

PUBLIC CHAPTER NO. 986

SENATE BILL NO. 1325

By Berke

Substituted for: House Bill No. 1312

By Harmon

AN ACT to amend Tennessee Code Annotated, Title 55, Chapter 4, Part 1 and Title 65, Chapter 15, Part 1, relative to highway safety.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 65-15-113(f), is amended by deleting the first sentence in its entirety and by substituting instead the following language:

Notwithstanding the provisions of this chapter to the contrary, 49 CFR Parts 390-397, shall not apply to commercial motor vehicles operated in intrastate commerce to transport property that have a gross vehicle weight rating or gross combination weight rating of twenty-six thousand pounds (26,000 lbs.) or less; provided, that a Tennessee highway patrol officer with Level I training, having probable cause to believe such a commercial motor vehicle is being operated with unsafe loading or mechanical conditions, may stop such motor vehicle for inspection. If such motor vehicle is determined to be operated with unsafe loading or mechanical conditions, no citation may be issued, however, the officer shall implement out-of-service requirements as set forth in the commercial vehicle safety alliance out-of-service criteria.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: May 17, 2010



RON RAMSEY
SPEAKER OF THE SENATE



KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 2nd day of June 2010



PHIL BREDESEN, GOVERNOR