



LEGISLATIVE HISTORY CHECKLIST

Compiled by the NJ State Law Library

LAWS OF: 1998

CHAPTER:135

NJSA:39:3-8

"Vehicle width restrictions"

BILL NO: A1115

SPONSOR(S): Azzolina and Kelly

DATE INTRODUCED: Pre-filed

COMMITTEE:

ASSEMBLY: Transportation

SENATE: Transportation

AMENDED DURING PASSAGE:No

DATE OF PASSAGE:

ASSEMBLY: May 28, 1998

SENATE: October 22, 1998

DATE OF APPROVAL: December 3, 1998

THE FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL: Original

A1115

SPONSORS STATEMENT: *Yes* (Begins on page 4 of original bill)

COMMITTEE STATEMENT:

ASSEMBLY:*Yes*

SENATE:*Yes*

FLOOR AMENDMENT STATEMENTS: *No*

LEGISLATIVE FISCAL ESTIMATE: *No*

VETO MESSAGE: *No*

GOVERNOR'S PRESS RELEASE ON SIGNING: *Yes*

THE FOLLOWING WERE PRINTED:

*To check for circulating copies contact New Jersey State Government Publications at the State Library (609) 278-2640
ext. 102 or refdesk@njstatelib.org*

REPORTS: *No*

HEARINGS: *No*

NEWSPAPER ARTICLES: *No*

ASSEMBLY, No. 1115

STATE OF NEW JERSEY 208th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 1998 SESSION

Sponsored by:

Assemblyman JOSEPH AZZOLINA

District 13 (Middlesex and Monmouth)

Assemblyman JOHN V. KELLY

District 36 (Bergen, Essex and Passaic)

SYNOPSIS

Revises width restrictions for transportation of certain house type semitrailers or trailers.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



A1115 AZZOLINA, KELLY

2

1 AN ACT concerning the transportation of certain house type
2 semitrailers or trailers and amending R.S.39:3-8 and P.L.1973,
3 c.319.

4

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

7

8 1. R.S.39:3-8 is amended to read as follows:

9 39:3-8. The applicant for registration for any passenger automobile
10 manufactured in any model year prior to the 1971 model year shall pay
11 to the director for each registration a fee of \$14.00 for each such
12 vehicle having a manufacturer's shipping weight of less than 2,700
13 pounds, a fee of \$23.00 for each such vehicle having a manufacturer's
14 shipping weight of 2,700 pounds or more, but not greater than 3,800
15 pounds, and a fee of \$44.00 for each vehicle having a manufacturer's
16 shipping weight in excess of 3,800 pounds. The applicant for
17 registration for any passenger automobile manufactured in model year
18 1971 and thereafter, except as determined hereinafter, shall pay to the
19 director for each registration a fee of \$17.00 for each such vehicle
20 having a manufacturer's shipping weight of less than 2,700 pounds, a
21 fee of \$28.00 for each such vehicle having a manufacturer's shipping
22 weight of 2,700 pounds or more, but not greater than 3,800 pounds,
23 and a fee of \$51.00 for each such vehicle having a manufacturer's
24 shipping weight in excess of 3,800 pounds. The applicant for
25 registration for any 1980 or thereafter model year passenger
26 automobile registered on or after March 1, 1979 shall pay to the
27 director for each registration a fee of \$25.00 for each such vehicle
28 having a manufacturer's shipping weight not greater than 3,500 pounds
29 and a fee of \$50.00 for each vehicle having a manufacturer's shipping
30 weight in excess of 3,500 pounds. The director shall determine
31 manufacturer's shipping weight and model year for each passenger
32 automobile on the basis of the information contained in the certificate
33 of origin, the application for registration or for renewal of registration,
34 or the records of the division, or any or all of these; and any case in
35 which the manufacturer's shipping weight of any particular passenger
36 automobile is unavailable, or in doubt or dispute, the director may
37 require that such automobile be weighed on a scale designated by him,
38 and such actual weight shall be considered the manufacturer's shipping
39 weight for the purposes of this section; but in all cases the director's
40 determination of the manufacturer's shipping weight of any such
41 automobile shall be final. The applicant for registration for passenger
42 automobile shall also pay to the director the inspection fee fixed in
43 R.S.39:8-2 in addition to the fees described hereinabove.

