MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

SECOND REGULAR SESSION-2002

Legislative Document

No. 1863

H.P. 1419

House of Representatives, December 17, 2001

Millient M. Mac Failand

An Act to Clarify the Overweight Fine Violation for Trucks Carrying Certain Designated Commodities and Registered for 100,000 Pounds.

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

Received by the Clerk of the House on December 12, 2001. Referred to the Committee on Transportation pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

MILLICENT M. MacFARLAND, Clerk

Presented by Representative FISHER of Brewer.

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

Sec. 1. 29-A MRSA §2357, sub-§7, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

7. Penalty calculation; fine base. When a weight tolerance established in this section is exceeded, the difference between the actual weight and the fine base for the tolerance must be used as the basis for determining the percentage of overload in section 2360 and the tolerance must be disregarded. The fine base for tolerances described in subsection 2 is the appropriate limit in section 2353 and 90,000 pounds is the appropriate limit for the 6-axle combination vehicle described in subsection 4, except that for a 6-axle combination vehicle registered for 100,000 pounds that meets the conditions of section 2354, subsection 2, the fine base is 100,000 pounds and the fine schedule in section 2354 applies.

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SUMMARY

This bill clarifies that a 6-axle combination vehicle carrying wood products and other designated commodities that is registered for 100,000 pounds and meets the appropriate axle weight and spacing requirements must be fined for overloads in the same manner as a similarly registered 6-axle vehicle carrying general commodities.