

# HOUSE BILL 1401

R6

9lr3189

---

By: ~~Delegate Barve~~ **Delegates Barve, Cassilly, Clark, Jacobs, Parrott, and Wivell**

Introduced and read first time: February 27, 2019

Assigned to: Rules and Executive Nominations

Re-referred to: Environment and Transportation, March 4, 2019

---

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 13, 2019

---

## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Vehicle Laws – Overweight Vehicles – ~~Heavyweight~~ Heavy Weight Port Corridor**  
3 **Permit**

4 FOR the purpose of authorizing the ~~State Highway Administration to designate any~~  
5 ~~highway within a certain radius of the Port of Baltimore to be part of a heavyweight~~  
6 ~~port corridor~~ Secretary of Transportation to determine that a vehicle or combination  
7 of vehicles transporting certain freight is an indivisible load authorized to obtain a  
8 certain overweight vehicle permit under certain circumstances; establishing certain  
9 conditions for a vehicle issued a permit under this Act, including a requirement to  
10 travel only on roads designated as being part of a “heavy weight port corridor”;  
11 establishing a certain maximum gross vehicle weight for a vehicle with a permit for  
12 traveling on a ~~heavyweight~~ heavy weight port corridor; ~~authorizing certain vehicles~~  
13 to operate on a ~~heavyweight~~ heavy weight port corridor requiring the Secretary to  
14 adopt certain regulations for the issuance of permits under this Act; and generally  
15 relating to a ~~heavyweight~~ heavy weight port corridor permit.

16 BY adding to

17 Article – Transportation

18 Section 24–109(i) and 24–113.3

19 Annotated Code of Maryland

20 (2012 Replacement Volume and 2018 Supplement)

21 ~~BY repealing and reenacting, with amendments,~~

22 ~~Article – Transportation~~

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



~~Section 24-113.1~~  
~~Annotated Code of Maryland~~  
~~(2012 Replacement Volume and 2018 Supplement)~~

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
That the Laws of Maryland read as follows:

**Article – Transportation**

24-109.

~~(1) (1) THE STATE HIGHWAY ADMINISTRATION MAY DESIGNATE ANY HIGHWAY WITHIN A 10-MILE RADIUS OF THE PORT OF BALTIMORE TO BE PART OF A HEAVYWEIGHT PORT CORRIDOR.~~

~~(2) NOTWITHSTANDING ANY OTHER PROVISION OF THIS TITLE SECTION, THE GROSS VEHICLE WEIGHT OF A VEHICLE FOR WHICH A PERMIT IS ISSUED UNDER § 24-113.1 24-113.3 OF THIS SUBTITLE FOR TRAVEL ON A DESIGNATED HEAVYWEIGHT PORT TRAVELING ALONG A DESIGNATED HEAVY WEIGHT PORT CORRIDOR MAY NOT EXCEED 100,000 POUNDS.~~

~~24-113.1.~~

~~(a) Notwithstanding any other provision of this title, and subject to subsections (b) and (c) of this section, the Secretary, by regulation, may determine that a combination of vehicles carrying manifested international freight as the only load of the vehicle in a sealed, seagoing container on a semitrailer is carrying an indivisible load provided that:~~

~~(1) A vehicle issued a permit under this section may not exceed:~~

~~(i) 22,400 pounds gross maximum weight for a single axle, 44,000 pounds gross maximum weight for 2 consecutive axles, or 90,000 pounds gross maximum weight; OR~~

~~(ii) FOR A VEHICLE TRAVELING ON A HEAVYWEIGHT PORT CORRIDOR ESTABLISHED UNDER § 24-109(i) OF THIS SUBTITLE, 100,000 POUNDS GROSS MAXIMUM WEIGHT; and~~

~~(2) A vehicle issued a permit under this section may be operated only on:~~

~~(i) FOR VEHICLES DESCRIBED IN ITEM (1)(i) OF THIS SUBSECTION;~~

~~1. Those parts of the interstate and State systems of highways that are designated by the Secretary in conjunction with the United States Department of Transportation; OR~~

~~[(i)] 2. Any other highway, authorized by the Secretary, that is the shortest practical route between a highway designated pursuant to [subparagraph (i)] ITEM 1 of this [paragraph] ITEM and:~~

