

39: 3-20 et al.

LEGISLATIVE HISTORY CHECKLIST

NJSA 39:3-20 et al.

Laws of 1977 Chapter 51

(Remove Various Restrictions On Construction Vehicles Wreckers; Change Commercial Vehicle Registration)

Bill No. S1356

Sponsor(s) Maressa

Date Introduced April 12, 1976

Committee: Assembly Transportation & Communications

Senate Law, Public Safety & Defense

Amended during passage Yes ~~No~~ Amendments during passage denoted by asterisks

Date of passage: Assembly Feb. 7, 1977

Senate June 10, 1976

Date of approval April 1, 1977

Following statements are attached if available:

Sponsor statement Yes ~~No~~

Committee Statement: Assembly Yes ~~No~~

Senate YES ~~No~~

Fiscal Note YES ~~No~~

Veto message YES ~~No~~

Message on signing Yes ~~No~~

Following were printed:

Reports Yes ~~No~~

Hearings Yes ~~No~~

DEPOSITORY COPY
Do Not Remove From Library

10/4/76

51
4-1-77

[OFFICIAL COPY REPRINT]

SENATE, No. 1356

STATE OF NEW JERSEY

INTRODUCED APRIL 12, 1976

By Senator MARESSA

Referred to Committee on Law, Public Safety and Defense

AN ACT concerning motor vehicle registrations in certain cases and amending R. S. 39:3-20, R. S. 39:3-84, section 3 of P. L. 1950, c. 142, and section 1 of P. L. 1973, c. 90.

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

1 1. R. S. 39:3-20 is amended to read as follows:

2 39:3-20. **[An applicant for registration]** **For the purpose of*
3 *this act gross weight means the weight of both the vehicle and*
4 *its load.* a. The director is authorized to issue registrations for*
5 **[trucks, road tractors and truck tractors shall pay to the director]**
6 *commercial motor vehicles other than omnibuses or motordrawn*
7 *vehicles upon application therefor and payment of a fee based on*
8 *the gross weight of the vehicle [and load] including the gross*
9 *weight of all vehicles [and load of] in any combination of vehicles*
10 *of which the [truck, road tractor or truck tractor] commercial*
11 *motor vehicle is the drawing vehicle [in such combination of*
12 *vehicles]. [The plates to be used for commercial motor vehicles*
13 *shall display the word "commercial," and the numerals shall be*
14 *prefixed by the letter "X" or "Z." Trailer plates shall have the*
15 *letter "T." The fee for trucks, road tractors and truck tractors*
16 *shall be paid in accordance with the following:] The gross weight*
17 *of a disabled commercial vehicle or combination of disabled com-*
18 *mercial vehicles being removed from a highway shall not be included*
18A *in the calculation of the registration fee for the drawing vehicle.*

19 **[When the gross weight of vehicle and load, including the gross**
20 **weight of all vehicles and load of any combination of vehicles of**
21 **which the truck, road tractor or truck tractor is the drawing**
22 **vehicle in such combination of vehicles, is 5,000 pounds or less, the**
23 **minimum registration fee shall be \$50.00 and where greater than**

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

24 5,000 pounds, the registration fee shall be \$50.00 for the first 5,000
 25 pounds and \$8.50 for each additional 1,000 pounds or portion
 25A thereof.】

26 *The registration year for a commercial motor vehicle other than*
 27 *an omnibus or motor-drawn vehicle shall be April 1 to the follow-*
 28 *ing March 31 and the minimum registration fee shall be \$50.00 plus*
 29 *\$8.50 for each 1,000 pounds or portion thereof in excess of 5,000*
 30 *pounds.*

31 【An applicant for registration for trailers and semitrailers shall
 32 pay to the director a fee of \$18.00 for each such vehicle.

33 At the discretion of the director, an applicant for registration
 34 for a trailer may be provided the option of registering such vehicle
 35 for a period of 4 years. In the event that the applicant for regis-
 36 tration exercises the 4-year option, a fee of \$64.00 for each such
 37 vehicle shall be paid to the director in advance.

38 If any trailer registered for a 4-year period is sold or withdrawn
 39 from use on the highways, the director may, upon surrender of the
 40 vehicle registration and plate, refund \$16.00 for each full year of
 41 unused prepaid registration.】

42 b. 【In addition to the registrations authorized to be issued
 43 pursuant to the aforesaid provisions of this section, the】 *The direc-*
 44 *tor 【shall】 is also authorized to issue registrations for 【auto-*
 45 *mobile】 commercial motor vehicles【, trailers, semitrailers, and*
 46 *tractors providing for the】 having three or more axles and a gross*
 47 *weight 【of vehicle and load】 over 40,000 pounds but not exceeding*
 48 *70,000 pounds, upon application therefor and proof to the satis-*
 49 *faction of the director that the applicant is actually engaged in*
 50 *construction work or in the business of supplying material, trans-*
 51 *porting material, or using such registered vehicle for construction*
 52 *work. 【The license plate so issued shall be marked “constructor”*
 53 *and shall be placed upon the vehicle or vehicles registered under*
 54 *this section. In no event shall a vehicle or combination of vehicles,*
 55 *operating as a unit, registered under this section and using “con-*
 56 *structor” registration plates exceed a maximum gross weight,*
 57 *inclusive of load, of 70,000 pounds.】*

58 *The registration year for such commercial motor vehicles shall*
 59 *be July 1 to the following June 30 and the registration fee shall*
 60 *be \$16.00 for each 1,000 pounds or portion thereof of gross weight*
 61 *including the gross weight of all vehicles in any combination of*
 62 *which such commercial motor vehicle is the drawing vehicle. “Con-*
 63 *structor” registrations issued prior to the effective date of this*
 64 *act which expire March 31, 1977 shall be renewed at 1 and 1/4 times*
 65 *the fee set forth herein and shall expire June 30, 1978.*

66 *Such commercial motor vehicle shall be operated in compliance*
67 *with the speed limitations of Title 39 of the Revised Statutes and*
68 *shall not be operated at a speed greater than 30 miles per hour*
69 *when one or more of its axles has a load which exceeds the limita-*
70 *tions prescribed in R. S. 39:3-84.*

