

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

SECOND REGULAR SESSION

ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document

No. 1738

H. P. 1628

Office of the Clerk of the House

Governor's Bill. Reference to the Committee on Transportation suggested.

EDWIN H. PERT, Clerk of the House

Presented by Mr. McPherson of Eliot.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY

AN ACT Relating to Enforcement of the Truck Weight Requirements Under the Motor Vehicle Laws.

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

Sec. 1. 29 MRSA § 1801, first ¶, as amended by PL 1975, c. 771, § 307, is repealed.

Sec. 2. 29 MRSA § 1802, first sentence is amended to read:

The operator of any vehicle entering or leaving the State, or operating within the State, upon request or direction of any state police officer shall drive such vehicle upon said scales and permit the weighing thereof together with its load, and shall permit examination of the registration certificate covering such vehicle and examination of any load carried thereon ~~by a state police officer designated by the Chief of the State Police in accordance with section 1801.~~

Sec. 3. 29 MRSA § 1803, first sentence is amended to read:

The driver or owner of such vehicle shall pay to the **state police officer in charge of such weighing point, station or barracks, or to the officer weighing such vehicle** any deficiency, if any there may be, in the legal registration fee of such vehicle before it may be permitted to proceed.

Sec. 4. 29 MRSA § 1804 is amended to read:

§ 1804. Issuance of certificate

Upon the payment of any deficiency, the **state police officer in charge of such**

~~weighing point, station or barracks, or the officer~~ weighing such vehicle shall give to the operator of the vehicle a clearance certificate in such form as may be prescribed by the Chief of the State Police.

Sec. 5. 29 MRSA § 1805, first sentence, as amended by PL 1975, c. 455, § 2, is further amended to read:

The operator or owner of any vehicle entering or leaving the State, or operating within the State, who refuses to permit the weighing of such vehicle is guilty of a Class E crime, except that a fine of not more than \$1,000 may be imposed.

Sec. 6. 29 MRSA § 1806 is amended to read:

§ 1806. Enforcement; records

Every state police officer is authorized and directed to enforce sections 1801 to 1806 and to keep a complete record of each vehicle weighed by him, such records of each vehicle weighed by him as may be required by the Chief of the State Police, but in all instances such records must include information as to the general type of load carried, and he shall send a copy of each such record, prior to the close of the month following that during which the weighing took place, to the Chief of the State Police who shall file the same as a public record. Forms for making such records shall be prepared by the Chief of the State Police and by him furnished ~~together with a copy of sections 1801 to 1806 to all state police officers.~~

STATEMENT OF FACT

These changes are necessary due to a conflict with section 1653. The first paragraph of section 1801 requires that the Chief of the State Police designate all weighing points. This law was written in 1941 when only stationary scales were in use.