

39:4-197.16

LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2001 **CHAPTER:** 45
NJSA: 39:4-197.16 (Banning trucks on route 29)
BILL NO: S1491 (Substituted for A2682)

SPONSOR(S): Schluter and Turner

DATE INTRODUCED: June 29, 2000

COMMITTEE: **ASSEMBLY:** ----

SENATE: Transportation

AMENDED DURING PASSAGE: Yes

DATE OF PASSAGE: **ASSEMBLY:** March 26, 2001

SENATE: February 15, 2001

DATE OF APPROVAL: March 30, 2001

FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL (Senate Committee Substitute)

S1491

SPONSORS STATEMENT: (Begins on page 2 of original bill) Yes

COMMITTEE STATEMENT: **ASSEMBLY:** No

SENATE: Yes

FLOOR AMENDMENT STATEMENTS: No

LEGISLATIVE FISCAL ESTIMATE: No

A2682

SPONSORS STATEMENT: (Begins on page 2 of original bill) Yes

Bill and Sponsors Statement identical to S1491

COMMITTEE STATEMENT: **ASSEMBLY:** Yes

SENATE: No

FLOOR AMENDMENT STATEMENTS: Yes

LEGISLATIVE FISCAL ESTIMATE: No

FINAL VERSION (Assembly Committee Substitute): Yes

Identical to SCS for S1491)

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: Yes

FOLLOWING WERE PRINTED:

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REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: Yes

"Trucks banned from Route 29, " 3-31-2001 Asbury Park Press, p. A3

"With pen stroke, DiFrancesco forces big trucks off Route 29," 3-31-2001 The Times, p3

"State bars big trucks from perilous stretch of Rt. 29," 3-31-2001 Star Ledger, p.12

SENATE, No. 1491

STATE OF NEW JERSEY 209th LEGISLATURE

INTRODUCED JUNE 29, 2000

Sponsored by:

Senator WILLIAM E. SCHLUTER

District 23 (Warren, Hunterdon and Mercer)

Senator SHIRLEY K. TURNER

District 15 (Mercer)

SYNOPSIS

Authorizes Commissioner of Transportation to regulate truck traffic on Route 29 and to allow that highway to be used by certain truck traffic only for local destinations.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 2/9/2001)

1 AN ACT authorizing the Commissioner of Transportation to adopt
2 regulations restricting the operation of certain motor vehicles over
3 certain highways and supplementing Title 39 of the Revised
4 Statutes.

5
6 **BE IT ENACTED** by the Senate and General Assembly of the State
7 of New Jersey:

8
9 1. The Legislature finds and declares that the number of fatal
10 motor vehicle accidents involving large commercial motor vehicles on
11 State Highway Route No. 29 occurs frequently because the highway
12 is a narrow, two-lane highway with many sharp curves, poor site
13 distances and does not have adequate shoulders. The Legislature also
14 finds and declares that the Commissioner of Transportation needs the
15 authority to ban certain trucks from operating on this highway while
16 such unsafe conditions exist in order to protect public safety.

17
18 2. Notwithstanding any other law, rule or regulation to the
19 contrary, the Commissioner of Transportation may adopt regulations
20 prohibiting the operation of commercial motor vehicles, tractors,
21 trailers or semi-trailers upon State Highway Route No. 29 when such
22 vehicles are operated as having a gross vehicular weight of 8,000
23 pounds or more, unless such vehicles are making deliveries to
24 destinations in New Jersey within four miles of such highway. In
25 adopting regulations, the commissioner shall give consideration to the
26 effects of heavy vehicle traffic on the safe and proper operation of the
27 highway, on the level of ambient noise and highway congestion, and
28 on county and municipal roads adjacent to the highway. The
29 commissioner may rescind such regulations if, after a traffic
30 engineering study is undertaken by the Department of Transportation,
31 the commissioner concludes that road conditions of such highway have
32 been improved so as to allow the safe operation of such vehicles.

33
34 3. This act shall take effect immediately.

35

36

37

STATEMENT

38

39 The number of fatal motor vehicle accidents involving large
40 commercial motor vehicles on State Highway Route No. 29 occurs
41 frequently because the highway is a narrow, two-lane highway with
42 many sharp curves, poor site distances and does not have adequate
43 shoulders. Therefore, the Commissioner of Transportation needs the
44 authority to ban certain trucks from operating on this highway while
45 such unsafe conditions exist in order to protect public safety.