71 c. [In addition to the registrations authorized to be issued
72 pursuant to the aforesaid provisions of this section, the] *The*
73 *director [shall] is also authorized to issue registrations for tandem*
74 *three-axle commercial motor vehicles having a gross weight [and*
75 *load] not exceeding 60,000 pounds, upon application to the director*
76 *and proof to his satisfaction that the applicant is actually engaged*
77 *in the performance of solid waste disposal or collection functions*
78 *and holds a certificate of convenience and necessity therefor issued*
79 *by the Board of Public Utility Commissioners.*

80 *The registration year for such "solid waste" vehicles shall be*
81 *July 1 to the following June 30 and the registration fee shall be*
82 *\$18.00 for each 1,000 pounds or portion thereof of gross weight.*
83 *"Solid waste" registrations issued prior to the effective date of*
84 *this act which expire March 31, 1977 shall be renewed at 1 and*
85 *1/4 times the fee set forth herein and shall expire June 30, 1978.*

86 [The applicants for "constructor" registration plates and regis-
87 tration plates for vehicles performing solid waste disposal or
88 collection functions authorized herein shall pay therefor on each
89 vehicle at the rate of \$16.00 per 1,000 pounds of gross weight
90 of vehicle and load for said constructor vehicles and at the rate
91 of \$18.00 per 1,000 pounds of gross weight of vehicle and load for
92 said solid waste disposal vehicles.

93 Vehicles registered and using "constructor" registration plates
94 may not be operated at a distance greater than 30 miles from the
95 point established as a headquarters for the particular construction
96 operation and such vehicles, except as hereafter provided, must
97 comply with the speed limitations of Title 39 of the Revised Stat-
98 utes. Such vehicles when carrying a gross weight of vehicle and
99 load less than 50% of the certificate of registration shall comply
100 with applicable speed laws and shall not move along a highway at
101 a speed greater than 40 miles per hour. When carrying a gross
102 weight of vehicle and load in excess of 50% of the certificate of
103 registration, such vehicle shall comply with applicable speed laws
104 and shall not move along a highway at a speed greater than 30
105 miles per hour.

106 Vehicles performing solid waste disposal or collection functions
 107 and registered therefor pursuant to the provisions of this section,
 108 may not be operated on any highway which is part of the National
 109 System of Interstate and Defense Highways or on any highway
 110 which has been designated a freeway or parkway as provided by
 111 law, and no such vehicle shall be driven over any bridge in this
 112 State or over any interstate bridge owned or maintained in whole
 113 or in part by this State, upon which or immediately adjacent thereto
 114 there is posted in a conspicuous place a sign stating the gross
 115 weight the bridge will carry, if the gross weight of any such vehicle
 116 and the load in greater than the gross weight stated on the sign.】

117 *d. The director is also authorized to issue registrations for*
 118 *commercial motor-drawn vehicles upon application therefor. The*
 119 *registration year for commercial motor-drawn vehicles shall be*
 120 *April 1 to the following March 31 and the fee therefor shall be \$18.00*
 121 *for each such vehicle.*

122 *At the discretion of the director, an applicant for registration*
 123 *for a commercial motor-drawn vehicle may be provided the option*
 124 *of registering such vehicle for a period of 4 years. In the event that*
 125 *the applicant for registration exercises the 4-year option, a fee of*
 126 *\$64.00 for each such vehicle shall be paid to the director in advance.*

127 *If any commercial motor-drawn vehicle registered for a 4-year*
 128 *period is sold or withdrawn from use on the highways, the director*
 129 *may, upon surrender of the vehicle registration and plate, refund*
 130 *\$16.00 for each full year of unused prepaid registration.*

131 *e. It shall be unlawful for any vehicle or combination of vehicles*
 132 *registered under this act having gross weight 【of load and vehicle*
 133 *including the gross weight of all vehicles and load in any com-*
 134 *bination of vehicles】 in excess of the gross weight provided on the*
 135 *registration certificate to be operated on the highways of this State.*

136 *In the event that a 【truck, road tractor or truck tractor】 com-*
 137 *mercial motor vehicle registered under this act is found on a high-*
 138 *way in combination with a 【trailer or semitrailer duly】 commercial*
 139 *motor-drawn vehicle properly registered in any other State, 【or】*
 140 *Federal district or Canadian province which imposes registration*
 141 *weight fees on such 【trailers or semitrailers】 commercial motor-*
 142 *drawn vehicles, the drawing vehicle 【of the combination】 regis-*
 143 *tered under this act shall have a gross weight registration equal*
 144 *to at least ½ of the 【combined】 gross weight of 【all the vehicles*
 145 *and load in】 the combination of vehicles. If it does not, the*
 146 *operation of said vehicles on the highways of this State shall be*
 147 *unlawful.*

148 The 5% allowance provided by section 5 of P. L. 1950, c. 142
 149 (C. 39:3-84.3) shall be applicable as heretofore to all registered
 150 weight limitations provided in this section, except that in no event
 151 shall the gross weight of any vehicle or combination of vehicles[,
 152 including load,] exceed the Federal maximum [of 80,000 pounds
 153 or] as such may be amended from time to time *established for*
 154 *vehicles operated on the National System of Interstate and Defense*
 155 *Highways*. In the case of a [truck, road tractor or truck tractor]
 156 *commercial motor vehicle* registered under this act in combination
 157 with a [trailer or semitrailer duly] *commercial motor-drawn*
 158 *vehicle properly* registered in any other state, [or] Federal dis-
 159 trict or *Canadian province* which imposes registration weight fees
 160 on such [trailers or semitrailers] *commercial motor-drawn*
 161 *vehicles*, [known as a mixed combination] the 5% allowance shall
 162 be applied [by adding] *and added* to the registered weight of
 163 the drawing vehicle registered under this act. [5% of said regis-
 164 tered weight] If the resulting sum is equal at least to ½ of the
 165 combined gross weight of the mixed combination, then the mixed
 166 combination shall be in compliance with the registration require-
 167 ments of this section.

168 Moneys realized from the increase of the fees for registrations
 169 issued pursuant to the provisions of this act shall be paid into the
 170 State Treasury and credited to the General State Fund and avail-
 171 able for general State purposes.

172 This section shall not be construed to supersede or repeal the
 173 provisions of [either section] *sections 39:3-84 [or], 39:4-75, or*
 174 *39:4-76* of this Title.

