

HB

2666

LEGAL SERVICES

DIVISION OF LEGAL AND RESEARCH SERVICES
LEGISLATIVE AFFAIRS AGENCY
STATE OF ALASKA

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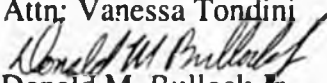
State Capitol
Juneau, Alaska 99801-1182
Deliveries to: 129 6th St., Rm. 329

MEMORANDUM

April 29, 2005

SUBJECT: Rule 43.6, Alaska Rules of Administration and amending fines by statute - CSHB 266(TRA)

TO: Representative Lesil McGuire
Attn: Vanessa Tondini

FROM: 
Donald M. Bullock Jr.
Legislative Counsel

You asked whether secs. 4 and 6 are necessary in CSHB 266(TRA). Section 4 of the bill states that sec. 2 "has the effect of changing Rule 43.6, Alaska Rules of Administration (Rule 43.6), by increasing the maximum fine for overweight vehicle violations." Section 6 states that sec. 2 will take effect only if sec. 4 receives the two-thirds vote required by art. IV, sec. 15, Constitution of the State of Alaska.¹

Section 2 of CSHB 266(TRA) establishes fines for overweight vehicles. There is a flat fine of \$150 for a vehicle that is 1,001 to 2,000 pounds overweight, and a graduated fine schedule for vehicles more than 2,000 pounds overweight. The graduated schedule ranges from \$.08 per pound for a vehicle that is overweight by 2,001 to 4,000 pounds to \$.24 per pound for a vehicle that is overweight by 10,001 pounds or more.

Rule 43.6 lists a bail forfeiture amount of \$.05 per pound for the offenses of overweight axle, overweight gross, overweight inner gross, and overweight axle combination. Rule 43.6 also lists a bail forfeiture amount of \$300 for overweight distribution. Rule 43.6 also states, "if a person charged with one of these offenses appears in court and is found guilty, the penalty imposed for the offense may not exceed the bail amount for that offense listed [in the rule]." With the possible exception of the penalty for an overweight distribution violation, the fines in sec. 2 of CSHB 266(TRA) are higher than those that may be assessed under Rule 43.6. Therefore sec. 2 does have the effect of amending Rule 43.6, as stated in the title of the bill. If Rule 43.6 is a rule of practice or procedure, a two-thirds vote will be required under art. IV, sec. 15, Constitution of the State of Alaska.

¹ **SECTION 15. Rule-Making Power.** The supreme court shall make and promulgate rules governing the administration of all courts. It shall make and promulgate rules governing practice and procedure in civil and criminal cases in all courts. These rules may be changed by the legislature by two-thirds vote of the members elected to each house.

However, the fact that the bill would increase the amount of the fines that may be assessed under Rule 43.6 does not necessarily lead to the result that a two-thirds vote will be required. There are two other possibilities for categorizing establishment of the fines under Rule 43.6: either the bail or fine amounts set out in the rule are substantive law that the legislature may enact by a simple majority, or the rule relates to the administration of the courts that may not be modified by the legislature.

Rule 43.6 was adopted by the Supreme Court under AS 45.75.133.² The rule does not relate to the administration of the courts but merely lists the bail forfeiture amounts found by the Supreme Court to be appropriate for the various offenses. Accordingly, the bail forfeiture amounts (that also set the maximum fines) are a matter of substantive law and may be changed by the legislature with a simple majority vote.

I recommend that you discuss this memorandum with the chairs of the house finance committee so that a committee substitute can be prepared. We recommend leaving sec. 4 and the court rule notation in the title, but deleting sec. 6 and adding a section noting that a two-thirds vote is not required. See sec. 18, ch. 108, SLA 2004 for an example of this.

² **Sec. 45.75.133. Bail forfeiture.** (a) The supreme court shall specify by rule or order those violations that are appropriate for disposition without court appearance, and shall establish a schedule of bail amounts. The maximum bail forfeiture amount for an offense may not exceed the maximum fine specified by law for that offense. If the person who has been cited can dispose of the violation without court appearance, the issuing peace officer or employee shall write on the citation the amount of bail forfeiture applicable to the violation.

(b) A person cited for a violation for which a bail forfeiture amount has been established under (a) of this section may, within 15 days after the date of the citation, mail or personally deliver to the clerk of the court in which the citation is filed by the employee

(1) the amount of bail indicated on the citation for that offense; and

(2) a copy of the citation indicating that the right to an appearance is waived, a plea of no contest is entered and the bail is forfeited.

(c) When the cited person has forfeited bail under (b) of this section, the court shall enter a judgment of conviction. Forfeiture of bail is a complete satisfaction for the violation. The clerk of the court accepting the bail forfeiture shall provide the offender with a receipt stating that fact if requested.

(d) A cited person who fails to pay the bail forfeiture amount established under (a) of this section or to appear in court as required, is guilty of a class B misdemeanor.

(e) Notwithstanding other provisions of law, if a person cited for a violation for which a bail forfeiture amount has been established under (a) of this section appears in court and is found guilty, the court may not impose a penalty that exceeds the bail forfeiture amount for that offense established under (a) of this section.

Representative Lesil McGuire
April 29, 2005
Page 3

Also, we recommend amending AS 45.75.133(a) to add the phrase "except as provided in AS 45.75.380."

If I may be of further assistance, please advise.

DMB:med
05-319.med

AMENDMENT 1

FAILED

HB 266

BY: REP. ANDERSON

Page 2

Delete Lines 6 - 10
Renumbe subsections

(Keep current fine structure, if any
for up to + including 6,000 pounds
overweight.)

*Michael T. Kenny, Principal Executive Officer***GENERAL TEAMSTERS**620 E. 34th Avenue
Anchorage, Alaska 99503**LOCAL 959**
State of Alaska761 Old Richardson Hwy., Suite 127
Fairbanks, Alaska 99701

April 25, 2005

Representative Lesil McGuire
Chairperson, House Judiciary Committee
Alaska State Legislature
Juneau, Alaska

Re: HB 266, Vehicle Weights

Dear Chairperson McGuire:

On behalf of all citizens of Alaska, and specifically those members whom Teamsters Local 959 represents in the trucking industry, I am proud to support HB 266 regarding offenses and penalties for violation of vehicle weight limitations.

As you may be aware, overweight penalties in Alaska have not increased for some 20 or more years. While some would say the penalty charged for running overweight in this day and age is "just another cost of doing business", I believe it is truly a matter to be taken seriously.

For the most part, our Teamster drivers work for employers who follow the rules and abide by state-imposed weight requirements. For those employers that do not, a slight penalty fee is paid and drivers are ticketed. But the consequences the public faces when an overweight truck flips over while going down the highway, causing a major traffic accident, are very critical. Many wonder how many more lives need to be lost in this manner?

We further have the issue of our roadways being damaged by vehicles with overweight loads. These overweight loads cause the tearing up the pavement, as well as the subsurface, because they are only designed to specific standards. If that design standard is exceeded, damage occurs. Each year we ask for funding to correct damages to our highways and roadways because of overweight abuse. This abuse needs to stop.

The passage of HB 266 will certainly help curtail much of the indifference shown in this area today. Its passage will increase penalties for overweight violations, no longer allowing penalties paid to be "just another cost of doing business". This bill also creates a pattern or practice of violation, so those who show no sign of abiding by the law will realize stiffer

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Representative Lesil McGuire
Chairperson, House Judiciary Committee
Re: HB288
April 25, 2005
Page 2.

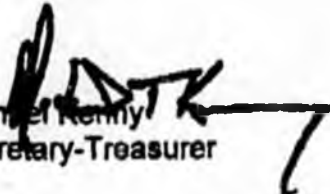
penalties. It further prohibits the use of overweight citations as a basis for "adverse action" by an insurance carrier.

We believe this bill will clearly go a long way in protecting the motoring public by reducing wear and tear on the highways. The bill will also establish increased penalties to encourage companies to operate their trucks within proper weight limits.

We ask you and the members of the House Judiciary Committee to support moving this bill out of committee.

Fraternally,

GENERAL TEAMSTERS LOCAL 959


Michael Renny
Secretary-Treasurer

c: Vice Chair, Representative Tom Anderson
Representative John Coghil
Representative Nancy Dahlstrom
Representative Pete Kott
Representative Les Gara
Representative Max Gruenberg

Via facsimile - (907)465-8592

ALASKA STATE LEGISLATURE

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REPRESENTATIVE JIM ELKINS

House Bill 266 " An Act relating to offenses and penalties for violation of vehicle weight limitations; prohibiting the use of a violation of a vehicle weight limitation for certain personal automobile insurance actions" modifies existing law related to the penalty structure for overweight vehicle violations as well as prohibiting the use of overweight vehicle violations by insurers.

This legislation proposes is the first increase in penalties since the existing provisions were established in the 1970s. Existing provisions do not adequately inhibit commercial shipping companies and others from violating overweight vehicle limitations. The proposed modification establishes a graduated penalty for the amount of weight in excess of the limitations set by statute, regulation and/or permit.

There is also a new offense established to sanction shippers or carriers who commit or allow those working for them to commit a combined total of 12 or more violations during any twelve-month period. The maximum fine for this violation is \$10,000. This modification is expected to result in commercial shippers and carriers being more rigorous toward compliance with overweight vehicle limitations.

Another provision of the bill prohibits the use of overweight vehicle violations for use by insurers to adversely impact decisions related to providing private automobile insurance coverage for drivers. In the majority of cases, the driver has little knowledge or ability to limit the weight of the load placed on the vehicle they are assigned to drive. As a result, the company causes the violation and, if cited, pays the fine imposed.

