

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

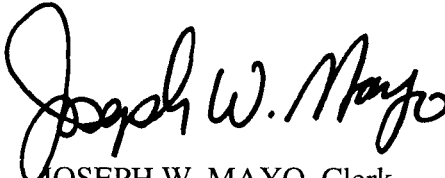
No. 685

H.P. 504

House of Representatives, February 28, 1995

An Act to Facilitate Efficiency of Inspections of Commercial Motor Vehicles.

Reference to the Committee on Transportation suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative WINN of Glenburn.

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

2 **Sec. 1. 29-A MRSA §2358, first ¶**, as enacted by PL 1993, c.
4 683, Pt. A, §2, and affected by Pt. B, §5, is amended to read:

6 ~~-A state-police~~ An officer may require a motor vehicle or
8 combination of vehicles described in this chapter to stop and
10 submit to weighing. For the purposes of this section, "officer"
12 means a state police officer or a motor carrier inspector
14 employed by the Department of Public Safety to aid in the
16 enforcement of rules adopted in accordance with section 555. The
18 following provisions apply to the weighing of vehicles.

20 **Sec. 2. 29-A MRSA §2358, sub-§§2 to 4, 8 and 10**, as enacted by PL
22 1993, c. 683, Pt. A, §2, and affected by Pt. B, §5, are amended
24 to read:

26 **2. Weighing points.** The Chief of the State Police may
28 designate weighing points where public stationary scales are
30 located.

32 A weighing point must have signs:

34 A. Not less than 500 feet from approaching traffic;

36 B. Bearing the words "State Police Truck Check - All Trucks
38 Stop"; and

40 C. Displaying flashing yellow lights, which must operate
42 when the weighing station is open.

44 The placement of signs is prima facie evidence that these signs
46 were displayed in accordance with this section.

48 An operator of a vehicle subject to GVW restrictions who fails to
stop at the weighing point when the signs are operating, unless
otherwise directed by a ~~-state-police~~ an officer, commits a
traffic infraction for which a forfeiture not to exceed \$500 may
be adjudged.

3. Designating officers. The Chief of the State Police may
designate certain ~~state-police~~ officers to examine loads and
replace seals as provided by this section.

4. Required stops. On direction of a ~~-state-police~~ an
officer, an operator must drive the vehicle onto the scales for
weighing and permit examination of the registration certificate
and the load.

8. Allowable movement. Notwithstanding this section, a state--police an officer may allow a vehicle to be operated a reasonable distance to a more appropriate location for unloading or parking.

10. **Records.** -- ~~A state police~~ An officer shall keep a complete record of each vehicle weighed.

The records must include information as to the general type of load carried.

The officer shall send a copy of each record, prior to the close of the month following the weighing, to the Chief of the State Police.

The Chief of the State Police shall prepare and furnish the forms for these records.

STATEMENT OF FACT

This bill gives motor carrier inspectors the authority to stop and weigh commercial motor vehicles without a state police officer being present.