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

Matter underlined thus is new matter.

1 The director may also license private utility and house type
2 semitrailers and trailers with a gross load not in excess of 2,000
3 pounds at a fee of \$4.00 per annum and all other such utility and
4 house-type semitrailers and trailers at \$9.00 per annum. Application
5 for such registration shall be made on a blank to be furnished by the
6 division and the application shall contain a statement to the effect that
7 the vehicle so registered will not be used for the commercial
8 transportation of goods, wares and merchandise, or for hire.

9 Except as provided in R.S.39:3-84 for recreation vehicles, no
10 private utility or house type semitrailer or trailer with an outside width
11 of more than 96 inches, a maximum height of 13 feet 6 inches, a
12 maximum length for a single vehicle of more than 35 feet, a maximum
13 length for a semitrailer and its towing vehicle of more than 45 feet, and
14 a maximum length for a trailer and its towing vehicle of more than 50
15 feet, shall be operated on any highway in this State, except that a
16 vehicle exceeding the above limitations may be operated when a
17 special permit so to operate is secured in advance from the director.

18 A house type semitrailer or trailer with an outside width of no more
19 than 16 feet shall be entitled to operate with such a special permit if
20 the vehicle is a manufactured home on a transportation system that is
21 designed in accordance with the "Manufactured Home Construction
22 and Safety Standards," 24 CFR part 3280.901 et seq., promulgated by
23 the United States Department of Housing and Urban Development, as
24 amended and supplemented, provided that the operator complies with
25 the provisions of this Title and the rules and regulations issued
26 thereunder. If such a vehicle has an outside width of more than 16
27 feet, it shall be entitled to operate with such a special permit if it is
28 transported on a commercial type low-bed trailer, semitrailer or
29 properly registered dolly wheels pursuant to rules and regulations
30 established by the director. The application for such permit shall be
31 accompanied by a fee fixed by the director. A special permit issued by
32 the director shall be in the possession of the operator of the vehicle for
33 which such permit was issued. In computing any dimensions of a
34 vehicle, for the purposes of this section, there shall not be included in
35 the dimensional limitations safety equipment such as mirrors or lights,
36 provided such appliances do not exceed the overall limitations
37 established by the director by rule or regulation.

38 (cf: P.L.1995, c.397, s.2)

39
40 2. Section 1 of P.L.1973, c.319 (C.39:3-20.1) is amended to read
41 as follows:

42 1. In addition to the motor vehicle registration provisions
43 authorized pursuant to this chapter, the director may issue, upon
44 application on a form prescribed by him, a registration certificate and
45 registration plates for trucks, tractors, trailers and semitrailers that are
46 empty and being transported from one terminal to another, or from

1 the place of sale to the registrant's terminal or place of business, or
2 are empty and being transported for the purpose of having additional
3 equipment added or lettering affixed.

4 The director may issue, upon application on the form prescribed by
5 the director, a registration certificate and registration plates for mobile
6 and manufactured homes being transported from the place of
7 manufacture to the registrant's terminal or place of business, or being
8 transported for the purpose of delivering the mobile or manufactured
9 home to a final point of delivery.

10 The annual fee for the issuance of each set of such plates shall be
11 \$25.00. Such plates are to be in the form prescribed by the director
12 and shall be marked in a manner to indicate the vehicle is "in-transit
13 empty."

14 (cf: P.L.1973, c.319, s.1)

15
16 3. (New section) The Department of Transportation shall, within
17 180 days of the effective date of this act, adopt rules and regulations
18 pursuant to the "Administrative Procedure Act," P.L.1968, c.410
19 (C.52:14B-1 et seq.), necessary to effectuate the purposes of this act.

20
21 4. This act shall take effect immediately.