S1491 SCHLUTER, TURNER

3

1 This bill would permit the Commissioner of Transportation to adopt
2 regulations prohibiting the operation of truck traffic on State Highway
3 Route 29 when such vehicles are operated as having a gross vehicular
4 weight of 8,000 pounds or more, unless such vehicles are making
5 deliveries to destinations in New Jersey within four miles of such
6 highway. In adopting the regulations, the commissioner shall give
7 consideration to the effects of heavy vehicle traffic on the safe and
8 proper operation of the highway, the level of ambient noise and
9 highway congestion, and on county and municipal roads adjacent to
10 the highway. The commissioner may rescind such regulations if, after
11 a traffic engineering study is undertaken by the Department of
12 Transportation, the commissioner concludes that road conditions of
13 such highway have been improved so as to allow the safe operation of
14 such vehicles.

SENATE TRANSPORTATION COMMITTEE

STATEMENT TO

SENATE COMMITTEE SUBSTITUTE FOR **SENATE, No. 1491**

STATE OF NEW JERSEY

DATED: FEBRUARY 8, 2001

The Senate Transportation Committee reports favorably a Senate Committee Substitute for Senate Bill No. 1491.

This substitute bill makes permanent the temporary ban ordered by the Department of Transportation (DOT) on heavy truck traffic on certain portions of Route 29. Specifically, the substitute bill prohibits truck and truck-trailer combinations which exceed 26,000 pounds in gross registered vehicle weight, gross vehicle weight rating, or gross combination weight rating from using State Route 29, in either the northbound or southbound travel lanes, from its intersection with Interstate 95 to its northern terminus at State Route 12. Exemptions are provided for emergency vehicles, government owned or leased vehicles, vehicles which have an origin or final destination on or within three miles of the prohibited sections of Route 29 or vehicles making an actual pickup, delivery or providing services at a location on or within three miles of the prohibited sections. In addition, the Commissioner of Transportation may after the holding of a public meeting provide by written order for the use of the prohibited sections by vehicles engaged in the commercial transportation of certain rapidly setting concrete mixtures under circumstances in which adherence to the bill's prohibitions makes delivery impossible or economically impracticable. The substitute bill is not to be enforced until appropriate signs are erected, as provided by existing law. The substitute bill does not authorize police officers, peace officers, or inspectors appointed by a municipality or county to enforce this ban through random roadside stops or inspections. Violators of this substitute bill are to be fined not more than \$400 for the first offense and to be subject to a fine of \$700 for the second offense and a fine of \$1,000 for each subsequent offense.

Various serious accidents involving heavy trucks on Route 29, some involving fatalities, as well as the inherent problems of the roadway, such as sharp curves, minimal shoulders and limited sight distances, and the extensive formal public comment received by DOT, have caused DOT to issue its temporary order prohibiting the use of the roadway by heavy trucks. These factors, along with the existence of better alternative routings, constitute sufficient warrant for the

Legislature to make the temporary ban permanent and thereby ensure the safety of the traveling public on the roadway.

SENATE COMMITTEE SUBSTITUTE FOR
SENATE, No. 1491

STATE OF NEW JERSEY

209th LEGISLATURE

ADOPTED FEBRUARY 8, 2001

Sponsored by:

Senator WILLIAM E. SCHLUTER

District 23 (Warren, Hunterdon and Mercer)

Senator SHIRLEY K. TURNER

District 15 (Mercer)

Co-Sponsored by:

Assemblymen Lance, Gusciora and Assemblywoman Watson Coleman

SYNOPSIS

Prohibits heavy trucks on certain sections of State Route 29.

CURRENT VERSION OF TEXT

Substitute as adopted by the Senate Transportation Committee.



(Sponsorship Updated As Of: 3/27/2001)

1 AN ACT prohibiting certain trucks and truck-trailer combinations from
2 using certain portions of State Highway Route No. 29 for through
3 travel, and supplementing article 21 of chapter 4 of Title 39 of the
4 Revised Statutes.

