
The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Sharon F. Lyles.

DIGEST

Present law prohibits assessment of a penalty to any truck hauling concrete or construction aggregates for weight which exceeds the maximum allowable axle weights, if such truck does not also exceed the maximum allowable gross weight as provided in R.S. 32:386 and such truck is not operating on the interstate system.

Proposed law retains present law and adds a prohibition on the assessment of a penalty on any truck hauling ready-mixed concrete which exceeds its maximum allowable gross weight per R.S. 32:386 if such truck's total excess weight is ten percent or less of the truck's maximum allowable gross weight, if such truck is not operating on the interstate system, if such truck's most recent maintenance to chip out build-up in the mixer occurred within the previous ninety days, and if, before operating on a state highway, such truck's owner filed a surety bond in the principal amount set by the department not to exceed \$15,000 for each such truck. If the total excess weight is greater than ten percent of the truck's maximum allowable gross weight per R.S. 32:386, the assessed penalty shall be calculated only on the excess weight which is above the ten percent allowance for product build-up. For the purposes of this Subparagraph, a ready-mixed concrete truck is defined as a vehicle designed exclusively to transport or manufacture ready-mixed concrete and includes a vehicle designed exclusively to transport and manufacture ready-mixed concrete or a concrete pump truck, engaged in hauling ready-mixed concrete.

(Amends R. S. 32:388(B)(1)(b)(i))