1 2. Section 1 of P. L. 1973, c. 90 (C. 39:3-22a) is amended to
 2 read as follows:

3 1. If application is made for the registration of a motor vehicle,
 4 other than a passenger automobile or motorcycle, or for the reg-
 5 istration of a commercial motor *or motor-drawn* vehicle, [trailer,
 6 semitrailer, tractor] or *an* omnibus, [except "constructor" vehicles
 7 and vehicles performing solid waste disposal or collection function,]
 8 on or after October 1 in a registration year beginning April 1 and
 9 ending the following March 31, the applicant shall pay only one-half
 10 of the registration fee provided for in the class to which such vehicle
 11 belongs.

1 3. 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 96 inches, inclusive of load, or the
 5 height of which exceeds 13½ feet, inclusive of load, and no com-

6 commercial motor vehicle, tractor or trailer shall be operated on any
7 highway in this State, the extreme overall length of which exceeds
8 35 feet either for a two-axle four-wheeled vehicle, inclusive of load,
9 or 35 feet either for a three-axle six-wheeled vehicle, inclusive of
10 load, except that a vehicle or vehicle inclusive of load exceeding the
11 above limitations may be operated when a special permit so to
12 operate is secured in advance from the director. The application for
13 such permit shall be accompanied by a fee fixed by the director. A
14 special permit issued by the director shall be in the possession of the
15 operator of the vehicle for which such permit was issued. In com-
16 puting any dimensions of a vehicle, or vehicle and load, for the
17 purposes of this section, there shall not be included in the dimen-
18 sional limitations safety appliances such as mirrors or lights, or
19 chains or similar fasteners used for the securing of cargo, provided
20 such appliances or fasteners do not exceed the overall limitations
21 established by the director by rule or regulation.

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

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

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

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

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

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

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

76 The combined gross weight imposed on the highway by all wheels
77 of all axles whose centers are on or between two parallel transverse
78 vertical planes spaced 40 inches, but less than 96 inches apart,
79 extending across the full width of the vehicle, shall not exceed
80 34,000 pounds.

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

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

1 4. Section 3 of P. L. 1950, c. 142 (C. 39:3-84.1) is amended to
2 read as follows:

3 3. The axle weight limitations of R. S. 39:3-84 shall apply to all
4 vehicles registered in New Jersey subsequent to March 1, 1950,
5 which have not been registered therein or contracted for purchase
6 by New Jersey residents prior to that date. The [combined weight
7 of vehicle and load] *gross weight* and axle load limitations pro-
8 vided in R. S. 39:3-84 shall not apply to vehicles registered [for
9 use with "constructor's" registration plates or to certain tandem
10 three-axle solid waste vehicles] *as "constructor" vehicles or to a*
11 *combination of vehicles of which the "constructor" vehicle is the*
12 *drawing vehicle or to vehicles registered as "solid waste" as pro-*
13 *vided in R. S. 39:3-20 except that said limitations shall apply to*
14 *"solid waste" registered vehicles when operated on any highway*
15 *which is part of the National System of Interstate and Defense*
16 *Highways. [Such vehicles] Vehicles registered as "constructor"*
17 *or "solid waste" shall be limited as to gross weight by the allowable*
18 *gross weight [of vehicle and load] as shown on the registration*
19 certificate.

1 5. This act shall take effect on July 1, 1976.

SENATE, No. 1356

STATE OF NEW JERSEY

INTRODUCED APRIL 12, 1976

By Senator MARESSA

Referred to Committee on Law, Public Safety and Defense

AN ACT concerning motor vehicle registrations in certain cases and amending R. S. 39:3-20, R. S. 39:3-84, section 3 of P. L. 1950, c. 142, and section 1 of P. L. 1973, c. 90.

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

1 1. R. S. 39:3-20 is amended to read as follows:

2 39:3-20. **[An applicant for registration]** *a. The director is*
3 *authorized to issue registrations for [trucks, road tractors and*
4 *truck tractors shall pay to the director] commercial motor vehicles*
5 *other than omnibuses or motordrawn vehicles upon application*
6 *therefor and payment of a fee based on the gross weight of the*
7 *vehicle [and load] including the gross weight of all vehicles [and*
8 *load of] in any combination of vehicles of which the [truck, road*
9 *tractor or truck tractor] commercial motor vehicle is the drawing*
10 *vehicle [in such combination of vehicles]. [The plates to be used*
11 *for commercial motor vehicles shall display the word "com-*
12 *mercial," and the numerals shall be prefixed by the letter "X" or*
13 *"Z." Trailer plates shall have the letter "T." The fee for trucks,*
14 *road tractors and truck tractors shall be paid in accordance with*
15 *the following:] The gross weight of a disabled commercial vehicle*
16 *or combination of disabled commercial vehicles being removed from*
17 *a highway shall not be included in the calculation of the registra-*
18 *tion fee for the drawing vehicle.*

19 **[**When the gross weight of vehicle and load, including the gross
20 weight of all vehicles and load of any combination of vehicles of
21 which the truck, road tractor or truck tractor is the drawing
22 vehicle in such combination of vehicles, is 5,000 pounds or less, the
23 minimum registration fee shall be \$50.00 and where greater than

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

24 5,000 pounds, the registration fee shall be \$50.00 for the first 5,000
25 pounds and \$8.50 for each additional 1,000 pounds or portion
25A thereof.】

26 *The registration year for a commercial motor vehicle other than*
27 *an omnibus or motor-drawn vehicle shall be April 1 to the follow-*
28 *ing March 31 and the minimum registration fee shall be \$50.00 plus*
29 *\$8.50 for each 1,000 pounds or portion thereof in excess of 5,000*
30 *pounds.*

31 【An applicant for registration for trailers and semitrailers shall
32 pay to the director a fee of \$18.00 for each such vehicle.

33 At the discretion of the director, an applicant for registration
34 for a trailer may be provided the option of registering such vehicle
35 for a period of 4 years. In the event that the applicant for regis-
36 tration exercises the 4-year option, a fee of \$64.00 for each such
37 vehicle shall be paid to the director in advance.