Currently, overweight vehicle violations are used by insurers as justification to take adverse action in relation to the personal automobile insurance coverage of truck drivers. Section 1 of the bill would prohibit this action.

This legislation will protect drivers who do not know they are in violation and our roads from overweight vehicles in Alaska. The Department of Transportation, Teamsters, and Horizon Shipping Lines all support HB 266, and we urge your support.

ALASKA STATE LEGISLATURE

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REPRESENTATIVE JIM ELKINS

House Bill 266 Sectional Analysis

Section 1 Adds AS 21.36.307; prohibiting an insurer from taking adverse action relating to the personal automobile insurance of a driver who commits one or more violations relating to overweight vehicles under AS 45.75.380(a)(10) or (11). Defines "adverse action."

Section 2 Repeals and reenacts AS 45.75.380 (b). Establishes the maximum fines for overweight vehicles according to the weight-range in which the overweight amount falls. Amends Rule 43.6, Alaska Rules of Administration by enacting fines in place of those set under that court rule.

Section 3 Amends AS 45.75.380 by adding a new subsection providing for a fine under AS 12 55.0359(c)(1)(D) to be imposed on a motor carrier who exhibits a pattern or practice of violating the overweight limitations. Defines "pattern or practice of violation."

Section 4 Adds a new section to uncodified law to recognize that sec.2 of the Act amends Rule 43.6, Alaska Rules of Administration, by increasing the maximum fines for overweight vehicles.

Section 5 Adds a new section to uncodified law to state the applicability of secs. 1, 2, and 3 of the Act. Section 1 applies to an adverse action by an insurer on or after the effective date of the Act based on an overweight vehicle violation occurring before, on, or after the effective date of the Act. Sections 2 and 3 apply to offenses committed on or after the effective date.

Section 6 Adds a new section to uncodified law stating that sec 2 of the Act will take effect only if sec. 4 receives the two-thirds majority vote in each house required to make a court rule change under art. IV, sec. 15, Constitution of the State of Alaska.

Section 7 Provides for an immediate effective date and will require a two-thirds vote in each house.

FISCAL NOTE

STATE OF ALASKA
2005 LEGISLATIVE SESSION

Fiscal Note Number: 1
 Bill Version: CSHB 266(TRA)
 (H) Publish Date: 4/15/05

Revision Date/Time (Note if correction): _____ Dept. Affected: Commerce
 Title Vehicle Weights and Insurance RDU Insurance (116)
 Component Insurance
 Sponsor House Transportation
 Requester House Transportation Component No. 354

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2005) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2006 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This legislation prohibits the use of a violation of a vehicle weight limitation for certain personal automobile insurance actions. It has no fiscal impact on the operations of the Division of Insurance.

Prepared by: Linda S. Hall, Director
 Division Insurance
 Approved by: Edgar Blatchford, Commissioner
 Agency Commerce, Community, and Economic Development

Phone 907-269-7900
 Date/Time 4/12/05 10:14 AM
 Date 4/12/2005

FISCAL NOTE

STATE OF ALASKA
2005 LEGISLATIVE SESSION

Fiscal Note Number: 2
 Bill Version: CSHB 266(TRA)
 (H) Publish Date: 4/15/05

Revision Date/Time (Note if correction): _____ Dept. Affected: DOT&PF
 Title Vehicle Weights and Insurance RDU Administration & Support
 Component Commissioner's Office
 Sponsor House Transportation
 Requester House Transportation Component No. 530

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2005) cost: 0.0
 Mark this box (X) if funding for this bill is included in the Governor's FY 2006 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)
 The increased revenue does not come to DOT&PF but rather the court system and there will be little, if any, incremental cost increase as a result of the increase in fines, thus a zero fiscal note. The revenue increase to the court system is estimated to be 88.8 based on a comparison with CY 2004. During CY2004, 57.8 went to the court system in fines and with the new schedule, the amount would have been 147.6 for an increase of 88.8

Prepared by: Nona Wilson Phone 465-3904
 Division Legislative Liaison, DOT&PF Date/Time 4/11/05 3:02 PM
 Approved by: Mike Barton Date 4/11/2005
 Agency Commissioner, DOT&PF

FISCAL NOTE

STATE OF ALASKA
2005 LEGISLATIVE SESSION

Fiscal Note Number: 3
 Bill Version: CSHB 266(TRA)
 (H) Publish Date: 4/15/05

Revision Date/Time (Note if correction): _____ Dept. Affected: LAW
 Title "An Act relating to offenses and penalties for RDU CIVIL
violation of vehicle weight limitations;..." Component Collections and Support
 Sponsor House Transportation
 Requester House Transportation Component No. _____

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include information unless otherwise noted below.

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES (GF)	*****	*****	*****	*****	*****	*****
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2005) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2006 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This bill amends AS 21.36 preventing an automobile insurer from taking adverse action against an insured driver because of a violation relating to an overweight vehicle. The bill repeals and reenacts AS 45.75.380 (b) (Weights and Measures Act - General Provisions) by specifying new violations and fines for certain increments by which a vehicle is found to be overweight. The bill further specifies that a motor carrier who is found to exhibit a pattern or practice of violations under the new sections of AS 45.75.380 (a) or (b) (as amended) is subject to a \$500 dollar fine. The current law simply imposes the \$500 fine for any violation of the vehicle weight limit plus \$.05 for each pound over the weight limit.

The Department of Law's Collections section already bears responsibility for collecting any fines imposed under the current structure to the extent they are forwarded for collection by the Court System. There may be an indeterminate change to the amount collected through passage of this

Prepared by: Kathryn Daughhete, Director Phone 465-3673
 Division Administrative Services Division Date/Time 4/10/05 4:34 PM
 Approved by: Kathryn Daughhete for David Marquez, Attorney General Date 4/10/2005
 Agency Department of Law

FISCAL NOTE #3

**STATE OF ALASKA
2005 LEGISLATIVE SESSION**

BILL NO. CSHB 266(TRA)

ANALYSIS CONTINUATION

legislation. There should not be an impact to workload.

Overweight Uniform Traffic Citations (UTC) CY2004

Citation	Over Weight Offence	Date	lbs Owt	Bail	Surcharge	Total	New Rate	Bail	Surcharge	Total
G66469	17AAC 25.013(a)(2)	11/1/04	11360	\$568.00	\$10.00	\$578.00	\$0.24	\$2,726.40	\$10.00	\$2,736.40
G67923	17AAC 25.013.(c)	11/2/04	3140	\$157.00	\$10.00	\$167.00	\$0.08	\$251.20	\$10.00	\$261.20
G67862	17AAC 25.013.(c)	11/2/04	3280	\$164.00	\$10.00	\$174.00	\$0.08	\$262.40	\$10.00	\$272.40
G66435	17AAC 25.013.(a) (2)	9/21/04	2680	\$134.00	\$10.00	\$144.00	\$0.08	\$214.40	\$10.00	\$224.40
G66565	17AAC 25.013.(a)(1)	10/20/04	4800	\$240.00	\$10.00	\$250.00	\$0.12	\$576.00	\$10.00	\$586.00
G67905	17AAC 25.013.(c)	11/2/04	3420	\$171.00	\$10.00	\$181.00	\$0.08	\$273.60	\$10.00	\$283.60
G64641	17AAC 25.013.(a) (2)	5/4/04	5740	\$287.00	\$10.00	\$297.00	\$0.12	\$688.80	\$10.00	\$698.80
G66432	17AAC 25.013.(a) (3)	9/13/04	2700	\$135.00	\$10.00	\$145.00	\$0.08	\$216.00	\$10.00	\$226.00
G65260	17AAC 25.013.(a) (2)	8/2/04	1460	\$73.00	\$10.00	\$83.00	\$150.00	\$150.00	\$10.00	\$160.00
G69148	17AAC 25.013.(a) (2)	8/2/04	2340	\$117.00	\$10.00	\$127.00	\$0.08	\$187.20	\$10.00	\$197.20
G67816	17AAC 25.013(a)(2)	12/14/04	4380	\$219.00	\$10.00	\$229.00	\$0.12	\$525.60	\$10.00	\$535.60
G65761	17AAC 25.013.(a) (2)	7/22/04	6280	\$314.00	\$10.00	\$324.00	\$0.16	\$1,004.80	\$10.00	\$1,014.80
G69112	17AAC 25.013. (a)(3)	4/27/04	5460	\$273.00	\$10.00	\$283.00	\$0.12	\$655.20	\$10.00	\$665.20
G69122	17AAC 25.013.(a) (2)	5/12/04	8300	\$415.00	\$10.00	\$425.00	\$0.20	\$1,660.00	\$10.00	\$1,670.00
G69145	17AAC 25.013.(a) (2)	7/27/04	7140	\$357.00	\$10.00	\$367.00	\$0.16	\$1,142.40	\$10.00	\$1,152.40
G67802	17AAC 25.013.(a) (2)	8/27/04	3180	\$159.00	\$10.00	\$169.00	\$0.08	\$254.40	\$10.00	\$264.40
G67881	17AAC 25.013.(c)	9/13/04	23460	\$1,198.00	\$10.00	\$1,208.00	\$0.24	\$5,630.40	\$10.00	\$5,640.40
G67912	17AAC 25.013(a)(3)	11/9/04	5600	\$280.00	\$10.00	\$290.00	\$0.12	\$672.00	\$10.00	\$682.00
G67906	17AAC 25.013.(c)	11/3/04	4520	\$266.00	\$10.00	\$276.00	\$0.12	\$542.40	\$10.00	\$552.40
G67812	17AAC 25.013(a)(2)	11/15/04	7820	\$393.00	\$10.00	\$403.00	\$0.16	\$1,251.20	\$10.00	\$1,261.20
G67915	17AAC 25.013.(c)	11/10/04	2540	\$127.00	\$10.00	\$137.00	\$0.08	\$203.20	\$10.00	\$213.20
G68452	17AAC 25.013(a)(2)	11/27/04	2360	\$118.00	\$10.00	\$128.00	\$0.08	\$188.80	\$10.00	\$198.80
G67869	17AAC 25.013.(c)	11/24/04	2220	\$111.00	\$10.00	\$121.00	\$0.08	\$177.60	\$10.00	\$187.60
G65784	17AAC 25.013(a)(2)	12/8/04	2520	\$126.00	\$10.00	\$136.00	\$0.08	\$201.60	\$10.00	\$211.60
G67872	17AAC 25.013.(c)	12/2/04	2080	\$104.00	\$10.00	\$114.00	\$0.08	\$166.40	\$10.00	\$176.40
G67508	17AAC 25.013.(a) (2)	5/3/04	7040	\$352.00	\$10.00	\$362.00	\$0.16	\$1,126.40	\$10.00	\$1,136.40
G67854	17AAC 25.013.(c)	10/20/04	2240	\$112.00	\$10.00	\$122.00	\$0.08	\$179.20	\$10.00	\$189.20
G66590	17AAC 25.013(a)(2)	11/24/04	2180	\$109.00	\$10.00	\$119.00	\$0.08	\$174.40	\$10.00	\$184.40
G69110	17AAC 25.013.(a) (2)	4/26/04	2240	\$112.00	\$10.00	\$122.00	\$0.08	\$179.20	\$10.00	\$189.20
G68540	17AAC 25.013.(c)	9/23/04	6840	\$342.00	\$10.00	\$352.00	\$0.16	\$1,094.40	\$10.00	\$1,104.40
G67880	17AAC 25.013.(c)	9/10/04	3880	\$194.00	\$10.00	\$204.00	\$0.08	\$310.40	\$10.00	\$320.40
G66104	17AAC 25.013.(a) (1)	8/5/04	4100	\$205.00	\$10.00	\$215.00	\$0.12	\$492.00	\$10.00	\$502.00
G66437	17AAC 25.013.(a) (2)	9/22/04	2760	\$138.00	\$10.00	\$148.00	\$0.08	\$220.80	\$10.00	\$230.80
G69183	17AAC 25.013.(a) (3)	9/14/04	6200	\$310.00	\$10.00	\$320.00	\$0.16	\$992.00	\$10.00	\$1,002.00
G66364	17AAC 25.013(a)(2)	1/22/04	4180	\$209.00	\$10.00	\$219.00	\$0.12	\$501.60	\$10.00	\$511.60
G70183	17AAC 25.013(a)(2)	12/21/04	2000	\$100.00	\$10.00	\$110.00	\$150.00	\$150.00	\$10.00	\$160.00

