

**CHAPTER 38-06-02
ADOPTION OF REGULATIONS**

Section

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38-06-02-01. General rules.

1. The North Dakota highway patrol may issue annual permits for the movement of overwidth vehicles and loads, and single trip permits for the movement of oversize or overweight, or both, vehicles and loads. Unless otherwise exempted by the superintendent, permits will not be issued for loads that can be reasonably made to conform to legal limits.
2. All ~~single trip~~ permits must be in possession of the permittee prior to starting movement unless prior approval is obtained from the highway patrol.

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History: Effective January 1, 1988; amended effective January 1, 1992; _____.
General Authority: NDCC 39-12-02
Law Implemented: NDCC 39-12-02

38-06-02-02. Flagging, sign, and mirror requirements.

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2. When the overall length of an overdimensional movement exceeds seventy-five feet [22.86 meters] in length, there must be a minimum ~~eighteen~~ twelve-inch by eighty-four ~~sixty~~-inch [~~457.2~~ 304.8-millimeters by ~~2133.6~~ 1524-millimeters] OVERSIZE LOAD sign on the rear. The lettering must be black on yellow background. Letters must be at least ~~ten~~ eight inches [~~254~~ 203.2 millimeters] high with one ~~and five-eighths~~-inch [~~39.37~~ 25.4-millimeters] brush stroke. When the movement is overlength only, exceeding seventy-five feet [22.86 meters] in overall length, a LONG LOAD sign that is a minimum twelve inches by sixty inches [304.8 millimeters by 1524 millimeters] in size may be used in lieu of the OVERSIZE LOAD sign. The lettering must be black on yellow background. The letters must be at least eight inches [203.2 millimeters] high with one-inch [25.4-millimeters] brush stroke. The sign must be covered or removed when the movement is not overdimensional.

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History: Effective January 1, 1988; amended effective February 1, 1999; _____.
General Authority: NDCC 39-12-02
Law Implemented: NDCC 39-12-02

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38-06-02-05. Insurance requirements.

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3. An insurance bond in the amount determined by the North Dakota department of transportation (NDDOT) may be required for load or vehicle movements of excessive size or weight, showing the NDDOT as an additional insured. Excessive size and weight shall be determined on a case by case basis by the NDDOT.

History: Effective January 1, 1988; amended effective January 1, 1992; _____.
General Authority: NDCC 39-12-02
Law Implemented: NDCC 39-12-02

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38-06-02-07. Travel restrictions.

1. ~~Single trip permits~~ Permits may not be issued for overdimensional movements between one half hour after sunset and one half hour before sunrise unless otherwise authorized by the superintendent.

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3. ~~Single trip permits~~ Permits may do not authorize movements when inclement weather prevails, highways are slippery, or when visibility is poor.
4. ~~Single trip permits~~ Permits do not authorize travel on shoulders of road.
5. A single trip permit is required for each movement that is overdimensional or overweight.
 - a. An annual permit for overwidth vehicle and load movements is required lieu of the single trip permit issued for overwidth movements.

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History: Effective January 1, 1988; amended effective August 1, 1993;
February 1, 1999; _____.
General Authority: NDCC 39-12-02
Law Implemented: NDCC 39-12-02

**CHAPTER 38-06-03
PERMIT FEES**

Section
38-06-03-01 Permit Fees

38-06-03-01. Permit fees. The following fees are in addition to those found in North Dakota Century Code section 39-12-02:

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6. On those movements of extraordinary size or weight that require highway patrol escort there is an escort service fee of ~~thirty~~ fifty cents per mile [kilometer] and ~~thirty~~ fifty dollars per hour.

7. The fee for an equipment approval certificate is \$15.

History: Effective January 1, 1988; amended effective May 1, 1988; January 1, 1992; August 1, 1993; February 1, 1999; February 1, 2000; _____.

General Authority: NDCC 39-12-02, 39-12-04, 39-12-05.3

Law Implemented: NDCC 39-12-02, 39-12-04, 39-12-05.3