

# MAINE STATE LEGISLATURE

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(EMERGENCY)  
(New Title)  
(NEW DRAFT OF: S. P. 758; L.D. 1815)  
SECOND SPECIAL SESSION

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ONE HUNDRED AND THIRD LEGISLATURE

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**Legislative Document**

**No. 1870**

S. P. 801

In Senate, January 11, 1968

Reported by Senator Barnes from Committee on Transportation and printed under Joint Rules No. 18.

JERROLD B. SPEERS, Secretary

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-EIGHT

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**AN ACT Relating to Trucks Carrying Flammable Liquids in Bulk.**

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**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment of the Legislature unless enacted as emergencies; and

Whereas, the law requiring trucks carrying flammable liquids to stop at railroad crossings has created great hardship and confusion; and

Whereas, the following legislation is vitally necessary to prevent undue hardship and danger to the inhabitants of Maine who travel by motor vehicles; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine, as follows:

**R.S., T. 29, § 959, additional.** Title 29 of the Revised Statutes is amended by adding a new section 959, to read as follows:

**§ 959. Trucks carrying explosive or flammable cargoes**

All motor trucks used for the transportation of high explosives or poisonous or compressed flammable gases, or flammable or corrosive liquids in bulk, whether loaded or empty, shall come to a full stop before crossing any unattended or unautomated railroad grade crossing, such stop to be made at a point not more than 50 feet and not less than 10 feet from the nearest rail. The operator of such vehicle failing to so stop shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than \$200. "Flammable

**liquid” in this section means a Class I flammable liquid as defined in the rules and regulations issued by the Insurance Commissioner under Title 25, section 244I.**

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved.