

**SENATE**  
**STATE OF MINNESOTA**  
**NINETY-FIRST SESSION**

**S.F. No. 1325**

(SENATE AUTHORS: JOHNSON, Westrom and Eken)

DATE  
02/18/2019

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Introduction and first reading  
Referred to Transportation Finance and Policy

OFFICIAL STATUS

- 1.1 A bill for an act
- 1.2 relating to transportation; amending provisions relating to weighing vehicles;
- 1.3 amending Minnesota Statutes 2018, section 169.85, subdivision 1.
- 1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
- 1.5 Section 1. Minnesota Statutes 2018, section 169.85, subdivision 1, is amended to read:
- 1.6 Subdivision 1. **Driver to stop for weighing.** (a) The driver of a vehicle that has been
- 1.7 lawfully stopped may be required by an officer to submit the vehicle and load to a weighing
- 1.8 by means of portable or stationary scales. For purposes of this subdivision, "lawfully stopped"
- 1.9 means the officer has probable cause or individual, articulable suspicion to make an initial
- 1.10 stop of the vehicle.
- 1.11 (b) In addition, the officer may require ~~that the~~ a vehicle that has been lawfully stopped
- 1.12 be driven to the nearest available scales, but only if:
- 1.13 (1) the distance to the scales is no further than five miles, or if the distance from the
- 1.14 point where the vehicle is stopped to the vehicle's destination is not increased by more than
- 1.15 ten miles as a result of proceeding to the nearest available scales; and
- 1.16 (2) if the vehicle is a commercial motor vehicle, no more than two other commercial
- 1.17 motor vehicles are waiting to be inspected at the scale.
- 1.18 (c) Official traffic-control devices as authorized by section 169.06 may be used to direct
- 1.19 the driver to the nearest scale.
- 1.20 ~~(d) When a truck weight enforcement operation is conducted by means of portable or~~
- 1.21 ~~stationary scales, signs giving notice of the operation must be posted within the highway~~
- 1.22 ~~right-of-way and adjacent to the roadway within two miles of the operation. The driver of~~

- 2.1 ~~a truck or combination of vehicles registered for or with a gross vehicle weight exceeding~~
- 2.2 ~~10,000 pounds shall proceed to the scale site and submit the vehicle to weighing and~~
- 2.3 ~~inspection.~~