5

6 **BE IT ENACTED** by the Senate and General Assembly of the State of
7 New Jersey:

8

9 1. The Legislature finds that sections of State Highway Route 29,
10 from its intersection with Interstate Route 95 to its northern terminus at
11 State Highway Route 12, have sharp curves, minimal shoulders and
12 limited sight distances. The Legislature further finds that the use of Route
13 29 between the stated points by heavy vehicles constitutes a hazard to the
14 traveling public, as evidenced by serious accidents on that roadway, some
15 including fatalities, and confirmed by extensive formal public comments,
16 in recognition of which the Department of Transportation issued a traffic
17 regulation order on November 15, 2000 temporarily prohibiting heavy
18 trucks and truck-trailer combinations from using Route 29 between the
19 stated points for through travel. The Legislature further finds that there
20 are nearby alternative through routings which have significantly better
21 overall roadway conditions and geometric designs.

22 The Legislature finds and declares that State Highway Route 29, from
23 its intersection with Interstate 95 to its northern terminus at State
24 Highway Route 12, is inappropriate for through travel by truck and truck-
25 trailer combinations which exceed 26,000 pounds in weight, and that these
26 vehicles should be permanently prohibited from using that roadway.

27

28 2. Except as otherwise provided in section 3 of this act, truck and
29 truck-trailer combinations which exceed 26,000 pounds in gross registered
30 vehicle weight, gross vehicle weight rating, or gross combination weight
31 rating regardless of their dimensions, are prohibited from using State
32 Highway Route 29, in either the northbound or southbound travel lanes,
33 from its intersection with Interstate Route 95 to its northern terminus at
34 State Highway Route 12.

35

36 3. The prohibitions contained in section 2 of this act shall not apply
37 to emergency vehicles, government owned or leased vehicles, vehicles
38 which have an origin or final destination on or within three miles of the
39 prohibited sections of State Highway Route 29, or vehicles making an
40 actual pickup, delivery or providing services at a location on or within
41 three miles of the prohibited sections.

42

43 4. Notwithstanding the provisions of section 2 of this act, the
44 Commissioner of Transportation in accordance with the provisions of
45 section 2 of P.L.1998, c.28 (C.39:4-8.3) may after the holding of a public
46 meeting by written order provide for the use of the prohibited portions of

1 State Route 29 by vehicles engaged in the commercial transportation of
2 certain rapidly setting concrete mixtures under circumstances in which
3 adherence to the prohibitions set forth in this act makes delivery
4 impossible or economically impracticable.

5

6 5. The provisions of this act shall not be enforceable until the
7 Commissioner of Transportation has caused to be erected such signage as
8 may be necessary to effectuate the purposes of this act, which shall be
9 done no later than 90 days following enactment.

10

11 6. The driver, owner, lessee, bailee or any one of the foregoing of any
12 truck or truck-trailer combination found or operated in violation of the
13 provisions of this act shall be fined not more than \$400 for the first
14 offense, and shall be subject to a fine of \$700 for the second offense and
15 a fine of \$1,000 for each subsequent offense.

16

17 7. This act shall take effect immediately.

ASSEMBLY, No. 2682

STATE OF NEW JERSEY 209th LEGISLATURE

INTRODUCED JUNE 29, 2000

Sponsored by:

Assemblyman LEONARD LANCE

District 23 (Warren, Hunterdon and Mercer)

Assemblyman REED GUSCIORA

District 15 (Mercer)

SYNOPSIS

Authorizes Commissioner of Transportation to regulate truck traffic on Route 29 and to allow that highway to be used by certain truck traffic only for local destinations.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 1/10/2001)

1 AN ACT authorizing the Commissioner of Transportation to adopt
2 regulations restricting the operation of certain motor vehicles over
3 certain highways and supplementing Title 39 of the Revised
4 Statutes.

5
6 **BE IT ENACTED** by the Senate and General Assembly of the State
7 of New Jersey:

8
9 1. The Legislature finds and declares that the number of fatal
10 motor vehicle accidents involving large commercial motor vehicles on
11 State Highway Route No. 29 occurs frequently because the highway
12 is a narrow, two-lane highway with many sharp curves, poor site
13 distances and does not have adequate shoulders. The Legislature also
14 finds and declares that the Commissioner of Transportation needs the
15 authority to ban certain trucks from operating on this highway while
16 such unsafe conditions exist in order to protect public safety.

