

39:3-84

LEGISLATIVE HISTORY CHECKLIST

NJSA: 39:3-84 (Commercial trucks - increase length)

LAWS OF: 1983 CHAPTER: 126

Bill No: S1138

Sponsor(s): Orechio and Foran

Date Introduced: March 1, 1982

Committee: Assembly: Transportation and Communications
Senate: Transportation and Communications

Amended during passage: Yes Amendments during passage denoted by asterisk

Date of Passage: Assembly: March 14, 1983
Senate: May 24, 1982

Date of Approval: April 6, 1983

Following statements are attached if available:

Sponsor statement: Yes Also attached: Senate amendments, adopted 5-24-82 (with statement)

Committee statement: Assembly Yes

Senate Yes

Fiscal Note: No

Veto Message: No

Message on Signing: No

Following were printed:

Reports: No

Hearings: Yes

974.90 New Jersey. Legislature. Assembly. Transportation and Communications Committee.

T764 Public hearing...held 10/5/82. Trenton, New Jersey 1982

1982c

4-6-83

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SENATE, No. 1138

STATE OF NEW JERSEY

INTRODUCED MARCH 1, 1982

By Senators ORECHIO and FORAN

Referred to Committee on Transportation and Communications

AN Act concerning **commercial** motor vehicles **and omnibuses** ***[and]***, *** amending R. S. 39:3-84**[*]; P. L. 1951, c. 264; P. L. 1952, c. 16; and P. L. 1962, c. 10**]** and supplementing chapter 3 of Title 39 of the Revised Statutes***.

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

1 1. R. S. 39:3-84 is amended to read as follows:

2 39:3-84. No commercial motor vehicle, tractor, trailer or semi-
3 trailer shall be operated on any highway in this State the outside
4 width of which is more than ***[the federal maximum of 96]***
5 ***102*** inches, inclusive of load, ***[or as such may be amended
5A from time to time, or]*** ***except that the Commissioner of
5B Transportation may, in respect of highways where he considers
5C that public safety requires it, specify by regulation a lower maxi-
5D mum width, which shall in no case be lower than 96 inches. No
5E commercial motor vehicle, tractor, trailer or semitrailer shall be
5F operated on any highway in this State*** the height of which ex-
6 ceeds 13½ feet, inclusive of load, and no commercial motor vehicle,
7 tractor or trailer shall be operated on any highway in this State,
8 the extreme overall length of which exceeds 35 feet either for a
9 two-axle four-wheeled vehicle, inclusive of load, or 35 feet either
10 for a three-axle six-wheeled vehicle, inclusive of load***[, except
11 that a]***. No combination of vehicles containing more than
11A two drawn vehicles, whether trailers or semitrailers, shall be op-
11B erated on any highway in this State. A combination of vehicles
11C containing two drawn vehicles may only be operated on those routes

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

Matter printed in italics thus is new matter.

Matter enclosed in asterisks or stars has been adopted as follows:

*—Senate committee amendments adopted May 6, 1982.

**—Senate amendments adopted May 24, 1982.

***—Assembly amendments adopted February 28, 1983.

11D *and under those conditions as the Commissioner of Transportation*
 11E *may prescribe, which shall be consistent with any rules and regu-*
 11F *lations promulgated by the Secretary of Transportation of the*
 11G *United States of America. The drawn vehicles in such a combina-*
 12 *tion, whether trailers or semitrailers, shall not exceed 28 1/2 feet*
 12A *in extreme overall length, inclusive of load. No tractor-semitrailer*
 12B *combination shall be operated on any highway in this State, the*
 12C *semitrailer of which exceeds 48 feet in extreme overall length, in-*
 12D *clusive of load. A*** vehicle or vehicle inclusive of load exceeding*
 12E *the above limitations may be operated when a special permit so to*
 13 *operate is secured in advance from the director. The application for*
 14 *such permit shall be accompanied by a fee fixed by the director. A*
 15 *special permit issued by the director shall be in the possession of the*
 16 *operator of the vehicle for which such permit was issued. In com-*
 17 *puting any dimensions of a vehicle, or vehicle and load, for the*
 18 *purposes of this section, there shall not be included in the dimen-*
 19 *sional limitations safety appliances such as mirrors or lights, or*
 20 *chains or similar fasteners used for the securing of cargo, provided*
 21 *such appliances or fasteners do not exceed the overall limitations*
 22 *established by the director by rule or regulation.*

23 *In the case of an omnibus the maximum width and length dimen-*
 24 *sions shall be such as the ***[Board of Public]*** **[Utility Commis-***
 25 *sioners prescribe] ***[Utilities]*** ***Department of Transportation****
 25A *prescribes, but no outside width in excess of *****[96]***** ***102****
 26 *inches ***[or overall length in excess of 45 feet, excluding bumpers,]****
 27 *shall be prescribed with respect to one or more highways specified*
 28 *or otherwise described except upon certifications, (1) of the*
 29 *Division of Motor Vehicles in the Department of Law and Public*
 30 *Safety that the proposed width ***[or length]*** is not unsafe for use*
 31 *on the highways in this State and (2) of the State Department of*
 32 *Transportation that the proposed width, if in excess of *****[96]******
 33 ****102*** inches, ***[or the proposed length]*** is not in conflict with*
 34 *the requirements of any agency of the United States having juris-*
 35 *isdiction over the National System of Interstate and Defense High-*
 36 *ways authorized by law. No outside width ***[or overall length]****
 37 *so prescribed shall be valid if the allowance of use of the same*
 38 *would disqualify the State of New Jersey or any department, agency*
 39 *or governmental subdivision thereof for the purpose of receiving*
 39A *federal highway funds. ***The Commissioner of Transportation*
 39B *may, in respect of highways where he considers that public safety*
 39C *requires it, specify by regulation a lower maximum width, which*
 39D *shall in no case be lower than 96 inches.****

40 *In the case of farm tractors and traction equipment and farm*

41 machinery and implements, the maximum width and length shall
 42 be such as the Director of the Division of Motor Vehicles shall
 43 prescribe by uniform rules and regulations but the operation of
 44 such vehicles shall be subject to the provisions of ***[section]***
 45 ***R. S.* 39:3-24 ***[of this Title]***** and any such vehicle shall not be
 46 operated on any highway which is part of the National System of
 47 Interstate and Defense Highways or on any highway which has
 48 been designated a freeway or parkway as provided by law.

49 In the case of commercial motor vehicles, trailers and semi-
 50 trailers including farm trucks, while loaded with hay or straw the
 51 maximum width of the load shall not exceed 105½ inches***, *except*
 51A *that the Commissioner of Transportation may by regulation pre-*
 51B *scribe a maximum width of 102 inches in the case of certain high-*
 51C *ways where he determines federal laws and regulations require*
 51D *it***.*

51E ****Notwithstanding any other provision of this section, the di-*
 51F *rector may adopt regulations specifying maximum length dimen-*
 51G *sions for any vehicle or combination of vehicles designed, built and*
 51H *used solely to transport other motor vehicles.****

52 *****[No commercial motor vehicle [drawing or having attached**
 53 **thereto any other such vehicle, nor any] or combination of**
 54 **vehicles*[,]* shall be operated on any highway in this State*[,]***
 55 **in excess of a total overall length, inclusive of load, of*: a.* [55]**
 56 **60 feet for a commercial motor vehicle drawing or having attached**
 57 **thereto any other such vehicle, ***[and]*** *which shall not exceed***
 58 **48 feet in length; or b.* 65 feet for a commercial motor vehicle**
 58A **drawing or having attached thereto two motor drawn vehicles**
 58B *****[except a]*** *. A commercial motor vehicle drawing or having**
 58C **attached thereto two motor drawn vehicles may only be operated**
 58D **on highways which the Department of Transportation may desig-**
 58E **nate. The department, within 180 days of the effective date of this**
 58F **1982 amendatory act, shall promulgate regulations designating on**
 58G **which highways, if any, such vehicles may operate and shall report**
 58H **to the Senate and General Assembly Transportation and Com-**
 58I **munications Committees as to potential safety hazards created by**
 58J **allowing the operation of such vehicles. A** vehicle or a combina-
 58K **tion of vehicles transporting poles, pilings, structural units or**
 59 **other articles incapable of dismemberment ***[the]*** *may exceed***
 60 **the above limitations but its** total overall length ***[of which]***,
 61 **inclusive of load, shall not exceed 70 feet*[, but the]*** *. *The*
 62 **provisions of this paragraph shall not apply to a vehicle nor to any**
 63 **combination of vehicles, operated by a public utility as defined in**
 64 **R. S. 48:2-13 which vehicle or combination of vehicles is used by**

65 such public utility in the construction, reconstruction, repair or
66 maintenance of its property or facilities.

67 Notwithstanding the above limitations, a combination of vehicles
68 designed, built and used to transport other motor vehicles may
69 carry a load which exceeds [the 55] *~~65~~* *60* feet overall
70 length, provided, however, the total load overhang shall be limited
71 to 5 feet and may not exceed 3 feet at either the front or rear [and
72 that the overhang shall be above the height of the average
72A passenger car]. *A combination of vehicles designed, built and
72B used to transport other motor vehicles may have a total overall
72C length of 65 feet, provided, however, there shall be no overhang
72D at either the front or rear.*]**

73 The gross weight imposed on the highway by the wheels of any
74 one axle of a vehicle shall not exceed 22,400 pounds.

75 For the purpose of this Title the gross weight imposed on the
76 highway by the wheels of any one axle of a vehicle shall be deemed
77 to mean the total load transmitted to the road by all wheels whose
78 centers are included between two parallel transverse vertical planes
79 less than 40 inches apart, extending across the full width of the
80 vehicle.

81 The combined gross weight imposed on the highway by all wheels
82 of all axles whose centers are on or between two parallel transverse
83 vertical planes spaced 40 inches, but less than 96 inches apart,
84 extending across the full width of the vehicle, shall not exceed
85 34,000 pounds.

86 In addition to the other requirements of this section and not-
87 withstanding any other provision of this Title, no commercial motor
88 vehicle, tractor, trailer or semitrailer shall be operated on any
89 highway in this State with a combined weight of vehicle and load,
90 an axle weight or a vehicle dimension the allowance of which would
91 disqualify the State of New Jersey or any department, agency or
92 governmental subdivision thereof for the purpose of receiving fed-
93 eral highway funds.

94 The dimensional and weight restrictions set forth herein shall
95 not apply to a combination of vehicles which includes a disabled
96 vehicle or a combination of vehicles being removed from a highway
97 in this State, provided that such oversize or overweight vehicle
98 combination may not travel on the public highways more than 5
99 miles from the point where such disablement occurred. If the dis-
100 ablement occurred on a limited access highway, the distance to the
101 nearest exit of such highway shall be added to the 5-mile limitation.

1 ***2. (New section) The Commissioner of Transportation pur-
2 suant to the provisions of the "Administrative Procedure Act,"

3 *P. L. 1968, c. 410 (C. 52:14B-1 et seq.) shall adopt any rules and*
4 *regulations necessary to carry out the purposes of this act.****

1 ****[**2. Section 18 of P. L. 1952, c. 16 (C. 27:12B-18) is amended
2 to read as follows:

3 18. (a) No vehicle shall be permitted to make use of any project
4 except upon the payment of such tolls as may from time to time
5 be prescribed by the authority. It is hereby declared to be unlawful
6 for any person to refuse to pay, or to evade or to attempt to evade
7 the payment of such tolls.

8 (b) No vehicle shall be operated on any project carelessly or
9 recklessly, or in disregard of the rights or safety of others, or
10 without due caution or prudence, or in a manner so as to endanger
11 unreasonably or to be likely to endanger unreasonably persons or
12 property, or while the operator thereof is under the influence of
13 intoxicating liquors or any narcotic or habit-forming drug, nor
14 shall any vehicle be so constructed, equipped, lacking in equipment,
15 loaded or operated in such a condition of disrepair as to endanger
16 unreasonably or to be likely to endanger unreasonably persons or
17 property.

18 (c) A person operating a vehicle on any project shall operate
19 it at a careful and prudent speed, having due regard to the rights
20 and safety of others and to the traffic, surface and width of the
21 highway, and any other conditions then existing; and no person
22 shall operate a vehicle on any project at such a speed as to
23 endanger life, limb or property; provided, however, that it shall be
24 prima facie lawful for a driver of a vehicle to operate it at a
25 speed not exceeding a speed limit which is designated by the
26 authority at a reasonable and safe speed limit, when appropriate
27 signs giving notice of such speed limit are erected at the roadside
28 or otherwise posted for the information of operators of vehicles.

29 (d) No person shall operate a vehicle on any project at such
30 a slow speed as to impede or block the normal and reasonable
31 movement of traffic except when reduced speed is necessary for
32 safe operation thereof.

33 (e) No person shall operate a vehicle on any project in violation
34 of any speed limit designated by regulation adopted by the author-
35 ity as hereinafter provided.

36 (f) All persons operating vehicles upon any project must at all
37 times comply with any lawful order, signal or direction by voice or
38 hand of any police officer engaged in the direction of traffic upon
39 such project. When traffic on a project is controlled by traffic
40 lights, signs or by mechanical or electrical signals, such lights,
41 signs and signals shall be obeyed unless a police officer directs
42 otherwise.

43 (g) All persons operating vehicles upon any project, or seeking
44 to do so, must at all times comply with regulations, not inconsistent
45 with the other sections of this act, adopted by the authority con-
46 cerning types, weights and sizes of vehicles permitted to use such
47 project, and with regulations adopted by the authority for or
48 prohibiting the parking of vehicles, concerning the making of turns
49 and the use of particular traffic lanes, together with any and all
50 other regulations adopted by the authority to control traffic and
51 prohibit acts hazardous in their nature or tending to impede or
52 block the normal and reasonable flow of traffic upon such project;
53 provided, however, that prior to the adoption of any regulation
54 for the control of traffic on any such project, including the designa-
55 tion of any speed limits, the authority shall investigate and con-
56 sider the need for and desirability of such regulation for the
57 safety of persons and property, including the authority's property,
58 and the contribution which any such regulation would make toward
59 the efficient and safe handling of traffic and use of such project, and
60 shall determine that such regulation is necessary or desirable to
61 accomplish such purposes or one or some of them, and that upon
62 or prior to the effective date of any such regulation and during its
63 continuance, notice thereof shall be given to the drivers of vehicles
64 by appropriate signs erected at the roadside or otherwise posted.
65 The authority is hereby authorized and empowered to make, adopt
66 and promulgate regulations referred to in this section in accordance
67 with the provisions hereof. Regulations adopted by the authority
68 pursuant to the provisions of this section shall insofar as practi-
69 cable, having due regard to the features of the project and the
70 characteristics of traffic thereon, be consistent with the provisions
71 of Title 39 of the Revised Statutes applicable to similar subjects.
72 *Regulations governing the overall length of commercial motor*
73 *vehicles and omnibuses shall not prescribe a length less than that*
74 *which is permitted on highways in the State under R. S. 39:3-84.*

75 The authority shall have power to amend, supplement or repeal
76 any regulation adopted by it under the provisions of this section.
77 No regulation and no amendment or supplement thereto or repealer
78 thereof adopted by the authority shall take effect until it is filed
79 with the Secretary of State, by the filing of a copy thereof certified
80 by the secretary of the authority.

81 (h) The operator of any vehicle upon a project involved in an
82 accident resulting in injury or death to any person or damage to
83 any property shall immediately stop such vehicle at the scene of the
84 accident, render such assistance as may be needed, and give his
85 name, address, and operator's license and registration number to

86 the person injured and to any officer or witness of the injury and
87 shall make a report of such accident in accordance with law.