38 If any trailer registered for a 4-year period is sold or withdrawn
39 from use on the highways, the director may, upon surrender of the
40 vehicle registration and plate, refund \$16.00 for each full year of
41 unused prepaid registration.】

42 b. 【In addition to the registrations authorized to be issued
43 pursuant to the aforesaid provisions of this section, the】 *The direc-*
44 *tor [shall] is also authorized to issue registrations for [auto-*
45 *mobile] commercial motor vehicles[, trailers, semitrailers, and*
46 *tractors providing for the] having three or more axles and a gross*
47 *weight [of vehicle and load] over 40,000 pounds but not exceeding*
48 *70,000 pounds, upon application therefor and proof to the satis-*
49 *faction of the director that the applicant is actually engaged in*
50 *construction work or in the business of supplying material, trans-*
51 *porting material, or using such registered vehicle for construction*
52 *work. [The license plate so issued shall be marked "constructor"*
53 *and shall be placed upon the vehicle or vehicles registered under*
54 *this section. In no event shall a vehicle or combination of vehicles,*
55 *operating as a unit, registered under this section and using "con-*
56 *structor" registration plates exceed a maximum gross weight,*
57 *inclusive of load, of 70,000 pounds.】*

58 *The registration year for such commercial motor vehicles shall*
59 *be July 1 to the following June 30 and the registration fee shall*
60 *be \$16.00 for each 1,000 pounds or portion thereof of gross weight*
61 *including the gross weight of all vehicles in any combination of*
62 *which such commercial motor vehicle is the drawing vehicle. "Con-*
63 *structor" registrations issued prior to the effective date of this*
64 *act which expire March 31, 1977 shall be renewed at 1 and 1/4 times*
65 *the fee set forth herein and shall expire June 30, 1978.*

66 *Such commercial motor vehicle shall be operated in compliance*
67 *with the speed limitations of Title 39 of the Revised Statutes and*
68 *shall not be operated at a speed greater than 30 miles per hour*
69 *when one or more of its axles has a load which exceeds the limita-*
70 *tions prescribed in R. S. 39:3-84.*

71 c. [In addition to the registrations authorized to be issued
72 pursuant to the aforesaid provisions of this section, the] *The*
73 *director [shall] is also authorized to issue registrations for tandem*
74 *three-axle commercial motor vehicles having a gross weight [and*
75 *load] not exceeding 60,000 pounds, upon application to the director*
76 *and proof to his satisfaction that the applicant is actually engaged*
77 *in the performance of solid waste disposal or collection functions*
78 *and holds a certificate of convenience and necessity therefor issued*
79 *by the Board of Public Utility Commissioners.*

80 *The registration year for such "solid waste" vehicles shall be*
81 *July 1 to the following June 30 and the registration fee shall be*
82 *\$18.00 for each 1,000 pounds or portion thereof of gross weight.*
83 *"Solid waste" registrations issued prior to the effective date of*
84 *this act which expire March 31, 1977 shall be renewed at 1 and*
85 *1/4 times the fee set forth herein and shall expire June 30, 1978.*

86 [The applicants for "constructor" registration plates and regis-
87 tration plates for vehicles performing solid waste disposal or
88 collection functions authorized herein shall pay therefor on each
89 vehicle at the rate of \$16.00 per 1,000 pounds of gross weight
90 of vehicle and load for said constructor vehicles and at the rate
91 of \$18.00 per 1,000 pounds of gross weight of vehicle and load for
92 said solid waste disposal vehicles.

93 Vehicles registered and using "constructor" registration plates
94 may not be operated at a distance greater than 30 miles from the
95 point established as a headquarters for the particular construction
96 operation and such vehicles, except as hereafter provided, must
97 comply with the speed limitations of Title 39 of the Revised Stat-
98 utes. Such vehicles when carrying a gross weight of vehicle and
99 load less than 50% of the certificate of registration shall comply
100 with applicable speed laws and shall not move along a highway at
101 a speed greater than 40 miles per hour. When carrying a gross
102 weight of vehicle and load in excess of 50% of the certificate of
103 registration, such vehicle shall comply with applicable speed laws
104 and shall not move along a highway at a speed greater than 30
105 miles per hour.

106 Vehicles performing solid waste disposal or collection functions
107 and registered therefor pursuant to the provisions of this section,
108 may not be operated on any highway which is part of the National
109 System of Interstate and Defense Highways or on any highway
110 which has been designated a freeway or parkway as provided by
111 law, and no such vehicle shall be driven over any bridge in this
112 State or over any interstate bridge owned or maintained in whole
113 or in part by this State, upon which or immediately adjacent thereto
114 there is posted in a conspicuous place a sign stating the gross
115 weight the bridge will carry, if the gross weight of any such vehicle
116 and the load in greater than the gross weight stated on the sign.]

117 *d. The director is also authorized to issue registrations for*
118 *commercial motor-drawn vehicles upon application therefor. The*
119 *registration year for commercial motor-drawn vehicles shall be*
120 *April 1 to the following March 31 and the fee therefor shall be \$18.00*
121 *for each such vehicle.*

122 *At the discretion of the director, an applicant for registration*
123 *for a commercial motor-drawn vehicle may be provided the option*
124 *of registering such vehicle for a period of 4 years. In the event that*
125 *the applicant for registration exercises the 4-year option, a fee of*
126 *\$64.00 for each such vehicle shall be paid to the director in advance.*

127 *If any commercial motor-drawn vehicle registered for a 4-year*
128 *period is sold or withdrawn from use on the highways, the director*
129 *may, upon surrender of the vehicle registration and plate, refund*
130 *\$16.00 for each full year of unused prepaid registration.*

131 *e. It shall be unlawful for any vehicle or combination of vehicles*
132 *registered under this act having gross weight [of load and vehicle*
133 *including the gross weight of all vehicles and load in any com-*
134 *bination of vehicles] in excess of the gross weight provided on the*
135 *registration certificate to be operated on the highways of this State.*

136 *In the event that a [truck, road tractor or truck tractor] com-*
137 *mercial motor vehicle registered under this act is found on a high-*
138 *way in combination with a [trailer or semitrailer duly] commercial*
139 *motor-drawn vehicle properly registered in any other State, [or]*
140 *Federal district or Canadian province which imposes registration*
141 *weight fees on such [trailers or semitrailers] commercial motor-*
142 *drawn vehicles, the drawing vehicle [of the combination] regis-*
143 *tered under this act shall have a gross weight registration equal*
144 *to at least ½ of the [combined] gross weight of [all the vehicles*
145 *and load in] the combination of vehicles. If it does not, the*
146 *operation of said vehicles on the highways of this State shall be*
147 *unlawful.*