17
18 2. Notwithstanding any other law, rule or regulation to the
19 contrary, the Commissioner of Transportation may adopt regulations
20 prohibiting the operation of commercial motor vehicles, tractors,
21 trailers or semi-trailers upon State Highway Route No. 29 when such
22 vehicles are operated as having a gross vehicular weight of 8,000
23 pounds or more, unless such vehicles are making deliveries to
24 destinations in New Jersey within four miles of such highway. In
25 adopting regulations, the commissioner shall give consideration to the
26 effects of heavy vehicle traffic on the safe and proper operation of the
27 highway, on the level of ambient noise and highway congestion, and
28 on county and municipal roads adjacent to the highway. The
29 commissioner may rescind such regulations if, after a traffic
30 engineering study is undertaken by the Department of Transportation,
31 the commissioner concludes that road conditions of such highway have
32 been improved so as to allow the safe operation of such vehicles.

33
34 3. This act shall take effect immediately.

35

36

37

STATEMENT

38

39 The number of fatal motor vehicle accidents involving large
40 commercial motor vehicles on State Highway Route No. 29 occurs
41 frequently because the highway is a narrow, two-lane highway with
42 many sharp curves, poor site distances and does not have adequate
43 shoulders. Therefore, the Commissioner of Transportation needs the
44 authority to ban certain trucks from operating on this highway while
45 such unsafe conditions exist in order to protect public safety.

46 This bill would permit the Commissioner of Transportation to adopt

1 regulations prohibiting the operation of truck traffic on State Highway
2 Route 29 when such vehicles are operated as having a gross vehicular
3 weight of 8,000 pounds or more, unless such vehicles are making
4 deliveries to destinations in New Jersey within four miles of such
5 highway. In adopting the regulations, the commissioner shall give
6 consideration to the effects of heavy vehicle traffic on the safe and
7 proper operation of the highway, the level of ambient noise and
8 highway congestion, and on county and municipal roads adjacent to
9 the highway. The commissioner may rescind such regulations if, after
10 a traffic engineering study is undertaken by the Department of
11 Transportation, the commissioner concludes that road conditions of
12 such highway have been improved so as to allow the safe operation of
13 such vehicles.

ASSEMBLY COMMITTEE SUBSTITUTE FOR
ASSEMBLY, No. 2682

STATE OF NEW JERSEY
209th LEGISLATURE

ADOPTED JANUARY 23, 2001

Sponsored by:

Assemblyman LEONARD LANCE

District 23 (Warren, Hunterdon and Mercer)

Assemblyman REED GUSCIORA

District 15 (Mercer)

SYNOPSIS

Prohibits heavy trucks on certain sections of State Route 29.

CURRENT VERSION OF TEXT

Substitute as adopted by the Assembly Transportation Committee.



1 AN ACT prohibiting certain trucks and truck-trailer combinations from
2 using certain portions of State Highway Route No. 29 for through
3 travel, and supplementing article 21 of chapter 4 of Title 39 of the
4 Revised Statutes.

5

6 **BE IT ENACTED** by the Senate and General Assembly of the State
7 of New Jersey:

8

9 1. The Legislature finds that sections of State Highway Route 29,
10 from its intersection with Interstate Route 95 to its northern terminus
11 at State Highway Route 12, have sharp curves, minimal shoulders and
12 limited sight distances. The Legislature further finds that the use of
13 Route 29 between the stated points by heavy vehicles constitutes a
14 hazard to the traveling public, as evidenced by serious accidents on
15 that roadway, some including fatalities, and confirmed by extensive
16 formal public comments, in recognition of which the Department of
17 Transportation issued a traffic regulation order on November 15, 2000
18 temporarily prohibiting heavy trucks and truck-trailer combinations
19 from using Route 29 between the stated points for through travel. The
20 Legislature further finds that there are nearby alternative through
21 routings which have significantly better overall roadway conditions
22 and geometric designs.

