

**PROPOSED REGULATION OF THE
DEPARTMENT OF TRANSPORTATION**

LCB File No. R127-98

August 12, 1998

EXPLANATION – Matter in *italics* is new; matter in brackets [] is material to be omitted.

AUTHORITY: §§1-3, 5-8, NRS 484.739; §4, NRS 484.743; §9, NRS 484.7625; §10, NRS 484.762.

Section 1. Chapter 484 of NAC is hereby amended by adding thereto a new section to read as follows:

As used in NAC 484.500 to 484.580, inclusive, unless the context otherwise requires, “department” means the department of transportation.

Sec. 2. NAC 484.510 is hereby amended to read as follows:

484.510 Permits are available from:

1. The Department of Transportation, Room 103, 1263 South Stewart Street, Carson City, Nevada 89712; Telephone: Area Code [702-687-5410,] (702) 888-7410, Monday through Friday, excluding holidays, between the hours of 7:30 a.m. and 4:30 p.m. Permits will not be transmitted after 4:15 p.m.

2. Permits are also available through facsimile services at various authorized stations within the state where such permits are presently obtained or offices that may be established in the future.

Sec. 3. NAC 484.525 is hereby amended to read as follows:

484.525 1. A single-trip permit is limited to 5 workdays. Generally the movement of oversized vehicles or vehicle combinations and loads must be on a standard single-trip basis. Vehicle combinations and loads exceeding 105 feet in length are [permitted] *allowed* on a single-trip basis only.

2. An annual multiple-trip permit is limited to 12 months from the date of issue. This permit will be issued for farm machinery used in seasonal harvesting, construction type equipment and special mobile type equipment that do not otherwise conform to statutory requirements provided the maximum:

- (a) Width is no more than 14 feet;
- (b) Length does not exceed 105 feet, or for mobile homes, 85 feet;
- (c) Height does not exceed 14 feet; and
- (d) Gross weight and axle loading will not exceed that established by evaluation of the application based upon axle configuration and overall length.

3. Annual permits may also be issued for repetitive trips when traveling on interstate, primary, secondary, urban or state routes as prescribed in subsection 1 of NAC 484.540. *Except as otherwise provided in subsections 4 and 5:*

(a) The license number of the vehicle to which the annual permit refers must be indicated on the permit; and

(b) The original of the annual permit must be carried in the vehicle to which it refers.

4. An applicant for a permit pursuant to subsection 3 may apply to the department to cover multiple vehicles under the permit. Such an application must include the license number of each vehicle to which the permit will apply. If the department grants permission for the permit to cover multiple vehicles, the permit must indicate that it may be copied for use in multiple

vehicles and the applicant may make multiple copies of the permit to be carried in the vehicles to which the permit applies.

5. The holder of a permit issued pursuant to subsection 3 may apply to the department to cover additional vehicles under the permit by submitting a request to the department that includes, without limitation, the license number of each vehicle to which the permit will apply. If the department grants permission for the permit to cover additional vehicles, the permit must indicate that it may be copied for use in multiple vehicles and the holder of the permit may make multiple copies of the permit to be carried in the additional vehicles to which the permit applies.

Sec. 4. NAC 484.530 is hereby amended to read as follows:

484.530 1. [To] *Except as otherwise provided in subsection 2, to* cover the costs of issuing permits for oversized vehicles, the following rates apply:

(a) Single-trip permits, limited to 5 workdays, are \$15.

(b) Annual permits are \$50. [They] *Annual permits* are valid for 1 year from the date of issue.

2. The department of transportation may waive the fee for a single-trip or annual permit issued to a governmental entity or for a single-trip or annual permit issued to transport an otherwise legal load over a route for which the department has fixed a reduced maximum weight limit pursuant to NRS 484.752.

3. Applications that require special research or inspection by the engineering staff will include charges to the applicant in an amount of the cost to the department.

[3.] *4. Payments must be accepted by the department's permit section, by the [department] district offices of the department and by the authorized facsimile stations.*

[4.] *5. Money orders or checks must be made payable to the department of transportation.*

[5.] 6. Failure to pay a bill for a permit fee within 30 days automatically cancels a permit.

