

1.1 **Senator Dibble from the Committee on Transportation, to which was referred**

1.2 **S.F. No. 843:** A bill for an act relating to motor vehicles; exempting sewage septic tank  
1.3 trucks from certain vehicle weight limitations; amending Minnesota Statutes 2022, sections  
1.4 169.829, by adding a subdivision; 169.87, subdivision 6.

1.5 Reports the same back with the recommendation that the bill be amended as follows:

1.6 Delete everything after the enacting clause and insert:

1.7 "Section 1. Minnesota Statutes 2022, section 169.829, is amended by adding a subdivision  
1.8 to read:

1.9 Subd. 5. Sewage septic tank trucks. (a) For the purposes of this subdivision, "emergency  
1.10 pumping services" means a sewage septic tank truck's response to:

1.11 (1) uncontrolled and unintended seepage of the contents of a septic system into the  
1.12 ground, around a structure, or into a body of surface water;

1.13 (2) damage or malfunction to a septic system that requires removal of the contents of  
1.14 the septic system for repair or maintenance; or

1.15 (3) a condition that creates an immediate hazard to the health, welfare, or safety of a  
1.16 person.

1.17 (b) When a sewage septic tank truck used exclusively to transport sewage from septic  
1.18 or holding tanks is performing emergency pumping services, sections 169.823 and 169.826  
1.19 to 169.828 do not apply, and the weight limitations under section 169.824 are increased by  
1.20 ten percent when transporting sewage from a single point of service to the point of unloading.

1.21 (c) Notwithstanding section 169.824, subdivision 1, paragraph (d); 169.826, subdivision  
1.22 3; or any other law to the contrary, a permit is not required to operate a vehicle under this  
1.23 subdivision.

1.24 (d) The seasonal weight increases under section 169.826, subdivision 1, do not apply to  
1.25 a vehicle operated under this subdivision.

1.26 (e) A vehicle operated under this subdivision is subject to bridge load limits posted under  
1.27 section 169.84.

1.28 (f) A vehicle operated under this section must not be operated with a load that exceeds  
1.29 the tire manufacturer's recommended load, the manufacturer's gross vehicle weight rating  
1.30 as affixed to the vehicle, or other certification of gross vehicle weight rating under Code of  
1.31 Federal Regulations, title 49, sections 567.4 to 567.7.

2.1 (g) The exceptions under this subdivision do not apply to a sewage septic tank truck's  
 2.2 operation on an interstate highway.

2.3 **EFFECTIVE DATE.** This section is effective June 1, 2023.

2.4 Sec. 2. Minnesota Statutes 2022, section 169.87, subdivision 6, is amended to read:

2.5 Subd. 6. **Recycling and, garbage, and waste collection vehicles.** (a) ~~Except as provided~~  
 2.6 ~~in paragraph (b)~~ While a vehicle is engaged in the type of collection the vehicle was designed  
 2.7 to perform, weight restrictions imposed under subdivisions 1 and 2 do not apply to:

2.8 (1) a vehicle that does not exceed 20,000 pounds per single axle and is designed and  
 2.9 used exclusively for recycling, while engaged in recycling operating in a political subdivision  
 2.10 that mandates curbside recycling pickup;

2.11 ~~(b) Weight restrictions imposed under subdivisions 1 and 2 do not apply to: (1) (2) a~~  
 2.12 ~~vehicle that does not exceed 14,000 pounds per single axle and is used exclusively for~~  
 2.13 ~~recycling as described in paragraph (a);~~

2.14 ~~(2) (3) a vehicle that does not exceed 14,000 pounds per single axle and is designed and~~  
 2.15 ~~used exclusively for collecting mixed municipal solid waste, as defined in section 115A.03,~~  
 2.16 ~~subdivision 21, while engaged in such collection; or~~

2.17 ~~(3) (4) a portable toilet service vehicle that does not exceed 14,000 pounds per single~~  
 2.18 ~~axle or 26,000 pounds gross vehicle weight, and is designed and used exclusively for~~  
 2.19 ~~collecting liquid waste from portable toilets, while engaged in such collection; or~~

2.20 (5) a sewage septic tank truck while performing emergency pumping services as defined  
 2.21 in section 169.829, subdivision 5, that does not exceed 20,000 pounds per single axle and  
 2.22 is designed and used exclusively to haul sewage from septic or holding tanks.

2.23 ~~(e) (b) Notwithstanding section 169.80, subdivision 1, a violation of the owner or operator~~  
 2.24 ~~of a vehicle that violates the weight restrictions imposed under subdivisions 1 and 2 by a~~  
 2.25 ~~vehicle designed and used exclusively for recycling while engaged in recycling in a political~~  
 2.26 ~~subdivision that mandates curbside recycling pickup while engaged in such collection, by~~  
 2.27 ~~a vehicle that is designed and used exclusively for collecting mixed municipal solid waste~~  
 2.28 ~~as defined in section 115A.03, subdivision 21, while engaged in such collection, or by a~~  
 2.29 ~~portable toilet service vehicle that is designed and used exclusively for collecting liquid~~  
 2.30 ~~waste from portable toilets, while engaged in such collection, is not subject to criminal~~  
 2.31 ~~penalties but is subject to a civil penalty for excess weight under section 169.871 if the~~  
 2.32 ~~vehicle meets the requirements under paragraph (a) and is engaged in the type of collection~~  
 2.33 ~~the vehicle was designed to perform.~~

3.1 **EFFECTIVE DATE.** This section is effective June 1, 2023."

3.2 Amend the title as follows:

3.3 Page 1, line 2, after "trucks" insert "providing emergency pumping services"

3.4 And when so amended the bill do pass. Amendments adopted. Report adopted.

*D. Scott Dibble*

3.5 .....  
3.6 (Committee Chair)

3.7 March 10, 2023.....  
3.8 (Date of Committee recommendation)