23 The Legislature finds and declares that State Highway Route 29,
24 from its intersection with Interstate 95 to its northern terminus at State
25 Highway Route 12, is inappropriate for through travel by truck and
26 truck-trailer combinations which exceed 26,000 pounds in weight, and
27 that these vehicles should be permanently prohibited from using that
28 roadway.

29

30 2. Except as otherwise provided in section 3 of this act, truck and
31 truck-trailer combinations which exceed 26,000 pounds in gross
32 registered vehicle weight, gross vehicle weight rating, or gross
33 combination weight rating regardless of their dimensions, are
34 prohibited from using State Highway Route 29, in either the
35 northbound or southbound travel lanes, from its intersection with
36 Interstate Route 95 to its northern terminus at State Highway Route
37 12.

38

39 3. The prohibitions contained in section 2 of this act shall not
40 apply to emergency vehicles, government owned or leased vehicles,
41 vehicles which have an origin or final destination on or within three
42 miles of the prohibited sections of State Highway Route 29, or
43 vehicles making an actual pickup, delivery or providing services at a
44 location on or within three miles of the prohibited sections.

45

46 4. The provisions of this act shall not be enforceable until the

1 Commissioner of Transportation has caused to be erected such signage
2 as may be necessary to effectuate the purposes of this act, which shall
3 be done no later than 90 days following enactment.

4

5 5. The driver, owner, lessee, bailee or any one of the foregoing of
6 any truck or truck-trailer combination found or operated in violation
7 of the provisions of this act shall be fined not more than \$400 for the
8 first offense, and shall be subject to a fine of \$700 for the second
9 offense and a fine of \$1,000 for each subsequent offense.

10

11 6. This act shall take effect immediately.

ASSEMBLY TRANSPORTATION COMMITTEE

STATEMENT TO

ASSEMBLY COMMITTEE SUBSTITUTE FOR **ASSEMBLY, No. 2682**

STATE OF NEW JERSEY

DATED: JANUARY 23, 2001

The Assembly Transportation Committee reports favorably Assembly Committee Substitute for Assembly Bill No. 2682.

This substitute bill makes permanent the temporary ban ordered by the Department of Transportation (DOT) on heavy truck traffic on certain portions of Route 29. Specifically, the substitute bill prohibits truck and truck-trailer combinations which exceed 26,000 pounds in gross registered vehicle weight, gross vehicle weight rating, or gross combination weight rating from using State Route 29, in either the northbound or southbound travel lanes, from its intersection with Interstate 95 to its northern terminus at State Route 12. Exemptions are provided for emergency vehicles, government owned or leased vehicles, vehicles which have an origin or final destination on or within three miles of the prohibited sections of Route 29 or vehicles making an actual pickup, delivery or providing services at a location on or within three miles of the prohibited sections. The substitute bill is not to be enforced until appropriate signs are erected, as provided by existing law. The substitute bill does not authorize police officers, peace officers, or inspectors appointed by a municipality or county to enforce this ban through random roadside stops or inspections. Violators of this substitute bill are to be fined not more than \$400 for the first offense and to be subject to a fine of \$700 for the second offense and a fine of \$1,000 for each subsequent offense.

Various serious accidents involving heavy trucks on Route 29, some involving fatalities, as well as the inherent problems of the roadway, such as sharp curves, minimal shoulders and limited sight distances, and the extensive formal public comment received by DOT, have caused DOT to issue its temporary order prohibiting the use of the roadway by heavy trucks. These factors, along with the existence of better alternative routings, constitute sufficient warrant for the Legislature to make the temporary ban permanent and thereby ensure the safety of the traveling public on the roadway.

STATEMENT TO
ASSEMBLY COMMITTEE SUBSTITUTE FOR
ASSEMBLY, No. 2682

with Assembly Floor Amendments
(Proposed by Assemblyman LANCE)

ADOPTED: MARCH 8, 2001

These amendments permit the Commissioner of Transportation, after holding a public meeting, to provide by written order for the use of the prohibited portions of State Route 29 by vehicles engaged in the commercial transportation of certain rapidly setting concrete mixtures under circumstances in which adherence to the bill's prohibitions makes delivery impossible or economically impracticable.

These amendments make this bill identical to Senate Committee Substitute for Senate Bill No. 1491.