88 (i) No person shall transport in or upon any project, any dyna-
89 mite, nitroglycerin, black powder, fire works, blasting caps or
90 other explosives, gasoline, alcohol, ether, liquid shellac, kerosene,
91 turpentine, formaldehyde or other inflammable or combustible
92 liquids, ammonium nitrate, sodium chlorate, wet hemp, powdered
93 metallic magnesium, nitro-cellulose film, peroxides or other readily
94 inflammable solids or oxidizing materials, hydrochloric acid, sul-
95 furic acid, or other corrosive liquids, prussic acid, phosgene,
96 arsenic, carbolic acid, potassium cyanide, tear gas, lewisite or any
97 other poisonous substances, liquids or gases, or any compressed
98 gas, or any radioactive article, substance or material, at such
99 time or place or in such manner or condition as to endanger un-
100 reasonably or as to be likely to endanger unreasonably persons or
101 property.

102 (j) If the violation of any provision of this section or the viola-
103 tion of any regulation adopted by the authority under the provi-
104 sions of this section, would have been a violation of law or
105 ordinance if committed on any public road, street or highway in
106 the municipality in which such violation occurred, it shall be tried
107 and punished in the same manner as if it had been committed in
108 such municipality.

109 (k) Notwithstanding the provisions of paragraph (j) of this
110 section, if the violation within the State of the provisions of
111 paragraph (i) of this section shall result in injury or death to a
112 person or persons or damage to property in excess of the value
113 of \$5,000.00, such violation shall constitute a **high misdemeanor**
114 *crime of the third degree*.

115 (l) Except as provided in paragraph (j) or (k) of this section,
116 any violation of any of the provisions of this section, including but
117 not limited to those regarding the payment of tolls, and any
118 violation of any regulation adopted by the authority under the
119 provisions of this section shall be punishable by a fine not exceed-
120 ing \$200.00 or by imprisonment not exceeding 30 days or by both
121 such fine and imprisonment. Such a violation shall be tried in a
122 summary way and shall be within the jurisdiction of and may be
123 brought in the county district court¹, or any criminal judicial
124 district court², or municipal court in the county where the offense
125 was committed. The rules of the Supreme Court shall govern the
126 practice and procedure in such proceedings. Proceedings under
127 this section may be instituted on any day of the week, and the
128 institution of the proceeding on a Sunday or a holiday shall be no

129 bar to the successful prosecution thereof. Any process served on a
 130 Sunday or a holiday shall be as valid as if served on any other
 131 day of the week. When imposing any penalty under the provisions
 132 of this paragraph the court having jurisdiction shall be guided by
 133 the appropriate provisions of any statute fixing uniform penalties
 134 for violation of provisions of the motor vehicle and traffic laws
 135 contained in Title 39 of the Revised Statutes.

136 (m) In any prosecution for violating a regulation of the
 137 authority adopted pursuant to the provisions of this section copies
 138 of any such regulation when authenticated under the seal of the
 139 authority by its secretary or assistant secretary shall be evidence
 140 in like manner and equal effect as the original.

141 (n) No resolution or ordinance heretofore or hereafter adopted
 142 by the governing body of any county or municipality for the
 143 control and regulation of traffic shall be applicable to vehicles while
 144 upon any project operated by the authority.

145 (o) In addition to any punishment or penalty provided by
 146 other paragraphs of this section, every registration certificate and
 147 every license certificate to drive motor vehicles may be suspended
 148 or revoked and any person may be prohibited from obtaining a
 149 driver's license or a registration certificate and the reciprocity
 150 privileges of a nonresident may be suspended or revoked by the
 151 Director of the Division of Motor Vehicles for a violation of
 152 any of the provisions of this section, after due notice in writing
 153 of such proposed suspension, revocation or prohibition and the
 154 ground thereof, and otherwise in accordance with the powers,
 155 practice and procedure established by those provisions of Title 39
 156 of the Revised Statutes applicable to such suspension, revocation
 157 or prohibition.

158 (p) Except as otherwise provided by this section or by any
 159 regulation of the authority made in accordance with the provisions
 160 hereof, the requirements of Title 39 of the Revised Statutes appli-
 161 cable to persons using, driving or operating vehicles on the public
 162 highways of this State and to vehicles so used, driven or operated
 163 shall be applicable to persons using, driving or operating vehicles
 164 on any project and to vehicles so used, driven or operated]**.

1 **[3. Section 37 of P. L. 1962, c. 10 (C. 27:12C-37) is amended
 2 to read as follows:

3 37. (A) Except as otherwise provided in section 26 of this act,
 4 no vehicle shall be permitted to make use of any project except
 5 upon the payment of such tolls as may from time to time be pre-
 6 scribed by the authority. It is hereby declared to be unlawful for
 7 any person to refuse to pay, or to evade or to attempt to evade
 8 the payment of such tolls.

9 (B) No vehicle shall be operated on any project carelessly or
10 recklessly, or in disregard of the rights or safety of others, or
11 without due caution or prudence, or in a manner so as to endanger
12 unreasonably or to be likely to endanger unreasonably persons or
13 property, or while the operator thereof is under the influence of
14 intoxicating liquors or any narcotic or habit-forming drug, nor
15 shall any vehicle be so constructed, equipped, lacking in equipment,
16 loaded or operated in such a condition of disrepair as to endanger
17 unreasonably or to be likely to endanger unreasonably persons or
18 property.

19 (C) A person operating a vehicle on any project shall operate
20 it at a careful and prudent speed, having due regard to the rights
21 and safety of others and to the traffic, surface and width of the
22 highway, and any other conditions then existing; and no person
23 shall operate a vehicle on any project at such a speed as to endanger
24 life, limb or property; provided, however, that it shall be prima
25 facie lawful for a driver of a vehicle to operate it at a speed not
26 exceeding a speed limit which is designated by the authority as a
27 reasonable and safe speed limit, when appropriate signs giving
28 notice of such speed limit are erected at the roadside or otherwise
29 posted for the information of operators of vehicles.

30 (D) No person shall operate a vehicle on any project at such
31 a slow speed as to impede or block the normal and reasonable
32 movement of traffic except when reduced speed is necessary for
33 safe operation thereof.

34 (E) No person shall operate a vehicle on any project in violation
35 of any speed limit designated by regulation adopted by the
36 authority as hereinafter provided.

37 (F) All persons operating vehicles upon any project must at
38 all times comply with any lawful order, signal or direction by voice
39 or hand of any police officer engaged in the direction of traffic upon
40 such project. When traffic on a project is controlled by traffic
41 lights, signs or by mechanical or electrical signals, such lights, signs
42 and signals shall be obeyed unless a police officer directs otherwise.

43 (G) All persons operating vehicles upon any project, or seeking
44 to do so, must at all times comply with regulations, not inconsistent
45 with the other sections of this act, adopted by the authority con-
46 cerning types, weights and sizes of vehicles permitted to use such
47 project, and with regulations adopted by the authority for or
48 prohibiting the parking of vehicles, concerning the making of turns
49 and the use of particular traffic lanes, together with any and all
50 other regulations adopted by the authority to control traffic and
51 prohibit acts hazardous in their nature or tending to impede or

52 block the normal and reasonable flow of traffic upon such project;
53 provided, however, that prior to the adoption of any regulation for
54 the control of traffic on any such project, including the designation
55 of any speed limits, the authority shall investigate and consider
56 the need for and desirability of such regulation for the safety of
57 persons and property, including the authority's property, and the
58 contribution which any such regulation would make toward the
59 efficient and safe handling of traffic and use of such project, and
60 shall determine that such regulation is necessary or desirable to
61 accomplish such purposes or one or some of them, and that upon
62 or prior to the effective date of any such regulation and during its
63 continuance, notice thereof shall be given to the drivers of vehicles
64 by appropriate signs erected at the roadside or otherwise posted.
65 The authority is hereby authorized and empowered to make, adopt
66 and promulgate regulations referred to in this section in accord-
67 ance with the provisions hereof. Regulations adopted by the
68 authority pursuant to the provisions of this section shall in so far
69 as practicable, having due regard to the features of the project and
70 the characteristics of traffic thereon and except as to maximum or
71 minimum speed limits, be consistent with the provisions of Title 39
72 of the Revised Statutes applicable to similar subjects. *Regulations*
73 *governing the overall length of commercial motor vehicles and*
74 *omnibuses shall not prescribe a length less than that which is*
75 *permitted on highways in the State under R. S. 39:3-84.* The
76 authority shall have power to amend, supplement or repeal any
77 regulation adopted by it under the provisions of this section. No
78 regulation and no amendment or supplement thereto or repealer
79 thereof adopted by the authority shall take effect until it is filed
80 with the Secretary of State, by the filing of a copy thereof certified
81 by the secretary of the authority.

82 (H) The operator of any vehicle upon a project involved in an
83 incident resulting in injury or death to any person or
84 damage to any property shall immediately stop such vehicle at
85 the scene of the incident, render such assistance as may be needed,
86 and give his name, address, and operator's license and motor
87 vehicle registration number to the person injured and to any
88 officer or witness of the injury and shall make a report of such
89 incident in accordance with law.

90 (I) No person shall transport in or upon any project, any dyna-
91 mite, nitroglycerin, black powder, fire works, blasting caps or
92 other explosives, gasoline, alcohol, ether, liquid shellac, kerosene,
93 turpentine, formaldehyde or other inflammable or combustible
94 liquids, ammonium nitrate, sodium chlorate, wet hemp, powdered

95 metallic magnesium, nitro-cellulose film, peroxides or other readily
96 inflammable solids or oxidizing materials, hydrochloric acid, sul-
97 furic acid, or other corrosive liquids, prussic acid, phosgene,
98 arsenic, carbolic acid, potassium cyanide, tear gas, lewisite or any
99 other poisonous substances, liquids or gases, or any compressed
100 gas, or any radioactive article, substance or material, at such time
101 or place or in such manner or condition as to endanger unreason-
102 ably or as to be likely to endanger unreasonably persons or
103 property.

104-114 (J) If the violation of any provisions of this section or the viola-
115 tion of any regulation adopted by the authority under the provi-
116 sions of this section would have been a violation of law or ordi-
117 nance if committed on any public road, street or highway in the
118 municipality in which such violation occurred, it shall be tried and
119 punished in the same manner as if it had been committed in such
120 municipality.

121 (K) Notwithstanding the provisions of paragraph (J) of this
122 section, if the violation of the provisions of paragraph (I) of this
123 section shall result in injury or death to a person or persons or
124 damage to property in excess of the value of \$5,000.00, such viola-
125 tion shall constitute a [high misdemeanor] *crime of the third*
126 *degree*.

127 (L) Except as provided in paragraph (J) or (K) of this section,
128 any violation of any of the provisions of this section, including but
129 not limited to those regarding the payment of tolls, and any
130 violation of any regulation adopted by the authority under the
131 provisions of this section shall be punishable by a fine not exceed-
132 ing \$200.00 or by imprisonment not exceeding 30 days or by both
133 such fine and imprisonment. Such a violation shall be tried in a
134 summary way and shall be within the jurisdiction of and may be
135 brought in the county district court or any municipal court in the
136 county where the offense was committed. Proceedings under this
137 section may be instituted on any day of the week, and the insti-
138 tution of the proceedings on a Sunday or a holiday shall be no
139 bar to the successful prosecution thereof. Any process served
140 on a Sunday or a holiday shall be as valid as if served on any
141 other day of the week. When imposing any penalty under the
142 provisions of this paragraph the court having jurisdiction shall be
143 guided by the appropriate provisions of any statute fixing uniform
144 penalties for violation of provisions of the motor vehicle and traffic
145 laws contained in Title 39 of the Revised Statutes.

146-148 (M) In any prosecution for violating a regulation of the author-
149 ity adopted pursuant to the provisions of this section copies of any

150 such regulation when authenticated under the seal of the authority
151 by its secretary or assistant secretary shall be evidence in like
152 manner and equal effect as the original.

153 (N) No resolution or ordinance heretofore or hereafter adopted
154 by the governing body of any county or municipality for the
155 control and regulation of traffic shall be applicable to vehicles
156 while upon any project operated by the authority.

157 (O) In addition to any punishment or penalty provided by other
158 paragraphs of this section, every registration certificate and every
159 license certificate to drive motor vehicles may be suspended or
160 revoked and any person may be prohibited from obtaining a
161 driver's license or a registration certificate and the reciprocity
162 privileges of a nonresident may be suspended or revoked by the
163 Director of the Division of Motor Vehicles for a violation of any
164 of the provisions of this section, after due notice in writing of such
165 proposed suspension, revocation or prohibition and the ground
166 thereof, and otherwise in accordance with the powers, practice
167 procedure established by the provisions of Title 39 of the
168 Revised Statutes applicable to such suspension, revocation or
169 prohibition.

170 (P) Except as otherwise provided by this section or by any
171 regulation of the authority made in accordance with the provisions
172 hereof, the requirements of Title 39 of the Revised Statutes appli-
173 cable to persons using, driving or operating vehicles on the public
174 highways of this State and to vehicles so used, driven or operated
175 shall be applicable to persons using, driving or operating vehicles
176 on any project and to vehicles so used, driven or operated.]**

1 **[4. Section 5 of P. L. 1951, c. 264 (C. 27:23-29) is amended
2 to read as follows:

3 5. All persons operating vehicles upon any such turnpike project,
4 or seeking to do so, must at all times comply with regulations, not
5 inconsistent with the other sections of this act, adopted by the
6 New Jersey Turnpike Authority concerning types, weights and
7 sizes of vehicles permitted to use any such turnpike project, and
8 with regulations adopted by the authority for or prohibiting the
9 parking of vehicles, concerning the making of turns and the use of
10 particular traffic lanes, together with any and all other regulations
11 adopted by the authority to control traffic and prohibit acts haz-
12 ardous in their nature or tending to impede or block the normal
13 and reasonable flow of traffic upon any turnpike project; provided,
14 however, that prior to the adoption of any regulation for the
15 control of traffic on any such turnpike project, including the desig-
16 nation of any speed limits, the authority shall investigate and

17 consider the need for and desirability of such regulation for the
 18 safety of persons and property, including the authority's property,
 19 and the contribution which any such regulation would make toward
 20 the efficient and safe handling of traffic and use of such turnpike
 21 project, and shall determine that such regulation is necessary or
 22 desirable to accomplish such purposes or one or some of them, and
 23 that upon or prior to the effective date of any such regulation and
 24 during its continuance, notice thereof shall be given to the drivers
 25 of vehicles by appropriate signs erected at the roadside or other-
 26 wise posted.

27 The authority is hereby authorized and empowered to make,
 28 adopt and promulgate regulations referred to in this section in
 29 accordance with the provisions hereof.

30 Regulations adopted by the authority pursuant to the provisions
 31 of this section shall insofar as practicable, having due regard to the
 32 features of any such turnpike project and the characteristics of
 33 traffic thereon, be consistent with the provisions of Title 39 of the
 34 Revised Statutes applicable to similar subjects. *Regulations gov-*
 35 *erning the overall length of commercial motor vehicles and omn-*
 36 *buses shall not prescribe a length less than that which is permitted*
 37 *on highways in the State under R. S. 39:3-84.*

38 The authority shall have power to amend, supplement or repeal
 39 any regulation adopted by it under the provisions of this section.

40 No regulation and no amendment or supplement thereto or
 41 repealer thereof adopted by the authority shall take effect until
 42 it is filed with the Secretary of State, by the filing of a copy thereof
 43 certified by the secretary of the authority.***

1 ***[2.]*** ****[*5.*]**** *****[**2.**]**** ***3.** This act shall take
 2 effect *****[immediately]***** ***April 6, 1983***.

SENATE, No. 1138

STATE OF NEW JERSEY

INTRODUCED MARCH 1, 1982

By Senators ORECHIO and FORAN

Referred to Committee on Transportation and Communications

AN ACT concerning motor vehicles and amending R. S. 39:3-84.