22
23
24 STATEMENT

25
26 This bill would allow, under a special permit issued by the Director
27 of the Division of Motor Vehicles (DMV), a house type semitrailer or
28 trailer carrying a manufactured home with a width not exceeding 16
29 feet to be transported on a transportation trailer system that conforms
30 to the "Manufactured Home Construction and Safety Standards"
31 promulgated by the U.S. Department of Housing and Urban
32 Development (HUD), provided that the operator otherwise complies
33 with the provisions of Title 39 of the Revised Statutes and the rules
34 and regulations issued thereunder. The bill also authorizes the director
35 to issue registration certificates and registration plates for mobile and
36 manufactured homes being transported.

37 Current DMV regulations provide that a house type semitrailer or
38 trailer with a load whose width is greater than 14 feet must be
39 transported on a commercial low-bed trailer, semitrailer or properly
40 registered dolly wheels. HUD regulations specify that the
41 manufactured home transportation trailer system is designed and
42 constructed as an integrated, balanced and durable unit which is safe
43 and suitable for its specified use during the intended life of the
44 manufactured home. A manufactured home transportation trailer
45 system must effectively respond to the braking system controls of the
46 towing vehicle in terms of tracking ability and speed of the vehicle

A1115 AZZOLINA, KELLY

5

1 under normal highway traffic conditions.

2 Under this bill, house type semitrailers or trailers with load widths
3 in excess of 16 feet would be required to be transported on
4 commercial type low-bed trailers, semitrailers or properly registered
5 dolly wheels under such permits.

6 This revision of the special permit width limitations is necessary to
7 address changes in the manufactured home industry. To meet the need
8 for larger affordable homes, the industry has designed and constructed
9 wider, multi-section units which are wider than 14 feet. The current
10 14 feet width limit makes it difficult to transport these new units on
11 top of commercial type low-bed trailers, semitrailers or properly
12 registered dolly wheels.

ASSEMBLY, No. 1115

STATE OF NEW JERSEY

208th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 1998 SESSION

Sponsored by:

Assemblyman JOSEPH AZZOLINA

District 13 (Middlesex and Monmouth)

Assemblyman JOHN V. KELLY

District 36 (Bergen, Essex and Passaic)

SYNOPSIS

Revises width restrictions for transportation of certain house type semitrailers or trailers.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



A1115 AZZOLINA, KELLY

2

1 AN ACT concerning the transportation of certain house type
2 semitrailers or trailers and amending R.S.39:3-8 and P.L.1973,
3 c.319.

4

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

7

8 1. R.S.39:3-8 is amended to read as follows:

9 39:3-8. The applicant for registration for any passenger automobile
10 manufactured in any model year prior to the 1971 model year shall pay
11 to the director for each registration a fee of \$14.00 for each such
12 vehicle having a manufacturer's shipping weight of less than 2,700
13 pounds, a fee of \$23.00 for each such vehicle having a manufacturer's
14 shipping weight of 2,700 pounds or more, but not greater than 3,800
15 pounds, and a fee of \$44.00 for each vehicle having a manufacturer's
16 shipping weight in excess of 3,800 pounds. The applicant for
17 registration for any passenger automobile manufactured in model year
18 1971 and thereafter, except as determined hereinafter, shall pay to the
19 director for each registration a fee of \$17.00 for each such vehicle
20 having a manufacturer's shipping weight of less than 2,700 pounds, a
21 fee of \$28.00 for each such vehicle having a manufacturer's shipping
22 weight of 2,700 pounds or more, but not greater than 3,800 pounds,
23 and a fee of \$51.00 for each such vehicle having a manufacturer's
24 shipping weight in excess of 3,800 pounds. The applicant for
25 registration for any 1980 or thereafter model year passenger
26 automobile registered on or after March 1, 1979 shall pay to the
27 director for each registration a fee of \$25.00 for each such vehicle
28 having a manufacturer's shipping weight not greater than 3,500 pounds
29 and a fee of \$50.00 for each vehicle having a manufacturer's shipping
30 weight in excess of 3,500 pounds. The director shall determine
31 manufacturer's shipping weight and model year for each passenger
32 automobile on the basis of the information contained in the certificate
33 of origin, the application for registration or for renewal of registration,
34 or the records of the division, or any or all of these; and any case in
35 which the manufacturer's shipping weight of any particular passenger
36 automobile is unavailable, or in doubt or dispute, the director may
37 require that such automobile be weighed on a scale designated by him,
38 and such actual weight shall be considered the manufacturer's shipping
39 weight for the purposes of this section; but in all cases the director's
40 determination of the manufacturer's shipping weight of any such
41 automobile shall be final. The applicant for registration for passenger
42 automobile shall also pay to the director the inspection fee fixed in
43 R.S.39:8-2 in addition to the fees described hereinabove.