[First Reprint]

ASSEMBLY COMMITTEE SUBSTITUTE FOR
ASSEMBLY, No. 2682

STATE OF NEW JERSEY
209th LEGISLATURE

ADOPTED JANUARY 23, 2001

Sponsored by:

Assemblyman LEONARD LANCE
District 23 (Warren, Hunterdon and Mercer)
Assemblyman REED GUSCIORA
District 15 (Mercer)

Co-Sponsored by:

Assemblywoman Watson Coleman

SYNOPSIS

Prohibits heavy trucks on certain sections of State Route 29.

CURRENT VERSION OF TEXT

As amended by the General Assembly on March 8, 2001.



(Sponsorship Updated As Of: 3/27/2001)

1 AN ACT prohibiting certain trucks and truck-trailer combinations from
2 using certain portions of State Highway Route No. 29 for through
3 travel, and supplementing article 21 of chapter 4 of Title 39 of the
4 Revised Statutes.

5

6 **BE IT ENACTED** by the Senate and General Assembly of the State
7 of New Jersey:

8

9 1. The Legislature finds that sections of State Highway Route 29,
10 from its intersection with Interstate Route 95 to its northern terminus
11 at State Highway Route 12, have sharp curves, minimal shoulders and
12 limited sight distances. The Legislature further finds that the use of
13 Route 29 between the stated points by heavy vehicles constitutes a
14 hazard to the traveling public, as evidenced by serious accidents on
15 that roadway, some including fatalities, and confirmed by extensive
16 formal public comments, in recognition of which the Department of
17 Transportation issued a traffic regulation order on November 15, 2000
18 temporarily prohibiting heavy trucks and truck-trailer combinations
19 from using Route 29 between the stated points for through travel. The
20 Legislature further finds that there are nearby alternative through
21 routings which have significantly better overall roadway conditions
22 and geometric designs.

23 The Legislature finds and declares that State Highway Route 29,
24 from its intersection with Interstate 95 to its northern terminus at State
25 Highway Route 12, is inappropriate for through travel by truck and
26 truck-trailer combinations which exceed 26,000 pounds in weight, and
27 that these vehicles should be permanently prohibited from using that
28 roadway.

29

30 2. Except as otherwise provided in section 3 of this act, truck and
31 truck-trailer combinations which exceed 26,000 pounds in gross
32 registered vehicle weight, gross vehicle weight rating, or gross
33 combination weight rating regardless of their dimensions, are
34 prohibited from using State Highway Route 29, in either the
35 northbound or southbound travel lanes, from its intersection with
36 Interstate Route 95 to its northern terminus at State Highway
37 Route 12.

38

39 3. The prohibitions contained in section 2 of this act shall not
40 apply to emergency vehicles, government owned or leased vehicles,
41 vehicles which have an origin or final destination on or within three
42 miles of the prohibited sections of State Highway Route 29, or

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Assembly floor amendments adopted March 8, 2001.

1 vehicles making an actual pickup, delivery or providing services at a
2 location on or within three miles of the prohibited sections.

3
4 ¹4. Notwithstanding the provisions of section 2 of this act, the
5 Commissioner of Transportation in accordance with the provisions of
6 section 2 of P.L.1998, c.28 (C.39:4-8.3) may after the holding of a
7 public meeting by written order provide for the use of the prohibited
8 portions of State Route 29 by vehicles engaged in the commercial
9 transportation of certain rapidly setting concrete mixtures under
10 circumstances in which adherence to the prohibitions set forth in this
11 act makes delivery impossible or economically impracticable.¹

12
13 ¹[4.] 5.¹ The provisions of this act shall not be enforceable until
14 the Commissioner of Transportation has caused to be erected such
15 signage as may be necessary to effectuate the purposes of this act,
16 which shall be done no later than 90 days following enactment.

17
18 ¹[5.] 6.¹ The driver, owner, lessee, bailee or any one of the
19 foregoing of any truck or truck-trailer combination found or operated
20 in violation of the provisions of this act shall be fined not more than
21 \$400 for the first offense, and shall be subject to a fine of \$700 for the
22 second offense and a fine of \$1,000 for each subsequent offense.

23
24 ¹[6.] 7.¹ This act shall take effect immediately.