Overweight Uniform Traffic Citations (UTC) CY2004

Citation : Over Weight Offence	Date	lbs Owt	Bail	Surcharge	Total	New Rate	Bail	Surcharge	Total
G70178 17AAC 25.013(a)(3)	12/2/04	1660	\$83.00	\$10.00	\$93.00	\$150.00	\$150.00	\$10.00	\$160.00
G67884 17AAC 25.013.(c)	9/20/04	3240	\$162.00	\$10.00	\$172.00	\$0.08	\$259.20	\$10.00	\$269.20
G68405 17AAC 25.013.(a) (2)	5/24/04	8220	\$411.00	\$10.00	\$421.00	\$0.20	\$1,644.00	\$10.00	\$1,654.00
G68548 17AAC 25.013.(c)	10/14/04	1860	\$93.00	\$10.00	\$103.00	\$150.00	\$150.00	\$10.00	\$160.00
G67560 17AAC.25.013(a)(2)	1/18/04	2140	\$107.00	\$10.00	\$117.00	\$0.08	\$171.20	\$10.00	\$181.20
G678 17AAC 25.013.(a) (3)		9880	\$494.00	\$10.00	\$504.00	\$0.20	\$1,976.00	\$10.00	\$1,986.00
G66436 17AAC 25.013.(a) (2)	9/21/04	2560	\$128.00	\$10.00	\$138.00	\$0.08	\$204.80	\$10.00	\$214.80
G66430 17AAC 25.013.(a) (2)	9/2/04	2280	\$114.00	\$10.00	\$124.00	\$0.08	\$182.40	\$10.00	\$192.40
G66429 17AAC 25.013.(a) (2)	9/2/04	9580	\$479.00	\$10.00	\$489.00	\$0.20	\$1,916.00	\$10.00	\$1,926.00
G65785 17AAC 25.013(a)(2)	12/8/04	7180	\$359.00	\$10.00	\$369.00	\$0.16	\$1,148.80	\$10.00	\$1,158.80
G67857 17AAC 25.013.(c)	10/22/04	3420	\$171.00	\$10.00	\$181.00	\$0.08	\$273.60	\$10.00	\$283.60
G67858 17AAC 25.013.(c)	10/22/04	3400	\$170.00	\$10.00	\$180.00	\$0.08	\$272.00	\$10.00	\$282.00
G66530 17AAC 25.013(a)(2)	11/10/04	3000	\$150.00	\$10.00	\$160.00	\$0.08	\$240.00	\$10.00	\$250.00
G66796 17AAC 25.013(a)(1)	12/11/04	2340	\$117.00	\$10.00	\$127.00	\$0.08	\$187.20	\$10.00	\$197.20
G66574 17AAC 25.013(a)(3)	11/27/04	4080	\$204.00	\$10.00	\$214.00	\$0.12	\$489.60	\$10.00	\$499.60
G66258 17AAC 25.013. (a)(2)	4/19/04	3100	\$155.00	\$10.00	\$165.00	\$0.08	\$248.00	\$10.00	\$258.00
G66190 17AAC 25.013.(a) (3)	5/21/04	2350	\$117.00	\$10.00	\$127.00	\$0.08	\$188.00	\$10.00	\$198.00
G66786 17AAC 25.013.(a) (2)	9/15/04	4860	\$243.00	\$10.00	\$253.00	\$0.12	\$583.20	\$10.00	\$593.20
G66494 17AAC 25.013.(a) (2)	7/22/04	2600	\$130.00	\$10.00	\$140.00	\$0.08	\$208.00	\$10.00	\$218.00
G66563 17AAC 25.013.(a) (1)	9/24/04	2100	\$105.00	\$10.00	\$115.00	\$0.08	\$168.00	\$10.00	\$178.00
G67568 17AAC 25.013.(c)	11/2/04	6560	\$328.00	\$10.00	\$338.00	\$0.16	\$1,049.60	\$10.00	\$1,059.60
G69117 17AAC 25.013.(a) (2)	4/30/04	6520	\$326.00	\$10.00	\$336.00	\$0.16	\$1,043.20	\$10.00	\$1,053.20
G65544 17AAC.25.013(a)(2)	1/20/04	4100	\$205.00	\$10.00	\$215.00	\$0.12	\$492.00	\$10.00	\$502.00
G65643 17AAC.25.013(a)(2)	1/13/04	2960	\$148.00	\$10.00	\$158.00	\$0.08	\$236.80	\$10.00	\$246.80
G67563 17AAC.25.013(a)(2)	2/24/04	5400	\$270.00	\$10.00	\$280.00	\$0.12	\$648.00	\$10.00	\$658.00
G66251 17AAC.25.013(a)(2)	2/25/04	1480	\$74.00	\$10.00	\$84.00	\$150.00	\$150.00	\$10.00	\$160.00
G65865 17AAC 25.013. (a)(2)	3/17/04	4200	\$210.00	\$10.00	\$220.00	\$0.12	\$504.00	\$10.00	\$514.00
G65868 17AAC 25.013. (a)(2)	3/23/04	6850	\$342.50	\$10.00	\$352.50	\$0.16	\$1,096.00	\$10.00	\$1,106.00
G65869 17AAC 25.013. (a)(2)	3/23/04	7060	\$353.00	\$10.00	\$363.00	\$0.16	\$1,129.60	\$10.00	\$1,139.60
G65870 17AAC 25.013. (a)(2)	3/25/04	3140	\$157.00	\$10.00	\$167.00	\$0.08	\$251.20	\$10.00	\$261.20
G65598 17AAC 25.013. (a)(2)	4/22/04	3340	\$167.00	\$10.00	\$177.00	\$0.08	\$267.20	\$10.00	\$277.20
G66790 17AAC 25.013.(a) (2)	9/28/04	2680	\$134.00	\$10.00	\$144.00	\$0.08	\$214.40	\$10.00	\$224.40
G66433 17AAC 25.013.(a) (2)	9/15/04	4400	\$220.00	\$10.00	\$230.00	\$0.12	\$528.00	\$10.00	\$538.00
G66785 17AAC 25.013.(a) (2)	9/15/04	2540	\$127.00	\$10.00	\$137.00	\$0.08	\$203.20	\$10.00	\$213.20
G66789 17AAC 25.013.(a) (2)	9/21/04	2280	\$114.00	\$10.00	\$124.00	\$0.08	\$182.40	\$10.00	\$192.40
G67801 17AAC 25.013.(a) (2)	8/27/04	3600	\$180.00	\$10.00	\$190.00	\$0.08	\$288.00	\$10.00	\$298.00

