

# MAINE STATE LEGISLATURE

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# 119th MAINE LEGISLATURE

## SECOND REGULAR SESSION-2000

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Legislative Document

No. 2381

S.P. 931

In Senate, January 12, 2000

**An Act to Ensure Fuel Deliveries by Allowing Fuel Delivery Vehicles to Travel on Posted Roads.**

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Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Reference to the Committee on Transportation suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN  
Secretary of the Senate

Presented by Senator HARRIMAN of Cumberland.

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

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**Sec. 1. 29-A MRSA §2395, sub-§§3 and 4,** as enacted by PL 1993,  
4 c. 683, Pt. A, §2 and affected by Pt. B, §5, are amended to read:

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**3. Designation by the Department of Transportation.** The  
Department of Transportation may designate state and state aid  
8 highways and bridges over which restrictions on gross weight,  
speed, operation and equipment apply during periods of the year  
10 determined by the Department. It is unlawful for any vehicle to  
travel over public ways with a gross registered weight exceeding  
12 that prescribed by the Department and traveling with a load other  
than tools or equipment necessary for operation of the vehicle  
14 except as prescribed in paragraph A.

16

A. Home heating oil, kerosene and propane delivery vehicles  
are allowed when traveling to or from a delivery of home  
18 heating oil, kerosene or propane to travel on all local,  
state and federal posted heavy-loads-limited roads while  
20 having a gross registered weight or actual weight exceeding  
the weight limitation of the posted road. Permits from the  
22 State or any political subdivision of the State for this  
purpose are not required for this exception.

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**4. Designation by counties and municipalities.** County  
26 commissioners and municipal officers may designate public ways  
other than those in subsection 3 and impose restrictions within  
28 their respective jurisdictions similar to those made by the  
Department of Transportation under subsection 3. The exception  
30 in subsection 3, paragraph A for home heating oil, kerosene and  
propane delivery vehicles applies to counties and municipalities,  
32 and permits are not required for that exception.

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**SUMMARY**

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This bill provides an exemption for home heating oil,  
38 kerosene and propane delivery vehicles from the requirements of  
having to obtain permits in order to traverse posted roads when  
40 they are making deliveries. Currently, these vehicles obtain  
statewide exemption permits from the State for traveling on state  
42 roads. However, for local roads, if the municipality has not  
adopted the Maine Municipal Association model ordinance, the  
44 vehicle must apply at each municipality for the exemption to  
traverse the local roads.