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

1 1. R. S. 39:3-84 is amended to read as follows:

2 39:3-84. No commercial motor vehicle, tractor, trailer or semi-
3 trailer shall be operated on any highway in this State the outside
4 width of which is more than *the federal maximum of 96 inches,*
5 *inclusive of load, or as such may be amended from time to time,* or
6 the height of which exceeds 13½ feet, inclusive of load, and no com-
7 mercial motor vehicle, tractor or trailer shall be operated on any
8 highway in this State, the extreme overall length of which exceeds
9 35 feet either for a two-axle four-wheeled vehicle, inclusive of load,
10 or 35 feet either for a three-axle six-wheeled vehicle, inclusive of
11 load, except that a vehicle or vehicle inclusive of load exceeding the
12 above limitations may be operated when a special permit so to
13 operate is secured in advance from the director. The application for
14 such permit shall be accompanied by a fee fixed by the director. A
15 special permit issued by the director shall be in the possession of the
16 operator of the vehicle for which such permit was issued. In com-
17 puting any dimensions of a vehicle, or vehicle and load, for the
18 purposes of this section, there shall not be included in the dimen-
19 sional limitations safety appliances such as mirrors or lights, or
20 chains or similar fasteners used for the securing of cargo, provided
21 such appliances or fasteners do not exceed the overall limitations
22 established by the director by rule or regulation.

23 In the case of an omnibus the maximum width and length dimen-

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

Matter printed in italics thus is new matter.

24 sions shall be such as the Board of Public [Utility Commissioners
25 prescribe] *Utilities prescribes*, but no outside width in excess of 96
26 inches *or overall length in excess of 45 feet, excluding bumpers*,
27 shall be prescribed with respect to one or more highways specified
28 or otherwise described except upon certifications, (1) of the
29 Division of Motor Vehicles in the Department of Law and Public
30 Safety that the proposed width *or length* is not unsafe for use on
31 the highways in this State and (2) of the State Department of
32 Transportation that the proposed width, if in excess of 96 inches,
33 *or the proposed length* is not in conflict with the requirements of
34 any agency of the United States having jurisdiction over the
35 National System of Interstate and Defense Highways authorized
36 by law. No outside width *or overall length* so prescribed shall be
37 valid if the allowance of use of the same would disqualify the State
38 of New Jersey or any department, agency or governmental sub-
39 division thereof for the purpose of receiving federal highway funds.

40 In the case of farm tractors and traction equipment and farm
41 machinery and implements, the maximum width and length shall
42 be such as the Director of the Division of Motor Vehicles shall
43 prescribe by uniform rules and regulations but the operation of
44 such vehicles shall be subject to the provisions of section 39:3-24
45 of this Title and any such vehicle shall not be operated on any
46 highway which is part of the National System of Interstate and
47 Defense Highways or on any highway which has been designated
48 a freeway or parkway as provided by law.

49 In the case of commercial motor vehicles, trailers and semi-
50 trailers including farm trucks, while loaded with hay or straw the
51 maximum width of the load shall not exceed 105½ inches.

52 No commercial motor vehicle [drawing or having attached
53 thereto any other such vehicle, nor any] *or combination of vehicles*,
54 shall be operated on any highway in this State, in excess of a total
55 overall length, inclusive of load, of [55] *60 feet for a commercial*
56 *motor vehicle drawing or having attached thereto any other such*
57 *vehicle, and 65 feet for a commercial motor vehicle drawing or*
58 *having attached thereto two motor drawn vehicles except a vehicle*
59 *or a combination of vehicles transporting poles, pilings, structural*
60 *units or other articles incapable of dismemberment the total overall*
61 *length of which, inclusive of load, shall not exceed 70 feet, but the*
62 *provisions of this paragraph shall not apply to a vehicle nor to any*
63 *combination of vehicles, operated by a public utility as defined in*
64 *R. S. 48:2-13 which vehicle or combination of vehicles is used by*
65 *such public utility in the construction, reconstruction, repair or*
66 *maintenance of its property or facilities.*

67 Notwithstanding the above limitations, a combination of vehicles
68 designed, built and used to transport other motor vehicles may
69 carry a load which exceeds [the 55] 65 feet overall length, provided,
70 however, the total load overhang shall be limited to 5 feet and may
71 not exceed 3 feet at either the front or rear [and that the overhang
72 shall be above the height of the average passenger car].

73 The gross weight imposed on the highway by the wheels of any
74 one axle of a vehicle shall not exceed 22,400 pounds.

75 For the purpose of this Title the gross weight imposed on the
76 highway by the wheels of any one axle of a vehicle shall be deemed
77 to mean the total load transmitted to the road by all wheels whose
78 centers are included between two parallel transverse vertical planes
79 less than 40 inches apart, extending across the full width of the
80 vehicle.

81 The combined gross weight imposed on the highway by all wheels
82 of all axles whose centers are on or between two parallel transverse
83 vertical planes spaced 40 inches, but less than 96 inches apart,
84 extending across the full width of the vehicle, shall not exceed
85 34,000 pounds.

86 In addition to the other requirements of this section and not-
87 withstanding any other provision of this Title, no commercial motor
88 vehicle, tractor, trailer or semitrailer shall be operated on any
89 highway in this State with a combined weight of vehicle and load,
90 an axle weight or a vehicle dimension the allowance of which would
91 disqualify the State of New Jersey or any department, agency or
92 governmental subdivision thereof for the purpose of receiving fed-
93 eral highway funds.

94 The dimensional and weight restrictions set forth herein shall
95 not apply to a combination of vehicles which includes a disabled
96 vehicle or a combination of vehicles being removed from a highway
97 in this State, provided that such oversize or overweight vehicle
98 combination may not travel on the public highways more than 5
99 miles from the point where such disablement occurred. If the dis-
100 ablement occurred on a limited access highway, the distance to the
101 nearest exit of such highway shall be added to the 5-mile limitation.

1 2. This act shall take effect immediately.

STATEMENT

The vehicle length laws of New Jersey effectively cause the State to act as a roadblock to interstate commerce by prohibiting longer commercial vehicles that are proven safe and productive. At the same time, the present laws cause an undue hardship on the truck-

ing industry in New Jersey. The bill would bring New Jersey vehicle length laws in uniformity with those of surrounding states and with those in 42 other states in America. The bill would also erase the existing economic hardship to truck transportation in the State. Manufacturers in the State would be better served with reduced cost for transport operations, thereby making possible savings for consumers. The State overall would benefit from a healthy and profitable major industry.

ASSEMBLY TRANSPORTATION AND COMMUNICATIONS
COMMITTEE

STATEMENT TO

SENATE, No. 1138

[SECOND OFFICIAL COPY REPRINT]

STATE OF NEW JERSEY

DATED: DECEMBER 13, 1982

This bill permits a commercial motor vehicle to operate on the highways in this State provided that its total overall length is no longer than 60 feet, instead of the current limit of 55 feet. The bill also stipulates that the trailer portion of the vehicle shall not exceed 48 feet in length. In addition, the bill permits a commercial motor vehicle drawing or having attached thereto two motor drawn vehicles to operate upon those highways in the State which the Department of Transportation may designate provided that its total overall length is no longer than 65 feet. Furthermore, the legislation allows a combination of vehicles designed, built and used to transport other motor vehicles to have a total overall length of 65 feet or in cases where the overall length is 60 feet a total load overhang is permitted of up to five feet and the overhang may not exceed three feet at either the front or rear.

[OFFICIAL COPY REPRINT]

SENATE, No. 1138

STATE OF NEW JERSEY

INTRODUCED MARCH 1, 1982

By Senators ORECHIO and FORAN

Referred to Committee on Transportation and Communications

AN ACT concerning **commercial** motor vehicles **and omnibuses**
and amending R. S. 39:3-84*; P. L. 1951, c. 264; P. L. 1952, c. 16;
and P. L. 1962, c. 10*.

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

1 1. R. S. 39:3-84 is amended to read as follows:

2 39:3-84. No commercial motor vehicle, tractor, trailer or semi-
3 trailer shall be operated on any highway in this State the outside
4 width of which is more than *the federal maximum of 96 inches,*
5 *inclusive of load, or as such may be amended from time to time,* or
6 the height of which exceeds 13½ feet, inclusive of load, and no com-
7 mercial motor vehicle, tractor or trailer shall be operated on any
8 highway in this State, the extreme overall length of which exceeds
9 35 feet either for a two-axle four-wheeled vehicle, inclusive of load,
10 or 35 feet either for a three-axle six-wheeled vehicle, inclusive of
11 load, except that a vehicle or vehicle inclusive of load exceeding the
12 above limitations may be operated when a special permit so to
13 operate is secured in advance from the director. The application for
14 such permit shall be accompanied by a fee fixed by the director. A
15 special permit issued by the director shall be in the possession of the
16 operator of the vehicle for which such permit was issued. In com-
17 puting any dimensions of a vehicle, or vehicle and load, for the
18 purposes of this section, there shall not be included in the dimen-
19 sional limitations safety appliances such as mirrors or lights, or
20 chains or similar fasteners used for the securing of cargo, provided
21 such appliances or fasteners do not exceed the overall limitations
22 established by the director by rule or regulation.

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

Matter printed in italics thus is new matter.

Matter enclosed in asterisks or stars has been adopted as follows:

***—Senate committee amendments adopted May 6, 1982.**

23 In the case of an omnibus the maximum width and length dimen-
 24 sions shall be such as the *~~Board of Public~~* ~~Utility Commis-~~
 25 sioners prescribe] *~~Utilities~~* *Department of Transportation**
 25A *prescribes*, but no outside width in excess of 96 inches *~~or~~
 26 *overall length in excess of 45 feet, excluding bumpers,** shall
 27 be prescribed with respect to one or more highways specified
 28 or otherwise described except upon certifications, (1) of the
 29 Division of Motor Vehicles in the Department of Law and Public
 30 Safety that the proposed width *~~or length~~* is not unsafe for use
 31 on the highways in this State and (2) of the State Department of
 32 Transportation that the proposed width, if in excess of 96 inches,
 33 *~~or the proposed length~~* is not in conflict with the requirements
 34 of any agency of the United States having jurisdiction over the
 35 National System of Interstate and Defense Highways authorized
 36 by law. No outside width *~~or overall length~~* so prescribed shall
 37 be valid if the allowance of use of the same would disqualify the
 38 State of New Jersey or any department, agency or governmental
 39 subdivision thereof for the purpose of receiving federal highway
 39A funds.

40 In the case of farm tractors and traction equipment and farm
 41 machinery and implements, the maximum width and length shall
 42 be such as the Director of the Division of Motor Vehicles shall
 43 prescribe by uniform rules and regulations but the operation of
 44 such vehicles shall be subject to the provisions of *~~section~~*
 45 *R. S.* 39:3-24 *~~of this Title~~* and any such vehicle shall not be
 46 operated on any highway which is part of the National System of
 47 Interstate and Defense Highways or on any highway which has
 48 been designated a freeway or parkway as provided by law.

49 In the case of commercial motor vehicles, trailers and semi-
 50 trailers including farm trucks, while loaded with hay or straw the
 51 maximum width of the load shall not exceed 105½ inches.

52 No commercial motor vehicle ~~drawing or having attached~~
 53 thereto any other such vehicle, nor any] *or combination of*
 54 vehicles*~~,~~* shall be operated on any highway in this State*~~,~~*
 55 in excess of a total overall length, inclusive of load, of*: *a.* *~~55~~*
 56 *60 feet for a commercial motor vehicle drawing or having attached*
 57 *thereto any other such vehicle, ~~and~~ which shall not exceed*
 58 *48 feet in length; or b.* *65 feet for a commercial motor vehicle*
 58A *drawing or having attached thereto two motor drawn vehicles*
 58B *~~except a~~* *. A commercial motor vehicle drawing or having*
 58C *attached thereto two motor drawn vehicles may only be operated*
 58D *on highways which the Department of Transportation may desig-*
 58E *nate. The department, within 180 days of the effective date of this*

58F 1982 amendatory act, shall promulgate regulations designating on
58G which highways, if any, such vehicles may operate and shall report
58H to the Senate and General Assembly Transportation and Com-
58I munications Committees as to potential safety hazards created by
58J allowing the operation of such vehicles. A* vehicle or a combina-
58K tion of vehicles transporting poles, pilings, structural units or
59 other articles incapable of dismemberment *~~the~~* *may exceed
60 the above limitations but its* total overall length *~~of which~~*,
61 inclusive of load, shall not exceed 70 feet*~~, but the~~* *. The*
62 provisions of this paragraph shall not apply to a vehicle nor to any
63 combination of vehicles, operated by a public utility as defined in
64 R. S. 48:2-13 which vehicle or combination of vehicles is used by
65 such public utility in the construction, reconstruction, repair or
66 maintenance of its property or facilities.

67 Notwithstanding the above limitations, a combination of vehicles
68 designed, built and used to transport other motor vehicles may
69 carry a load which exceeds ~~the 55~~ *~~65~~* *60* feet overall
70 length, provided, however, the total load overhang shall be limited
71 to 5 feet and may not exceed 3 feet at either the front or rear ~~and~~
72 that the overhang shall be above the height of the average
72A passenger car]. *A combination of vehicles designed, built and
72B used to transport other motor vehicles may have a total overall
72C length of 65 feet, provided, however, there shall be no overhang
72D at either the front or rear.*

73 The gross weight imposed on the highway by the wheels of any
74 one axle of a vehicle shall not exceed 22,400 pounds.

75 For the purpose of this Title the gross weight imposed on the
76 highway by the wheels of any one axle of a vehicle shall be deemed
77 to mean the total load transmitted to the road by all wheels whose
78 centers are included between two parallel transverse vertical planes
79 less than 40 inches apart, extending across the full width of the
80 vehicle.

81 The combined gross weight imposed on the highway by all wheels
82 of all axles whose centers are on or between two parallel transverse
83 vertical planes spaced 40 inches, but less than 96 inches apart,
84 extending across the full width of the vehicle, shall not exceed
85 34,000 pounds.

86 In addition to the other requirements of this section and not-
87 withstanding any other provision of this Title, no commercial motor
88 vehicle, tractor, trailer or semitrailer shall be operated on any
89 highway in this State with a combined weight of vehicle and load,
90 an axle weight or a vehicle dimension the allowance of which would
91 disqualify the State of New Jersey or any department, agency or

92 governmental subdivision thereof for the purpose of receiving fed-
93 eral highway funds.

94 The dimensional and weight restrictions set forth herein shall
95 not apply to a combination of vehicles which includes a disabled
96 vehicle or a combination of vehicles being removed from a highway
97 in this State, provided that such oversize or overweight vehicle
98 combination may not travel on the public highways more than 5
99 miles from the point where such disablement occurred. If the dis-
100 ablement occurred on a limited access highway, the distance to the
101 nearest exit of such highway shall be added to the 5-mile limitation.

1 *2. Section 18 of P. L. 1952, c. 16 (C. 27:12B-18) is amended to
2 read as follows:

3 18. (a) No vehicle shall be permitted to make use of any project
4 except upon the payment of such tolls as may from time to time
5 be prescribed by the authority. It is hereby declared to be unlawful
6 for any person to refuse to pay, or to evade or to attempt to evade
7 the payment of such tolls.

8 (b) No vehicle shall be operated on any project carelessly or
9 recklessly, or in disregard of the rights or safety of others, or
10 without due caution or prudence, or in a manner so as to endanger
11 unreasonably or to be likely to endanger unreasonably persons or
12 property, or while the operator thereof is under the influence of
13 intoxicating liquors or any narcotic or habit-forming drug, nor
14 shall any vehicle be so constructed, equipped, lacking in equipment,
15 loaded or operated in such a condition of disrepair as to endanger
16 unreasonably or to be likely to endanger unreasonably persons or
17 property.

18 (c) A person operating a vehicle on any project shall operate
19 it at a careful and prudent speed, having due regard to the rights
20 and safety of others and to the traffic, surface and width of the
21 highway, and any other conditions then existing; and no person
22 shall operate a vehicle on any project at such a speed as to
23 endanger life, limb or property; provided, however, that it shall be
24 prima facie lawful for a driver of a vehicle to operate it at a
25 speed not exceeding a speed limit which is designated by the
26 authority at a reasonable and safe speed limit, when appropriate
27 signs giving notice of such speed limit are erected at the roadside
28 or otherwise posted for the information of operators of vehicles.