Overweight Uniform Traffic Citations (UTC) CY2004

Citation	Over Weight Offence	Date	lbs Owt	Bail	Surcharge	Total	New Rate	Bail	Surcharge	Total
G66467	17AAC 25.013(a)(2)	10/4/04	36400	\$1,820.00	\$10.00	\$1,830.00	\$0.24	\$8,736.00	\$10.00	\$8,746.00
G67805	17AAC 25.013(a)(2)	10/12/04	2660	\$133.00	\$10.00	\$143.00	\$0.08	\$212.80	\$10.00	\$222.80
G66443	17AAC 25.013(a)(2)	10/22/04	3100	\$155.00	\$10.00	\$165.00	\$0.08	\$248.00	\$10.00	\$258.00
G66584	17AAC 25.013(a)(2)	11/2/04	2040	\$102.00	\$10.00	\$112.00	\$0.08	\$163.20	\$10.00	\$173.20
G67813	17AAC 25.013(a)(2)	11/19/04	4320	\$216.00	\$10.00	\$226.00	\$0.12	\$518.40	\$10.00	\$528.40
G70114	17AAC 25.013(a)(3)	12/16/04	3120	\$156.00	\$10.00	\$166.00	\$0.08	\$249.60	\$10.00	\$259.60
G70185	17AAC 25.013(a)(2)	12/22/04	2560	\$128.00	\$10.00	\$138.00	\$0.08	\$204.80	\$10.00	\$214.80
G66575	17AAC 25.013(a)(1)	12/14/04	3380	\$169.00	\$10.00	\$179.00	\$0.08	\$270.40	\$10.00	\$280.40
G65757	17AAC 25.013.(a) (3)	6/14/04	3900	\$195.00	\$10.00	\$205.00	\$0.08	\$312.00	\$10.00	\$322.00
G65768	17AAC 25.013.(a) (3)	8/24/04	3400	\$170.00	\$10.00	\$180.00	\$0.08	\$272.00	\$10.00	\$282.00
G65767	17AAC 25.013.(a) (3)	8/19/04	1240	\$62.00	\$10.00	\$72.00	\$150.00	\$150.00	\$10.00	\$160.00
G65236	17AAC 25.013.(a) (2)	9/25/04	7380	\$369.00	\$10.00	\$379.00	\$0.16	\$1,180.80	\$10.00	\$1,190.80
G65284	17AAC 25.013(a)(2)	10/26/04	3540	\$177.00	\$10.00	\$187.00	\$0.08	\$283.20	\$10.00	\$293.20
G67586	17AAC 25.013.(a)(2)	4/22/04	2660	\$133.00	\$10.00	\$143.00	\$0.08	\$212.80	\$10.00	\$222.80
G64633	17AAC 25.013.(a) (2)	4/27/04	4960	\$248.00	\$10.00	\$258.00	\$0.12	\$595.20	\$10.00	\$605.20
G64680	17AAC 25.013(a)(2)	2/12/04	9680	\$484.00	\$10.00	\$494.00	\$0.20	\$1,936.00	\$10.00	\$1,946.00
G64680	17AAC 25.013.(a) (2)	2/12/04	8680	\$484.00	\$10.00	\$494.00	\$0.20	\$1,736.00	\$10.00	\$1,746.00
G64642	17AAC 25.013.(a) (2)	5/4/04	3900	\$195.00	\$10.00	\$205.00	\$0.08	\$312.00	\$10.00	\$322.00
G64643	17AAC 25.013.(a) (3)	5/4/04	3660	\$183.00	\$10.00	\$193.00	\$0.08	\$292.80	\$10.00	\$302.80
G64399	17AAC 25.013.(a)(2)	3/30/04	2600	\$130.00	\$10.00	\$140.00	\$0.08	\$208.00	\$10.00	\$218.00
G64651	17AAC 25.013(a)(2)	11/30/04	2880	\$144.00	\$10.00	\$154.00	\$0.08	\$230.40	\$10.00	\$240.40
G65300	17AAC 25.013(a)(2)	11/29/04	8440	\$422.00	\$10.00	\$432.00	\$0.20	\$1,688.00	\$10.00	\$1,698.00
G66189	17AAC 25.013.(a) (2)	5/20/04	1900	\$95.00	\$10.00	\$105.00	\$150.00	\$150.00	\$10.00	\$160.00
G66439	17AAC 25.013(a)(2)	10/8/04	2560	\$128.00	\$10.00	\$138.00	\$0.08	\$204.80	\$10.00	\$214.80
G66567	17AAC 25.013.(a)(1)	10/27/04	3260	\$163.00	\$10.00	\$173.00	\$0.08	\$260.80	\$10.00	\$270.80
G66569	17AAC 25.013(a)(2)	11/2/04	3220	\$161.00	\$10.00	\$171.00	\$0.08	\$257.60	\$10.00	\$267.60
G65235	17AAC 25.013.(a) (2)	9/23/04	4760	\$238.00	\$10.00	\$248.00	\$0.12	\$571.20	\$10.00	\$581.20
G66373	AS 45.75.380 (a) (11)	4/19/04	2240	\$112.00	\$10.00	\$122.00	\$0.08	\$179.20	\$10.00	\$189.20
G66776	17AAC 25.013.(a) (2)	6/22/04	1520	\$76.00	\$10.00	\$86.00	\$150.00	\$150.00	\$10.00	\$160.00
G66839	17AAC 25.013.(a) (2)	8/3/04	6960	\$348.00	\$10.00	\$358.00	\$0.16	\$1,113.60	\$10.00	\$1,123.60
G66527	17AAC 25.013.(a)(1)	10/4/04	2620	\$131.00	\$10.00	\$141.00	\$0.08	\$209.60	\$10.00	\$219.60
G66791	17AAC 25.013.(c)	10/11/04	5000	\$250.00	\$10.00	\$260.00	\$0.12	\$600.00	\$10.00	\$610.00
G65242	17AAC 25.013(a)(3)	11/21/04	9600	\$480.00	\$10.00	\$490.00	\$0.20	\$1,920.00	\$10.00	\$1,930.00
G68541	17AAC 25.013.(a) (3)	9/23/04	4260	\$213.00	\$10.00	\$223.00	\$0.12	\$511.20	\$10.00	\$521.20
G64398	17AAC 25.013.(a)(2)	3/18/04	3580	\$179.00	\$10.00	\$189.00	\$0.08	\$286.40	\$10.00	\$296.40
G64397	17AAC 25.013.(a)(2)	3/18/04	4900	\$245.00	\$10.00	\$255.00	\$0.12	\$588.00	\$10.00	\$598.00