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

Matter underlined thus is new matter.

1 The director may also license private utility and house type
2 semitrailers and trailers with a gross load not in excess of 2,000
3 pounds at a fee of \$4.00 per annum and all other such utility and
4 house-type semitrailers and trailers at \$9.00 per annum. Application
5 for such registration shall be made on a blank to be furnished by the
6 division and the application shall contain a statement to the effect that
7 the vehicle so registered will not be used for the commercial
8 transportation of goods, wares and merchandise, or for hire.

9 Except as provided in R.S.39:3-84 for recreation vehicles, no
10 private utility or house type semitrailer or trailer with an outside width
11 of more than 96 inches, a maximum height of 13 feet 6 inches, a
12 maximum length for a single vehicle of more than 35 feet, a maximum
13 length for a semitrailer and its towing vehicle of more than 45 feet, and
14 a maximum length for a trailer and its towing vehicle of more than 50
15 feet, shall be operated on any highway in this State, except that a
16 vehicle exceeding the above limitations may be operated when a
17 special permit so to operate is secured in advance from the director.

18 A house type semitrailer or trailer with an outside width of no more
19 than 16 feet shall be entitled to operate with such a special permit if
20 the vehicle is a manufactured home on a transportation system that is
21 designed in accordance with the "Manufactured Home Construction
22 and Safety Standards," 24 CFR part 3280.901 et seq., promulgated by
23 the United States Department of Housing and Urban Development, as
24 amended and supplemented, provided that the operator complies with
25 the provisions of this Title and the rules and regulations issued
26 thereunder. If such a vehicle has an outside width of more than 16
27 feet, it shall be entitled to operate with such a special permit if it is
28 transported on a commercial type low-bed trailer, semitrailer or
29 properly registered dolly wheels pursuant to rules and regulations
30 established by the director. The application for such permit shall be
31 accompanied by a fee fixed by the director. A special permit issued by
32 the director shall be in the possession of the operator of the vehicle for
33 which such permit was issued. In computing any dimensions of a
34 vehicle, for the purposes of this section, there shall not be included in
35 the dimensional limitations safety equipment such as mirrors or lights,
36 provided such appliances do not exceed the overall limitations
37 established by the director by rule or regulation.

38 (cf: P.L.1995, c.397, s.2)

39
40 2. Section 1 of P.L.1973, c.319 (C.39:3-20.1) is amended to read
41 as follows:

42 1. In addition to the motor vehicle registration provisions
43 authorized pursuant to this chapter, the director may issue, upon
44 application on a form prescribed by him, a registration certificate and
45 registration plates for trucks, tractors, trailers and semitrailers that are
46 empty and being transported from one terminal to another, or from

1 the place of sale to the registrant's terminal or place of business, or
2 are empty and being transported for the purpose of having additional
3 equipment added or lettering affixed.

4 The director may issue, upon application on the form prescribed by
5 the director, a registration certificate and registration plates for mobile
6 and manufactured homes being transported from the place of
7 manufacture to the registrant's terminal or place of business, or being
8 transported for the purpose of delivering the mobile or manufactured
9 home to a final point of delivery.

10 The annual fee for the issuance of each set of such plates shall be
11 \$25.00. Such plates are to be in the form prescribed by the director
12 and shall be marked in a manner to indicate the vehicle is "in-transit
13 empty."