29 (d) No person shall operate a vehicle on any project at such
30 a slow speed as to impede or block the normal and reasonable
31 movement of traffic except when reduced speed is necessary for
32 safe operation thereof.

33 (e) No person shall operate a vehicle on any project in violation

34 of any speed limit designated by regulation adopted by the author-
35 ity as hereinafter provided.

36 (f) All persons operating vehicles upon any project must at all
37 times comply with any lawful order, signal or direction by voice or
38 hand of any police officer engaged in the direction of traffic upon
39 such project. When traffic on a project is controlled by traffic
40 lights, signs or by mechanical or electrical signals, such lights,
41 signs and signals shall be obeyed unless a police officer directs
42 otherwise.

43 (g) All persons operating vehicles upon any project, or seeking
44 to do so, must at all times comply with regulations, not inconsistent
45 with the other sections of this act, adopted by the authority con-
46 cerning types, weights and sizes of vehicles permitted to use such
47 project, and with regulations adopted by the authority for or
48 prohibiting the parking of vehicles, concerning the making of turns
49 and the use of particular traffic lanes, together with any and all
50 other regulations adopted by the authority to control traffic and
51 prohibit acts hazardous in their nature or tending to impede or
52 block the normal and reasonable flow of traffic upon such project;
53 provided, however, that prior to the adoption of any regulation
54 for the control of traffic on any such project, including the designa-
55 tion of any speed limits, the authority shall investigate and con-
56 sider the need for and desirability of such regulation for the
57 safety of persons and property, including the authority's property,
58 and the contribution which any such regulation would make toward
59 the efficient and safe handling of traffic and use of such project, and
60 shall determine that such regulation is necessary or desirable to
61 accomplish such purposes or one or some of them, and that upon
62 or prior to the effective date of any such regulation and during its
63 continuance, notice thereof shall be given to the drivers of vehicles
64 by appropriate signs erected at the roadside or otherwise posted.
65 The authority is hereby authorized and empowered to make, adopt
66 and promulgate regulations referred to in this section in accordance
67 with the provisions hereof. Regulations adopted by the authority
68 pursuant to the provisions of this section shall insofar as practi-
69 cable, having due regard to the features of the project and the
70 characteristics of traffic thereon, be consistent with the provisions
71 of Title 39 of the Revised Statutes applicable to similar subjects.
72 *Regulations governing the overall length of commercial motor*
73 *vehicles and omnibuses shall not prescribe a length less than that*
74 *which is permitted on highways in the State under R. S. 39:3-84.*
75 The authority shall have power to amend, supplement or repeal
76 any regulation adopted by it under the provisions of this section.

77 No regulation and no amendment or supplement thereto or repealer
78 thereof adopted by the authority shall take effect until it is filed
79 with the Secretary of State, by the filing of a copy thereof certified
80 by the secretary of the authority.

81 (h) The operator of any vehicle upon a project involved in an
82 accident resulting in injury or death to any person or damage to
83 any property shall immediately stop such vehicle at the scene of the
84 accident, render such assistance as may be needed, and give his
85 name, address, and operator's license and registration number to
86 the person injured and to any officer or witness of the injury and
87 shall make a report of such accident in accordance with law.

88 (i) No person shall transport in or upon any project, any dynamite,
89 nitroglycerin, black powder, fire works, blasting caps or
90 other explosives, gasoline, alcohol, ether, liquid shellac, kerosene,
91 turpentine, formaldehyde or other inflammable or combustible
92 liquids, ammonium nitrate, sodium chlorate, wet hemp, powdered
93 metallic magnesium, nitro-cellulose film, peroxides or other readily
94 inflammable solids or oxidizing materials, hydrochloric acid, sulfuric
95 acid, or other corrosive liquids, prussic acid, phosgene,
96 arsenic, carbolic acid, potassium cyanide, tear gas, lewisite or any
97 other poisonous substances, liquids or gases, or any compressed
98 gas, or any radioactive article, substance or material, at such
99 time or place or in such manner or condition as to endanger un-
100 reasonably or as to be likely to endanger unreasonably persons or
101 property.

102 (j) If the violation of any provision of this section or the violation
103 of any regulation adopted by the authority under the provisions of this
104 section, would have been a violation of law or ordinance if committed
105 on any public road, street or highway in the municipality in which such
106 violation occurred, it shall be tried and punished in the same manner
107 as if it had been committed in such municipality.

109 (k) Notwithstanding the provisions of paragraph (j) of this section,
110 if the violation within the State of the provisions of paragraph (i) of
111 this section shall result in injury or death to a person or persons or
112 damage to property in excess of the value of \$5,000.00, such violation
113 shall constitute a **[high misdemeanor]** *crime of the third degree*.

115 (l) Except as provided in paragraph (j) or (k) of this section,
116 any violation of any of the provisions of this section, including but
117 not limited to those regarding the payment of tolls, and any violation
118 of any regulation adopted by the authority under the provisions of this
119 section shall be punishable by a fine not exceed-

120 ing \$200.00 or by imprisonment not exceeding 30 days or by both
121 such fine and imprisonment. Such a violation shall be tried in a
122 summary way and shall be within the jurisdiction of and may be
123 brought in the county district court[¶], or any criminal judicial
124 district court,[¶] or municipal court in the county where the offense
125 was committed. The rules of the Supreme Court shall govern the
126 practice and procedure in such proceedings. Proceedings under
127 this section may be instituted on any day of the week, and the
128 institution of the proceeding on a Sunday or a holiday shall be no
129 bar to the successful prosecution thereof. Any process served on a
130 Sunday or a holiday shall be as valid as if served on any other
131 day of the week. When imposing any penalty under the provisions
132 of this paragraph the court having jurisdiction shall be guided by
133 the appropriate provisions of any statute fixing uniform penalties
134 for violation of provisions of the motor vehicle and traffic laws
135 contained in Title 39 of the Revised Statutes.

136 (m) In any prosecution for violating a regulation of the
137 authority adopted pursuant to the provisions of this section copies
138 of any such regulation when authenticated under the seal of the
139 authority by its secretary or assistant secretary shall be evidence
140 in like manner and equal effect as the original.

141 (n) No resolution or ordinance heretofore or hereafter adopted
142 by the governing body of any county or municipality for the
143 control and regulation of traffic shall be applicable to vehicles while
144 upon any project operated by the authority.

145 (o) In addition to any punishment or penalty provided by
146 other paragraphs of this section, every registration certificate and
147 every license certificate to drive motor vehicles may be suspended
148 or revoked and any person may be prohibited from obtaining a
149 driver's license or a registration certificate and the reciprocity
150 privileges of a nonresident may be suspended or revoked by the
151 Director of the Division of Motor Vehicles for a violation of
152 any of the provisions of this section, after due notice in writing
153 of such proposed suspension, revocation or prohibition and the
154 ground thereof, and otherwise in accordance with the powers,
155 practice and procedure established by those provisions of Title 39
156 of the Revised Statutes applicable to such suspension, revocation
157 or prohibition.

158 (p) Except as otherwise provided by this section or by any
159 regulation of the authority made in accordance with the provisions
160 hereof, the requirements of Title 39 of the Revised Statutes appli-
161 cable to persons using, driving or operating vehicles on the public
162 highways of this State and to vehicles so used, driven or operated

163 shall be applicable to persons using, driving or operating vehicles
164 on any project and to vehicles so used, driven or operated.

1 3. Section 37 of P. L. 1962, c. 10 (C. 27:12C-37) is amended to
2 read as follows:

3 37. (A) Except as otherwise provided in section 26 of this act,
4 no vehicle shall be permitted to make use of any project except
5 upon the payment of such tolls as may from time to time be pre-
6 scribed by the authority. It is hereby declared to be unlawful for
7 any person to refuse to pay, or to evade or to attempt to evade
8 the payment of such tolls.

9 (B) No vehicle shall be operated on any project carelessly or
10 recklessly, or in disregard of the rights or safety of others, or
11 without due caution or prudence, or in a manner so as to endanger
12 unreasonably or to be likely to endanger unreasonably persons or
13 property, or while the operator thereof is under the influence of
14 intoxicating liquors or any narcotic or habit-forming drug, nor
15 shall any vehicle be so constructed, equipped, lacking in equipment,
16 loaded or operated in such a condition of disrepair as to endanger
17 unreasonably or to be likely to endanger unreasonably persons or
18 property.

19 (C) A person operating a vehicle on any project shall operate
20 it at a careful and prudent speed, having due regard to the rights
21 and safety of others and to the traffic, surface and width of the
22 highway, and any other conditions then existing; and no person
23 shall operate a vehicle on any project at such a speed as to endanger
24 life, limb or property; provided, however, that it shall be prima
25 facie lawful for a driver of a vehicle to operate it at a speed not
26 exceeding a speed limit which is designated by the authority as a
27 reasonable and safe speed limit, when appropriate signs giving
28 notice of such speed limit are erected at the roadside or otherwise
29 posted for the information of operators of vehicles.

30 (D) No person shall operate a vehicle on any project at such
31 a slow speed as to impede or block the normal and reasonable
32 movement of traffic except when reduced speed is necessary for
33 safe operation thereof.

34 (E) No person shall operate a vehicle on any project in violation
35 of any speed limit designated by regulation adopted by the
36 authority as hereinafter provided.

37 (F) All persons operating vehicles upon any project must at
38 all times comply with any lawful order, signal or direction by voice
39 or hand of any police officer engaged in the direction of traffic upon
40 such project. When traffic on a project is controlled by traffic
41 lights, signs or by mechanical or electrical signals, such lights, signs

42 and signals shall be obeyed unless a police officer directs otherwise.

43 (G) All persons operating vehicles upon any project, or seeking
44 to do so, must at all times comply with regulations, not inconsistent
45 with the other sections of this act, adopted by the authority con-
46 cerning types, weights and sizes of vehicles permitted to use such
47 project, and with regulations adopted by the authority for or
48 prohibiting the parking of vehicles, concerning the making of turns
49 and the use of particular traffic lanes, together with any and all
50 other regulations adopted by the authority to control traffic and
51 prohibit acts hazardous in their nature or tending to impede or
52 block the normal and reasonable flow of traffic upon such project;
53 provided, however, that prior to the adoption of any regulation for
54 the control of traffic on any such project, including the designation
55 of any speed limits, the authority shall investigate and consider
56 the need for and desirability of such regulation for the safety of
57 persons and property, including the authority's property, and the
58 contribution which any such regulation would make toward the
59 efficient and safe handling of traffic and use of such project, and
60 shall determine that such regulation is necessary or desirable to
61 accomplish such purposes or one or some of them, and that upon
62 or prior to the effective date of any such regulation and during its
63 continuance, notice thereof shall be given to the drivers of vehicles
64 by appropriate signs erected at the roadside or otherwise posted.
65 The authority is hereby authorized and empowered to make, adopt
66 and promulgate regulations referred to in this section in accord-
67 ance with the provisions hereof. Regulations adopted by the
68 authority pursuant to the provisions of this section shall in so far
69 as practicable, having due regard to the features of the project and
70 the characteristics of traffic thereon and except as to maximum or
71 minimum speed limits, be consistent with the provisions of Title 39
72 of the Revised Statutes applicable to similar subjects. *Regulations*
73 *governing the overall length of commercial motor vehicles and*
74 *omnibuses shall not prescribe a length less than that which is*
75 *permitted on highways in the State under R. S. 39:3-84. The*
76 authority shall have power to amend, supplement or repeal any
77 regulation adopted by it under the provisions of this section. No
78 regulation and no amendment or supplement thereto or repealer
79 thereof adopted by the authority shall take effect until it is filed
80 with the Secretary of State, by the filing of a copy thereof certified
81 by the secretary of the authority.

82 (H) The operator of any vehicle upon a project involved in an
83 incident resulting in injury or death to any person or
84 damage to any property shall immediately stop such vehicle at

85 the scene of the incident, render such assistance as may be needed,
86 and give his name, address, and operator's license and motor
87 vehicle registration number to the person injured and to any
88 officer or witness of the injury and shall make a report of such
89 incident in accordance with law.

90 (I) No person shall transport in or upon any project, any dyna-
91 mite, nitroglycerin, black powder, fire works, blasting caps or
92 other explosives, gasoline, alcohol, ether, liquid shellac, kerosene,
93 turpentine, formaldehyde or other inflammable or combustible
94 liquids, ammonium nitrate, sodium chlorate, wet hemp, powdered
95 metallic magnesium, nitro-cellulose film, peroxides or other readily
96 inflammable solids or oxidizing materials, hydrochloric acid, sul-
97 furic acid, or other corrosive liquids, prussic acid, phosgene,
98 arsenic, carbolic acid, potassium cyanide, tear gas, lewisite or any
99 other poisonous substances, liquids or gases, or any compressed
100 gas, or any radioactive article, substance or material, at such time
101 or place or in such manner or condition as to endanger unreason-
102 ably or as to be likely to endanger unreasonably persons or
103 property.

104-114 (J) If the violation of any provisions of this section or the viola-
115 tion of any regulation adopted by the authority under the provi-
116 sions of this section would have been a violation of law or ordi-
117 nance if committed on any public road, street or highway in the
118 municipality in which such violation occurred, it shall be tried and
119 punished in the same manner as if it had been committed in such
120 municipality.

121 (K) Notwithstanding the provisions of paragraph (J) of this
122 section, if the violation of the provisions of paragraph (I) of this
123 section shall result in injury or death to a person or persons or
124 damage to property in excess of the value of \$5,000.00, such viola-
125 tion shall constitute a [high misdemeanor] *crime of the third*
126 *degree*.

127 (L) Except as provided in paragraph (J) or (K) of this section,
128 any violation of any of the provisions of this section, including but
129 not limited to those regarding the payment of tolls, and any
130 violation of any regulation adopted by the authority under the
131 provisions of this section shall be punishable by a fine not exceed-
132 ing \$200.00 or by imprisonment not exceeding 30 days or by both
133 such fine and imprisonment. Such a violation shall be tried in a
134 summary way and shall be within the jurisdiction of and may be
135 brought in the county district court or any municipal court in the
136 county where the offense was committed. Proceedings under this
137 section may be instituted on any day of the week, and the insti-

138 tution of the proceedings on a Sunday or a holiday shall be no
139 bar to the successful prosecution thereof. Any process served
140 on a Sunday or a holiday shall be as valid as if served on any
141 other day of the week. When imposing any penalty under the
142 provisions of this paragraph the court having jurisdiction shall be
143 guided by the appropriate provisions of any statute fixing uniform
144 penalties for violation of provisions of the motor vehicle and traffic
145 laws contained in Title 39 of the Revised Statutes.

146-148 (M) In any prosecution for violating a regulation of the author-
149 ity adopted pursuant to the provisions of this section copies of any
150 such regulation when authenticated under the seal of the authority
151 by its secretary or assistant secretary shall be evidence in like
152 manner and equal effect as the original.

153 (N) No resolution or ordinance heretofore or hereafter adopted
154 by the governing body of any county or municipality for the
155 control and regulation of traffic shall be applicable to vehicles
156 while upon any project operated by the authority.

157 (O) In addition to any punishment or penalty provided by other
158 paragraphs of this section, every registration certificate and every
159 license certificate to drive motor vehicles may be suspended or
160 revoked and any person may be prohibited from obtaining a
161 driver's license or a registration certificate and the reciprocity
162 privileges of a nonresident may be suspended or revoked by the
163 Director of the Division of Motor Vehicles for a violation of any
164 of the provisions of this section, after due notice in writing of such
165 proposed suspension, revocation or prohibition and the ground
166 thereof, and otherwise in accordance with the powers, practice
167 procedure established by the provisions of Title 39 of the
168 Revised Statutes applicable to such suspension, revocation or
169 prohibition.