P.L. 2001, CHAPTER 45, *approved March 30, 2001*
Senate Committee Substitute for
Senate, No. 1491

1 AN ACT prohibiting certain trucks and truck-trailer combinations from
2 using certain portions of State Highway Route No. 29 for through
3 travel, and supplementing article 21 of chapter 4 of Title 39 of the
4 Revised Statutes.

5

6 **BE IT ENACTED** by the Senate and General Assembly of the State of
7 New Jersey:

8

9 1. The Legislature finds that sections of State Highway Route 29,
10 from its intersection with Interstate Route 95 to its northern terminus at
11 State Highway Route 12, have sharp curves, minimal shoulders and
12 limited sight distances. The Legislature further finds that the use of Route
13 29 between the stated points by heavy vehicles constitutes a hazard to the
14 traveling public, as evidenced by serious accidents on that roadway, some
15 including fatalities, and confirmed by extensive formal public comments,
16 in recognition of which the Department of Transportation issued a traffic
17 regulation order on November 15, 2000 temporarily prohibiting heavy
18 trucks and truck-trailer combinations from using Route 29 between the
19 stated points for through travel. The Legislature further finds that there
20 are nearby alternative through routings which have significantly better
21 overall roadway conditions and geometric designs.

22 The Legislature finds and declares that State Highway Route 29, from
23 its intersection with Interstate 95 to its northern terminus at State
24 Highway Route 12, is inappropriate for through travel by truck and truck-
25 trailer combinations which exceed 26,000 pounds in weight, and that these
26 vehicles should be permanently prohibited from using that roadway.

27

28 2. Except as otherwise provided in section 3 of this act, truck and
29 truck-trailer combinations which exceed 26,000 pounds in gross registered
30 vehicle weight, gross vehicle weight rating, or gross combination weight
31 rating regardless of their dimensions, are prohibited from using State
32 Highway Route 29, in either the northbound or southbound travel lanes,
33 from its intersection with Interstate Route 95 to its northern terminus at
34 State Highway Route 12.

35

36 3. The prohibitions contained in section 2 of this act shall not apply
37 to emergency vehicles, government owned or leased vehicles, vehicles
38 which have an origin or final destination on or within three miles of the
39 prohibited sections of State Highway Route 29, or vehicles making an
40 actual pickup, delivery or providing services at a location on or within
41 three miles of the prohibited sections.

1 4. Notwithstanding the provisions of section 2 of this act, the
2 Commissioner of Transportation in accordance with the provisions of
3 section 2 of P.L.1998, c.28 (C.39:4-8.3) may after the holding of a public
4 meeting by written order provide for the use of the prohibited portions of
5 State Route 29 by vehicles engaged in the commercial transportation of
6 certain rapidly setting concrete mixtures under circumstances in which
7 adherence to the prohibitions set forth in this act makes delivery
8 impossible or economically impracticable.

9
10 5. The provisions of this act shall not be enforceable until the
11 Commissioner of Transportation has caused to be erected such signage as
12 may be necessary to effectuate the purposes of this act, which shall be
13 done no later than 90 days following enactment.

14
15 6. The driver, owner, lessee, bailee or any one of the foregoing of any
16 truck or truck-trailer combination found or operated in violation of the
17 provisions of this act shall be fined not more than \$400 for the first
18 offense, and shall be subject to a fine of \$700 for the second offense and
19 a fine of \$1,000 for each subsequent offense.

20
21 7. This act shall take effect immediately.

22
23
24
25

26 Prohibits heavy trucks on certain sections of State Route 29.

CHAPTER 45

AN ACT prohibiting certain trucks and truck-trailer combinations from using certain portions of State Highway Route No. 29 for through travel, and supplementing article 21 of chapter 4 of Title 39 of the Revised Statutes.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

C.39:4-197.16 Findings, declarations relative to prohibiting certain trucks, truck-trailer combinations from using portions of Route 29.