~~[1.] A. A truck terminal;~~

~~[2.] B. A port or other point of origin or destination; or~~

~~[3.] C. For a distance not to exceed one mile, facilities for food, fuel, repairs, or rest; OR~~

~~(H) FOR A VEHICLE DESCRIBED IN ITEM (1)(H) OF THIS SUBSECTION, A HEAVYWEIGHT PORT CORRIDOR.~~

~~(b) (1) The Secretary shall adopt regulations, consistent with the provisions of this section, for the issuance of permits for vehicles described under subsection (a) of this section.~~

~~(2) The regulations adopted under this subsection may set fees and shall establish maximum axle and gross weight limits, routes, and other necessary criteria.~~

~~(c) The authority granted under the provisions of this section may not be exercised unless and until the Secretary determines in writing that its exercise:~~

~~(1) Is required to provide access to or egress from the Port of Baltimore for international freight;~~

~~(2) Will not cause extraordinary damage to roads and bridges in the State or require extraordinary expense for the maintenance of those roads and bridges;~~

~~(3) Will not cause undue adverse environmental impact upon or unduly disrupt residential neighborhoods; and~~

~~(4) Will not impair highway safety.~~

**24-113.3.**

**(A) NOTWITHSTANDING ANY OTHER PROVISION OF THIS TITLE, THE SECRETARY, BY REGULATION, MAY DETERMINE THAT A VEHICLE OR COMBINATION OF VEHICLES TRANSPORTING MANIFESTED INTERNATIONAL FREIGHT AS THE ONLY LOAD OF THE VEHICLE OR COMBINATION OF VEHICLES IN A SEALED, SEAGOING CONTAINER ON A SEMITRAILER IS TRANSPORTING AN INDIVISIBLE LOAD, PROVIDED**

1 THAT THE VEHICLE OR COMBINATION OF VEHICLES IS ISSUED A PERMIT UNDER THIS  
2 SECTION AND:

3 (1) IS CARRYING NOT MORE THAN 100,000 POUNDS GROSS MAXIMUM  
4 VEHICLE WEIGHT;

5 (2) HAS THE MINIMUM NUMBER OF AXLES REQUIRED BY THE PERMIT;

6 (3) DOES NOT EXCEED THE MAXIMUM AXLE WEIGHT OR AXLE  
7 SPACING REQUIREMENTS, AS ESTABLISHED BY REGULATION OR SPECIFIED ON THE  
8 PERMIT;

9 (4) IS TRAVELING ONLY DURING THE HOURS AS ESTABLISHED BY  
10 REGULATION OR SPECIFIED ON THE PERMIT;

11 (5) ADHERES TO A UNIQUE MAXIMUM SPEED LIMIT SPECIFIED ON  
12 THE PERMIT; AND

13 (6) IS TRAVELING ONLY ON STATE OR COUNTY HIGHWAYS THAT ARE:

14 (I) ON THE SPECIFIC ROUTE ESTABLISHED BY REGULATION  
15 AND SPECIFIED ON THE PERMIT BETWEEN THE SEAGIRT MARINE TERMINAL AND A  
16 DESTINATION AUTHORIZED BY THE SECRETARY, WITH NO DEVIATION FROM THE  
17 SPECIFIC ROUTE; AND

18 (II) SPECIFICALLY DESIGNATED BY THE SECRETARY AS BEING  
19 PART OF A "HEAVY WEIGHT PORT CORRIDOR".

20 (B) (1) THE SECRETARY SHALL ADOPT REGULATIONS, CONSISTENT WITH  
21 THIS SECTION, FOR THE ISSUANCE OF PERMITS FOR VEHICLES DESCRIBED UNDER  
22 SUBSECTION (A) OF THIS SECTION.

23 (2) THE REGULATIONS ADOPTED UNDER THIS SUBSECTION:

24 (I) MAY SET PERMIT FEES; AND

25 (II) SHALL ESTABLISH AXLE AND GROSS WEIGHT  
26 REQUIREMENTS, ROUTES, AND OTHER NECESSARY CRITERIA.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
28 October 1, 2019.