148 The 5% allowance provided by section 5 of P. L. 1950, c. 142
 149 (C. 39:3-84.3) shall be applicable as heretofore to all registered
 150 weight limitations provided in this section, except that in no event
 151 shall the gross weight of any vehicle or combination of vehicles,
 152 including load, exceed the Federal maximum [of 80,000 pounds
 153 or] as such may be amended from time to time *established for*
 154 *vehicles operated on the National System of Interstate and Defense*
 155 *Highways*. In the case of a [truck, road tractor or truck tractor]
 156 *commercial motor vehicle* registered under this act in combination
 157 with a [trailer or semitrailer duly] *commercial motor-drawn*
 158 *vehicle properly* registered in any other state, [or] Federal dis-
 159 trict or *Canadian province* which imposes registration weight fees
 160 on such [trailers or semitrailers] *commercial motor-drawn*
 161 *vehicles*, [known as a mixed combination] the 5% allowance shall
 162 be applied [by adding] *and added* to the registered weight of
 163 the drawing vehicle registered under this act. [5% of said regis-
 164 tered weight] If the resulting sum is equal at least to ½ of the
 165 combined gross weight of the mixed combination, then the mixed
 166 combination shall be in compliance with the registration require-
 167 ments of this section.

168 Moneys realized from the increase of the fees for registrations
 169 issued pursuant to the provisions of this act shall be paid into the
 170 State Treasury and credited to the General State Fund and avail-
 171 able for general State purposes.

172 This section shall not be construed to supersede or repeal the
 173 provisions of [either section] *sections 39:3-84 [or], 39:4-75, or*
 174 *39:4-76* of this Title.

1 2. Section 1 of P. L. 1973, c. 90 (C. 39:3-22a) is amended to
 2 read as follows:

3 1. If application is made for the registration of a motor vehicle,
 4 other than a passenger automobile or motorcycle, or for the reg-
 5 istration of a commercial motor *or motor-drawn* vehicle, [trailer,
 6 semitrailer, tractor] or *an omnibus*, [except "constructor" vehicle^g
 7 and vehicles performing solid waste disposal or collection function,]
 8 on or after October 1 in a registration year beginning April 1 and
 9 ending the following March 31, the applicant shall pay only one-half
 10 of the registration fee provided for in the class to which such vehicle
 11 belongs.

1 3. 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 96 inches, inclusive of load, or the
 5 height of which exceeds 13½ feet, inclusive of load, and no com-

6 commercial motor vehicle, tractor or trailer shall be operated on any
7 highway in this State, the extreme overall length of which exceeds
8 35 feet either for a two-axle four-wheeled vehicle, inclusive of load,
9 or 35 feet either for a three-axle six-wheeled vehicle, inclusive of
10 load, except that a vehicle or vehicle inclusive of load exceeding the
11 above limitations may be operated when a special permit so to
12 operate is secured in advance from the director. The application for
13 such permit shall be accompanied by a fee fixed by the director. A
14 special permit issued by the director shall be in the possession of the
15 operator of the vehicle for which such permit was issued. In com-
16 puting any dimensions of a vehicle, or vehicle and load, for the
17 purposes of this section, there shall not be included in the dimen-
18 sional limitations safety appliances such as mirrors or lights, or
19 chains or similar fasteners used for the securing of cargo, provided
20 such appliances or fasteners do not exceed the overall limitations
21 established by the director by rule or regulation.

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

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

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

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

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

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

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

76 The combined gross weight imposed on the highway by all wheels
77 of all axles whose centers are on or between two parallel transverse
78 vertical planes spaced 40 inches, but less than 96 inches apart,
79 extending across the full width of the vehicle, shall not exceed
80 34,000 pounds.

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

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

1 4. Section 3 of P. L. 1950, c. 142 (C. 39:3-84.1) is amended to
 2 read as follows:

3 3. The axle weight limitations of R. S. 39:3-84 shall apply to all
 4 vehicles registered in New Jersey subsequent to March 1, 1950,
 5 which have not been registered therein or contracted for purchase
 6 by New Jersey residents prior to that date. The [combined weight
 7 of vehicle and load] *gross weight* and axle load limitations pro-
 8 vided in R. S. 39:3-84 shall not apply to vehicles registered [for
 9 use with "constructor's" registration plates or to certain tandem
 10 three-axle solid waste vehicles] *as "constructor" vehicles or to a*
 11 *combination of vehicles of which the "constructor" vehicle is the*
 12 *drawing vehicle or to vehicles registered as "solid waste" as pro-*
 13 *vided in R. S. 39:3-20 except that said limitations shall apply to*
 14 *"solid waste" registered vehicles when operated on any highway*
 15 *which is part of the National System of Interstate and Defense*
 16 *Highways. [Such vehicles] Vehicles registered as "constructor"*
 17 *or "solid waste" shall be limited as to gross weight by the allowable*
 18 *gross weight [of vehicle and load] as shown on the registration*
 19 *certificate.*

1 5. This act shall take effect on July 1, 1976.

STATEMENT

This bill removes some current restrictions on the operation of trucks engaged in the transportation of construction materials, solid waste collection and disposal, and removing disabled vehicles from the highways.

The current restriction on the operation of "constructor" vehicles at a distance greater than 30 miles from the headquarters of the particular construction operation is eliminated. The sources of supply for construction materials such as sand, stone, crushed rock and asphalt are limited and often are located more than 30 miles from the job site. In addition, to put such vehicles on an equal footing with other vehicles of comparable weight, the current 30-mile per hour speed limit on such vehicles when fully loaded and

40 miles per hour speed limit on such vehicles when less than 50% loaded of its registered weight is eliminated; it is replaced by applying normal speed limits except when the vehicle is loaded above normal axle weight allowances permitted by "constructor" registration when the maximum speed is retained at 30 miles per hour.