1. The Legislature finds that sections of State Highway Route 29, from its intersection with Interstate Route 95 to its northern terminus at State Highway Route 12, have sharp curves, minimal shoulders and limited sight distances. The Legislature further finds that the use of Route 29 between the stated points by heavy vehicles constitutes a hazard to the traveling public, as evidenced by serious accidents on that roadway, some including fatalities, and confirmed by extensive formal public comments, in recognition of which the Department of Transportation issued a traffic regulation order on November 15, 2000 temporarily prohibiting heavy trucks and truck-trailer combinations from using Route 29 between the stated points for through travel. The Legislature further finds that there are nearby alternative through routings which have significantly better overall roadway conditions and geometric designs.

The Legislature finds and declares that State Highway Route 29, from its intersection with Interstate 95 to its northern terminus at State Highway Route 12, is inappropriate for through travel by truck and truck-trailer combinations which exceed 26,000 pounds in weight, and that these vehicles should be permanently prohibited from using that roadway.

C.39:4-197-17 Weight prohibitions.

2. Except as otherwise provided in section 3 of this act, truck and truck-trailer combinations which exceed 26,000 pounds in gross registered vehicle weight, gross vehicle weight rating, or gross combination weight rating regardless of their dimensions, are prohibited from using State Highway Route 29, in either the northbound or southbound travel lanes, from its intersection with Interstate Route 95 to its northern terminus at State Highway Route 12.

C.39:4-197.18 Exceptions for emergency, government or local service.

3. The prohibitions contained in section 2 of this act shall not apply to emergency vehicles, government owned or leased vehicles, vehicles which have an origin or final destination on or within three miles of the prohibited sections of State Highway Route 29, or vehicles making an actual pickup, delivery or providing services at a location on or within three miles of the prohibited sections.

C.39:4-197.19 Exceptions for certain vehicles after hearing.

4. Notwithstanding the provisions of section 2 of this act, the Commissioner of Transportation in accordance with the provisions of section 2 of P.L.1998, c.28 (C.39:4-8.3) may after the holding of a public meeting by written order provide for the use of the prohibited portions of State Route 29 by vehicles engaged in the commercial transportation of certain rapidly setting concrete mixtures under circumstances in which adherence to the prohibitions set forth in this act makes delivery impossible or economically impracticable.

C.39:4-197.20 Necessary signage by DOT.

5. The provisions of this act shall not be enforceable until the Commissioner of Transportation has caused to be erected such signage as may be necessary to effectuate the purposes of this act, which shall be done no later than 90 days following enactment.

C.39:4-197.21 Violations, fines.

6. The driver, owner, lessee, bailee or any one of the foregoing of any truck or truck-trailer combination found or operated in violation of the provisions of this act shall be fined not more than \$400 for the first offense, and shall be subject to a fine of \$700 for the second offense and a fine of \$1,000 for each subsequent offense.

7. This act shall take effect immediately.

Approved March 30, 2001.

Office of the Governor
NEWS RELEASE

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ACTING GOVERNOR SIGNS PERMANENT TRUCK BAN FOR ROUTE 29

Acting Governor Donald T. DiFrancesco signed legislation today permanently banning trucks from traveling on Route 29 north of Interstate 95.

"As important as trucks are to New Jersey's economy, we don't take this kind of action lightly. There has to be a compelling reason to restrict traffic on a state highway. Traffic fatalities in recent years have shown that portions of Route 29 are just too dangerous for trucks," DiFrancesco stated.

"From now on, any truck over 13 tons that drives on Route 29 should take heed. If you travel this road anywhere between Route 95 in Mercer County and Route 12 in Frenchtown and you do not have business within three miles of this road, you will face a fine up to \$400. The fine goes up to \$1,000 by the third offense," said DiFrancesco.

Emergency and government-owned vehicles, as well as vehicles making deliveries within three miles of the restricted area of Route 29, are exempt from this law.

This law permanently extends a short-term executive order issued in November 2000, and extended last month, in response to the amount of traffic accidents caused by trucks on Route 29.

"There are too many sharp curves and narrow lanes. There are too many spots without a shoulder. Route 29's recent history has shown all too clearly that accidents can and do happen here. With this bill, I hope we have suffered the last fatality," said the Acting Governor.

The truck ban, S-1491, was sponsored by Senators William Schluter (R-Warren/Hunterdon/Mercer) and Shirley Turner (D-Mercer), and Assemblymen Leonard Lance (R-Warren/Hunterdon/Mercer) and Reed Gusciora (D-Mercer).