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

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## DIGEST

Proposed law prohibits assessment of a penalty on any truck hauling ready-mixed concrete which exceeds its maximum allowable gross weight, as determined by law, provided the total excess weight is ten percent or less of the truck's maximum allowable gross weight, the truck contains a certificate evidencing its most recent mixer chip-out of a build-up occurred within the previous ninety days, the truck does not exceed the posted load while crossing a posted bridge, the truck is not operating on the interstate system, and no tire on the truck exceeds its tire weight rating.

Proposed law provides that if the truck's total excess weight is greater than ten percent of the truck's maximum allowable gross weight, as determined by law, the truck shall be assessed a penalty calculated on the total amount by which the truck's weight exceeds its maximum permissible gross weight, as determined by law.

Proposed law applies to a ready-mixed concrete truck which 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.

Proposed law sunsets in two years and is effective from August 1, 2012, through July 31, 2014.

Effective date is August 1, 2012.

(Adds R. S. 32:388(B)(1)(b)(iv))

## Summary of Amendments Adopted by Senate

### Committee Amendments Proposed by Senate Committee on Transportation, Highways, and Public Works to the original bill

1. Prohibits assessment of a penalty to a ready-mixed concrete truck that exceeds its maximum legal gross weight by 10% or less if it meets all of the following conditions:
  - (a) Contains a certificate evidencing its most recent mixer chip-out of build-up occurred within the previous 90 days.
  - (b) Does not exceed the posted load while crossing a posted bridge.
  - (c) Is not operating on the interstate system.
  - (d) No tire exceeds its tire weight rating.
2. Provides for calculation of an overweight penalty on a ready-mixed concrete truck that exceeds its maximum legal gross weight by more than 10% on the total amount by which the truck's weight exceeds its maximum legal gross weight.
3. Provides proposed law is effective for 2 years beginning August 1, 2012, and terminates July 31, 2014.