Overweight Uniform Traffic Citations (UTC) CY2004

Citation	Over Weight Offence	Date	lbs Owt	Bail	Surcharge	Total	New Rate	Bail	Surcharge	Total
G35230	17AAC 25.013.(a) (3)	7/21/04	6360	\$318.00	\$10.00	\$328.00	\$0.16	\$1,017.60	\$10.00	\$1,027.60
G66737	17AAC 25.013.(a) (2)	8/2/04	3000	\$150.00	\$10.00	\$160.00	\$0.08	\$240.00	\$10.00	\$250.00
G66213	17AAC 25.013.(a) (2)	7/17/04	5820	\$291.00	\$10.00	\$301.00	\$0.12	\$698.40	\$10.00	\$708.40
G66221	17AAC 25.013.(a) (3)	7/23/04	2850	\$142.00	\$10.00	\$152.00	\$0.08	\$228.00	\$10.00	\$238.00
G66576	17AAC 25.013(a)(3)	11/15/04	1240	\$62.00	\$10.00	\$72.00	\$150.00	\$150.00	\$10.00	\$160.00
G66778	17AAC 25.013.(a) (3)	7/22/04	2220	\$111.00	\$10.00	\$121.00	\$0.08	\$177.60	\$10.00	\$187.60
G66374	17AAC 25.013. (a)(2)	4/27/04	2220	\$111.00	\$10.00	\$121.00	\$0.08	\$177.60	\$10.00	\$187.60
G66783	17AAC 25.013.(a) (2)	9/5/04	1480	\$74.00	\$10.00	\$84.00	\$150.00	\$150.00	\$10.00	\$160.00
G67809	17AAC 25.013(b)	11/8/04	6460	\$323.00	\$10.00	\$333.00	\$0.16	\$1,033.60	\$10.00	\$1,043.60
G65848	17AAC 25.013. (a)(2)	4/1/04	2020	\$101.00	\$10.00	\$111.00	\$0.08	\$161.60	\$10.00	\$171.60
G66207	17AAC 25.013. (a)(2)	4/28/04	6500	\$325.00	\$10.00	\$335.00	\$0.16	\$1,040.00	\$10.00	\$1,050.00
G66206	17AAC 25.013. (a)(2)	4/28/04	5800	\$294.00	\$10.00	\$304.00	\$0.12	\$696.00	\$10.00	\$706.00
G66208	17AAC 25.013. (a)(2)	4/28/04	2320	\$116.00	\$10.00	\$126.00	\$0.08	\$185.60	\$10.00	\$195.60
G66204	17AAC 25.013. (a)(2)	4/19/04	6300	\$315.00	\$10.00	\$325.00	\$0.16	\$1,008.00	\$10.00	\$1,018.00
G66205	17AAC 25.013. (a)(2)	4/27/04	2540	\$127.00	\$10.00	\$137.00	\$0.08	\$203.20	\$10.00	\$213.20
G66203	17AAC 25.013. (a)(2)	4/14/04	5880	\$294.00	\$10.00	\$304.00	\$0.12	\$705.60	\$10.00	\$715.60
G66202	17AAC 25.013. (a)(2)	4/13/04	3460	\$173.00	\$10.00	\$183.00	\$0.08	\$276.80	\$10.00	\$286.80
G69173	17AAC 25.013.(a) (2)	8/30/04	4300	\$215.00	\$10.00	\$225.00	\$0.12	\$516.00	\$10.00	\$526.00
G66581	17AAC 25.013(a)(2)	10/5/04	2660	\$133.00	\$10.00	\$143.00	\$0.08	\$212.80	\$10.00	\$222.80
G66582	17AAC 25.013(a)(2)	10/8/04	2440	\$122.00	\$10.00	\$132.00	\$0.08	\$195.20	\$10.00	\$205.20
G66583	17AAC 25.013(a)(2)	10/25/04	5080	\$254.00	\$10.00	\$264.00	\$0.12	\$609.60	\$10.00	\$619.60
G66587	17AAC 25.013(a)(3)	11/3/04	8420	\$421.00	\$10.00	\$431.00	\$0.20	\$1,684.00	\$10.00	\$1,694.00
G66586	17AAC 25.013(a)(2)	11/3/04	4040	\$202.00	\$10.00	\$212.00	\$0.12	\$484.80	\$10.00	\$494.80
G66448	17AAC 25.013(a)(2)	11/10/04	2280	\$114.00	\$10.00	\$124.00	\$0.08	\$182.40	\$10.00	\$192.40
G67811	17AAC 25.013(a)(2)	11/12/04	4460	\$223.00	\$10.00	\$233.00	\$0.12	\$535.20	\$10.00	\$545.20
G67815	17AAC 25.013(a)(2)	11/26/04	2680	\$134.00	\$10.00	\$144.00	\$0.08	\$214.40	\$10.00	\$224.40
G70107	17AAC 25.013.(c)	11/29/04	5180	\$259.00	\$10.00	\$269.00	\$0.12	\$621.60	\$10.00	\$631.60
G66592	17AAC 25.013(a)(2)	11/30/04	2400	\$120.00	\$10.00	\$130.00	\$0.08	\$192.00	\$10.00	\$202.00
G66593	17AAC 25.013(a)(3)	11/30/04	1040	\$52.00	\$10.00	\$62.00	\$150.00	\$150.00	\$10.00	\$160.00
G70108	17AAC 25.013.(c)	12/7/04	6760	\$338.00	\$10.00	\$348.00	\$0.16	\$1,081.60	\$10.00	\$1,091.60
G66595	17AAC 25.013(a)(2)	12/8/04	2120	\$106.00	\$10.00	\$116.00	\$0.08	\$169.60	\$10.00	\$179.60
G70180	17AAC 25.013(a)(2)	12/8/04	2020	\$101.00	\$10.00	\$111.00	\$0.08	\$161.60	\$10.00	\$171.60
G66597	17AAC 25.013(a)(2)	12/10/04	3020	\$151.00	\$10.00	\$161.00	\$0.08	\$241.60	\$10.00	\$251.60
G64832	17AAC 25.013(a)(2)	2/18/04	1540	\$77.00	\$10.00	\$87.00	\$150.00	\$150.00	\$10.00	\$160.00
G66211	17AAC 25.013.(a) (2)	5/24/04	6340	\$317.00	\$10.00	\$327.00	\$0.16	\$1,014.40	\$10.00	\$1,024.40
G66210	17AAC 25.013.(a) (2)	5/24/04	3720	\$186.00	\$10.00	\$196.00	\$0.08	\$297.60	\$10.00	\$307.60

Overweight Uniform Traffic Citations (UTC) CY2004

Citation	Over Weight Offence	Date	lbs Owt	Bail	Surcharge	Total	New Rate	Bail	Surcharge	Total
G64981	17AAC 25.013. (a)(?)	4/10/04	3400	\$170.00	\$10.00	\$180.00	\$0.08	\$272.00	\$10.00	\$282.00
G64980	17AAC 25.013. (a)(2)	4/10/04	2620	\$131.00	\$10.00	\$141.00	\$0.08	\$209.60	\$10.00	\$219.60
G67587	17AAC 25.013. (a)(1)	4/29/04	2540	\$127.00	\$10.00	\$137.00	\$0.08	\$203.20	\$10.00	\$213.20
G66543	17AAC.25.013(a)(2)	1/15/04	2980	\$149.00	\$10.00	\$159.00	\$0.08	\$238.40	\$10.00	\$248.40
G65650	17AAC 25.013.(a) (2)	7/15/04	3280	\$164.00	\$10.00	\$174.00	\$0.08	\$262.40	\$10.00	\$272.40
G67125	17AAC 25.013.(a) (2)	5/2/04	3780	\$189.00	\$10.00	\$199.00	\$0.08	\$302.40	\$10.00	\$312.40
G67918	17AAC 25.013.(c)	11/15/04	4220	\$211.00	\$10.00	\$221.00	\$0.12	\$506.40	\$10.00	\$516.40
G65268	17AAC 25.013.(a) (2)	8/17/04	2520	\$126.00	\$10.00	\$136.00	\$0.08	\$201.60	\$10.00	\$211.60
G65269	17AAC 25.013.(a) (2)	8/17/04	2020	\$101.00	\$10.00	\$111.00	\$0.08	\$161.60	\$10.00	\$171.60
G69154	17AAC 25.013.(a) (2)	7/13/04	4680	\$234.00	\$10.00	\$244.00	\$0.12	\$561.60	\$10.00	\$571.60
G66553	17AAC 25.013.(a) (3)	7/22/04	4480	\$224.00	\$10.00	\$234.00	\$0.12	\$537.60	\$10.00	\$547.60
G67889	17AAC 25.013.(c)	9/24/04	4800	\$240.00	\$10.00	\$250.00	\$0.12	\$576.00	\$10.00	\$586.00
G67855	17AAC 25.013.(c)	10/20/04	4600	\$230.00	\$10.00	\$240.00	\$0.12	\$552.00	\$10.00	\$562.00
G65856	17AAC 25.013. (a)(2)	3/19/04	3320	\$166.00	\$10.00	\$176.00	\$0.08	\$265.60	\$10.00	\$275.60
G65872	17AAC 25.013. (a)(2)	3/30/04	1520	\$76.00	\$10.00	\$86.00	\$150.00	\$150.00	\$10.00	\$160.00
G67459	17AAC 25.013.(a) (3)	8/2/04	3040	\$152.00	\$10.00	\$162.00	\$0.08	\$243.20	\$10.00	\$253.20
G65296	17AAC 25.013(a)(2)	11/9/04	4140	\$207.00	\$10.00	\$217.00	\$0.12	\$496.80	\$10.00	\$506.80
G65295	17AAC 25.013(a)(2)	11/9/04	3960	\$198.00	\$10.00	\$208.00	\$0.08	\$316.80	\$10.00	\$326.80
G66492	17AAC 25.013.(a) (2)	7/21/04	9600	\$480.00	\$10.00	\$490.00	\$0.20	\$1,920.00	\$10.00	\$1,930.00
G65285	17AAC 25.013(a)(2)	10/26/04	10400	\$520.00	\$10.00	\$530.00	\$0.24	\$2,496.00	\$10.00	\$2,506.00
G67864	17AAC 25.013(a)(3)	11/3/04	3620	\$181.00	\$10.00	\$191.00	\$0.08	\$289.60	\$10.00	\$299.60
G69124	17AAC 25.013.(a) (2)	5/13/04	14940	\$747.00	\$10.00	\$757.00	\$0.24	\$3,585.60	\$10.00	\$3,595.60
G67877	17AAC 25.013.(c)	9/7/04	3540	\$182.00	\$10.00	\$192.00	\$0.08	\$291.20	\$10.00	\$301.20
G65234	17AAC 25.013.(a) (3)	9/16/04	5220	\$286.00	\$10.00	\$296.00	\$0.12	\$626.40	\$10.00	\$636.40
G67573	17AAC 25.013.(c)	12/15/04	3280	\$189.00	\$10.00	\$199.00	\$0.08	\$262.40	\$10.00	\$272.40
G67510	17AAC 25.013.(a) (3)	8/12/04	2100	\$105.00	\$10.00	\$115.00	\$0.08	\$168.00	\$10.00	\$178.00
G67895	17AAC 25.013.(c)	10/5/04	3680	\$184.00	\$10.00	\$194.00	\$0.08	\$294.40	\$10.00	\$304.40
G67588	17AAC 25.013.(a) (2)	6/8/04	3500	\$175.00	\$10.00	\$185.00	\$0.08	\$280.00	\$10.00	\$290.00
G66191	17AAC 25.013.(a) (2)	5/21/04	3300	\$165.00	\$10.00	\$175.00	\$0.08	\$264.00	\$10.00	\$274.00
G66201	17AAC 25.013. (a)(2)	4/12/04	2200	\$110.00	\$10.00	\$120.00	\$0.08	\$176.00	\$10.00	\$186.00
G65287	17AAC 25.013.(a) (3)	10/28/04	2680	\$134.00	\$10.00	\$144.00	\$0.08	\$214.40	\$10.00	\$224.40
G69115	17AAC 25.013. (c)	4/8/04	4400	\$220.00	\$10.00	\$230.00	\$0.12	\$528.00	\$10.00	\$538.00
G69128	17AAC 25.013.(a) (2)	5/10/04	4120	\$206.00	\$10.00	\$216.00	\$0.12	\$494.40	\$10.00	\$504.40
G69149	17AAC 25.013.(a) (2)	8/2/04	4880	\$244.00	\$10.00	\$254.00	\$0.12	\$585.60	\$10.00	\$595.60
G67806	17AAC 25.013(a)(2)	10/21/04	3420	\$171.00	\$10.00	\$181.00	\$0.08	\$273.60	\$10.00	\$283.60
G67719	17AAC 25.013. (a)(2)	3/18/04	2300	\$115.00	\$10.00	\$125.00	\$0.08	\$184.00	\$10.00	\$194.00

