

(4) 24 CENTS FOR EACH ADDITIONAL POUND OF EXCESS WEIGHT OVER 5,000 POUNDS BUT LESS THAN 10,001 POUNDS;

(5) 40 CENTS FOR EACH ADDITIONAL POUND OF EXCESS WEIGHT OVER 10,000 POUNDS BUT LESS THAN 20,001 POUNDS; AND

(6) 80 CENTS FOR EACH ADDITIONAL POUND OF EXCESS WEIGHT OVER 20,000 POUNDS.

[(d)] (E) Notwithstanding any other provision of law, on conviction for a violation, no fine may be suspended or reduced. However, in computing the fine, a credit for any excess weight caused by an accumulation of cinders, snow, or ice shall be given.

[(e)] (F) (1) If the vehicle being operated at the time the offense is committed is registered outside of this State, or if the person responsible for the violation or the person operating the vehicle is a nonresident of this State, further proceedings shall be had as to the person under Title 26 of this article or the vehicle shall be impounded until the fine is paid or acceptable collateral posted.

(2) The impounding of the vehicle does not include the cargo, and the cargo may not be held.

(3) If, after 90 days from the date the vehicle was impounded, the fine has not been paid or acceptable collateral posted, the vehicle may be sold at public auction under the jurisdiction of the court to satisfy the fine, accrued interest, and costs.

[(f)] (G) The provisions of this section do not apply to an "emergency vehicle", as defined in § 11-118 of this article, when responding to an emergency.

SECTION 2. AND BE IT FURTHER ENACTED, That the Department of Transportation shall report to the Senate Judicial Proceedings Committee and the House Environmental Matters Committee on or before December 1, 2007, on:

(1) the number of vehicles fined for weight violations occurring on the Chesapeake Bay Bridge or its appurtenant approaches between October 1, 2005, and September 30, 2006;

(2) the number of vehicles fined for weight violations occurring on the Chesapeake Bay Bridge or its appurtenant approaches between October 1, 2006, and September 30, 2007; and

(3) the number of vehicles fined for weight violations occurring at each other Maryland Transportation Authority facility during those time periods.

~~SECTION 2. 3.~~ AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2006.

May 26, 2006

The Honorable Michael E. Busch
Speaker of the House