No new permits may be issued to those delinquent in paying their bills until those bills are paid in full. If payments are delinquent, then future payments are required to be paid with future applications.

Sec. 5. NAC 484.535 is hereby amended to read as follows:

484.535 Permits issued will authorize movement upon the highways under the jurisdiction of the department under the following conditions:

1. Transportation equipment must comply in all respects with the [Nevada] motor vehicle laws *of the State of Nevada* and all other provisions of the law regarding the use, operation and licensing of motor vehicles and must at all times be operated with regard to public safety.

2. When traffic, weather or other conditions are determined by the department or the policing agency to constitute a hazard, the permit may be temporarily suspended or restricted in use.

3. Except as otherwise provided in this subsection, all posted speed limits and advisory speed signs must be complied with. If the department issues a permit that sets forth a speed limit for a particular highway or a section of a particular highway, that speed limit must be complied with.

4. The cost of repair of any roadway shoulders, surfacing, guide posts, marker posts, snow marker posts, signs or sign posts, bridge or bridge rail or any other highway appurtenances of the highway or highway right of way damaged or unduly disturbed by the permittee's operation must be paid by the permittee . [immediately upon receipt of proper billing. Failure] *The district engineer shall determine the amount of damages and bill the permittee. The permittee shall pay the bill by cash or certified check within 20 days after receipt of the bill. The failure of the*

permittee to pay the bill [**immediately**] *in a timely manner* constitutes cause for revocation of [**the**] *his* permit and no *other* permits will be issued *to him* until [**all claims are**] *the bill is* satisfied. *As used in this section, “district engineer” has the meaning ascribed to it in NAC 408.708.*

5. The permittee shall indemnify the State of Nevada and hold it harmless from any liability for injury to persons or damage to property whether the property belongs to the state, to the permittee or to third parties, and whether the injury or damage is sustained by reason of any cause directly or indirectly resulting from the exercise of the privilege granted.

6. The department reserves the right to revoke any or all portions of a permit at any time or for any cause which the department deems necessary to fulfill its obligations and the department is not responsible for any damage sustained by the permittee as a result of such revocation.

7. Carriers receiving repeated citations for violation of the permit conditions may, at the department’s discretion, after three citations or violations, have their permit privileges suspended for up to 30 days as set forth in NAC 484.500 to 484.580, inclusive, and subsection 3 of NRS 233B.127.

Sec. 6. NAC 484.550 is hereby amended to read as follows:

484.550 1. All loads or vehicles in excess of 8 feet *6 inches* wide must display oversize load or “wide load” signs front and rear. When a wide load is transported, the signs must be promptly removed upon completion of work. The minimum size warning signs must be a 6 feet by 12 inch sign with not less than 5-inch black letters of 1 1/2-inch minimum stroke on contrasting background. [**Signs presently in use that are in conflict with the above may be used until December 31, 1977.**]

2. The signs must read “oversize load,” “wide load,” or as appropriate for long loads or excessive overhang, front or rear. Warning signs must be neat, clean and mounted securely. Signs must be displayed only when necessary and the sign “oversize load” is preferred over other signs if there is a question of which to use. Other warning signs must be not less than 12 inches by 6 feet with the same letter size as in subsection 1. Any vehicle or load combination of legal width but exceeding 105 feet in length requires “long load” signs. Any exception to this will be specifically stated on the permit. When the overhang to the front exceeds 10 feet, a warning sign reading “Excessive front overhang” must be displayed on the rear of the vehicle.

Sec. 7. NAC 484.555 is hereby amended to read as follows:

484.555 With verification by the department [of transportation] or local law enforcement agency of an emergency condition or on verbal approval of a representative of the permit office, a limit on oversize or weight to be moved will be allowed on a verbal basis prior to issuance of a permit. A written permit must be obtained on the next workday following the emergency move.