170 (P) Except as otherwise provided by this section or by any
171 regulation of the authority made in accordance with the provisions
172 hereof, the requirements of Title 39 of the Revised Statutes appli-
173 cable to persons using, driving or operating vehicles on the public
174 highways of this State and to vehicles so used, driven or operated
175 shall be applicable to persons using, driving or operating vehicles
176 on any project and to vehicles so used, driven or operated.

1 4. Section 5 of P. L. 1951, c. 264 (C. 27:23-29) is amended to
2 read as follows:

3 5. All persons operating vehicles upon any such turnpike project,
4 or seeking to do so, must at all times comply with regulations, not
5 inconsistent with the other sections of this act, adopted by the
6 New Jersey Turnpike Authority concerning types, weights and

7 sizes of vehicles permitted to use any such turnpike project, and
 8 with regulations adopted by the authority for or prohibiting the
 9 parking of vehicles, concerning the making of turns and the use of
 10 particular traffic lanes, together with any and all other regulations
 11 adopted by the authority to control traffic and prohibit acts haz-
 12 ardous in their nature or tending to impede or block the normal
 13 and reasonable flow of traffic upon any turnpike project; provided,
 14 however, that prior to the adoption of any regulation for the
 15 control of traffic on any such turnpike project, including the desig-
 16 nation of any speed limits, the authority shall investigate and
 17 consider the need for and desirability of such regulation for the
 18 safety of persons and property, including the authority's property,
 19 and the contribution which any such regulation would make toward
 20 the efficient and safe handling of traffic and use of such turnpike
 21 project, and shall determine that such regulation is necessary or
 22 desirable to accomplish such purposes or one or some of them, and
 23 that upon or prior to the effective date of any such regulation and
 24 during its continuance, notice thereof shall be given to the drivers
 25 of vehicles by appropriate signs erected at the roadside or other-
 26 wise posted.

27 The authority is hereby authorized and empowered to make,
 28 adopt and promulgate regulations referred to in this section in
 29 accordance with the provisions hereof.

30 Regulations adopted by the authority pursuant to the provisions
 31 of this section shall insofar as practicable, having due regard to the
 32 features of any such turnpike project and the characteristics of
 33 traffic thereon, be consistent with the provisions of Title 39 of the
 34 Revised Statutes applicable to similar subjects. *Regulations gov-*
 35 *erning the overall length of commercial motor vehicles and omn-*
 36 *buses shall not prescribe a length less than that which is permitted*
 37 *on highways in the State under R. S. 39:3-84.*

38 The authority shall have power to amend, supplement or repeal
 39 any regulation adopted by it under the provisions of this section.

40 No regulation and no amendment or supplement thereto or
 41 repealer thereof adopted by the authority shall take effect until
 42 it is filed with the Secretary of State, by the filing of a copy thereof
 43 certified by the secretary of the authority.*

1 ***[2.]*** *5.* This act shall take effect immediately.

[ASSEMBLY REPRINT]
SENATE, No. 1138
[SECOND OFFICIAL COPY REPRINT]

STATE OF NEW JERSEY

INTRODUCED MARCH 1, 1982

By Senators ORECHIO and FORAN

Referred to Committee on Transportation and Communications

AN ACT concerning **commercial** motor vehicles **and omnibuses**
[and] ***,** amending R. S. 39:3-84**[*]; P. L. 1951,
c. 264; P. L. 1952, c. 16; and P. L. 1962, c. 10**]** ****and supplementing chapter 3 of Title 39 of the Revised Statutes***.*

1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*
3 1. R. S. 39:3-84 is amended to read as follows:
4 39:3-84. No commercial motor vehicle, tractor, trailer or semi-
5 trailer shall be operated on any highway in this State the outside
6 width of which is more than ***[the federal maximum of 96]***
7 ***102*** inches, inclusive of load, ***[or as such may be amended
8A from time to time, or]*** ***except that the Commissioner of
9B Transportation may, in respect of highways where he considers
10C that public safety requires it, specify by regulation a lower maxi-
11D mum width, which shall in no case be lower than 96 inches. No
12E commercial motor vehicle, tractor, trailer or semitrailer shall be
13F operated on any highway in this State*** the height of which ex-
14 ceeds 13½ feet, inclusive of load, and no commercial motor vehicle,
15 tractor or trailer shall be operated on any highway in this State,
16 the extreme overall length of which exceeds 35 feet either for a
17 two-axle four-wheeled vehicle, inclusive of load, or 35 feet either
18 for a three-axle six-wheeled vehicle, inclusive of load***[, except
19 that a]*** ***. No combination of vehicles containing more than
20A two drawn vehicles, whether trailers or semitrailers, shall be op-
21B erated on any highway in this State. A combination of vehicles
22C containing two drawn vehicles may only be operated on those routes

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

Matter printed in italics thus is new matter.

Matter enclosed in asterisks or stars has been adopted as follows:

*—Senate committee amendments adopted May 6, 1982.

**—Senate amendments adopted May 24, 1982.

***—Assembly amendments adopted February 28, 1983.

11D *and under those conditions as the Commissioner of Transportation*
 11E *may prescribe, which shall be consistent with any rules and regu-*
 11F *lations promulgated by the Secretary of Transportation of the*
 11G *United States of America. The drawn vehicles in such a combina-*
 12 *tion, whether trailers or semitrailers, shall not exceed 28 1/2 feet*
 12A *in extreme overall length, inclusive of load. No tractor-semitrailer*
 12B *combination shall be operated on any highway in this State, the*
 12C *semitrailer of which exceeds 48 feet in extreme overall length, in-*
 12D *clusive of load. A*** vehicle or vehicle inclusive of load exceeding*
 12E *the above limitations may be operated when a special permit so to*
 13 *operate is secured in advance from the director. The application for*
 14 *such permit shall be accompanied by a fee fixed by the director. A*
 15 *special permit issued by the director shall be in the possession of the*
 16 *operator of the vehicle for which such permit was issued. In com-*
 17 *puting any dimensions of a vehicle, or vehicle and load, for the*
 18 *purposes of this section, there shall not be included in the dimen-*
 19 *sional limitations safety appliances such as mirrors or lights, or*
 20 *chains or similar fasteners used for the securing of cargo, provided*
 21 *such appliances or fasteners do not exceed the overall limitations*
 22 *established by the director by rule or regulation.*

23 *In the case of an omnibus the maximum width and length dimen-*
 24 *sions shall be such as the ***[Board of Public]*** **[Utility Commis-***
 25 *sioners prescribe] ***[Utilities]*** *Department of Transportation**
 25A *prescribes, but no outside width in excess of *****[96]***** ***102****
 26 *inches ***[or overall length in excess of 45 feet, excluding bumpers,]****
 27 *shall be prescribed with respect to one or more highways specified*
 28 *or otherwise described except upon certifications, (1) of the*
 29 *Division of Motor Vehicles in the Department of Law and Public*
 30 *Safety that the proposed width ***[or length]*** is not unsafe for use*
 31 *on the highways in this State and (2) of the State Department of*
 32 *Transportation that the proposed width, if in excess of *****[96]******
 33 ****102*** inches, ***[or the proposed length]*** is not in conflict with*
 34 *the requirements of any agency of the United States having juris-*
 35 *isdiction over the National System of Interstate and Defense High-*
 36 *ways authorized by law. No outside width ***[or overall length]****
 37 *so prescribed shall be valid if the allowance of use of the same*
 38 *would disqualify the State of New Jersey or any department, agency*
 39 *or governmental subdivision thereof for the purpose of receiving*
 39A *federal highway funds. ***The Commissioner of Transportation*
 39B *may, in respect of highways where he considers that public safety*
 39C *requires it, specify by regulation a lower maximum width, which*
 39D *shall in no case be lower than 96 inches.****

40 *In the case of farm tractors and traction equipment and farm*

41 machinery and implements, the maximum width and length shall
 42 be such as the Director of the Division of Motor Vehicles shall
 43 prescribe by uniform rules and regulations but the operation of
 44 such vehicles shall be subject to the provisions of ***[section]***
 45 **R. S.* 39:3-24 ***[of this Title]**** and any such vehicle shall not be
 46 operated on any highway which is part of the National System of
 47 Interstate and Defense Highways or on any highway which has
 48 been designated a freeway or parkway as provided by law.

49 In the case of commercial motor vehicles, trailers and semi-
 50 trailers including farm trucks, while loaded with hay or straw the
 51 maximum width of the load shall not exceed 105½ inches^{***}, *except*
 51A *that the Commissioner of Transportation may by regulation pre-*
 51B *scribe a maximum width of 102 inches in the case of certain high-*
 51C *ways where he determines federal laws and regulations require*
 51D *it****.*

51E *****Notwithstanding any other provision of this section, the di-*
 51F *rector may adopt regulations specifying maximum length dimen-*
 51G *sions for any vehicle or combination of vehicles designed, built and*
 51H *used solely to transport other motor vehicles.****

52 ****[No commercial motor vehicle [drawing or having attached*
 53 *thereto any other such vehicle, nor any] or combination of*
 54 *vehicles*[,]* shall be operated on any highway in this State*[,]**
 55 *in excess of a total overall length, inclusive of load, of*: a.* [55]*
 56 *60 feet for a commercial motor vehicle drawing or having attached*
 57 *thereto any other such vehicle, ***[and]*** *which shall not exceed*
 58 *48 feet in length; or b.* 65 feet for a commercial motor vehicle*
 58A *drawing or having attached thereto two motor drawn vehicles*
 58B ****[except a]*** *. A commercial motor vehicle drawing or having*
 58C *attached thereto two motor drawn vehicles may only be operated*
 58D *on highways which the Department of Transportation may desig-*
 58E *nate. The department, within 180 days of the effective date of this*
 58F *1982 amendatory act, shall promulgate regulations designating on*
 58G *which highways, if any, such vehicles may operate and shall report*
 58H *to the Senate and General Assembly Transportation and Com-*
 58I *munications Committees as to potential safety hazards created by*
 58J *allowing the operation of such vehicles. A* vehicle or a combina-*
 58K *tion of vehicles transporting poles, pilings, structural units or*
 59 *other articles incapable of dismemberment ***[the]*** *may exceed*
 60 *the above limitations but its* total overall length ***[of which]***,*
 61 *inclusive of load, shall not exceed 70 feet*[, but the]* *. The**
 62 *provisions of this paragraph shall not apply to a vehicle nor to any*
 63 *combination of vehicles, operated by a public utility as defined in*
 64 *R. S. 48:2-13 which vehicle or combination of vehicles is used by*

65 such public utility in the construction, reconstruction, repair or
66 maintenance of its property or facilities.

67 Notwithstanding the above limitations, a combination of vehicles
68 designed, built and used to transport other motor vehicles may
69 carry a load which exceeds [the 55] *65* *60* feet overall
70 length, provided, however, the total load overhang shall be limited
71 to 5 feet and may not exceed 3 feet at either the front or rear [and
72 that the overhang shall be above the height of the average
72A passenger car]. **A combination of vehicles designed, built and
72B used to transport other motor vehicles may have a total overall
72C length of 65 feet, provided, however, there shall be no overhang
72D at either the front or rear.*****

73 The gross weight imposed on the highway by the wheels of any
74 one axle of a vehicle shall not exceed 22,400 pounds.

75 For the purpose of this Title the gross weight imposed on the
76 highway by the wheels of any one axle of a vehicle shall be deemed
77 to mean the total load transmitted to the road by all wheels whose
78 centers are included between two parallel transverse vertical planes
79 less than 40 inches apart, extending across the full width of the
80 vehicle.

81 The combined gross weight imposed on the highway by all wheels
82 of all axles whose centers are on or between two parallel transverse
83 vertical planes spaced 40 inches, but less than 96 inches apart,
84 extending across the full width of the vehicle, shall not exceed
85 34,000 pounds.

86 In addition to the other requirements of this section and not-
87 withstanding any other provision of this Title, no commercial motor
88 vehicle, tractor, trailer or semitrailer shall be operated on any
89 highway in this State with a combined weight of vehicle and load,
90 an axle weight or a vehicle dimension the allowance of which would
91 disqualify the State of New Jersey or any department, agency or
92 governmental subdivision thereof for the purpose of receiving fed-
93 eral highway funds.

94 The dimensional and weight restrictions set forth herein shall
95 not apply to a combination of vehicles which includes a disabled
96 vehicle or a combination of vehicles being removed from a highway
97 in this State, provided that such oversize or overweight vehicle
98 combination may not travel on the public highways more than 5
99 miles from the point where such disablement occurred. If the dis-
100 ability occurred on a limited access highway, the distance to the
101 nearest exit of such highway shall be added to the 5-mile limitation.

1 ***2. (New section) *The Commissioner of Transportation pur-*
2 *suant to the provisions of the "Administrative Procedure Act,"*

3 *P. L. 1968, c. 410 (C. 52:14B-1 et seq.) shall adopt any rules and*
4 *regulations necessary to carry out the purposes of this act.****

1 ***2. Section 18 of P. L. 1952, c. 16 (C. 27:12B-18) is amended
2 to read as follows:

3 18. (a) No vehicle shall be permitted to make use of any project
4 except upon the payment of such tolls as may from time to time
5 be prescribed by the authority. It is hereby declared to be unlawful
6 for any person to refuse to pay, or to evade or to attempt to evade
7 the payment of such tolls.

8 (b) No vehicle shall be operated on any project carelessly or
9 recklessly, or in disregard of the rights or safety of others, or
10 without due caution or prudence, or in a manner so as to endanger
11 unreasonably or to be likely to endanger unreasonably persons or
12 property, or while the operator thereof is under the influence of
13 intoxicating liquors or any narcotic or habit-forming drug, nor
14 shall any vehicle be so constructed, equipped, lacking in equipment,
15 loaded or operated in such a condition of disrepair as to endanger
16 unreasonably or to be likely to endanger unreasonably persons or
17 property.

18 (c) A person operating a vehicle on any project shall operate
19 it at a careful and prudent speed, having due regard to the rights
20 and safety of others and to the traffic, surface and width of the
21 highway, and any other conditions then existing; and no person
22 shall operate a vehicle on any project at such a speed as to
23 endanger life, limb or property; provided, however, that it shall be
24 prima facie lawful for a driver of a vehicle to operate it at a
25 speed not exceeding a speed limit which is designated by the
26 authority at a reasonable and safe speed limit, when appropriate
27 signs giving notice of such speed limit are erected at the roadside
28 or otherwise posted for the information of operators of vehicles.

29 (d) No person shall operate a vehicle on any project at such
30 a slow speed as to impede or block the normal and reasonable
31 movement of traffic except when reduced speed is necessary for
32 safe operation thereof.

33 (e) No person shall operate a vehicle on any project in violation
34 of any speed limit designated by regulation adopted by the author-
35 ity as hereinafter provided.

36 (f) All persons operating vehicles upon any project must at all
37 times comply with any lawful order, signal or direction by voice or
38 hand of any police officer engaged in the direction of traffic upon
39 such project. When traffic on a project is controlled by traffic
40 lights, signs or by mechanical or electrical signals, such lights,
41 signs and signals shall be obeyed unless a police officer directs
42 otherwise.