There is additional economic relief in the operation of "constructor" registered vehicles which this bill provides by a change in registration year to July 1 through June 30. The present registration year begins April 1 and requires a substantial outlay of moneys by the "constructor" vehicle owners at a time when they are preparing their vehicles for the construction season.

This bill will allow "wreckers" to remove disabled commercial vehicle combinations from the highways without being in violation of the prescribed dimension and weight limits.

ASSEMBLY TRANSPORTATION AND
COMMUNICATIONS COMMITTEE

STATEMENT TO

SENATE, No. 1356

with Assembly committee amendments

STATE OF NEW JERSEY

DATED: OCTOBER 7, 1976

This bill removes some current restrictions on the operations of trucks engaged in the transportation of construction materials, solid waste collection and disposal, and removing disabled vehicles from the highways.

The current restriction on the operation of "constructor" vehicles at a distance greater than 30 miles from the headquarters of the particular construction operation is eliminated. The sources of supply for construction materials such as sand, stone, crushed rock and asphalt are limited and often are located more than 30 miles from the job site. In addition, to put such vehicles on an equal footing with other vehicles of comparable weight, the current 30-mile per hour speed limit on such vehicles when fully loaded and 40 miles per hour speed limit on such vehicles when less than 50% loaded at its registered weight is eliminated. It is replaced by applying normal speed limits.

There is additional economic relief in the operation of "constructor" registered vehicles which this bill provides by a change in registration year to July 1 through June 30. The present registration year begins April 1 and requires a substantial outlay of moneys by the "constructor" vehicle owners at a time when they are preparing their vehicles for the construction season.

This bill will allow "wreckers" to remove disabled commercial vehicle combinations from the highways without being in violation of the prescribed dimension and weight limits.

The bill has been amended so as to make it clear that the gross weight of a vehicle means the weight of both the vehicle and its load.

Furthermore, this bill would amend the existing law by removing the present requirement that plates to be used for commercial motor vehicles shall display the word "commercial," and the numerals shall be prefixed by the letter "X" or "Z" and that trailer plates shall have the letter "T."

The bill also provides that at the discretion of the Director of the Division of Motor Vehicles, an applicant for registration of a com-

mercial motor-drawn vehicle may register such vehicle for a period of 4 years by paying a fee of \$64.00 in advance for each such vehicle. If such a registered commercial motor-drawn vehicle is sold or withdrawn from use on the highways, the director may, upon surrender of the vehicle registration and plate, refund \$16.00 for each full year of unused prepaid registration.

ASSEMBLY COMMITTEE AMENDMENT TO
SENATE, No. 1356

—◆—
STATE OF NEW JERSEY
—◆—

ADOPTED OCTOBER 7, 1976

Amend page 1, section 1, line 2, after "39:3-20", insert "For the purpose of this act gross weight means the weight of both the vehicle and its load."

[ASSEMBLY REPRINT]

SENATE, No. 1356

with Assembly committee amendment adopted October 7, 1976

STATE OF NEW JERSEY

INTRODUCED APRIL 12, 1976

By Senator MARESSA

Referred to Committee on Law, Public Safety and Defense

AN ACT concerning motor vehicle registrations in certain cases and amending R. S. 39:3-20, R. S. 39:3-84, section 3 of P. L. 1950, c. 142, and section 1 of P. L. 1973, c. 90.

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

1 1. R. S. 39:3-20 is amended to read as follows:

2 39:3-20. **[An applicant for registration]** **For the purpose of*
3 *this act gross weight means the weight of both the vehicle and*
4 *its load.* a. The director is authorized to issue registrations for*
5 **[trucks, road tractors and truck tractors shall pay to the director]**
6 *commercial motor vehicles other than omnibuses or motordrawn*
7 *vehicles upon application therefor and payment of a fee based on*
8 *the gross weight of the vehicle [and load] including the gross*
9 *weight of all vehicles [and load of] in any combination of vehicles*
10 *of which the [truck, road tractor or truck tractor] commercial*
11 *motor vehicle is the drawing vehicle [in such combination of*
12 *vehicles]. [The plates to be used for commercial motor vehicles*
13 *shall display the word "commercial," and the numerals shall be*
14 *prefixed by the letter "X" or "Z." Trailer plates shall have the*
15 *letter "T." The fee for trucks, road tractors and truck tractors*
16 *shall be paid in accordance with the following:] The gross weight*
17 *of a disabled commercial vehicle or combination of disabled com-*
18 *mercial vehicles being removed from a highway shall not be included*
18A *in the calculation of the registration fee for the drawing vehicle.*

19 **[When the gross weight of vehicle and load, including the gross**
20 **weight of all vehicles and load of any combination of vehicles of**
21 **which the truck, road tractor or truck tractor is the drawing**
22 **vehicle in such combination of vehicles, is 5,000 pounds or less, the**
23 **minimum registration fee shall be \$50.00 and where greater than**

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

24 5,000 pounds, the registration fee shall be \$50.00 for the first 5,000
25 pounds and \$8.50 for each additional 1,000 pounds or portion
25A thereof.】

26 *The registration year for a commercial motor vehicle other than*
27 *an omnibus or motor-drawn vehicle shall be April 1 to the follow-*
28 *ing March 31 and the minimum registration fee shall be \$50.00 plus*
29 *\$8.50 for each 1,000 pounds or portion thereof in excess of 5,000*
30 *pounds.*

31 【An applicant for registration for trailers and semitrailers shall
32 pay to the director a fee of \$18.00 for each such vehicle.

33 At the discretion of the director, an applicant for registration
34 for a trailer may be provided the option of registering such vehicle
35 for a period of 4 years. In the event that the applicant for regis-
36 tration exercises the 4-year option, a fee of \$64.00 for each such
37 vehicle shall be paid to the director in advance.

