

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

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Legislative Document

No. 1338

H. P. 976

House of Representatives, March 4, 1971

Referred to Committee on Transportation. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Stillings of Berwick.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-ONE

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**AN ACT** Relating to Weight Tolerances of Vehicles Loaded with  
Refrigerated Products.

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

**R. S., T. 29, § 1655, amended.** The first sentence of section 1655 of Title 29 of the Revised Statutes, as amended, is further amended to read as follows:

The operation on the highways of any vehicle loaded entirely with firewood, sawed lumber, dimension lumber, pulpwood, wood chips, logs, soils, unconsolidated rock materials or bolts or loaded entirely with farm produce or loaded with manufacturers' concrete products or building materials which absorb moisture during delivery originating and terminating within the State or dump trucks, tractor dump trucks or transit-mix concrete trucks carrying highway construction materials or the operation on the highways of any vehicle loaded **entirely** with ~~any~~ products requiring refrigeration, whether by ice or mechanical equipment, or the operation on the highways of any vehicle loaded with raw ore from mine or quarry to place of processing, shall not be deemed to be in violation of any of the provisions of sections 246, 1652 to 1654 and 1656 relating to weights of vehicles, weights of loads, tonnages or overloads if the gross weight of such vehicle and its load does not exceed 110% of the maximum gross weight for which such vehicle is then registered nor 110% of the maximum gross weight permitted for such vehicle by section 1652, and if the weight thereof imparted to any road surface by an axle or axles does not exceed 110% of the maximum axle weight permitted therefor by section 1652; provided that no vehicle loaded as aforesaid shall be deemed in violation of the above said sections if, as to each axle, the weight imparted to any road surface is not greater than the combined total of 600 pounds per inch width tire, manufacturer's rating, of all tires attached to such axle and

provided further that the maximum gross vehicle weight shall not exceed the limits and tolerances established in this Title.

#### STATEMENT OF FACT

The existing section is so worded that a carrier may now load his vehicle with a small amount of goods requiring refrigeration and the remainder of the load could be any product. He is still entitled to the 10% additional gross weight, however, since he is carrying "products requiring refrigeration."

This was obviously not the original intent of this section. This change would prevent the unscrupulous carrier from taking unfair advantage of his honest competitor.