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State of Minnesota  
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH  
SESSION

HOUSE FILE No. **1529**

March 1, 2007

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The bill was read for the first time and referred to the Transportation Finance Division

1.1 A bill for an act  
1.2 relating to transportation; prohibiting certain highway rest area operators from  
1.3 preventing commercial motor vehicle operators from observing federal "Hours  
1.4 of Service of Drivers" regulations; modifying certain provisions relating to  
1.5 maximum vehicle weight on highways; amending Minnesota Statutes 2006,  
1.6 section 169.824, subdivision 2; proposing coding for new law in Minnesota  
1.7 Statutes, chapter 160.

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

1.9 Section 1. **[160.2721] COMMERCIAL VEHICLE DRIVERS AT REST AREAS.**

1.10 (a) An owner or operator of a rest stop with parking for commercial motor vehicles,  
1.11 as defined in section 169.01, subdivision 75, shall allow an interstate or intrastate  
1.12 commercial motor vehicle operator subject to the federal "Hours of Service of Drivers"  
1.13 regulations of the Code of Federal Regulations, title 49, part 395, to remain at the rest  
1.14 stop for the time necessary up to ten hours to enable the driver to comply with these  
1.15 federal regulations.

1.16 (b) Any clause or provision in a lease or other agreement for the operation of a rest  
1.17 stop that purports to limit the ability of a commercial vehicle operator to comply with Code  
1.18 of Federal Regulations, title 49, part 395, under paragraph (a) is void and without effect.

1.19 **EFFECTIVE DATE.** This section is effective the day following final enactment.

1.20 Sec. 2. Minnesota Statutes 2006, section 169.824, subdivision 2, is amended to read:

1.21 Subd. 2. **Gross vehicle weight of all axles.** (a) Notwithstanding the provisions  
1.22 of section 169.85, the gross vehicle weight of all axles of a vehicle or combination of  
1.23 vehicles shall not exceed:

2.1 (1) 80,000 pounds for any vehicle or combination of vehicles on all state trunk  
2.2 highways as defined in section 160.02, subdivision 29, for all paved county state-aid  
2.3 highways and paved county highways, and for all routes designated under section  
2.4 169.832, subdivision 11;

2.5 (2) 88,000 pounds for any vehicle or combination of vehicles with six or more  
2.6 axles while exclusively engaged in hauling livestock on all state trunk highways other  
2.7 than interstate highways, if the vehicle has a permit under section 169.86, subdivision 5,  
2.8 paragraph (k); and

2.9 (3) 73,280 pounds for any vehicle or combination of vehicles with five axles or less  
2.10 on all other paved routes, other than state trunk highways and routes that are designated  
2.11 under section 169.832, subdivision 11, ~~except that a vehicle needing reasonable access~~  
2.12 ~~to a terminal or facilities for food, fuel, repairs, and rest, located within three miles of a~~  
2.13 ~~ten-ton route, may not exceed 80,000 pounds. "Terminal" means any location where~~  
2.14 ~~freight either originates, terminates, or is handled in the transportation process, or where~~  
2.15 ~~commercial motor carriers maintain operating facilities; and~~

2.16 ~~(4) 80,000 pounds for any vehicle or combination of vehicles with six or more~~  
2.17 ~~axles on all routes, other than state trunk highways and routes that are designated under~~  
2.18 ~~section 169.832, subdivision 11.~~

2.19 (b) The maximum weights specified in this section for five consecutive axles shall  
2.20 not apply to a four-axle ready-mix concrete truck which was equipped with a fifth axle  
2.21 prior to June 1, 1981. The maximum gross weight on four or fewer consecutive axles of  
2.22 vehicles excepted by this clause shall not exceed any maximum weight specified for four  
2.23 or fewer consecutive axles in this section.

2.24 (c) Notwithstanding the maximum weight provisions of this section and section  
2.25 169.85, and in order to promote the reduction of fuel use and emissions because of engine  
2.26 idling, the maximum gross vehicle weight limits and the axle weight limits for any motor  
2.27 vehicle subject to sections 169.80 to 169.88 and equipped with idle reduction technology  
2.28 must be increased by the amount of weight necessary to compensate for the weight of the  
2.29 idle reduction technology, not to exceed 400 pounds. At the request of an authorized  
2.30 representative of the Department of Transportation or Department of Public Safety the  
2.31 vehicle operator shall provide proof that the vehicle is equipped with this technology  
2.32 through documentation or demonstration.