14 (cf: P.L.1973, c.319, s.1)

15
16 3. (New section) The Department of Transportation shall, within
17 180 days of the effective date of this act, adopt rules and regulations
18 pursuant to the "Administrative Procedure Act," P.L.1968, c.410
19 (C.52:14B-1 et seq.), necessary to effectuate the purposes of this act.

20
21 4. This act shall take effect immediately.

22
23
24 STATEMENT

25
26 This bill would allow, under a special permit issued by the Director
27 of the Division of Motor Vehicles (DMV), a house type semitrailer or
28 trailer carrying a manufactured home with a width not exceeding 16
29 feet to be transported on a transportation trailer system that conforms
30 to the "Manufactured Home Construction and Safety Standards"
31 promulgated by the U.S. Department of Housing and Urban
32 Development (HUD), provided that the operator otherwise complies
33 with the provisions of Title 39 of the Revised Statutes and the rules
34 and regulations issued thereunder. The bill also authorizes the director
35 to issue registration certificates and registration plates for mobile and
36 manufactured homes being transported.

37 Current DMV regulations provide that a house type semitrailer or
38 trailer with a load whose width is greater than 14 feet must be
39 transported on a commercial low-bed trailer, semitrailer or properly
40 registered dolly wheels. HUD regulations specify that the
41 manufactured home transportation trailer system is designed and
42 constructed as an integrated, balanced and durable unit which is safe
43 and suitable for its specified use during the intended life of the
44 manufactured home. A manufactured home transportation trailer
45 system must effectively respond to the braking system controls of the
46 towing vehicle in terms of tracking ability and speed of the vehicle

A1115 AZZOLINA, KELLY

5

1 under normal highway traffic conditions.

2 Under this bill, house type semitrailers or trailers with load widths
3 in excess of 16 feet would be required to be transported on
4 commercial type low-bed trailers, semitrailers or properly registered
5 dolly wheels under such permits.

6 This revision of the special permit width limitations is necessary to
7 address changes in the manufactured home industry. To meet the need
8 for larger affordable homes, the industry has designed and constructed
9 wider, multi-section units which are wider than 14 feet. The current
10 14 feet width limit makes it difficult to transport these new units on
11 top of commercial type low-bed trailers, semitrailers or properly
12 registered dolly wheels.

ASSEMBLY TRANSPORTATION COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1115

STATE OF NEW JERSEY

DATED: MAY 4, 1998

The Assembly Transportation Committee reports favorably Assembly Bill No. 1115.

This bill would allow, under a special permit issued by the Director of the Division of Motor Vehicles (DMV), a house type semitrailer or trailer carrying a manufactured home with a width not exceeding 16 feet to be transported on a transportation trailer system that conforms to the "Manufactured Home Construction and Safety Standards" promulgated by the U.S. Department of Housing and Urban Development (HUD), provided that the operator otherwise complies with the provisions of Title 39 of the Revised Statutes and the rules and regulations issued thereunder. The bill also authorizes the director to issue registration certificates and registration plates for mobile and manufactured homes being transported.

Current DMV regulations provide that a house type semitrailer or trailer with a load whose width is greater than 14 feet must be transported on a commercial low-bed trailer, semitrailer or properly registered dolly wheels. HUD regulations specify that the manufactured home transportation trailer system is designed and constructed as an integrated, balanced and durable unit which is safe and suitable for its specified use during the intended life of the manufactured home. A manufactured home transportation trailer system must effectively respond to the braking system controls of the towing vehicle in terms of tracking ability and speed of the vehicle under normal highway traffic conditions.

Under this bill, house type semitrailers or trailers with load widths in excess of 16 feet would be required to be transported on commercial type low-bed trailers, semitrailers or properly registered dolly wheels under such permits.

This revision of the special permit width limitations is necessary to address changes in the manufactured home industry. To meet the need for larger affordable homes, the industry has designed and constructed wider, multi-section units which are wider than 14 feet. The current 14 feet width limit makes it difficult to transport these new units on top of commercial type low-bed trailers, semitrailers or properly registered dolly wheels.