38 If any trailer registered for a 4-year period is sold or withdrawn
39 from use on the highways, the director may, upon surrender of the
40 vehicle registration and plate, refund \$16.00 for each full year of
41 unused prepaid registration.】

42 b. 【In addition to the registrations authorized to be issued
43 pursuant to the aforesaid provisions of this section, the】 *The direc-*
44 *tor [shall] is also authorized to issue registrations for [auto-*
45 *mobile] commercial motor vehicles[, trailers, semitrailers, and*
46 *tractors providing for the] having three or more axles and a gross*
47 *weight [of vehicle and load] over 40,000 pounds but not exceeding*
48 *70,000 pounds, upon application therefor and proof to the satis-*
49 *faction of the director that the applicant is actually engaged in*
50 *construction work or in the business of supplying material, trans-*
51 *porting material, or using such registered vehicle for construction*
52 *work. [The license plate so issued shall be marked "constructor"*
53 *and shall be placed upon the vehicle or vehicles registered under*
54 *this section. In no event shall a vehicle or combination of vehicles,*
55 *operating as a unit, registered under this section and using "con-*
56 *structor" registration plates exceed a maximum gross weight,*
57 *inclusive of load, of 70,000 pounds.】*

58 *The registration year for such commercial motor vehicles shall*
59 *be July 1 to the following June 30 and the registration fee shall*
60 *be \$16.00 for each 1,000 pounds or portion thereof of gross weight*
61 *including the gross weight of all vehicles in any combination of*
62 *which such commercial motor vehicle is the drawing vehicle. "Con-*
63 *structor" registrations issued prior to the effective date of this*
64 *act which expire March 31, 1977 shall be renewed at 1 and 1/4 times*
65 *the fee set forth herein and shall expire June 30, 1978.*

66 *Such commercial motor vehicle shall be operated in compliance*
67 *with the speed limitations of Title 39 of the Revised Statutes and*
68 *shall not be operated at a speed greater than 30 miles per hour*
69 *when one or more of its axles has a load which exceeds the limita-*
70 *tions prescribed in R. S. 39:3-84.*

71 c. **[**In addition to the registrations authorized to be issued
72 pursuant to the aforesaid provisions of this section, the**]** *The*
73 *director [shall] is also authorized to issue registrations for tandem*
74 *three-axle commercial motor vehicles having a gross weight [and*
75 *load] not exceeding 60,000 pounds, upon application to the director*
76 *and proof to his satisfaction that the applicant is actually engaged*
77 *in the performance of solid waste disposal or collection functions*
78 *and holds a certificate of convenience and necessity therefor issued*
79 *by the Board of Public Utility Commissioners.*

80 *The registration year for such "solid waste" vehicles shall be*
81 *July 1 to the following June 30 and the registration fee shall be*
82 *\$18.00 for each 1,000 pounds or portion thereof of gross weight.*
83 *"Solid waste" registrations issued prior to the effective date of*
84 *this act which expire March 31, 1977 shall be renewed at 1 and*
85 *1/4 times the fee set forth herein and shall expire June 30, 1978.*

86 **[**The applicants for "constructor" registration plates and regis-
87 tration plates for vehicles performing solid waste disposal or
88 collection functions authorized herein shall pay therefor on each
89 vehicle at the rate of \$16.00 per 1,000 pounds of gross weight
90 of vehicle and load for said constructor vehicles and at the rate
91 of \$18.00 per 1,000 pounds of gross weight of vehicle and load for
92 said solid waste disposal vehicles.

93 Vehicles registered and using "constructor" registration plates
94 may not be operated at a distance greater than 30 miles from the
95 point established as a headquarters for the particular construction
96 operation and such vehicles, except as hereafter provided, must
97 comply with the speed limitations of Title 39 of the Revised Stat-
98 utes. Such vehicles when carrying a gross weight of vehicle and
99 load less than 50% of the certificate of registration shall comply
100 with applicable speed laws and shall not move along a highway at
101 a speed greater than 40 miles per hour. When carrying a gross
102 weight of vehicle and load in excess of 50% of the certificate of
103 registration, such vehicle shall comply with applicable speed laws
104 and shall not move along a highway at a speed greater than 30
105 miles per hour.

106 Vehicles performing solid waste disposal or collection functions
107 and registered therefor pursuant to the provisions of this section,
108 may not be operated on any highway which is part of the National
109 System of Interstate and Defense Highways or on any highway
110 which has been designated a freeway or parkway as provided by
111 law, and no such vehicle shall be driven over any bridge in this
112 State or over any interstate bridge owned or maintained in whole
113 or in part by this State, upon which or immediately adjacent thereto
114 there is posted in a conspicuous place a sign stating the gross
115 weight the bridge will carry, if the gross weight of any such vehicle
116 and the load in greater than the gross weight stated on the sign.】

117 *d. The director is also authorized to issue registrations for*
118 *commercial motor-drawn vehicles upon application therefor. The*
119 *registration year for commercial motor-drawn vehicles shall be*
120 *April 1 to the following March 31 and the fee therefor shall be \$18.00*
121 *for each such vehicle.*

122 *At the discretion of the director, an applicant for registration*
123 *for a commercial motor-drawn vehicle may be provided the option*
124 *of registering such vehicle for a period of 4 years. In the event that*
125 *the applicant for registration exercises the 4-year option, a fee of*
126 *\$64.00 for each such vehicle shall be paid to the director in advance.*

127 *If any commercial motor-drawn vehicle registered for a 4-year*
128 *period is sold or withdrawn from use on the highways, the director*
129 *may, upon surrender of the vehicle registration and plate, refund*
130 *\$16.00 for each full year of unused prepaid registration.*

131 *e. It shall be unlawful for any vehicle or combination of vehicles*
132 *registered under this act having gross weight 【of load and vehicle*
133 *including the gross weight of all vehicles and load in any com-*
134 *bination of vehicles】 in excess of the gross weight provided on the*
135 *registration certificate to be operated on the highways of this State.*

136 *In the event that a 【truck, road tractor or truck tractor】 com-*
137 *mercial motor vehicle registered under this act is found on a high-*
138 *way in combination with a 【trailer or semitrailer duly】 commercial*
139 *motor-drawn vehicle properly registered in any other State, 【or】*
140 *Federal district or Canadian province which imposes registration*
141 *weight fees on such 【trailers or semitrailers】 commercial motor-*
142 *drawn vehicles, the drawing vehicle 【of the combination】 regis-*
143 *tered under this act shall have a gross weight registration equal*
144 *to at least ½ of the 【combined】 gross weight of 【all the vehicles*
145 *and load in】 the combination of vehicles. If it does not, the*
146 *operation of said vehicles on the highways of this State shall be*
147 *unlawful.*

