



# 126th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2013

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Legislative Document

No. 109

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H.P. 91

House of Representatives, January 24, 2013

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**An Act To Exempt All Vehicles Delivering Home Heating Fuel,  
Including Wood Pellets, from Weight Limits**

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Reference to the Committee on Transportation suggested and ordered printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative DAVIS of Sangerville.  
Cosponsored by Senator BURNS of Washington and  
Representatives: BLACK of Wilton, CRAFTS of Lisbon, CROCKETT of Bethel, LONG of  
Sherman, WEAVER of York, WILLETTE of Mapleton, Senators: SHERMAN of Aroostook,  
THIBODEAU of Waldo.

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

2 **Sec. 1. 29-A MRSA §2395, sub-§4**, as amended by PL 1999, c. 600, §1, is  
3 further amended to read:

4 **4. Designation by counties and municipalities.** County commissioners and  
5 municipal officers may designate public ways other than those in subsection 3 and  
6 impose restrictions within their respective jurisdictions similar to those made by the  
7 Department of Transportation under subsection 3. Any vehicle delivering home heating  
8 fuel and operating in accordance with a permit issued by the Department of  
9 Transportation pursuant to this section may travel over any county or town way without a  
10 specific municipal or county permit. A municipality may impose additional restrictions  
11 for home heating fuel delivery trucks to operate on public ways within that municipality  
12 but may not require a permit to operate according to those restrictions. For the purposes  
13 of this section, "home heating fuel" includes a product or substance that can be used to  
14 produce energy, including but not limited to propane, firewood, wood pellets and fuel oil.

15 **SUMMARY**

16 This bill clarifies that the provision of law stating that vehicles delivering home  
17 heating fuel are exempt from weight limits includes vehicles delivering firewood, wood  
18 pellets, propane and fuel oil, thus allowing such vehicles to use posted roads.