

# MAINE STATE LEGISLATURE

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SECOND REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

No. 2139

S.P. 819 In Senate, January 25, 1988  
Submitted by the Department of Public Safety pursuant to  
Joint Rule 24.  
Reference to the Committee on Transportation suggested and  
ordered printed.

JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator CAHILL of Sagadahoc  
Cosponsored by: Representative MCPHERSON of Eliot,  
Representative POULIOT of Lewiston)

STATE OF MAINE

IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND EIGHTY-EIGHT

1 AN ACT Relating to the Weighing of Trucks.  
2

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

5 29 MRSA §1805, as amended by PL 1979, c. 588,  
6 §5, is further amended to read:

7 §1805. Penalty for violations

8 The operator or owner of any vehicle entering or

1 leaving the State, or operating within the State, who  
2 refuses to permit the weighing of such vehicle is  
3 guilty of a Class E crime, except that a fine of not  
4 more than ~~\$1,000~~ \$1,500 and a sentence of  
5 imprisonment of not more than 30 days may be imposed.  
6 All fines and forfeitures collected shall accrue to  
7 the General Highway Fund.

8 STATEMENT OF FACT

9 The purpose of this bill is to increase the  
10 maximum penalty for refusing to allow a truck to be  
11 weighed from \$1,000 to \$1,500. Currently, it is  
12 possible that it would be less expensive in many cases  
13 for the user of an overweight truck to refuse to be  
14 weighed than to pay the fine for operating  
15 overweight. Maximum truck overweight fines were  
16 increased by the First Regular Session of the 113th  
17 Legislature from \$1,000 to a practical maximum of  
18 about \$1,500. This bill would make this section more  
19 consistent with other provisions of the law.

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