43 (g) All persons operating vehicles upon any project, or seeking
44 to do so, must at all times comply with regulations, not inconsistent
45 with the other sections of this act, adopted by the authority con-
46 cerning types, weights and sizes of vehicles permitted to use such
47 project, and with regulations adopted by the authority for or
48 prohibiting the parking of vehicles, concerning the making of turns
49 and the use of particular traffic lanes, together with any and all
50 other regulations adopted by the authority to control traffic and
51 prohibit acts hazardous in their nature or tending to impede or
52 block the normal and reasonable flow of traffic upon such project;
53 provided, however, that prior to the adoption of any regulation
54 for the control of traffic on any such project, including the designa-
55 tion of any speed limits, the authority shall investigate and con-
56 sider the need for and desirability of such regulation for the
57 safety of persons and property, including the authority's property,
58 and the contribution which any such regulation would make toward
59 the efficient and safe handling of traffic and use of such project, and
60 shall determine that such regulation is necessary or desirable to
61 accomplish such purposes or one or some of them, and that upon
62 or prior to the effective date of any such regulation and during its
63 continuance, notice thereof shall be given to the drivers of vehicles
64 by appropriate signs erected at the roadside or otherwise posted.
65 The authority is hereby authorized and empowered to make, adopt
66 and promulgate regulations referred to in this section in accordance
67 with the provisions hereof. Regulations adopted by the authority
68 pursuant to the provisions of this section shall insofar as practi-
69 cable, having due regard to the features of the project and the
70 characteristics of traffic thereon, be consistent with the provisions
71 of Title 39 of the Revised Statutes applicable to similar subjects.
72 *Regulations governing the overall length of commercial motor*
73 *vehicles and omnibuses shall not prescribe a length less than that*
74 *which is permitted on highways in the State under R. S. 39:3-84.*

75 The authority shall have power to amend, supplement or repeal
76 any regulation adopted by it under the provisions of this section.
77 No regulation and no amendment or supplement thereto or repealer
78 thereof adopted by the authority shall take effect until it is filed
79 with the Secretary of State, by the filing of a copy thereof certified
80 by the secretary of the authority.

81 (h) The operator of any vehicle upon a project involved in an
82 accident resulting in injury or death to any person or damage to
83 any property shall immediately stop such vehicle at the scene of the
84 accident, render such assistance as may be needed, and give his
85 name, address, and operator's license and registration number to

86 the person injured and to any officer or witness of the injury and
87 shall make a report of such accident in accordance with law.

88 (i) No person shall transport in or upon any project, any dyna-
89 mite, nitroglycerin, black powder, fire works, blasting caps or
90 other explosives, gasoline, alcohol, ether, liquid shellac, kerosene,
91 turpentine, formaldehyde or other inflammable or combustible
92 liquids, ammonium nitrate, sodium chlorate, wet hemp, powdered
93 metallic magnesium, nitro-cellulose film, peroxides or other readily
94 inflammable solids or oxidizing materials, hydrochloric acid, sul-
95 furic acid, or other corrosive liquids, prussic acid, phosgene,
96 arsenic, carbolic acid, potassium cyanide, tear gas, lewisite or any
97 other poisonous substances, liquids or gases, or any compressed
98 gas, or any radioactive article, substance or material, at such
99 time or place or in such manner or condition as to endanger un-
100 reasonably or as to be likely to endanger unreasonably persons or
101 property.

102 (j) If the violation of any provision of this section or the viola-
103 tion of any regulation adopted by the authority under the provi-
104 sions of this section, would have been a violation of law or
105 ordinance if committed on any public road, street or highway in
106 the municipality in which such violation occurred, it shall be tried
107 and punished in the same manner as if it had been committed in
108 such municipality.

109 (k) Notwithstanding the provisions of paragraph (j) of this
110 section, if the violation within the State of the provisions of
111 paragraph (i) of this section shall result in injury or death to a
112 person or persons or damage to property in excess of the value
113 of \$5,000.00, such violation shall constitute a [high misdemeanor]
114 *crime of the third degree.*

115 (l) Except as provided in paragraph (j) or (k) of this section,
116 any violation of any of the provisions of this section, including but
117 not limited to those regarding the payment of tolls, and any
118 violation of any regulation adopted by the authority under the
119 provisions of this section shall be punishable by a fine not exceed-
120 ing \$200.00 or by imprisonment not exceeding 30 days or by both
121 such fine and imprisonment. Such a violation shall be tried in a
122 summary way and shall be within the jurisdiction of and may be
123 brought in the county district court[, or any criminal judicial
124 district court,] or municipal court in the county where the offense
125 was committed. The rules of the Supreme Court shall govern the
126 practice and procedure in such proceedings. Proceedings under
127 this section may be instituted on any day of the week, and the
128 institution of the proceeding on a Sunday or a holiday shall be no

129 bar to the successful prosecution thereof. Any process served on a
130 Sunday or a holiday shall be as valid as if served on any other
131 day of the week. When imposing any penalty under the provisions
132 of this paragraph the court having jurisdiction shall be guided by
133 the appropriate provisions of any statute fixing uniform penalties
134 for violation of provisions of the motor vehicle and traffic laws
135 contained in Title 39 of the Revised Statutes.

136 (m) In any prosecution for violating a regulation of the
137 authority adopted pursuant to the provisions of this section copies
138 of any such regulation when authenticated under the seal of the
139 authority by its secretary or assistant secretary shall be evidence
140 in like manner and equal effect as the original.

141 (n) No resolution or ordinance heretofore or hereafter adopted
142 by the governing body of any county or municipality for the
143 control and regulation of traffic shall be applicable to vehicles while
144 upon any project operated by the authority.

145 (o) In addition to any punishment or penalty provided by
146 other paragraphs of this section, every registration certificate and
147 every license certificate to drive motor vehicles may be suspended
148 or revoked and any person may be prohibited from obtaining a
149 driver's license or a registration certificate and the reciprocity
150 privileges of a nonresident may be suspended or revoked by the
151 Director of the Division of Motor Vehicles for a violation of
152 any of the provisions of this section, after due notice in writing
153 of such proposed suspension, revocation or prohibition and the
154 ground thereof, and otherwise in accordance with the powers,
155 practice and procedure established by those provisions of Title 39
156 of the Revised Statutes applicable to such suspension, revocation
157 or prohibition.

158 (p) Except as otherwise provided by this section or by any
159 regulation of the authority made in accordance with the provisions
160 hereof, the requirements of Title 39 of the Revised Statutes appli-
161 cable to persons using, driving or operating vehicles on the public
162 highways of this State and to vehicles so used, driven or operated
163 shall be applicable to persons using, driving or operating vehicles
164 on any project and to vehicles so used, driven or operated]**.

1 **[3. Section 37 of P. L. 1962, c. 10 (C. 27:12C-37) is amended
2 to read as follows:

3 37. (A) Except as otherwise provided in section 26 of this act,
4 no vehicle shall be permitted to make use of any project except
5 upon the payment of such tolls as may from time to time be pre-
6 scribed by the authority. It is hereby declared to be unlawful for
7 any person to refuse to pay, or to evade or to attempt to evade
8 the payment of such tolls.

9 (B) No vehicle shall be operated on any project carelessly or
10 recklessly, or in disregard of the rights or safety of others, or
11 without due caution or prudence, or in a manner so as to endanger
12 unreasonably or to be likely to endanger unreasonably persons or
13 property, or while the operator thereof is under the influence of
14 intoxicating liquors or any narcotic or habit-forming drug, nor
15 shall any vehicle be so constructed, equipped, lacking in equipment,
16 loaded or operated in such a condition of disrepair as to endanger
17 unreasonably or to be likely to endanger unreasonably persons or
18 property.

19 (C) A person operating a vehicle on any project shall operate
20 it at a careful and prudent speed, having due regard to the rights
21 and safety of others and to the traffic, surface and width of the
22 highway, and any other conditions then existing; and no person
23 shall operate a vehicle on any project at such a speed as to endanger
24 life, limb or property; provided, however, that it shall be prima
25 facie lawful for a driver of a vehicle to operate it at a speed not
26 exceeding a speed limit which is designated by the authority as a
27 reasonable and safe speed limit, when appropriate signs giving
28 notice of such speed limit are erected at the roadside or otherwise
29 posted for the information of operators of vehicles.

30 (D) No person shall operate a vehicle on any project at such
31 a slow speed as to impede or block the normal and reasonable
32 movement of traffic except when reduced speed is necessary for
33 safe operation thereof.

34 (E) No person shall operate a vehicle on any project in violation
35 of any speed limit designated by regulation adopted by the
36 authority as hereinafter provided.

37 (F) All persons operating vehicles upon any project must at
38 all times comply with any lawful order, signal or direction by voice
39 or hand of any police officer engaged in the direction of traffic upon
40 such project. When traffic on a project is controlled by traffic
41 lights, signs or by mechanical or electrical signals, such lights, signs
42 and signals shall be obeyed unless a police officer directs otherwise.

43 (G) All persons operating vehicles upon any project, or seeking
44 to do so, must at all times comply with regulations, not inconsistent
45 with the other sections of this act, adopted by the authority con-
46 cerning types, weights and sizes of vehicles permitted to use such
47 project, and with regulations adopted by the authority for or
48 prohibiting the parking of vehicles, concerning the making of turns
49 and the use of particular traffic lanes, together with any and all
50 other regulations adopted by the authority to control traffic and
51 prohibit acts hazardous in their nature or tending to impede or

52 block the normal and reasonable flow of traffic upon such project;
53 provided, however, that prior to the adoption of any regulation for
54 the control of traffic on any such project, including the designation
55 of any speed limits, the authority shall investigate and consider
56 the need for and desirability of such regulation for the safety of
57 persons and property, including the authority's property, and the
58 contribution which any such regulation would make toward the
59 efficient and safe handling of traffic and use of such project, and
60 shall determine that such regulation is necessary or desirable to
61 accomplish such purposes or one or some of them, and that upon
62 or prior to the effective date of any such regulation and during its
63 continuance, notice thereof shall be given to the drivers of vehicles
64 by appropriate signs erected at the roadside or otherwise posted.
65 The authority is hereby authorized and empowered to make, adopt
66 and promulgate regulations referred to in this section in accord-
67 ance with the provisions hereof. Regulations adopted by the
68 authority pursuant to the provisions of this section shall in so far
69 as practicable, having due regard to the features of the project and
70 the characteristics of traffic thereon and except as to maximum or
71 minimum speed limits, be consistent with the provisions of Title 39
72 of the Revised Statutes applicable to similar subjects. *Regulations*
73 *governing the overall length of commercial motor vehicles and*
74 *omnibuses shall not prescribe a length less than that which is*
75 *permitted on highways in the State under R. S. 39:3-84.* The
76 authority shall have power to amend, supplement or repeal any
77 regulation adopted by it under the provisions of this section. No
78 regulation and no amendment or supplement thereto or repealer
79 thereof adopted by the authority shall take effect until it is filed
80 with the Secretary of State, by the filing of a copy thereof certified
81 by the secretary of the authority.

82 (H) The operator of any vehicle upon a project involved in an
83 incident resulting in injury or death to any person or
84 damage to any property shall immediately stop such vehicle at
85 the scene of the incident, render such assistance as may be needed,
86 and give his name, address, and operator's license and motor
87 vehicle registration number to the person injured and to any
88 officer or witness of the injury and shall make a report of such
89 incident in accordance with law.

90 (I) No person shall transport in or upon any project, any dyna-
91 mite, nitroglycerin, black powder, fire works, blasting caps or
92 other explosives, gasoline, alcohol, ether, liquid shellac, kerosene,
93 turpentine, formaldehyde or other inflammable or combustible
94 liquids, ammonium nitrate, sodium chlorate, wet hemp, powdered

95 metallic magnesium, nitro-cellulose film, peroxides or other readily
96 inflammable solids or oxidizing materials, hydrochloric acid, sul-
97 furic acid, or other corrosive liquids, prussic acid, phosgene,
98 arsenic, carbolic acid, potassium cyanide, tear gas, lewisite or any
99 other poisonous substances, liquids or gases, or any compressed
100 gas, or any radioactive article, substance or material, at such time
101 or place or in such manner or condition as to endanger unreason-
102 ably or as to be likely to endanger unreasonably persons or
103 property.

104-114 (J) If the violation of any provisions of this section or the viola-
115 tion of any regulation adopted by the authority under the provi-
116 sions of this section would have been a violation of law or ordi-
117 nance if committed on any public road, street or highway in the
118 municipality in which such violation occurred, it shall be tried and
119 punished in the same manner as if it had been committed in such
120 municipality.

121 (K) Notwithstanding the provisions of paragraph (J) of this
122 section, if the violation of the provisions of paragraph (I) of this
123 section shall result in injury or death to a person or persons or
124 damage to property in excess of the value of \$5,000.00, such viola-
125 tion shall constitute a [high misdemeanor] *crime of the third*
126 *degree*.

127 (L) Except as provided in paragraph (J) or (K) of this section,
128 any violation of any of the provisions of this section, including but
129 not limited to those regarding the payment of tolls, and any
130 violation of any regulation adopted by the authority under the
131 provisions of this section shall be punishable by a fine not exceed-
132 ing \$200.00 or by imprisonment not exceeding 30 days or by both
133 such fine and imprisonment. Such a violation shall be tried in a
134 summary way and shall be within the jurisdiction of and may be
135 brought in the county district court or any municipal court in the
136 county where the offense was committed. Proceedings under this
137 section may be instituted on any day of the week, and the insti-
138 tution of the proceedings on a Sunday or a holiday shall be no
139 bar to the successful prosecution thereof. Any process served
140 on a Sunday or a holiday shall be as valid as if served on any
141 other day of the week. When imposing any penalty under the
142 provisions of this paragraph the court having jurisdiction shall be
143 guided by the appropriate provisions of any statute fixing uniform
144 penalties for violation of provisions of the motor vehicle and traffic
145 laws contained in Title 39 of the Revised Statutes.

146-148 (M) In any prosecution for violating a regulation of the author-
149 ity adopted pursuant to the provisions of this section copies of any

150 such regulation when authenticated under the seal of the authority
151 by its secretary or assistant secretary shall be evidence in like
152 manner and equal effect as the original.

153 (N) No resolution or ordinance heretofore or hereafter adopted
154 by the governing body of any county or municipality for the
155 control and regulation of traffic shall be applicable to vehicles
156 while upon any project operated by the authority.

157 (O) In addition to any punishment or penalty provided by other
158 paragraphs of this section, every registration certificate and every
159 license certificate to drive motor vehicles may be suspended or
160 revoked and any person may be prohibited from obtaining a
161 driver's license or a registration certificate and the reciprocity
162 privileges of a nonresident may be suspended or revoked by the
163 Director of the Division of Motor Vehicles for a violation of any
164 of the provisions of this section, after due notice in writing of such
165 proposed suspension, revocation or prohibition and the ground
166 thereof, and otherwise in accordance with the powers, practice
167 procedure established by the provisions of Title 39 of the
168 Revised Statutes applicable to such suspension, revocation or
169 prohibition.

170 (P) Except as otherwise provided by this section or by any
171 regulation of the authority made in accordance with the provisions
172 hereof, the requirements of Title 39 of the Revised Statutes appli-
173 cable to persons using, driving or operating vehicles on the public
174 highways of this State and to vehicles so used, driven or operated
175 shall be applicable to persons using, driving or operating vehicles
176 on any project and to vehicles so used, driven or operated.】**

1 **[4. Section 5 of P. L. 1951, c. 264 (C. 27:23-29) is amended
2 to read as follows:

3 5. All persons operating vehicles upon any such turnpike project,
4 or seeking to do so, must at all times comply with regulations, not
5 inconsistent with the other sections of this act, adopted by the
6 New Jersey Turnpike Authority concerning types, weights and
7 sizes of vehicles permitted to use any such turnpike project, and
8 with regulations adopted by the authority for or prohibiting the
9 parking of vehicles, concerning the making of turns and the use of
10 particular traffic lanes, together with any and all other regulations
11 adopted by the authority to control traffic and prohibit acts haz-
12 ardous in their nature or tending to impede or block the normal
13 and reasonable flow of traffic upon any turnpike project; provided,
14 however, that prior to the adoption of any regulation for the
15 control of traffic on any such turnpike project, including the desig-
16 nation of any speed limits, the authority shall investigate and

17 consider the need for and desirability of such regulation for the
 18 safety of persons and property, including the authority's property,
 19 and the contribution which any such regulation would make toward
 20 the efficient and safe handling of traffic and use of such turnpike
 21 project, and shall determine that such regulation is necessary or
 22 desirable to accomplish such purposes or one or some of them, and
 23 that upon or prior to the effective date of any such regulation and
 24 during its continuance, notice thereof shall be given to the drivers
 25 of vehicles by appropriate signs erected at the roadside or other-
 26 wise posted.

