

OKLAHOMA DEPARTMENT OF TRANSPORTATION			
POLICY DIRECTIVE			NO. <u>D-404-3</u>
SUBJECT NONPAYMENT OF OVERWEIGHT DELIVERIES		PAGE NO. <u>1 of 1</u> DATED <u>03-01-02</u>	
EFFECTIVE DATE 03-01-02	ISSUED BY DIRECTOR	APPROVED s/s Gary M. Ridley	
POLICY REPLACED Yes	POLICY NO. D-404-3	PAGE NO. All	DATED 05-30-99

POLICY

**PAYMENT FOR CERTAIN
CONSTRUCTION AND
MAINTENANCE MATERIALS,
DELIVERED IN VEHICLES AND
WHICH ARE FOUND TO BE IN
EXCESS OF THE LEGAL WEIGHT
LIMITS, SHALL BE LIMITED TO THE
MAXIMUM LEGAL WEIGHT OF THE
DELIVERY VEHICLE.**

IMPLEMENTATION (SPECIFIC)

Oklahoma Statute Title 47 Section {14-109(d)} states in part, "Except for loads moving under special permits as provided in this title, no department or agency of the state or any county, city or public entity thereof shall pay for any material that exceeds the legal weight limits moving in interstate or intrastate commerce in excess of the legal load limits of this state."

In compliance with this Statute, payment for materials delivered to construction or maintenance projects having a way bill indicating the vehicle to be in excess of the legal weight limit, as configured, which does not possess a special permit for the excess weight, will be limited to the maximum legal weight of the delivery vehicle.

It is not the intent of the Construction Control Directive No. 020213 or section 105.13 of the Standard Specifications to require scale tickets on items that are not paid for by weight or volume based on weight.

In conjunction with routine and normal inspection of projects, construction or maintenance personnel may make occasional "spot" checks to ensure that incoming loads do not exceed weight limits.