This bill was pre-filed for introduction in the 1998 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

SENATE TRANSPORTATION COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1115

STATE OF NEW JERSEY

DATED: JUNE 22, 1998

The Senate Transportation Committee reports favorably Assembly Bill No. 1115.

This bill would allow, under a special permit issued by the Director of the Division of Motor Vehicles (DMV), a house type semitrailer or trailer carrying a manufactured home with a width not exceeding 16 feet to be transported on a transportation trailer system that conforms to the "Manufactured Home Construction and Safety Standards" promulgated by the U.S. Department of Housing and Urban Development (HUD), provided that the operator otherwise complies with the provisions of Title 39 of the Revised Statutes and the rules and regulations issued thereunder. The bill also authorizes the director to issue registration certificates and registration plates for mobile and manufactured homes being transported.

Current DMV regulations provide that a house type semitrailer or trailer with a load whose width is greater than 14 feet must be transported on a commercial low-bed trailer, semitrailer or properly registered dolly wheels. HUD regulations specify that the manufactured home transportation trailer system is designed and constructed as an integrated, balanced and durable unit which is safe and suitable for its specified use during the intended life of the manufactured home. A manufactured home transportation trailer system must effectively respond to the braking system controls of the towing vehicle in terms of tracking ability and speed of the vehicle under normal highway traffic conditions.

Under this bill, house type semitrailers or trailers with load widths in excess of 16 feet would be required to be transported on commercial type low-bed trailers, semitrailers or properly registered dolly wheels under such permits.

This revision of the special permit width limitations is necessary to address changes in the manufactured home industry. To meet the need for larger affordable homes, the industry has designed and constructed wider, multi-section units which are wider than 14 feet.

Office of the Governor

PO BOX 004
TRENTON, NJ 08625

NEWS RELEASE

CONTACT: Jayne O'Connor
Gene Herman
609-777-2600

RELEASE: December 3, 1998

Gov. Christie Whitman today signed the following pieces of legislation;

S-75, the High Technology Crimes and Interactive Computer Services Protection Act, establishes a procedure to disseminate information regarding computer safety when using the Internet. The bill requires the Department of Law and Public Safety (L&PS) to establish and maintain information to be made available thorough the Internet that will include, among other things, guidelines and recommendations on computer ethics and safe computing practices.

The bill requires L&PS to design and make available through the Internet a continuing educational program on emerging issues in high technology crimes. The bill also requires district and regional school boards of education that provide computer education to notify students about potential risks and dangers associated with computers, and directs the Department of Education to recommend guidelines and curriculum on the ethical use of computers and potential risks posed to juveniles.

The bill, which is a response to the increased use of computers to commit crime, appropriates \$150,000 to L&PS to carry out the purposes of the act.

Sponsors of the bill were Senators Andrew R. Ciesla (R- Monmouth/Ocean) and William L. Gormley (R-Atlantic) and Assembly Members James W. Holzapfel (R-Monmouth/Ocean) and David W. Wolfe (R-Monmouth/Ocean).

A-1115, sponsored by Assembly Members Joseph Azzolina (R- Middlesex/Monmouth) and John V. Kelly (R-Bergen/Essex/Passaic), revises the requirements for transporting manufactured homes on certain house type semitrailers and trailers.

The bill allows house type semitrailers or trailers carrying manufactured houses with a width not exceeding 16 feet to be transported on a transportation trailer system that conforms to the federal Manufactured Home Construction and Safety Standards.

Current regulations of the Division of Motor Vehicles provide that semitrailers or trailers carrying a load whose width is greater than 14 feet must transport such loads on a commercial low-bed trailer, semitrailer or properly registered dolly wheels. Under the bill, only those semitrailers or trailers carrying a load whose width is greater than 16 feet would be required to transport such loads on a commercial low-bed trailer, semitrailer or properly registered dolly wheels. The DMV will implement regulations to address safety issues.