Overweight Uniform Traffic Citations (UTC) CY2004

Citation	Over Weight Offence	Date	lbs Owt	Bail	Surcharge	Total	New Rate	Bail	Surcharge	Total
G67569	17AAC 25.013.(c)	12/4/04	2580	\$128.00	\$10.00	\$138.00	\$0.08	\$204.80	\$10.00	\$214.80
G67452	17AAC 25.013.(a) (2)	5/10/04	3880	\$194.00	\$10.00	\$204.00	\$0.08	\$310.40	\$10.00	\$320.40
G64638	17AAC 25.013.(a) (2)	4/29/04	1580	\$79.00	\$10.00	\$89.00	\$150.00	\$150.00	\$10.00	\$160.00
G64639	17AAC 25.013.(a) (2)	4/29/04	2180	\$109.00	\$10.00	\$119.00	\$0.08	\$174.40	\$10.00	\$184.40
G64640	17AAC 25.013.(a) (2)	4/29/04	2160	\$108.00	\$10.00	\$118.00	\$0.08	\$172.80	\$10.00	\$182.80
G66559	17AAC 25.013.(a) (2)	8/28/04	4160	\$208.00	\$10.00	\$218.00	\$0.12	\$499.20	\$10.00	\$509.20
G65766	17AAC 25.013 (b)	8/17/04	3080	\$154.00	\$10.00	\$164.00	\$0.08	\$246.40	\$10.00	\$256.40
G65783	17AAC 25.013(a)(2)	12/6/04	2180	\$109.00	\$10.00	\$119.00	\$0.08	\$174.40	\$10.00	\$184.40
G67826	17AAC 25.013(a)(2)	10/4/04	8400	\$424.00	\$10.00	\$434.00	\$0.20	\$1,680.00	\$10.00	\$1,690.00
G67561	17AAC.25.013(a)(2)	1/18/04	2260	\$113.00	\$10.00	\$123.00	\$0.08	\$180.80	\$10.00	\$190.80
G65649	17AAC 25.013 (a) (2)	7/9/04	3240	\$162.00	\$10.00	\$172.00	\$0.08	\$259.20	\$10.00	\$269.20
G66834	17AAC 25.013.(a) (2)	7/6/04	3500	\$175.00	\$10.00	\$185.00	\$0.08	\$280.00	\$10.00	\$290.00
G66367	17AAC.25.013(a)(2)	2/23/04	4200	\$210.00	\$10.00	\$220.00	\$0.12	\$504.00	\$10.00	\$514.00
G66252	17AAC.25.013(a)(2)	2/27/04	3280	\$164.00	\$10.00	\$174.00	\$0.08	\$262.40	\$10.00	\$272.40
G66366	17AAC.25.013(a)(2)	2/5/04	2060	\$103.00	\$10.00	\$113.00	\$0.08	\$164.80	\$10.00	\$174.80
G65871	17AAC 25.013. (a)(2)	3/25/04	2300	\$115.00	\$10.00	\$125.00	\$0.08	\$184.00	\$10.00	\$194.00
G67868	17AAC 25.013(a)(3)	11/12/04	3900	\$195.00	\$10.00	\$205.00	\$0.08	\$312.00	\$10.00	\$322.00
G65781	17AAC 25.013(a)(3)	11/22/04	1680	\$84.00	\$10.00	\$94.00	\$150.00	\$150.00	\$10.00	\$160.00
G65290	17AAC 25.013(a)(3)	11/1/04	7430	\$373.00	\$10.00	\$383.00	\$0.16	\$1,193.60	\$10.00	\$1,203.60
G65292	17AAC 25.013(a)(3)	11/1/04	5780	\$289.00	\$10.00	\$299.00	\$0.12	\$693.60	\$10.00	\$703.60
G67562	17AAC.25.013(a)(2)	1/14/04	2560	\$128.00	\$10.00	\$138.00	\$0.08	\$204.80	\$10.00	\$214.80
G67124	17AAC 25.013. (a)(2)	4/23/04	4600	\$230.00	\$10.00	\$240.00	\$0.12	\$552.00	\$10.00	\$562.00
G67564	17AAC 25.013. (a)(2)	4/24/04	1700	\$85.00	\$10.00	\$ 5.00	\$150.00	\$150.00	\$10.00	\$160.00
G67509	17AAC 25.013.(a) (2)	5/7/04	4480	\$224.00	\$10.00	\$234.00	\$0.12	\$537.60	\$10.00	\$547.60
G67589	17AAC 25.013.(a) (2)	7/15/04	12480	\$624.00	\$10.00	\$634.00	\$0.24	\$2,995.20	\$10.00	\$3,005.20
G67507	17AAC 25.013. (a)(2)	4/5/04	2400	\$120.00	\$10.00	\$130.00	\$0.08	\$192.00	\$10.00	\$202.00
G68514	17AAC 25.013. (a)(2)	4/13/04	1460	\$73.00	\$10.00	\$83.00	\$150.00	\$150.00	\$10.00	\$160.00
G65847	17AAC 25.013. (a)(3)	3/18/04	4200	\$210.00	\$10.00	\$220.00	\$0.12	\$504.00	\$10.00	\$514.00
G69134	17AAC 25.013.(a) (2)	5/25/04	1780	\$89.00	\$10.00	\$99.00	\$150.00	\$150.00	\$10.00	\$160.00
G69114	17AAC 25.013.(a) (2)	4/28/04	4160	\$208.00	\$10.00	\$218.00	\$0.12	\$499.20	\$10.00	\$509.20
G68545	17AAC 25.013.(c)	9/30/04	3040	\$152.00	\$10.00	\$162.00	\$0.08	\$243.20	\$10.00	\$253.20
G67552	17AAC 25.013.(a) (3)	10/19/04	3940	\$197.00	\$10.00	\$207.00	\$0.08	\$315.20	\$10.00	\$325.20
G69156	17AAC 25.013.(a) (2)	7/14/04	6960	\$348.00	\$10.00	\$358.00	\$0.16	\$1,113.60	\$10.00	\$1,123.60
G66560	17AAC 25.013.(a) (2)	9/21/04	2220	\$111.00	\$10.00	\$121.00	\$0.08	\$177.60	\$10.00	\$187.60
G66568	17AAC 25.013(a)(2)	10/29/04	2940	\$147.00	\$10.00	\$157.00	\$0.08	\$235.20	\$10.00	\$245.20
G67853	17AAC 25.013.(c)	10/19/04	3840	\$192.00	\$10.00	\$202.00	\$0.08	\$307.20	\$10.00	\$317.20