Sec. 8. NAC 484.562 is hereby amended to read as follows:

484.562 Moves during hours of darkness and on weekends are prohibited except that vehicles or vehicle combinations and loads not exceeding 75 feet in overall length including overhang and those vehicles and vehicle combinations that are overweight and are otherwise legal may be moved during the hours of darkness and on Saturdays and Sundays. *As used in this section, “hours of darkness” means one-half hour after sunset until one-half hour before sunrise.*

Sec. 9. NAC 484.570 is hereby amended to read as follows:

484.570 1. The movement of *manufactured or* mobile homes is subject to all the terms, conditions and restrictions on the permit, the printed regulations on any part of the permit form and is subject to any attachments to the permit.

2. [Permission will be granted to tow properly registered, oversize trailer coaches or mobile or modular homes, not exceeding 14 feet in width, with a vehicle as prescribed by law.] *To be moved pursuant to NRS 484.7625, a manufactured or mobile home that exceeds 14 feet but does not exceed 16 feet in width, including any appendages and roof eaves, must, in addition to the conditions and requirements of NRS 484.7625:*

(a) Not exceed the maximum weight per axle as prescribed in NRS 484.745;

(b) Have brakes on every axle; and

(c) Have tires which have a load rating equal to the manufacturer's gross vehicle weight rating.

The department will review applications for permits to move such homes on a case-by-case basis. The department will not authorize movement of such homes on routes which have not been designated by the department pursuant to NRS 484.7625.

3. Evidence of insurance must be furnished by the insurer. Expiration or cancellation of this insurance automatically voids the permit.

4. The permit is issued pursuant to chapter 484 of NRS and is not a waiver of other applicable requirements of NRS.

5. The permit is void when the length of the *manufactured or* mobile home [or trailer coach] exceeds 80 feet.

6. The maximum speed limit while transporting *manufactured or* mobile homes must not exceed 55 miles per hour.

7. The load must be kept to the right of the highway centerline at all times and must stay off shoulders except when entering or leaving the highway or when necessary to allow trailing traffic to pass on narrow or winding roads. An effort must be made to prevent congesting or slowing down traffic.

8. As a warning to approaching traffic, the towing vehicle must operate with the headlights turned to a low beam.

9. When two or more mobile homes are moved over the same highway in the same direction, the drivers of the towing vehicles shall maintain a distance of at least 1,000 feet between vehicles.

10. The department may designate the highways over which oversized mobile homes may be moved and may require a pilot car displaying an oversize load sign to precede or follow the load.

11. The permittee is responsible for all liability for personal injury or property damage which may occur through any act or omission of the permittee when acting under a permit, and in the event any claim is made against the State of Nevada or any department officer, officer or employee, by reason of or in connection with any such act or omission, the permittee shall defend, indemnify and hold them harmless from such claims.

Sec. 10. NAC 484.580 is hereby amended to read as follows:

484.580 The department [of transportation] may issue permits for the movement of buildings or structures over the state highway system to those persons properly licensed by the state. The following conditions apply:

1. If deemed necessary, the mover shall provide a surety bond in the form and amount established by the department [prior to] *before* the moving operation. A copy of the policy or

certification of insurance must be on file with the department in Carson City, Nevada, [prior to] *before* the issuance of the permit and must be in the amounts of not less than \$100,000 because of bodily injury to or death of one person in any one accident and subject to that limit for one person; in the amount of not less than \$300,000 because of bodily injury to or death of two or more persons in any one accident and in the amount of not less than \$50,000 because of injury to or destruction of property of others in any one accident.

2. Movement of buildings or structures up to 26 feet in width, including eaves, will be [permitted] *allowed* only if the character of the road and traffic conditions will allow such movement. Reduction in size of building by severance of portions may be necessary to accomplish the move.

3. The movement of buildings or structures over 26 feet in width is [permitted] *allowed* only for short distances normally not to exceed 10 miles.

4. Measurement of building width includes any portion which protrudes from the walls of the building including , *without limitation*, the overhang of the roof.

5. The route must be surveyed by the mover [prior to] *before* moving to determine where obstructions may exist and provide for their removal or adjustment.

6. Double-wide mobile homes that are established residences and are parked on a space in a mobile home park, may be moved as a single unit by a qualified house mover only. *The movement of double-wide mobile homes over 26 feet in width is allowed only for short distances normally not to exceed 10 miles.*