

APPENDIX F: CONSTRUCTION AND FARM EQUIPMENT PREEMPTION

Previously Classified Off-Road Equipment

(a) Equipment types with engines less than 25 horsepower are presumed not to be construction or farm equipment, with the exception of the following equipment types, which have been determined to be construction or farm equipment:

Aerial devices: vehicle mounted
Asphalt recycler/reclaimer, sealer
Augers: earth
Back-hoe
Backpack Compressors
Baler
Boring machines: portable line
Breakers: pavement and/or rock
Brush cutters/Clearing saws 40 cc and above (blade capable only)
Burners: bituminous equipment
Cable layers
Chainsaws 45 cc and above
Chippers
Cleaners: high pressure, steam, sewer, barn
Compactor: roller/plate
Compressors
Concrete buggy, corer, screed, mixer, finishing equipment
Continuous Digger
Conveyors: portable
Crawler excavators
Crushers: stone
Cultivators: powered
Cutting machine
Debarker
Detassler
Drills
Dumper: small on-site
Dusters
Elevating work platforms
Farm loaders: front end
Feed conveyors
Fertilizer spreader
Forge box/Haulage and loading machine
Forklifts: diesel and/or rough terrain
Harvesters, crop
Jackhammer
Light towers
Mixers: mortar, plaster, grout
Mowing equipment: agricultural
Mud jack
Pavers: asphalt, curb and gutter

Pipe layer
Plows: vibratory
Post hole diggers
Power pack: hydraulic
Pruner: orchard
Pumps 40 cc and above
Rollers: trench
Sawmill: portable
Saws: concrete, masonry, cutoff
Screeners
Shredder/grinder
Signal boards: highway
Silo unloaders
Skidders
Skid-steer loaders
Specialized fruit/nut harvester
Sprayers: bituminous, concrete curing, crop, field
Stump cutters, grinders
Stumpbeater
Surfacing equipment
Swathers
Tampers and rammers
Tractor: compact utility
Trenchers
Troweling machines: concrete
Vibrators: concrete, finisher, roller
Welders
Well driller: portable
Wheel loaders

(b) Equipment types with engines 25 horsepower or greater are presumed to be construction or farm equipment, with the exception of the equipment types listed below, which have been determined not to be construction or farm equipment.

Aircraft Ground Power
Baggage Handling
Forklifts that are neither rough terrain nor powered by diesel engines
Generator Sets
Mining Equipment not otherwise primarily used in the construction industry
Off-Highway Recreational Vehicles
Other Industrial Equipment
Refrigeration Units less than 50 horsepower
Scrubbers/Sweepers
Tow/Push
Turf Care Equipment