27 The authority is hereby authorized and empowered to make,
 28 adopt and promulgate regulations referred to in this section in
 29 accordance with the provisions hereof.

30 Regulations adopted by the authority pursuant to the provisions
 31 of this section shall insofar as practicable, having due regard to the
 32 features of any such turnpike project and the characteristics of
 33 traffic thereon, be consistent with the provisions of Title 39 of the
 34 Revised Statutes applicable to similar subjects. *Regulations gov-*
 35 *erning the overall length of commercial motor vehicles and omn-*
 36 *buses shall not prescribe a length less than that which is permitted*
 37 *on highways in the State under R. S. 39:3-84.*

38 The authority shall have power to amend, supplement or repeal
 39 any regulation adopted by it under the provisions of this section.

40 No regulation and no amendment or supplement thereto or
 41 repealer thereof adopted by the authority shall take effect until
 42 it is filed with the Secretary of State, by the filing of a copy thereof
 43 certified by the secretary of the authority.***

1 ***[2.]*** ****[*5.*]**** *****[**2.**]***** ****3.**** This act shall take
 2 effect *****[immediately]***** *****April 6, 1983*****.

SENATE TRANSPORTATION AND COMMUNICATIONS
COMMITTEE

STATEMENT TO

SENATE, No. 1138

with Senate committee amendment

STATE OF NEW JERSEY

DATED: APRIL 23, 1982

This legislation concerns commercial motor vehicles and omnibuses. As amended by the committee, the bill gives the Department of Transportation jurisdictional authority to prescribe the length of omnibuses which may be operated on highways in the State.

The bill also sets new length limits for commercial motor vehicles, or a combination of vehicles, that may be operated on highways in New Jersey. As amended, the bill prescribes:

(1) No commercial motor vehicle or combination of vehicles shall be operated on any highway in this State in excess of a total overall length, inclusive of load, of 60 for a commercial motor vehicle drawing or having attached thereto any other such vehicle which shall not exceed 48 feet in length.

(2) No commercial motor vehicle or combination of vehicles shall be operated on any highway in this State in excess of a total overall length, inclusive of load, of 65 feet for a commercial motor vehicle drawing or having attached thereto two motor drawn vehicles. Such vehicles may only be operated on highways which the Department of Transportation may designate.

(3) A combination of vehicles designed, built and used to transport other motor vehicles may carry a load which exceeds 60 feet in overall length, provided, however that the total load overhang shall be limited to 5 feet and may not exceed 3 feet at either the front or rear. Such vehicles may have a total overall length of 65 feet, provided, however, there shall be no overhang at either the front or rear.

This legislation also provides that the New Jersey Turnpike Authority, New Jersey Highway Authority and the New Jersey Expressway Authority shall conform to the omnibus and commercial motor vehicle lengths prescribed under R. S. 39:3-84.

In order to assure legislative oversight, the Department of Transportation shall report to the Senate and Assembly Transportation and Communications Committees as to potential safety hazards created by allowing the operation of a commercial motor vehicle drawing or having attached thereto two motor drawn vehicles.

[SECOND OFFICIAL COPY REPRINT]

SENATE, No. 1138

STATE OF NEW JERSEY

INTRODUCED MARCH 1, 1982

By Senators ORECHIO and FORAN

Referred to Committee on Transportation and Communications

AN ACT concerning **commercial** motor vehicles **and omnibuses**
and amending R. S. 39:3-84^{**} [*]; P. L. 1951, c. 264; P. L. 1952,
c. 16; and P. L. 1962, c. 10^{**}].

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

1 1. R. S. 39:3-84 is amended to read as follows:

2 39:3-84. No commercial motor vehicle, tractor, trailer or semi-
3 trailer shall be operated on any highway in this State the outside
4 width of which is more than *the federal maximum* of 96 inches,
5 inclusive of load, *or as such may be amended from time to time*, or
6 the height of which exceeds 13½ feet, inclusive of load, and no com-
7 mercial motor vehicle, tractor or trailer shall be operated on any
8 highway in this State, the extreme overall length of which exceeds
9 35 feet either for a two-axle four-wheeled vehicle, inclusive of load,
10 or 35 feet either for a three-axle six-wheeled vehicle, inclusive of
11 load, except that a vehicle or vehicle inclusive of load exceeding the
12 above limitations may be operated when a special permit so to
13 operate is secured in advance from the director. The application for
14 such permit shall be accompanied by a fee fixed by the director. A
15 special permit issued by the director shall be in the possession of the
16 operator of the vehicle for which such permit was issued. In com-
17 puting any dimensions of a vehicle, or vehicle and load, for the
18 purposes of this section, there shall not be included in the dimen-
19 sional limitations safety appliances such as mirrors or lights, or
20 chains or similar fasteners used for the securing of cargo, provided
21 such appliances or fasteners do not exceed the overall limitations
22 established by the director by rule or regulation.

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

Matter printed in italics *thus* is new matter.

Matter enclosed in asterisks or stars has been adopted as follows:

*—Senate committee amendments adopted May 6, 1982.

**—Senate amendments adopted May 24, 1982.

23 In the case of an omnibus the maximum width and length dimen-
 24 sions shall be such as the ***[Board of Public]*** **[Utility Commis-**
 25 **sioners prescribe]** ***[Utilities]*** **Department of Transportation**
 25A *prescribes, but no outside width in excess of 96 inches ***[or***
 26 *overall length in excess of 45 feet, excluding bumpers,]* shall
 27 be prescribed with respect to one or more highways specified
 28 or otherwise described except upon certifications, (1) of the
 29 Division of Motor Vehicles in the Department of Law and Public
 30 Safety that the proposed width ***[or length]*** is not unsafe for use
 31 on the highways in this State and (2) of the State Department of
 32 Transportation that the proposed width, if in excess of 96 inches,
 33 ***[or the proposed length]*** is not in conflict with the requirements
 34 of any agency of the United States having jurisdiction over the
 35 National System of Interstate and Defense Highways authorized
 36 by law. No outside width ***[or overall length]*** so prescribed shall
 37 be valid if the allowance of use of the same would disqualify the
 38 State of New Jersey or any department, agency or governmental
 39 subdivision thereof for the purpose of receiving federal highway
 39A funds.*

40 In the case of farm tractors and traction equipment and farm
 41 machinery and implements, the maximum width and length shall
 42 be such as the Director of the Division of Motor Vehicles shall
 43 prescribe by uniform rules and regulations but the operation of
 44 such vehicles shall be subject to the provisions of ***[section]***
 45 **R. S.** 39:3-24 ***[of this Title]*** and any such vehicle shall not be
 46 operated on any highway which is part of the National System of
 47 Interstate and Defense Highways or on any highway which has
 48 been designated a freeway or parkway as provided by law.

49 In the case of commercial motor vehicles, trailers and semi-
 50 trailers including farm trucks, while loaded with hay or straw the
 51 maximum width of the load shall not exceed 105½ inches.

52 No commercial motor vehicle **[drawing or having attached**
 53 **thereto any other such vehicle, nor any]** *or combination of*
 54 *vehicles***[,]*** shall be operated on any highway in this State***[,]***
 55 in excess of a total overall length, inclusive of load, of*: *a.** **[55]**
 56 *60 feet for a commercial motor vehicle drawing or having attached*
 57 *thereto any other such vehicle, ***[and]*** *which shall not exceed*
 58 *48 feet in length; or b.* 65 feet for a commercial motor vehicle*
 58A *drawing or having attached thereto two motor drawn vehicles*
 58B ***[except a]*** *. *A commercial motor vehicle drawing or having*
 58C *attached thereto two motor drawn vehicles may only be operated*
 58D *on highways which the Department of Transportation may desig-*
 58E *nate. The department, within 180 days of the effective date of this**

58F 1982 amendatory act, shall promulgate regulations designating on
58G which highways, if any, such vehicles may operate and shall report
58H to the Senate and General Assembly Transportation and Com-
58I munications Committees as to potential safety hazards created by
58J allowing the operation of such vehicles. A* vehicle or a combina-
58K tion of vehicles transporting poles, pilings, structural units or
59 other articles incapable of dismemberment *[the]* *may exceed
60 the above limitations but its* total overall length *[of which]*,
61 inclusive of load, shall not exceed 70 feet[, but the]* *. The*
62 provisions of this paragraph shall not apply to a vehicle nor to any
63 combination of vehicles, operated by a public utility as defined in
64 R. S. 48:2-13 which vehicle or combination of vehicles is used by
65 such public utility in the construction, reconstruction, repair or
66 maintenance of its property or facilities.

67 Notwithstanding the above limitations, a combination of vehicles
68 designed, built and used to transport other motor vehicles may
69 carry a load which exceeds [the 55] *[65]* *60* feet overall
70 length, provided, however, the total load overhang shall be limited
71 to 5 feet and may not exceed 3 feet at either the front or rear [and
72 that the overhang shall be above the height of the average
72A passenger car]. *A combination of vehicles designed, built and
72B used to transport other motor vehicles may have a total overall
72C length of 65 feet, provided, however, there shall be no overhang
72D at either the front or rear.*

73 The gross weight imposed on the highway by the wheels of any
74 one axle of a vehicle shall not exceed 22,400 pounds.

75 For the purpose of this Title the gross weight imposed on the
76 highway by the wheels of any one axle of a vehicle shall be deemed
77 to mean the total load transmitted to the road by all wheels whose
78 centers are included between two parallel transverse vertical planes
79 less than 40 inches apart, extending across the full width of the
80 vehicle.

81 The combined gross weight imposed on the highway by all wheels
82 of all axles whose centers are on or between two parallel transverse
83 vertical planes spaced 40 inches, but less than 96 inches apart,
84 extending across the full width of the vehicle, shall not exceed
85 34,000 pounds.

86 In addition to the other requirements of this section and not-
87 withstanding any other provision of this Title, no commercial motor
88 vehicle, tractor, trailer or semitrailer shall be operated on any
89 highway in this State with a combined weight of vehicle and load,
90 an axle weight or a vehicle dimension the allowance of which would
91 disqualify the State of New Jersey or any department, agency or

92 governmental subdivision thereof for the purpose of receiving fed-
93 eral highway funds.

94 The dimensional and weight restrictions set forth herein shall
95 not apply to a combination of vehicles which includes a disabled
96 vehicle or a combination of vehicles being removed from a highway
97 in this State, provided that such oversize or overweight vehicle
98 combination may not travel on the public highways more than 5
99 miles from the point where such disablement occurred. If the dis-
100 ablement occurred on a limited access highway, the distance to the
101 nearest exit of such highway shall be added to the 5-mile limitation.

1 **[*2. Section 18 of P. L. 1952, c. 16 (C. 27:12B-18) is amended
2 to read as follows :

3 18. (a) No vehicle shall be permitted to make use of any project
4 except upon the payment of such tolls as may from time to time
5 be prescribed by the authority. It is hereby declared to be unlawful
6 for any person to refuse to pay, or to evade or to attempt to evade
7 the payment of such tolls.

8 (b) No vehicle shall be operated on any project carelessly or
9 recklessly, or in disregard of the rights or safety of others, or
10 without due caution or prudence, or in a manner so as to endanger
11 unreasonably or to be likely to endanger unreasonably persons or
12 property, or while the operator thereof is under the influence of
13 intoxicating liquors or any narcotic or habit-forming drug, nor
14 shall any vehicle be so constructed, equipped, lacking in equipment,
15 loaded or operated in such a condition of disrepair as to endanger
16 unreasonably or to be likely to endanger unreasonably persons or
17 property.

18 (c) A person operating a vehicle on any project shall operate
19 it at a careful and prudent speed, having due regard to the rights
20 and safety of others and to the traffic, surface and width of the
21 highway, and any other conditions then existing; and no person
22 shall operate a vehicle on any project at such a speed as to
23 endanger life, limb or property; provided, however, that it shall be
24 prima facie lawful for a driver of a vehicle to operate it at a
25 speed not exceeding a speed limit which is designated by the
26 authority at a reasonable and safe speed limit, when appropriate
27 signs giving notice of such speed limit are erected at the roadside
28 or otherwise posted for the information of operators of vehicles.

29 (d) No person shall operate a vehicle on any project at such
30 a slow speed as to impede or block the normal and reasonable
31 movement of traffic except when reduced speed is necessary for
32 safe operation thereof.

33 (e) No person shall operate a vehicle on any project in violation

34 of any speed limit designated by regulation adopted by the author-
35 ity as hereinafter provided.

36 (f) All persons operating vehicles upon any project must at all
37 times comply with any lawful order, signal or direction by voice or
38 hand of any police officer engaged in the direction of traffic upon
39 such project. When traffic on a project is controlled by traffic
40 lights, signs or by mechanical or electrical signals, such lights,
41 signs and signals shall be obeyed unless a police officer directs
42 otherwise.

43 (g) All persons operating vehicles upon any project, or seeking
44 to do so, must at all times comply with regulations, not inconsistent
45 with the other sections of this act, adopted by the authority con-
46 cerning types, weights and sizes of vehicles permitted to use such
47 project, and with regulations adopted by the authority for or
48 prohibiting the parking of vehicles, concerning the making of turns
49 and the use of particular traffic lanes, together with any and all
50 other regulations adopted by the authority to control traffic and
51 prohibit acts hazardous in their nature or tending to impede or
52 block the normal and reasonable flow of traffic upon such project;
53 provided, however, that prior to the adoption of any regulation
54 for the control of traffic on any such project, including the designa-
55 tion of any speed limits, the authority shall investigate and con-
56 sider the need for and desirability of such regulation for the
57 safety of persons and property, including the authority's property,
58 and the contribution which any such regulation would make toward
59 the efficient and safe handling of traffic and use of such project, and
60 shall determine that such regulation is necessary or desirable to
61 accomplish such purposes or one or some of them, and that upon
62 or prior to the effective date of any such regulation and during its
63 continuance, notice thereof shall be given to the drivers of vehicles
64 by appropriate signs erected at the roadside or otherwise posted.
65 The authority is hereby authorized and empowered to make, adopt
66 and promulgate regulations referred to in this section in accordance
67 with the provisions hereof. Regulations adopted by the authority
68 pursuant to the provisions of this section shall insofar as practi-
69 cable, having due regard to the features of the project and the
70 characteristics of traffic thereon, be consistent with the provisions
71 of Title 39 of the Revised Statutes applicable to similar subjects.
72 *Regulations governing the overall length of commercial motor*
73 *vehicles and omnibuses shall not prescribe a length less than that*
74 *which is permitted on highways in the State under R. S. 39:3-84.*
75 The authority shall have power to amend, supplement or repeal
76 any regulation adopted by it under the provisions of this section.

77 No regulation and no amendment or supplement thereto or repealer
78 thereof adopted by the authority shall take effect until it is filed
79 with the Secretary of State, by the filing of a copy thereof certified
80 by the secretary of the authority.

81 (h) The operator of any vehicle upon a project involved in an
82 accident resulting in injury or death to any person or damage to
83 any property shall immediately stop such vehicle at the scene of the
84 accident, render such assistance as may be needed, and give his
85 name, address, and operator's license and registration number to
86 the person injured and to any officer or witness of the injury and
87 shall make a report of such accident in accordance with law.

