



Transportation Permits Policy Memorandum

Subject: Vehicles Travelling Without a Valid Permit

Date: February 28, 2002

Policy: TPPM 2002-01

Objectives

This policy will establish procedures for handling extralegal vehicles that are travelling without a valid permit. Procedures are established for the following three scenarios:

- 1) The vehicle/load qualifies for a transportation permit.
- 2) The vehicle/load does not qualify for a transportation permit, but could qualify following on-site modifications.
- 3) The vehicle/load does not qualify for a transportation permit and on-site modifications are not reasonable.

Existing Documentation

The following source contains information related to this subject:

California Vehicle Code – Section 35780

The Department of Transportation or local authorities, with respect to highways under their respective jurisdictions, may at their discretion upon application and if good cause appears, issue a special permit authorizing the applicant to operate or move a vehicle or combination of vehicles or special mobile equipment of a size or weight of vehicle or load exceeding the maximum specified in this code.

Transportation Permits Manual Changes

Add Sections 112, 112.1, 112.2, and 112.3 as follows:

112 Vehicles Without a Valid Permit

The following procedures apply when a vehicle/load is travelling without a valid permit:

112.1 The vehicle/load qualifies for a transportation permit.

- 1) The Department will assign compliance points to the transporter in accordance with Chapter 7 of this manual for not carrying a valid permit.
- 2) The transporter must apply for a permit in accordance with Chapter 1 of this manual. If the vehicle requires an inspection report, the transporter must schedule an appointment with an inspector (i.e. – no verbal approvals).

112.2 The vehicle/load does not qualify for a transportation permit, but could comply following on-site modifications.

- 1) The Department will assign compliance points to the transporter in accordance with Chapter 7 of this manual for not carrying a valid permit.

- 2) The transporter will be required to make the necessary modifications, as determined by the law enforcement officer. If the law enforcement officer determines that it is unsafe to make the necessary modifications at that location, the officer may escort the load to a safe location. The Department will verify the adequacy of the proposed route if requested by the enforcement officer.
 - 3) The transporter must apply for a permit (or permits, if necessary) in accordance with Chapter 1 of this manual. If the vehicle requires an inspection report, the transporter must schedule an appointment with an inspector (i.e. – no verbal approvals).
- 112.3 The vehicle/load does not qualify for a transportation permit and on-site modifications are not reasonable.
- 1) The Department will assign compliance points to the transporter in accordance with Chapter 7 of this manual for not carrying a valid permit.
 - 2) The transporter will be required to modify the vehicle/load such that it will qualify for a transportation permit (example - offload and reload onto a qualifying vehicle). If the law enforcement officer determines that it is unsafe to modify the vehicle/load at that location, the officer may escort the vehicle/load to a safe location. The Department will verify the adequacy of the proposed route if requested by the enforcement officer.
 - 3) The transporter must apply for a permit (or permits, if necessary) in accordance with Chapter 1 of this manual. If the vehicle requires an inspection report, the transporter must schedule an appointment with an inspector (i.e. – no verbal approvals). If an unladen vehicle is extralegal size or weight, the Department may issue a permit in accordance with its policy on unladen extralegal vehicles (see Section 111).

ORIGINAL SIGNED BY

2/28/02

NADER EBRAHIMI, Chief
Transportation Permits

Date