

- SUBJECT:** Authorizing permit for overweight equipment to paint roadways
- COMMITTEE:** Transportation — favorable, without amendment
- VOTE:** 12 ayes — Canales, E. Thompson, Ashby, Bucy, Harris, Landgraf, Lozano, Martinez, Ortega, Perez, Rogers, Smithee
- 0 nays
- 1 absent — Davis
- SENATE VOTE:** On final passage, April 28 — 28-3 (Creighton, Hancock, Seliger)
- WITNESSES:** None
- BACKGROUND:** Transportation Code sec. 623.071 allows the Texas Department of Motor Vehicles (TxDMV) to issue permits to operate superheavy or oversize equipment on a state highway.
- Under sec. 623.076, an application for certain superheavy or oversized equipment permits must be accompanied by a fee, as established by the TxDMV board, of up to \$7,000. The first \$1,000 of a collected fee is deposited to the general revenue fund, and of any excess amounts, 90 percent is deposited to the State Highway Fund and 10 percent to the TxDMV fund.
- Some have suggested allowing TxDMV to issue permits to allow the use of oversize and overweight vehicles to paint or stripe highways.
- DIGEST:** SB 1865 would allow the Texas Department of Motor Vehicles (TxDMV) to issue an annual permit to allow the operation on a state highway, other than a part of the national system of interstate and defense highways, of equipment that exceeded weight limits provided by law if the equipment:
- did not exceed the maximum weight limit for superheavy or oversize equipment (120,000 pounds); and

- was used solely for the purpose of applying paint to a roadway as part of the construction or maintenance of public roads.

An application for a permit would have to be accompanied by a permit fee of up to \$7,000, as established by the TxDMV board. The fees would be deposited in the same manner as other fees for superheavy or oversize equipment permits.

The bill would take effect September 1, 2021.

NOTES:

According to the Legislative Budget Board, the bill would have a positive impact of \$202,000 to general revenue, \$545,400 to the State Highway Fund, and \$60,600 to the Texas Department of Motor Vehicles fund through fiscal 2023.