

2023 Regular Session

HOUSE BILL NO. 567

BY REPRESENTATIVE ST. BLANC

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

TRANSPORTATION: Provides relative to gross vehicle weight for certain vehicles transporting specified construction materials

1 AN ACT

2 To amend and reenact R.S. 32:388(B)(1)(b)(i) and to enact R.S. 32:387.20(H), (I), (J), and  
3 (K), relative to vehicles; to provide for transportation of raw materials used for  
4 concrete production; to provide for penalties and exemptions; to provide for weight  
5 limits; to provide for transportation of construction materials; to provide for an  
6 effective date; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 32:388(B)(1)(b)(i) is hereby amended and reenacted and R.S.  
9 32:387.20(H), (I), (J), and (K) are hereby enacted to read as follows:

10 §387.20. Special permit; ready-mixed concrete trucks

11 \* \* \*

12 H. Notwithstanding any other provision of law to the contrary, a vehicle or  
13 combination of vehicles engaged in the transportation of raw materials used for the  
14 production of concrete or asphalt shall have an additional weight allowance of  
15 thirteen and one-half percent above the gross vehicle weight limits established in  
16 R.S. 32:381, subject to the conditions and limitations set forth in this Section. In  
17 accordance with R.S. 32:388, such vehicles shall not be considered overweight due

1 to individual axle weights provided the gross vehicle weight is within the legal limits  
2 established by this Section.

3 I. The additional weight allowance provided in Subsection H of this Section  
4 shall be subject to the following conditions:

5  
6 (1) The vehicle or combination of vehicles shall be actively engaged in the  
7 transportation of raw materials used for the production of concrete or asphalt at the  
8 time of any weight measurement.

9 (2) The additional weight allowance shall not apply to any bridge weight  
10 limits established by the Department of Transportation and Development.

11 (3) The additional weight allowance shall not apply on any interstate  
12 highway or other roadway designated by the Department of Transportation and  
13 Development as not suitable for such weight allowance.

14 J. The Department of Transportation and Development shall establish rules  
15 and regulations for the implementation of this Section, including but not limited to  
16 the issuance of permits, payment of applicable fees, and inspection and enforcement  
17 procedures.

18 K. The additional weight allowance provided in Subsection H of this Section  
19 shall not be construed to authorize a vehicle or combination of vehicles to exceed  
20 weight limits established by federal law or regulation.

21 \* \* \*

22 §388. Penalties; payments

23 \* \* \*

24 B.(1)

25 \* \* \*

26 (b)(i) Any truck hauling concrete, construction materials, including, but not  
27 limited to, concrete pipe, concrete precast, and prestressed products or construction  
28 aggregates shall not be assessed a penalty for weight which exceeds the maximum  
29 allowable axle weights, if such truck does not also exceed the maximum permissible

1 gross weight as provided in R.S. 32:386 and such truck is not operating on the  
2 interstate system.

3 \* \* \*

4 Section 3. This Act shall become effective upon signature by the governor or, if not  
5 signed by the governor, upon expiration of the time for bills to become law without signature  
6 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
7 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
8 effective on the day following such approval.

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HB 567 Original

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St. Blanc

**Abstract:** Provides for vehicles transporting raw materials used for the production of concrete or asphalt an increased weight allowance of 13.5%.

Proposed law allows for an increased weight allowance of 13.5% above the gross vehicle weight allowance in present law (R.S. 32:381).

Proposed law conditions the additional weight allowance on the vehicle being actively engaged in transporting material used in the production of concrete or asphalt; and excepts bridge weight limits established by the Dept. of Transportation and Development (DOTD) and interstate highways or other roadways designated by the DOTD as not suitable for such weight allowance.

Proposed law requires the DOTD to establish rules and regulations for the implementation of this Section including permitting, fees, and inspection and enforcement procedures.

Proposed law provides that weight allowance in proposed law (R.S. 32:387.20(H)) cannot be construed to authorize vehicles to exceed federal weight limits.

Present law provides for trucks hauling concrete or construction aggregates to not be assessed a penalty for weights in excess of the maximum allowed axle weight, if the truck does not exceed maximum permissible weight allowed under present law and if the truck is not operating on the interstate.

Proposed law adds construction materials, including, but not limited to, concrete pipe and concrete precast and prestressed products to the present law requirement that no penalty be assessed for weights in excess of the maximum allowed axle weight.

(Amends R.S. 32:388(B)(1)(b)(i); Adds R.S. 32:387.20(H), (I), (J), and (K))