

STATE OF MAINE

IN THE YEAR OF OUR LORD
TWO THOUSAND AND ELEVEN

S.P. 211 - L.D. 722

An Act To Reduce Fines for Certain Trucking Violations

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

Sec. 1. 29-A MRSA §558, sub-§1-A, as amended by PL 2009, c. 598, §20, is further amended to read:

1-A. Maximum fine. Notwithstanding Title 17-A, section 1301, the ~~minimum~~ maximum fine for a violation of a state rule that adopts by reference the federal regulations found in 49 Code of Federal Regulations, ~~Parts 392, 395.3, 395.8e and 395.8k~~ is \$250 and that is not an out-of-service order is \$250, and the maximum fine for a violation of a state rule that adopts by reference the federal regulations found in 49 Code of Federal Regulations and that meets the definition of an out-of-service order as defined in 49 Code of Federal Regulations is \$500. If a minimum fine is provided by any rule adopted pursuant to this subchapter, the court shall impose at least the minimum fine, which may not be suspended by the court.

For purposes of this subsection, "out-of-service order" means a declaration by a law enforcement officer authorized to enforce the provisions of this subchapter that a driver, a commercial motor vehicle or a motor carrier operation is out of service pursuant to 49 Code of Federal Regulations, Part 386.72, 392.5, 392.9a, 395.13 or 396.9, or compatible laws, or the North American Standard Out-of-Service Criteria.

In House of Representatives, 2011

Read twice and passed to be enacted.

..... Speaker

In Senate, 2011

Read twice and passed to be enacted.

..... President

Approved 2011

..... Governor