88 (i) No person shall transport in or upon any project, any dyna-
89 mite, nitroglycerin, black powder, fire works, blasting caps or
90 other explosives, gasoline, alcohol, ether, liquid shellac, kerosene,
91 turpentine, formaldehyde or other inflammable or combustible
92 liquids, ammonium nitrate, sodium chlorate, wet hemp, powdered
93 metallic magnesium, nitro-cellulose film, peroxides or other readily
94 inflammable solids or oxidizing materials, hydrochloric acid, sul-
95 furic acid, or other corrosive liquids, prussic acid, phosgene,
96 arsenic, carbolic acid, potassium cyanide, tear gas, lewisite or any
97 other poisonous substances, liquids or gases, or any compressed
98 gas, or any radioactive article, substance or material, at such
99 time or place or in such manner or condition as to endanger un-
100 reasonably or as to be likely to endanger unreasonably persons or
101 property.

102 (j) If the violation of any provision of this section or the viola-
103 tion of any regulation adopted by the authority under the provi-
104 sions of this section, would have been a violation of law or
105 ordinance if committed on any public road, street or highway in
106 the municipality in which such violation occurred, it shall be tried
107 and punished in the same manner as if it had been committed in
108 such municipality.

109 (k) Notwithstanding the provisions of paragraph (j) of this
110 section, if the violation within the State of the provisions of
111 paragraph (i) of this section shall result in injury or death to a
112 person or persons or damage to property in excess of the value
113 of \$5,000.00, such violation shall constitute a **[high misdemeanor]**
114 *crime of the third degree.*

115 (l) Except as provided in paragraph (j) or (k) of this section,
116 any violation of any of the provisions of this section, including but
117 not limited to those regarding the payment of tolls, and any
118 violation of any regulation adopted by the authority under the
119 provisions of this section shall be punishable by a fine not exceed-

120 ing \$200.00 or by imprisonment not exceeding 30 days or by both
121 such fine and imprisonment. Such a violation shall be tried in a
122 summary way and shall be within the jurisdiction of and may be
123 brought in the county district court[, or any criminal judicial
124 district court,] or municipal court in the county where the offense
125 was committed. The rules of the Supreme Court shall govern the
126 practice and procedure in such proceedings. Proceedings under
127 this section may be instituted on any day of the week, and the
128 institution of the proceeding on a Sunday or a holiday shall be no
129 bar to the successful prosecution thereof. Any process served on a
130 Sunday or a holiday shall be as valid as if served on any other
131 day of the week. When imposing any penalty under the provisions
132 of this paragraph the court having jurisdiction shall be guided by
133 the appropriate provisions of any statute fixing uniform penalties
134 for violation of provisions of the motor vehicle and traffic laws
135 contained in Title 39 of the Revised Statutes.

136 (m) In any prosecution for violating a regulation of the
137 authority adopted pursuant to the provisions of this section copies
138 of any such regulation when authenticated under the seal of the
139 authority by its secretary or assistant secretary shall be evidence
140 in like manner and equal effect as the original.

141 (n) No resolution or ordinance heretofore or hereafter adopted
142 by the governing body of any county or municipality for the
143 control and regulation of traffic shall be applicable to vehicles while
144 upon any project operated by the authority.

145 (o) In addition to any punishment or penalty provided by
146 other paragraphs of this section, every registration certificate and
147 every license certificate to drive motor vehicles may be suspended
148 or revoked and any person may be prohibited from obtaining a
149 driver's license or a registration certificate and the reciprocity
150 privileges of a nonresident may be suspended or revoked by the
151 Director of the Division of Motor Vehicles for a violation of
152 any of the provisions of this section, after due notice in writing
153 of such proposed suspension, revocation or prohibition and the
154 ground thereof, and otherwise in accordance with the powers,
155 practice and procedure established by those provisions of Title 39
156 of the Revised Statutes applicable to such suspension, revocation
157 or prohibition.

158 (p) Except as otherwise provided by this section or by any
159 regulation of the authority made in accordance with the provisions
160 hereof, the requirements of Title 39 of the Revised Statutes appli-
161 cable to persons using, driving or operating vehicles on the public
162 highways of this State and to vehicles so used, driven or operated

163 shall be applicable to persons using, driving or operating vehicles
164 on any project and to vehicles so used, driven or operated.

1 3. Section 37 of P. L. 1962, c. 10 (C. 27:12C-37) is amended to
2 read as follows:

3 37. (A) Except as otherwise provided in section 26 of this act,
4 no vehicle shall be permitted to make use of any project except
5 upon the payment of such tolls as may from time to time be pre-
6 scribed by the authority. It is hereby declared to be unlawful for
7 any person to refuse to pay, or to evade or to attempt to evade
8 the payment of such tolls.

9 (B) No vehicle shall be operated on any project carelessly or
10 recklessly, or in disregard of the rights or safety of others, or
11 without due caution or prudence, or in a manner so as to endanger
12 unreasonably or to be likely to endanger unreasonably persons or
13 property, or while the operator thereof is under the influence of
14 intoxicating liquors or any narcotic or habit-forming drug, nor
15 shall any vehicle be so constructed, equipped, lacking in equipment,
16 loaded or operated in such a condition of disrepair as to endanger
17 unreasonably or to be likely to endanger unreasonably persons or
18 property.

19 (C) A person operating a vehicle on any project shall operate
20 it at a careful and prudent speed, having due regard to the rights
21 and safety of others and to the traffic, surface and width of the
22 highway, and any other conditions then existing; and no person
23 shall operate a vehicle on any project at such a speed as to endanger
24 life, limb or property; provided, however, that it shall be prima
25 facie lawful for a driver of a vehicle to operate it at a speed not
26 exceeding a speed limit which is designated by the authority as a
27 reasonable and safe speed limit, when appropriate signs giving
28 notice of such speed limit are erected at the roadside or otherwise
29 posted for the information of operators of vehicles.

30 (D) No person shall operate a vehicle on any project at such
31 a slow speed as to impede or block the normal and reasonable
32 movement of traffic except when reduced speed is necessary for
33 safe operation thereof.

34 (E) No person shall operate a vehicle on any project in violation
35 of any speed limit designated by regulation adopted by the
36 authority as hereinafter provided.

37 (F) All persons operating vehicles upon any project must at
38 all times comply with any lawful order, signal or direction by voice
39 or hand of any police officer engaged in the direction of traffic upon
40 such project. When traffic on a project is controlled by traffic
41 lights, signs or by mechanical or electrical signals, such lights, signs

42 and signals shall be obeyed unless a police officer directs otherwise.

43 (G) All persons operating vehicles upon any project, or seeking
44 to do so, must at all times comply with regulations, not inconsistent
45 with the other sections of this act, adopted by the authority con-
46 cerning types, weights and sizes of vehicles permitted to use such
47 project, and with regulations adopted by the authority for or
48 prohibiting the parking of vehicles, concerning the making of turns
49 and the use of particular traffic lanes, together with any and all
50 other regulations adopted by the authority to control traffic and
51 prohibit acts hazardous in their nature or tending to impede or
52 block the normal and reasonable flow of traffic upon such project;
53 provided, however, that prior to the adoption of any regulation for
54 the control of traffic on any such project, including the designation
55 of any speed limits, the authority shall investigate and consider
56 the need for and desirability of such regulation for the safety of
57 persons and property, including the authority's property, and the
58 contribution which any such regulation would make toward the
59 efficient and safe handling of traffic and use of such project, and
60 shall determine that such regulation is necessary or desirable to
61 accomplish such purposes or one or some of them, and that upon
62 or prior to the effective date of any such regulation and during its
63 continuance, notice thereof shall be given to the drivers of vehicles
64 by appropriate signs erected at the roadside or otherwise posted.
65 The authority is hereby authorized and empowered to make, adopt
66 and promulgate regulations referred to in this section in accord-
67 ance with the provisions hereof. Regulations adopted by the
68 authority pursuant to the provisions of this section shall in so far
69 as practicable, having due regard to the features of the project and
70 the characteristics of traffic thereon and except as to maximum or
71 minimum speed limits, be consistent with the provisions of Title 39
72 of the Revised Statutes applicable to similar subjects. *Regulations*
73 *governing the overall length of commercial motor vehicles and*
74 *omnibuses shall not prescribe a length less than that which is*
75 *permitted on highways in the State under R. S. 39:3-84.* The
76 authority shall have power to amend, supplement or repeal any
77 regulation adopted by it under the provisions of this section. No
78 regulation and no amendment or supplement thereto or repealer
79 thereof adopted by the authority shall take effect until it is filed
80 with the Secretary of State, by the filing of a copy thereof certified
81 by the secretary of the authority.

82 (H) The operator of any vehicle upon a project involved in an
83 incident resulting in injury or death to any person or
84 damage to any property shall immediately stop such vehicle at

85 the scene of the incident, render such assistance as may be needed,
86 and give his name, address, and operator's license and motor
87 vehicle registration number to the person injured and to any
88 officer or witness of the injury and shall make a report of such
89 incident in accordance with law.

90 (I) No person shall transport in or upon any project, any dyna-
91 mite, nitroglycerin, black powder, fire works, blasting caps or
92 other explosives, gasoline, alcohol, ether, liquid shellac, kerosene,
93 turpentine, formaldehyde or other inflammable or combustible
94 liquids, ammonium nitrate, sodium chlorate, wet hemp, powdered
95 metallic magnesium, nitro-cellulose film, peroxides or other readily
96 inflammable solids or oxidizing materials, hydrochloric acid, sul-
97 furic acid, or other corrosive liquids, prussic acid, phosgene,
98 arsenic, carbolic acid, potassium cyanide, tear gas, lewisite or any
99 other poisonous substances, liquids or gases, or any compressed
100 gas, or any radioactive article, substance or material, at such time
101 or place or in such manner or condition as to endanger unreason-
102 ably or as to be likely to endanger unreasonably persons or
103 property.

104-114 (J) If the violation of any provisions of this section or the viola-
115 tion of any regulation adopted by the authority under the provi-
116 sions of this section would have been a violation of law or ordi-
117 nance if committed on any public road, street or highway in the
118 municipality in which such violation occurred, it shall be tried and
119 punished in the same manner as if it had been committed in such
120 municipality.

121 (K) Notwithstanding the provisions of paragraph (J) of this
122 section, if the violation of the provisions of paragraph (I) of this
123 section shall result in injury or death to a person or persons or
124 damage to property in excess of the value of \$5,000.00, such viola-
125 tion shall constitute a [high misdemeanor] *crime of the third*
126 *degree*.

127 (L) Except as provided in paragraph (J) or (K) of this section,
128 any violation of any of the provisions of this section, including but
129 not limited to those regarding the payment of tolls, and any
130 violation of any regulation adopted by the authority under the
131 provisions of this section shall be punishable by a fine not exceed-
132 ing \$200.00 or by imprisonment not exceeding 30 days or by both
133 such fine and imprisonment. Such a violation shall be tried in a
134 summary way and shall be within the jurisdiction of and may be
135 brought in the county district court or any municipal court in the
136 county where the offense was committed. Proceedings under this
137 section may be instituted on any day of the week, and the insti-

138 tution of the proceedings on a Sunday or a holiday shall be no
139 bar to the successful prosecution thereof. Any process served
140 on a Sunday or a holiday shall be as valid as if served on any
141 other day of the week. When imposing any penalty under the
142 provisions of this paragraph the court having jurisdiction shall be
143 guided by the appropriate provisions of any statute fixing uniform
144 penalties for violation of provisions of the motor vehicle and traffic
145 laws contained in Title 39 of the Revised Statutes.

146-148 (M) In any prosecution for violating a regulation of the author-
149 ity adopted pursuant to the provisions of this section copies of any
150 such regulation when authenticated under the seal of the authority
151 by its secretary or assistant secretary shall be evidence in like
152 manner and equal effect as the original.

153 (N) No resolution or ordinance heretofore or hereafter adopted
154 by the governing body of any county or municipality for the
155 control and regulation of traffic shall be applicable to vehicles
156 while upon any project operated by the authority.

157 (O) In addition to any punishment or penalty provided by other
158 paragraphs of this section, every registration certificate and every
159 license certificate to drive motor vehicles may be suspended or
160 revoked and any person may be prohibited from obtaining a
161 driver's license or a registration certificate and the reciprocity
162 privileges of a nonresident may be suspended or revoked by the
163 Director of the Division of Motor Vehicles for a violation of any
164 of the provisions of this section, after due notice in writing of such
165 proposed suspension, revocation or prohibition and the ground
166 thereof, and otherwise in accordance with the powers, practice
167 procedure established by the provisions of Title 39 of the
168 Revised Statutes applicable to such suspension, revocation or
169 prohibition.

170 (P) Except as otherwise provided by this section or by any
171 regulation of the authority made in accordance with the provisions
172 hereof, the requirements of Title 39 of the Revised Statutes appli-
173 cable to persons using, driving or operating vehicles on the public
174 highways of this State and to vehicles so used, driven or operated
175 shall be applicable to persons using, driving or operating vehicles
176 on any project and to vehicles so used, driven or operated.

1 4. Section 5 of P. L. 1951, c. 264 (C. 27:23-29) is amended to
2 read as follows:

3 5. All persons operating vehicles upon any such turnpike project,
4 or seeking to do so, must at all times comply with regulations, not
5 inconsistent with the other sections of this act, adopted by the
6 New Jersey Turnpike Authority concerning types, weights and

7 sizes of vehicles permitted to use any such turnpike project, and
 8 with regulations adopted by the authority for or prohibiting the
 9 parking of vehicles, concerning the making of turns and the use of
 10 particular traffic lanes, together with any and all other regulations
 11 adopted by the authority to control traffic and prohibit acts haz-
 12 ardous in their nature or tending to impede or block the normal
 13 and reasonable flow of traffic upon any turnpike project; provided,
 14 however, that prior to the adoption of any regulation for the
 15 control of traffic on any such turnpike project, including the desig-
 16 nation of any speed limits, the authority shall investigate and
 17 consider the need for and desirability of such regulation for the
 18 safety of persons and property, including the authority's property,
 19 and the contribution which any such regulation would make toward
 20 the efficient and safe handling of traffic and use of such turnpike
 21 project, and shall determine that such regulation is necessary or
 22 desirable to accomplish such purposes or one or some of them, and
 23 that upon or prior to the effective date of any such regulation and
 24 during its continuance, notice thereof shall be given to the drivers
 25 of vehicles by appropriate signs erected at the roadside or other-
 26 wise posted.

27 The authority is hereby authorized and empowered to make,
 28 adopt and promulgate regulations referred to in this section in
 29 accordance with the provisions hereof.

30 Regulations adopted by the authority pursuant to the provisions
 31 of this section shall insofar as practicable, having due regard to the
 32 features of any such turnpike project and the characteristics of
 33 traffic thereon, be consistent with the provisions of Title 39 of the
 34 Revised Statutes applicable to similar subjects. *Regulations gov-*
 35 *erning the overall length of commercial motor vehicles and omn-*
 36 *buses shall not prescribe a length less than that which is permitted*
 37 *on highways in the State under R. S. 39:3-84.*

38 The authority shall have power to amend, supplement or repeal
 39 any regulation adopted by it under the provisions of this section.

40 No regulation and no amendment or supplement thereto or
 41 repealer thereof adopted by the authority shall take effect until
 42 it is filed with the Secretary of State, by the filing of a copy thereof
 43 certified by the secretary of the authority.***

1 ***[2.]*** ****[*5.*]**** **2.** This act shall take effect immediately.

ADOPTED

MAY 24 1982

XII-5-vi

Senate Amendments

to

Senate Bill No. 1138 (OCR)

Orechio

Amend:

Page	Sec.	Line	
1	Title	2-3	Omit "; P.L. 1951, c. 264; P.L. 1952, c. 16; and P.L. 1962, c. 10"
4-8	2	1-164	Omit
8-11	3	1-176	Omit
11-12	4	1-43	Omit
12	5	1	Omit "5." insert "2."

STATEMENT

These amendments eliminate the mandates to the Highway, Turnpike and Expressway Authorities to allow certain oversize commercial motor vehicles and omnibusses to use thru roadways. It is expected that these authorities will conform to the provisions of this bill by their own regulations.