2, does not apply to a vehicle transporting milk from the point of production to the point of first processing if, at the time the weight restriction is exceeded, the vehicle is carrying milk loaded at only one point of production. This subdivision does not authorize a vehicle described in this subdivision to exceed a weight restriction of five tons per axle by more than two tons per axle.

169.871 EXCESS WEIGHT; CIVIL PENALTY.

Subd. 1a. **Special permit violations.** (a) The owner or lessee of a vehicle that is operated with a gross weight in excess of an adjusted weight limit and a shipper who ships or tenders goods for shipment in a single truck or combination vehicle that exceeds an adjusted weight limit is liable for a civil penalty. The civil penalty is the greater of (1) as calculated at a rate of five cents per pound for each pound in excess of the highest weight allowed by the permit or under section 169.826, subdivision 1, or (2) \$100.

(b) Any penalty imposed upon a defendant under this subdivision shall not exceed the penalty prescribed by this subdivision. Any fine paid by the defendant in a criminal overweight action that arose from the same overweight violation may not be applied toward payment of the civil penalty under this subdivision. A peace officer or Department of Public Safety employee described in section 299D.06 who cites a driver for a violation of the adjusted weight limit shall give written notice to the driver that the driver or another may also be liable for the civil penalty provided in this subdivision in the same or separate proceedings.

(c) For purposes of this subdivision, "adjusted weight limit" means a weight limit (1) imposed by a permit issued under this chapter, or (2) imposed under section 169.826, subdivision 1.