

39:4-8.1

LEGISLATIVE HISTORY CHECKLIST
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(Handicapped
parking--inspection)

LAWS OF: 1991

CHAPTER: 285

Bill No: A1731

Sponsor(s): Smith

Date Introduced: Pre-filed

Committee: Assembly: Municipal Government

Senate: County & Municipal Government

Amended during passage: No

Date of Passage: Assembly: April 15, 1991

Senate: July 29, 1991

Date of Approval: September 18, 1991

Following statements are attached if available:

Sponsor statement: Yes

Committee Statement: Assembly: Yes

Senate: Yes

Fiscal Note: No

Veto Message: No

Message on signing: No

Following were printed:

Reports: No

Hearings: No

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P.L.1991, CHAPTER 285, approved September 18, 1991

1990 Assembly No. 1731

1 AN ACT concerning parking spaces designated for the vehicles of
2 the physically handicapped and supplementing chapter 4 of
3 Title 39 of the Revised Statutes.

4
5 BE IT ENACTED by the Senate and General Assembly of the
6 State of New Jersey:

7 1. Any municipality, which pursuant to the provisions of
8 R.S.39:4-8, R.S.39:4-197, section 1 of P.L.1977, c.202
9 (C.39:4-197.5) or section 1 of P.L.1977, c.309 (C.39:4-197.6)
10 designates restricted parking spaces for use by handicapped
11 persons, may, in lieu of having the Department of Transportation
12 inspect those parking spaces and any signs erected in association
13 therewith, designate the municipal engineer to determine
14 whether or not those parking spaces and signs conform to the
15 current standards prescribed by the Manual of Uniform Traffic
16 Control Devices for Streets and Highways, adopted by the
17 Commissioner of Transportation, and any other Department of
18 Transportation rules and regulations governing such parking
19 spaces and signs.

20 Any such parking spaces and signs shall be deemed approved
21 and operational, and in need of no additional inspection by the
22 Department of Transportation, when the municipal engineer,
23 under his seal as a licensed professional engineer, shall certify to
24 the commissioner that the parking spaces and signs:

- 25 a. have been approved by him after investigation; and
26 b. conform to the current standards prescribed by the Manual
27 of Uniform Traffic Control Devices for Streets and Highways, as
28 adopted by the commissioner, and any other Department of
29 Transportation rules and regulations governing such parking
30 spaces and signs.

31 The municipal engineer shall submit to the commissioner,
32 together with his certification, detailed information as to the
33 location and number of parking spaces, a certified copy of the
34 ordinance, resolution or regulation designating the restricted
35 parking spaces, and such other information as the commissioner
36 shall deem necessary.

37 2. This act shall take effect immediately.

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39 MOTOR VEHICLES

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41 Permits municipal engineer to inspect and approve handicapped
42 parking spaces and signs.

STATEMENT

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3 This bill would permit municipal engineers to inspect and
4 approve the parking spaces that municipalities designate as
5 restricted for handicapped use.

6 Under current law, municipalities are authorized to designate
7 handicapped parking spaces. The statutes do not require the
8 Commissioner of Transportation to approve the municipal
9 ordinances, resolutions or regulations designating the specific
10 spaces to be set aside for handicapped parking. However, the
11 Department of Transportation (DOT) requires that those parking
12 spaces be inspected by DOT officials to insure that the parking
13 spaces and the signs denoting them as handicapped parking spaces
14 conform to the department's rules and regulations and the
15 current standards prescribed by the Manual of Uniform Traffic
16 Control Devices for Streets and Highways.

17 Because a limited number of DOT officials are available to
18 conduct these inspections, a significant time lag may occur
19 between the date on which the municipality designates a parking
20 space as a handicapped parking space and the date on which that
21 parking space is finally inspected by a DOT official and becomes
22 an approved, operational handicapped parking space.

23 The purpose of this bill is to reduce, if not eliminate, that time
24 lag by permitting the municipality to use its municipal engineer
25 to inspect newly designated handicapped parking spaces and signs.

26 It is important to note that the provisions of this bill are
27 permissive. A municipality that does not wish to have the
28 municipal engineer inspect its newly designated handicapped
29 parking spaces may continue to rely on DOT officials.
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MOTOR VEHICLES

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34 Permits municipal engineer to inspect and approve handicapped
35 parking spaces and signs.

ASSEMBLY MUNICIPAL GOVERNMENT COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1731

STATE OF NEW JERSEY

DATED: SEPTEMBER 10, 1990

The Assembly Municipal Government Committee reports favorably Assembly Bill No. 1731.

This bill would permit municipal engineers to inspect and approve the parking spaces that municipalities designate as restricted for handicapped use.

Under current law, municipalities are authorized to designate handicapped parking spaces. The statutes do not require the Commissioner of Transportation to approve the municipal ordinances, resolutions or regulations designating the specific spaces to be set aside for handicapped parking. However, the Department of Transportation (DOT) requires that those parking spaces be inspected by DOT officials to insure that the parking spaces and the signs denoting them as handicapped parking spaces conform to the department's rules and regulations and the current standards prescribed by the Manual of Uniform Traffic Control Devices for Streets and Highways.

Because a limited number of DOT officials are available to conduct these inspections, a significant time lag may occur between the date on which the municipality designates a parking space as a handicapped parking space and the date on which that parking space is finally inspected by a DOT official and becomes an approved, operational handicapped parking space.

The purpose of this bill is to reduce, if not eliminate, that time lag by permitting the municipality to use its municipal engineer to inspect newly designated handicapped parking spaces and signs.

It is important to note that the provisions of this bill are permissive. A municipality that does not wish to have the municipal engineer inspect its newly designated handicapped parking spaces may continue to rely on DOT officials.

This bill was pre-filed for introduction in the 1990 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

SENATE COUNTY AND MUNICIPAL
GOVERNMENT COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1731

STATE OF NEW JERSEY

DATED: JUNE 17, 1991

The Senate County and Municipal Government Committee reports favorably Assembly Bill No. 1731.

Assembly Bill No. 1731 would permit municipal engineers to inspect and approve the parking spaces that municipalities designate as restricted for handicapped use.

Under current law, municipalities are authorized to designate handicapped parking spaces. The statutes do not require the Commissioner of Transportation to approve the municipal ordinances, resolutions or regulations designating the specific spaces to be set aside for handicapped parking. However, the Department of Transportation (DOT) requires that those parking spaces be inspected by DOT officials to insure that the parking spaces and the signs denoting them as handicapped parking spaces conform to the department's rules and regulations and the current standards prescribed by the Manual of Uniform Traffic Control Devices for Streets and Highways.

It is the committee's understanding that because a limited number of DOT officials are available to conduct these inspections, a significant time lag may occur between the date on which the municipality designates a parking space as a handicapped parking space and the date on which that parking space is finally inspected by a DOT official and becomes an approved, operational handicapped parking space.

The purpose of this bill is to reduce, if not eliminate, that time lag by permitting the municipality to use its municipal engineer to inspect newly designated handicapped parking spaces and signs.

It is important to note that the provisions of this bill are permissive. A municipality that does not wish to have the municipal engineer inspect its newly designated handicapped parking spaces may continue to rely on DOT officials.