Overweight Uniform Traffic Citations (UTC) CY2004

Citation	Over Weight Offence	Date	lbs Owt	Bail	Surcharge	Total	New Rate	Bail	Surcharge	Total
G65786	17AAC 25.013(a)(2)	12/9/04	2160	\$108.00	\$10.00	\$118.00	\$0.08	\$172.80	\$10.00	\$182.80
G65769	17AAC 25.013.(c)	8/27/04	4520	\$226.00	\$10.00	\$236.00	\$0.12	\$542.40	\$10.00	\$552.40
G63401	17AAC 25.013. (a)(2)	3/22/04	6020	\$301.00	\$10.00	\$311.00	\$0.16	\$963.20	\$10.00	\$973.20
G65760	17AAC 25.013.(a) (2)	7/20/04	3300	\$165.00	\$10.00	\$175.00	\$0.08	\$264.00	\$10.00	\$274.00
G68544	17AAC 25.013.(c)	9/30/04	3060	\$153.00	\$10.00	\$163.00	\$0.08	\$244.80	\$10.00	\$254.80
G67882	17AAC 25.013.(c)	9/14/04	4340	\$217.00	\$10.00	\$227.00	\$0.12	\$520.80	\$10.00	\$530.80
G66787	17AAC 25.013.(a) (2)	9/18/04	4860	\$243.00	\$10.00	\$253.00	\$0.12	\$583.20	\$10.00	\$593.20
G66788	17AAC 25.013.(a) (2)	9/18/04	3980	\$199.00	\$10.00	\$209.00	\$0.08	\$318.40	\$10.00	\$328.40
G65241	17AAC 25.013(a)(2)	11/14/04	5240	\$262.00	\$10.00	\$272.00	\$0.12	\$628.80	\$10.00	\$638.80
G65775	17AAC 25.013(a)(2)	10/7/04	2320	\$112.00	\$10.00	\$122.00	\$0.08	\$185.60	\$10.00	\$195.60
G66585	17AAC 25.013(a)(2)	11/3/04	2260	\$113.00	\$10.00	\$123.00	\$0.08	\$180.80	\$10.00	\$190.80
G66572	17AAC 25.013(a)(1)	11/9/04	3240	\$162.00	\$10.00	\$172.00	\$0.08	\$259.20	\$10.00	\$269.20
G66591	17AAC 25.013(a)(2)	11/29/04	3720	\$186.00	\$10.00	\$196.00	\$0.08	\$297.60	\$10.00	\$307.60
G66705	17AAC 25.013(a)(3)	11/22/04	3360	\$168.00	\$10.00	\$178.00	\$0.08	\$268.80	\$10.00	\$278.80
G70100	17AAC 25.013(a)(1)	12/22/04	3680	\$184.00	\$10.00	\$194.00	\$0.08	\$294.40	\$10.00	\$304.40
G66700	17AAC 25.013(a)(3)	12/14/04	4180	\$209.00	\$10.00	\$219.00	\$0.12	\$501.60	\$10.00	\$511.60
G67916	17AAC 25.013.(c)	11/12/04	4380	\$219.00	\$10.00	\$229.00	\$0.12	\$525.60	\$10.00	\$535.60
G65782	17AAC 25.013(a)(2)	12/6/04	2200	\$110.00	\$10.00	\$120.00	\$0.08	\$176.00	\$10.00	\$186.00
G67078	17AAC 25.013.(a) (3)	10/12/04	3340	\$167.00	\$10.00	\$177.00	\$0.08	\$267.20	\$10.00	\$277.20
G69171	17AAC 25.013.(a) (2)	8/24/04	3320	\$166.00	\$10.00	\$176.00	\$0.08	\$265.60	\$10.00	\$275.60
G65776	17AAC 25.013(a)(2)	10/7/04	5120	\$256.00	\$10.00	\$266.00	\$0.12	\$614.40	\$10.00	\$624.40
G67804	17AAC 25.013.(a) (2)	9/16/04	2960	\$148.00	\$10.00	\$158.00	\$0.08	\$236.80	\$10.00	\$246.80
G67873	17AAC 25.013.(c)	12/3/04	3040	\$152.00	\$10.00	\$162.00	\$0.08	\$243.20	\$10.00	\$253.20
G65759	17AAC 25.013.(a) (3)	7/20/04	5920	\$296.00	\$10.00	\$306.00	\$0.12	\$710.40	\$10.00	\$720.40
G65764	17AAC 25.013.(a) (2)	7/30/04	3740	\$187.00	\$10.00	\$197.00	\$0.08	\$299.20	\$10.00	\$309.20
G65771	17AAC 25.013.(a) (3)	9/27/04	5020	\$251.00	\$10.00	\$261.00	\$0.12	\$602.40	\$10.00	\$612.40
G67572	17AAC 25.013.(c)	12/11/04	2640	\$132.00	\$10.00	\$142.00	\$0.08	\$211.20	\$10.00	\$221.20
G67899	17AAC 25.013.(c)	10/13/04	9080	\$454.00	\$10.00	\$464.00	\$0.20	\$1,816.00	\$10.00	\$1,826.00
G65299	17AAC 25.013(a)(2)	11/29/04	2240	\$112.00	\$10.00	\$122.00	\$0.08	\$179.20	\$10.00	\$189.20
G66794	17AAC 25.013(a)(2)	11/9/04	2320	\$116.00	\$10.00	\$126.00	\$0.08	\$185.60	\$10.00	\$195.60
G67911	17AAC 25.013.(c)	11/8/04	7160	\$358.00	\$10.00	\$368.00	\$0.16	\$1,145.60	\$10.00	\$1,155.60
G70176	17AAC 25.013(a)(2)	11/29/04	4440	\$222.00	\$10.00	\$232.00	\$0.12	\$532.80	\$10.00	\$542.80
G67451	17AAC 25.013.(a) (2)	5/7/04	3120	\$156.00	\$10.00	\$166.00	\$0.08	\$249.60	\$10.00	\$259.60
G69163	17AAC 25.013.(a) (2)	7/26/04	5240	\$262.00	\$10.00	\$272.00	\$0.12	\$676.80	\$10.00	\$686.80
G68546	17AAC 25.013.(c)	10/8/04	8480	\$427.00	\$10.00	\$437.00	\$0.20	\$1,696.00	\$10.00	\$1,706.00
G68549	17AAC 25.013.(a) (3)	10/14/04	3840	\$192.00	\$10.00	\$202.00	\$0.08	\$307.20	\$10.00	\$317.20

Overweight Uniform Traffic Citations (UTC) CY2004

Citation	Over Weight Offence	Date	lbs Owt	Bail	Surcharge	Total	New Rate	Bail	Surcharge	Total
G85763	17AAC 25.013.(a) (2)	7/27/04	2100	\$105.00	\$10.00	\$115.00	\$0.08	\$168.00	\$10.00	\$178.00
G65849	17AAC 25.013. (a)(2)	4/7/04	5580	\$279.00	\$10.00	\$289.00	\$0.12	\$669.60	\$10.00	\$679.60
G67851	17AAC 25.013.(c)	10/15/04	1900	\$95.00	\$10.00	\$105.00	\$150.00	\$150.00	\$10.00	\$160.00
G64634	17AAC 25.013.(a) (2)	4/27/04	3060	\$153.00	\$10.00	\$163.00	\$0.08	\$244.80	\$10.00	\$254.80
G64635	17AAC 25.013.(a) (2)	4/27/04	3880	\$194.00	\$10.00	\$204.00	\$0.08	\$310.40	\$10.00	\$320.40
G67592	17AAC 25.013(a)(2)	11/10/04	2880	\$144.00	\$10.00	\$154.00	\$0.08	\$230.40	\$10.00	\$240.40
G70106	17AAC 25.013(a)(3)	11/29/04	4920	\$246.00	\$10.00	\$256.00	\$0.12	\$590.40	\$10.00	\$600.40
G70115	17AAC 25.013(a)(3)	12/21/04	1380	\$69.00	\$10.00	\$79.00	\$150.00	\$150.00	\$10.00	\$160.00
G70182	17AAC 25.013(a)(3)	12/17/04	7180	\$358.00	\$10.00	\$368.00	\$0.16	\$1,145.60	\$10.00	\$1,155.60
				\$55,179.50	\$2,610.00	\$57,789.50		\$144,005.60	\$2,610.00	\$146,615.60

New Fine Schedule CY 2004	\$146,615.60
CY 2004 Actual	\$57,789.50
Estimate of new revenue from new fine schedule.	\$88,826.10

ALASKA TRUCKING ASSOCIATION, INC.

3443 Minnesota Drive • Anchorage, Alaska 99503 • PHONE (907) 276-1149 • FAX (907) 274-1946

Representative Carl Gatto
State Capitol Room 411
Juneau, Alaska 99801-1182

Re: HB 266

Dear Representative Carl Gatto:

The Alaska Trucking Association opposes the implementation of HB 266 in to law. The ATA Board of Directors voted 15-2 opposing the bills intention to increase vehicle weight limitations. We feel that this bill:

- Continues the practice of placing the burden of operating an overweight vehicle on the driver as a criminal offence, forcing them to seek re-imburements from the shippers who load the container in the lower 48 or internationally.
- Has unintended consequences that may hinder small carriers who are unable to wage legal battles to receive reimbursement from shippers who violate rules through incorrectly noting weight on bill of lading.
- Handicap heavy vehicle operators who are dispatched to move a piece of heavy equipment which have zero opportunity to assure that their load is loaded legally across their 18 axels.
- Magnify the current severe deficiency of validated scales in the state, loads that do not originate in Anchorage have little opportunity to accurately scale their vehicles prior to crossing weight stations.

These are several of the reasons that the Alaska Trucking Association feels that this bill should be tabled to reexamine these issue and provide measurable fixes to promote commerce and sustain infrastructure in the state.

Sincerely,
Alaska Trucking Association



Michael Bell,
Director



Michael J. Kenny, Regional Executive Officer

GENERAL TEAMSTERS520 E. Sixth Avenue
Anchorage, Alaska 99502**LOCAL 959**
State of Alaska784 Old Richardson Hwy., Suite 101
Fairbanks, Alaska 99707

April 11, 2005

Representative Jim Elkins
 Representative Carl Gatto
 Co-Chairpersons, Transportation Committee
 Alaska State Legislature
 Juneau, Alaska

Re: HB 266, Vehicle Weights

Dear Co-Chairpersons Elkins & Gatto:

On behalf of all citizens of Alaska, and specifically those members whom Teamsters Local 959 represents in the trucking industry, I am proud to support HB 266 regarding offenses and penalties for violation of vehicle weight limitations.

As you may be aware, overweight penalties in Alaska have not increased for some 20 or more years. While some would say the penalty charged for running overweight in this day and age is "just another cost of doing business", I believe it is truly a matter to be taken seriously.

For the most part, our Teamster drivers work for employers who follow the rules and abide by state-imposed weight requirements. For those employers that do not, a slight penalty fee is paid and drivers are ticketed. But the consequences the public faces when an overweight truck flips over while going down the highway, causing a major traffic accident, are very critical. Many wonder how many more lives need to be lost in this manner?

We further have the issue of our roadways being damaged by vehicles with overweight loads. These overweight loads cause the tearing up the pavement, as well as the subsurface, because they are only designed to specific standards. If that design standard is exceeded, damage occurs. Each year we ask for funding to correct damages to our highways and roadways because of overweight abuse. This abuse needs to stop.

The passage of HB 266 will certainly help curtail much of the indifference shown in this area today. Its passage will increase penalties for overweight violations, no longer allowing penalties paid to be "just another cost of doing business". This bill also creates a pattern or practice of violation, so those who show no sign of abiding by the law will realize stiffer

www.akteamsters.com

Anchorage (907) 665-8122 • Fairbanks (907) 452-2858 • Juneau (907) 588-3225 • Kenai (907) 283-4498 • Kodiak (907) 486-8818
 • Fax (907) 665-8266 • Fax (907) 452-5051 • Fax (907) 588-1227 • Fax (907) 283-8030 • Fax (907) 486-8818

Representatives Elkins and Gatto
Co-Chairpersons, Transportation Committee
Re: HB266
April 11, 2005
Page 2.