148 The 5% allowance provided by section 5 of P. L. 1950, c. 142
 149 (C. 39:3-84.3) shall be applicable as heretofore to all registered
 150 weight limitations provided in this section, except that in no event
 151 shall the gross weight of any vehicle or combination of vehicles[,
 152 including load,] exceed the Federal maximum [of 80,000 pounds
 153 or] as such may be amended from time to time *established for*
 154 *vehicles operated on the National System of Interstate and Defense*
 155 *Highways*. In the case of a [truck, road tractor or truck tractor]
 156 *commercial motor vehicle* registered under this act in combination
 157 with a [trailer or semitrailer duly] *commercial motor-drawn*
 158 *vehicle properly* registered in any other state, [or] Federal dis-
 159 trict or *Canadian province* which imposes registration weight fees
 160 on such [trailers or semitrailers] *commercial motor-drawn*
 161 *vehicles, [known as a mixed combination]* the 5% allowance shall
 162 be applied [by adding] *and added* to the registered weight of
 163 the drawing vehicle registered under this act. [5% of said regis-
 164 tered weight] If the resulting sum is equal at least to ½ of the
 165 combined gross weight of the mixed combination, then the mixed
 166 combination shall be in compliance with the registration require-
 167 ments of this section.

168 Moneys realized from the increase of the fees for registrations
 169 issued pursuant to the provisions of this act shall be paid into the
 170 State Treasury and credited to the General State Fund and avail-
 171 able for general State purposes.

172 This section shall not be construed to supersede or repeal the
 173 provisions of [either section] *sections 39:3-84 [or], 39:4-75, or*
 174 *39:4-76* of this Title.

1 2. Section 1 of P. L. 1973, c. 90 (C. 39:3-22a) is amended to
 2 read as follows:

3 1. If application is made for the registration of a motor vehicle,
 4 other than a passenger automobile or motorcycle, or for the reg-
 5 istration of a commercial motor *or motor-drawn* vehicle, [trailer,
 6 semitrailer, tractor] or *an omnibus, [except "constructor" vehicles*
 7 *and vehicles performing solid waste disposal or collection function,]*
 8 on or after October 1 in a registration year beginning April 1 and
 9 ending the following March 31, the applicant shall pay only one-half
 10 of the registration fee provided for in the class to which such vehicle
 11 belongs.

1 3. 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 96 inches, inclusive of load, or the
 5 height of which exceeds 13½ feet, inclusive of load, and no com-

6 commercial motor vehicle, tractor or trailer shall be operated on any
7 highway in this State, the extreme overall length of which exceeds
8 35 feet either for a two-axle four-wheeled vehicle, inclusive of load,
9 or 35 feet either for a three-axle six-wheeled vehicle, inclusive of
10 load, except that a vehicle or vehicle inclusive of load exceeding the
11 above limitations may be operated when a special permit so to
12 operate is secured in advance from the director. The application for
13 such permit shall be accompanied by a fee fixed by the director. A
14 special permit issued by the director shall be in the possession of the
15 operator of the vehicle for which such permit was issued. In com-
16 puting any dimensions of a vehicle, or vehicle and load, for the
17 purposes of this section, there shall not be included in the dimen-
18 sional limitations safety appliances such as mirrors or lights, or
19 chains or similar fasteners used for the securing of cargo, provided
20 such appliances or fasteners do not exceed the overall limitations
21 established by the director by rule or regulation.

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

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

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

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

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

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

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

76 The combined gross weight imposed on the highway by all wheels
77 of all axles whose centers are on or between two parallel transverse
78 vertical planes spaced 40 inches, but less than 96 inches apart,
79 extending across the full width of the vehicle, shall not exceed
80 34,000 pounds.

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

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

1 4. Section 3 of P. L. 1950, c. 142 (C. 39:3-84.1) is amended to
2 read as follows:

3 3. The axle weight limitations of R. S. 39:3-84 shall apply to all
4 vehicles registered in New Jersey subsequent to March 1, 1950,
5 which have not been registered therein or contracted for purchase
6 by New Jersey residents prior to that date. The [combined weight
7 of vehicle and load] *gross weight* and axle load limitations pro-
8 vided in R. S. 39:3-84 shall not apply to vehicles registered [for
9 use with "constructor's" registration plates or to certain tandem
10 three-axle solid waste vehicles] as "constructor" vehicles or to a
11 combination of vehicles of which the "constructor" vehicle is the
12 drawing vehicle or to vehicles registered as "solid waste" as pro-
13 vided in R. S. 39:3-20 except that said limitations shall apply to
14 "solid waste" registered vehicles when operated on any highway
15 which is part of the National System of Interstate and Defense
16 Highways. [Such vehicles] Vehicles registered as "constructor"
17 or "solid waste" shall be limited as to gross weight by the allowable
18 gross weight [of vehicle and load] as shown on the registration
19 certificate.

1 5. This act shall take effect on July 1, 1976.

FROM THE OFFICE OF THE GOVERNOR

APRIL 1, 1977

FOR FURTHER INFORMATION

FOR IMMEDIATE RELEASE

KATHY FORSYTH

Governor Brendan Byrne signed a bill Friday which removes certain restrictions on the operations of trucks engaged in the transportation of construction materials, solid waste collection and disposal, and removing disabled vehicles from the highways.

The bill, S-1356, was sponsored by Senator Joseph P. Maressa (D-Camden).

The bill does the following:

-- the registration year for constructor vehicles (commercial motor vehicles engaged in construction work or "solid waste" vehicles) would be changed from April 1 - March 30 to July 1 - June 30.

-- speed limits on constructor motor vehicles are eliminated except that overloaded vehicles must still travel no more than 30 miles an hour.

-- the 30 mile from construction site headquarters limitation on traveling distance for a constructor vehicle is eliminated.

-- wreckers may remove disabled commercial combinations from the highways without being in violation of prescribed dimension and weight limits, but for no greater a distance than 5 miles from the point of disablement.

-- the bill clarifies the fact that disabled commercial vehicles shall not be computed on the weight basis for registration.

-- the existing law is amended by removing the present requirement that plates to be used for commercial motor vehicles shall display the word "commercial" and the numerals shall be prefixed by the letter "X" or "Z" and that trailer plates shall have the letter "T".