

CHAPTER 558

(House Bill 866)

AN ACT concerning

Penalties for Certain Weight Violations – Permitted Tolerance

FOR the purpose of eliminating the statutory 1,000-pound tolerance for overweight vehicles travelling on interstate highways; establishing the amounts of certain fines applicable to certain weight violations for overweight vehicles on interstate highways; and generally relating to certain penalties for certain overweight vehicles.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 27-105(b) and (c)

Annotated Code of Maryland

(1992 Replacement Volume)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Transportation

27-105.

(b) **[A]** EXCEPT ON INTERSTATE HIGHWAYS, A loading error or tolerance of 1,000 pounds over a registered weight limit, statutory weight limit, or weight limit imposed by signs is allowed and only weight in excess of this tolerance is a violation provided that such an overall gross weight may not exceed 80,000 pounds, including any enforcement or statutory tolerances.

(c) (1) (i) **[For]** EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, FOR the first 5,000 pounds of a weight violation over the registered weight limit, statutory weight limit, or weight limit imposed by signs, the fine is the greater of:

[(i)] 1. 5 cents for each pound of excess weight; or

[(ii)] 2. \$50.

[(2)](II) For a weight violation in excess of 5,000 pounds over the registered weight limit, statutory weight limit, or weight limit imposed by signs, the fine is 12 cents for each additional pound of excess weight over 5,000 pounds.

(2) THE FOLLOWING FINES ARE APPLICABLE TO WEIGHT VIOLATIONS ON INTERSTATE HIGHWAYS THAT ARE OVER THE REGISTERED WEIGHT LIMIT, STATUTORY WEIGHT LIMIT, OR WEIGHT LIMIT IMPOSED BY SIGNS:

(I) FOR THE FIRST 1,000 POUNDS OF A WEIGHT VIOLATION, 1 CENT FOR EACH POUND OF EXCESS WEIGHT;