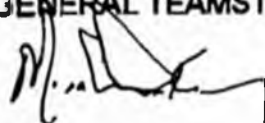
penalties. It further prohibits the use of overweight citations as a basis for "adverse action" by an insurance carrier.

We believe this bill will clearly go a long way in protecting the motoring public by reducing wear and tear on the highways. The bill will also establish increased penalties to encourage companies to operate their trucks within proper weight limits.

We ask you and the Transportation Committee members to support moving this bill out of committee.

Fraternally,

GENERAL TEAMSTERS LOCAL 959



Michael Kenny
Secretary-Treasurer



Kenneth Privratsky • Horizon Lines, LLC • 1717 Tidewater Road • Anchorage, AK 99501

April 11, 2005

Representative Jim Elkins, Chair
House Transportation Committee
State Capitol
Juneau, AK 99801-1182

Dear Representative Elkins :

I am writing you to express Horizon Lines' support for increasing scrutiny of overweight loads on our highways. The safety of Alaska's highways is something that everyone who uses them must be able to expect. As a commercial highway user, Horizon Lines understands its obligation to the public, our drivers and our customers to put only safe loads on our highways. This mirrors our company philosophy, and we are committed to doing this. The provisions outlined in the Intermodal Safe Container Act paragraph 5903(a) help ensure that accurate documentation is always provided when shippers tender loads to carriers. Using violations of this law as a criterion to identify possible willful offenders for further examination makes good sense.

Our drivers and our agents' drivers have told us that overweight violations have been used as a criterion when insurers underwrite their personal automobile policies. This practice is unfair as drivers normally have virtually no control over the loaded weight of the container or trailer they are being asked to pull.

Regards,

A handwritten signature in cursive script, appearing to read 'Ken Privratsky'.

Ken Privratsky
Vice President & General Manager, Alaska

WASHTO States									
Overweight Penalty Survey - Amount of Fine at the following weights.									
WASHTO State	Criminal (CR) Civil (CI)	2,000#	4,000#	6,000#	8,000#	10,000#	20,000#	30,000#	
AK Proposed	CR	\$150	\$320	\$720	\$1,280	\$2,000	\$4,800	\$7,200	
AK	CR traffic	\$100	\$200	\$300	\$400	\$500	\$1,000	\$1,500	
AZ	CI	\$300	\$980	\$1,500	\$1,700	\$1,900	\$2,900	\$3,900	
CA	CR	\$40	\$125	\$240	\$640	\$2,000	\$4,000	\$6,000	
CO	CR Traffic	\$22.50	\$37.50	\$141.50	\$451.60	\$911.70	\$2,639.70	\$4,411.70	
HI									
ID	CR Misdemeanor	\$ 15 + court cost	\$ 25 + court cost	\$293.2 + court cost	\$561.4 + court cost	\$829.6 + court cost	\$2500 + court cost	\$5500 + court cost	
MT	CR	\$210	\$260	\$310	\$385	\$410	\$1,135	\$2,135	
NE*	See below								
NV	CR Misdem/ by court	\$15	\$50	\$110	\$200	\$320	\$1,120	\$1,920	
NM	CR	\$25	\$80	\$125	\$275	\$425	\$1,000	\$1,000	
ND	CI	\$40	\$140	\$305	\$495	\$655	\$3,000	\$6,000	
OK	CR	\$258.90	\$358.90	\$458.90	\$558.90	\$628.90	\$628.90	\$628.90	
OR	CR/misdem/traffic	\$79	\$257	\$876	\$1,296	\$1,596	\$4,896	\$7,296	
SD	CR + CI	\$250	\$450	\$1,050	\$1,800	\$2,550	\$10,050	\$17,550	
TX	CR Misdemeanor	\$100	\$150	\$340	\$420	\$500	\$750	\$1000 Max	
UT	CR/classB/Misd (1)	\$50	\$170	\$350	\$450	\$650	\$1,850	calculation	(1) axle weight
	CR/classB/Misd (2)	\$50	\$200	\$350	\$450	\$550	\$1,050		(2) gross weight
WA	CR	\$223	\$283	\$523	\$763	\$1,003	\$2,803	\$5,803	
WY	CR	\$55	\$80	\$105	\$130	\$180	\$530	\$1,780	
NE	% over legal weight	0-5%	5-10%	10-15%	15-20%	20-25%	25%+		
	Gross weight	\$25	\$100	\$200	\$350	\$600	\$1,000		
NE	% over legal weight	0-5%	5-10%	10-15%	15-20%	20-25%	25-30%	40-45%	50%+
	Axle weight	\$25	\$75	\$150	\$350	\$500	\$750	\$1,550	\$2,500
18 states total									
15 Criminal									
3 Civil									
1 not reported									

Example of Proposed Overweight Penalty
DOT&PF, MSCVE
February 14, 2005

Overweight Ranges	Penalty per Pound	Amount of overweight	Total Penalty
1,001 to 2,000 lbs.	\$150 flat	2,000	\$ 150
2,001 to 4,000 lbs.	0.08 / lb	4,000	\$ 320
4,001 to 6,000 lbs.	0.12 / lb	6,000	\$ 720
6,001 to 8,000 lbs.	0.16 / lb	8,000	\$ 1,280
8,001 to 10,000 lbs.	0.20 / lb	10,000	\$ 2,000
over 10,000 lbs.	0.24 / lb	30,000	\$ 7,200

INTERMODAL SAFE CONTAINER ACT (AS AMENDED)

(D) the motor carrier shall bear the burden of proof to establish that it tendered the required notice to the operator.

- (2) *Reimbursement.* If the operator of a leased vehicle transporting a container or trailer subject to this chapter is fined because of a violation of a State's gross vehicle weight laws or regulations and the lessee motor carrier cannot establish that it tendered to the operator the notice required by paragraph (1) of this subsection, then the operator shall be entitled to reimbursement from the motor carrier in the amount of any fine and court costs resulting from the failure of the motor carrier to tender the notice to the operator.

§5904. STATE ENFORCEMENT

- (a) *General.* A State may enact a law to permit the State or a political subdivision of the State
- (1) to impose a fine or penalty, for a violation of a State highway weight law or regulation by a tractor-trailer combination carrying a loaded container or trailer for which a certification is required by section 5902(b) of this title, against the person tendering the loaded container or trailer to the first carrier if the violation results from the person's having provided erroneous information in the certification in violation of section 5903(a) of this title; and
 - (2) to impound the container or trailer until the fine or penalty has been paid by the owner or beneficial owner of the contents of the container or trailer or the person tendering the loaded container or trailer to the first carrier.
- (b) *Limitation.* This chapter does not require a person tendering a loaded container or trailer to a first carrier to ensure that the first carrier or any other carrier involved in the intermodal transportation will comply with any State highway weight law or regulation, other than as required by this chapter.

§5905. LIENS

- (a) *General.* If a person involved in the intermodal transportation of a loaded container or trailer for which a certification is required by section 5902(b) of this title is required, because of a violation of a State's gross vehicle weight laws or regulations, to post a bond or pay a fine, penalty, cost (including storage), or interest resulting from
- (1) erroneous information provided by the certifying party in the certification to the first carrier in violation of section 5903(a) of this title;
 - (2) the failure of the party required to provide the certification to the first carrier to provide it;
 - (3) the failure of a person required under section 5902(c) to forward the certification to forward it; or

AS 45.75.380(b)

Revision of Truck Overload Fine
Schedule

House Transportation Committee



Why Control the Weight of Trucks

- Pavement Damage
 - Pavements are designed for trucks
- Bridge Damage
 - Bridges are designed for trucks
- Safety
 - Truck brakes are designed for a maximum payload

Parks Highway Rehabilitation Projects Typically Cost \$500k/mile

- | Includes | Does not include |
|----------------------|---------------------|
| • Asphalt Concrete | • Road Lanes |
| • Reclaim Base | • Drainage |
| • Traffic Control | • Improvements |
| • Design Costs | • Signs and Signals |
| • Construction Admin | • Utilities |

The Parks Highway North of Wasilla
is Designed for 1.1 Million Trucks
Over 15 Years

Each Overweight Truck Reduces the
Life of the Project

Example

A 5-axle truck that is 4000 lbs overweight
is equal to 49 average 5-axle trucks on the
Parks or 122 legally loaded trucks

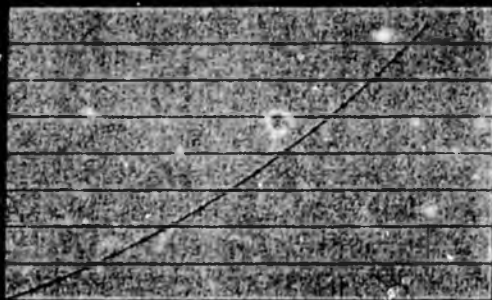
A legally loaded 5-axle truck cost
the State about \$0.70/mile or
\$210 trip to travel from Wasilla to
Fairbanks

Estimated User Delay Costs as a
result of a 5-axle truck overloaded
by 4000 is \$0.90/mile or \$270 from
Wasilla to Fairbanks

Assumes user salary of \$10/hour

A truck stands to make about \$100/mile if he carries an extra 4,000 lbs or \$300 if he travels from Wasilla to Fairbanks

Assumes a charge of \$0.50 ton-mile



Any Fine Schedule Should:

- Pay for Damage
- Pay for Public Costs such as Delay
- Remove any Profit Motive
- Be Large Enough to be a Deterrent

Last Year 262 Fines Were Levied Resulting in About \$58,000.

The new bill would generate about \$147,000 in fines.

Our Goal Is To Reduce Overloads