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H.78

Introduced by Representative Weed of Enosburgh

Referred to Committee on

Date:

Subject: Highways; commercial vehicles

Statement of purpose of bill as introduced: This bill authorizes the towns of Montgomery, Westfield, and Lowell to prohibit commercial vehicle operation on the Hazen's Notch segment of Route 58 and prescribes penalties for a violation.

An act relating to commercial vehicle operation on the Hazen's Notch segment of Vermont Route 58

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. 23 V.S.A. § 1006b is amended to read:

§ 1006b. SMUGGLERS' NOTCH; WINTER CLOSURE OF VERMONT
ROUTE 108; HAZEN'S NOTCH; COMMERCIAL VEHICLE
OPERATION PROHIBITED

(a) The Agency of Transportation may close the Smugglers' Notch segment of Vermont Route 108 during periods of winter weather.

(b)(1) As used in this subsection,;

1 (A) ~~“commercial~~ Commercial vehicle” means
2 truck-tractor-semitrailer combinations and truck-tractor-trailer combination.

3 (B) “Hazen’s Notch segment of Route 58” means the segment of
4 Route 58 (Hazen’s Notch Rd.) starting in the town of Montgomery
5 approximately 3.89 miles east of the intersection of Vermont Route 118 and
6 Route 58 and extending easterly to the border between the towns of Westfield
7 and Lowell.

8 (2) Commercial vehicles are prohibited from operating on the
9 Smugglers’ Notch segment of Vermont Route 108.

10 (3) The legislative bodies of the municipalities of Montgomery,
11 Westfield, and Lowell may adopt a regulation to prohibit commercial vehicles
12 from operating on the Hazen’s Notch segment of Route 58.

13 ~~(3)~~(4) Either the operator of a commercial vehicle who violates this
14 subsection or a municipal regulation adopted pursuant to this subsection, or the
15 operator’s employer, shall be subject to a civil penalty of \$1,000.00. If the
16 violation results in substantially impeding the flow of traffic on Vermont Route
17 108 or on Route 58, the penalty shall be \$2,000.00. For a second or
18 subsequent conviction within a three-year period, the penalty shall be doubled.

19 (c) The Agency in the case of Vermont Route 108, and any town of
20 jurisdiction that exercises authority under this section in the case of Route 58,

1 shall erect signs conforming to the standards established by section 1025 of
2 this title to indicate the closures and restrictions authorized under this section.

3 Sec. 2. EFFECTIVE DATE

4 This act shall take effect on July 1, 2017.