

RE: Submission of the State's Annual Certification of Enforcement

OPTION ONE Sample

OPTION TWO Sample

OPTION--ONE

If the Governor is making the certification, it is done in this format, written on the Governor's stationery and dated.

OPTION--TWO

If the Governor prefers, he/she can designate a State official or head of agency to make the certification statement and to submit the document to the FHWA Division office. If he/she chooses this option, a copy of the designation letter must accompany the certification document each year. The designated official's name shall be shown in the certification statement.

OPTION ONE

Date.....

Mr. John Smith, Division Administrator
FHWA
600 Main St.
Division City, State ZIP Code

Dear Mr. Smith,

In response to the requirements of 23 U.S.C. 141 (a), I am submitting **<State's Name>** Annual Certification of Enforcement for Fiscal year **<4-digit Year here>** (October 1, **XXXX**, through September 30,**XXXX**). This certification and supporting documentation provide information to address the requirements of 23 CFR Part 657 and Part 658.

I, **<Governor's Name>**, Governor, of the State of **<State Name>**, do hereby certify:

(1) That all State laws governing vehicle weight on the Interstate System are consistent with 23 U.S.C. 127;

(2) That all State laws and regulations governing vehicle size and weight are being enforced on the Interstate System and those highways which, prior to October 1, 1991, were designated as part of the Federal-aid Primary, Federal-aid Secondary, or Federal-aid Urban Systems;and

(3) That the State is enforcing and complying with the longer combination vehicle freeze provisions of the Intermodal Surface Transportation Efficiency Act of 1991[23 U.S.C. 127(d) and 49 U.S.C. 31112].

If you have questions you may contact **<Designated State Official>** at **<phone number for designated state official>**.

Sincerely,

Governor's Name

OPTION TWO

Date.....

Mr. John Smith, Division Administrator

FHWA

600 Main St.

Division City, State ZIP Code

Dear Mr. Smith,

At the Governor's request and in response to the requirements of 23 U.S.C., I am submitting <State's Name> Annual Certification of Enforcement for Fiscal year <4-digit Year here> (October 1, XXXX, through September 30, XXXX). This certification and supporting documentation provide the information to address the requirements of 23CFR Part 657 and Part 658.

I, <Designated State Official> of the <Designated Official State Department> of the State of <State's Name> do hereby certify:

(1) That all State laws governing vehicle weight on the Interstate System are consistent with 23 U.S.C. 127;

(2) That all State laws and regulations governing vehicle size and weight are being enforced on the Interstate System and those highways which, prior to October 1, 1991, were designated as part of the Federal-aid Primary, Federal-aid Secondary, or Federal-aid Urban Systems;and

(3) That the State is enforcing and complying with the longer combination vehicle freeze provisions of the Intermodal Surface Transportation Efficiency Act of 1991[23 U.S.C. 127(d) and 49 U.S.C. 31112].

Attached to this document is a letter from Governor, <Governor's Name> designating me as the official to make the certification statement and to submit the certification document. The certification contains all the elements required by Title 23 CFR Part 657and Part 658. If you have any questions you may contact me at <phone number for designated state official>.

Sincerely,

<Designated State Official>

OPTION TWO

Date.....

<Designated State Official>

<Designated Official State Department>

<Address for State Office>

City, State ZIP Code

<Designated State Official>,

Federal law requires each State to certify annually to the Federal Highway Administrator that it is in compliance with and enforcing all laws, rules, and regulations pertaining to vehicle size and weight enforcement according to 23 CFR Parts 657.13 and 657.15.

Accordingly, I hereby designate you, as the **<Designated State Official>** of the **<State Name>** **<Designated Official State Department>**, to certify to the Federal Highway Administrator that all laws, rules, and regulations pertaining to vehicle size and weight enforcement are being enforced. This designation shall be effective immediately and shall continue until changed from this office.

Sincerely,

Governor's Name

Annual Certification of Enforcement for F Y

MEASURES OF ACTIVITY CHART

Vehicles Weighed	FY__	FY__
Weighed fixed scales		
Weighed semiportable scales		
Weighed portable scales		
Total static weighs		
Percent of change		
Screened by WIM		
Total count		
Citations issued		
Axel weight violations		
Gross weight violations		
Bridge Formula violations		
Total		
Percent of change		
Other enforcement		
Number of load shifts		
Number of off-loads		
Total		

MEASURES OF ACTIVITY	Last Year	This Year
Nondivisible trip permits		
Nondivisible annual		
Divisible trip permits		
Divisible annual		
Overwidth divisible		

Guidelines To Be Used in Developing Enforcement Plans and Certification Evaluation

A. Facilities and Equipment

1. Permanent Scales

- a. Number _____
- b. Location (a map appropriately coded is suggested) _____
- c. Public-private (if any) _____

2. Weigh-in-motion (WIM)

- a. Number _____
- b. Location (notation on above map is suggested) _____

3. Semi-portable scales

- a. Type and number _____
- b. If used in sets, the number comprising a set _____

4. Portable Scales

- a. Type and number _____
- b. If used in sets, the number comprising a set _____

B. Resources

1. Agencies involved (i.e., highway agency, State police, motor vehicle department, etc.)

2. Personnel numbers from respective agencies assigned to weight enforcement _____

3. Funding

- a. Facilities _____
- b. Personnel _____

C. Practices

- 1. Proposed schedule of operation of fixed scale locations, in general terms**
- 2. Proposed schedule of deployment of portable scale equipment, in general terms**
- 3. Proposed schedule of deployment of semi-portable equipment, in general terms**
- 4. Strategy for prevention of bypassing of fixed weighing facility location**
- 5. Proposed action for implementation of off-loading, if applicable**

D. Goals

- 1. Short term - the year beginning on October 1, following submission of a vehicle size and weight enforcement plan**
- 2. Medium term -- 2 - 4 years after submission of the enforcement plan**
- 3. Long term -- 5 years beyond the submission of the enforcement plan**
- 4. Provision for annual review and update of vehicle size and weight enforcement plan**

E. Evaluation

The evaluation of an existing plan, in comparison to goals for strengthening the enforcement program, is a difficult task, especially since there is very limited experience nationwide. Consequently, the FHWA is encouraging State transportation, planning, and enforcement officials, as they evaluate their size and weight programs, to regularly seek help from FHWA Division staff within their State. A continuing, cooperative effort will facilitate the exchange of useful information and expertise on emerging technologies and practices that can help improve the State's vehicle enforcement activities.