

**BILL SUMMARY**  
1<sup>st</sup> Session of the 56<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>SB 591</b>
<b>Version:</b>	<b>ENGR</b>
<b>Request Number:</b>	
<b>Author:</b>	<b>Rep. Roberts (D)</b>
<b>Date:</b>	<b>4/17/2017</b>
<b>Impact:</b>	<b>Creates a bond (fee) schedule for overweight vehicles to be deposited into the Department of Public Safety Revolving (200) Fund</b>

**Research Analysis**

SB 591 creates a graduated fine system for overweight vehicles. The measure provides that for second offenses, the fine amount is to be 1 ½ times the amount of the violation. Third and subsequent offenses are to be fined at a rate of 2 times the amount of the violation cited. All fines collected are to be deposited to the credit of the Department of Public Safety Revolving Fund. The measure also provides that the bond schedule created is to supercede any bond schedule and costs from any state agency, board, commission or political subdivision concerning oversize and overweight vehicles.

Prepared By: Brad Wolgamott

**Fiscal Analysis**

The ENGR version of SB 591 establishes a singular bond (fine) structure for the misdemeanor charge of driving an overweight vehicle which supersedes all other such structures for the state. The bill states any person who operates a vehicle or combination of vehicles which is 750 pounds or more in excess of the gross or axle weight shall be punished by the following:

<b>Overweight Range</b>	<b>Fine Amount</b>
750lbs-3,000lbs	\$100 plus court costs
3,001lbs-6,000lbs	\$200 plus court costs
6,001lbs-10,000lbs	\$450 plus court costs
10,001lbs or more	\$0.10/per pound overweight plus court costs

In the case of multiple offenses, the following fine schedule applies:

<b>Offense</b>	<b>Fine Amount</b>
2 <sup>nd</sup> offense within 1 year of any first offense	A fine 1.5 times the amount of the violation cited
3 <sup>rd</sup> and subsequent offenses within 1 year of any other offense	A fine twice the amount of the violation cited

This measure provides that court costs cannot exceed any of the fine amounts above.

DPS will receive \$20 per citation through court costs. All monies collected will be deposited in the Department of Public Safety Revolving (200) Fund. The total amount collected will be contingent upon how many violators there are and at which level they are fined.

Prepared By: Kristina King

**Other Considerations**

None.

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