

[First Reprint]

ASSEMBLY, No. 2871

STATE OF NEW JERSEY
208th LEGISLATURE

INTRODUCED FEBRUARY 11, 1999

Sponsored by:

Assemblyman ALEX DECROCE

District 26 (Essex, Morris and Passaic)

SYNOPSIS

Creates license plates and modifies weight limits for certain tow trucks.

CURRENT VERSION OF TEXT

As reported by the Assembly Transportation Committee on December 2, 1999, with amendments.



1 AN ACT concerning tow trucks, supplementing chapter 3 of Title 39
2 of the Revised Statutes and amending R.S.39:3-84.

3
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6
7 1. (New section) As used in this act:

8 ¹"Director" means the Director of the Division of Motor Vehicles
9 in the Department of Transportation.¹

10 "Division" means the Division of Motor Vehicles in the Department
11 of Transportation.

12 "Garage keeper's legal liability" means the protection of customer
13 vehicles under various conditions pertaining to specific garage
14 functions. ¹**[This also is referred to as "on hook" coverage.]**¹

15 "Heavy-duty" means a gross weight of at least 32,000 pounds.

16 "Light-medium duty" means a gross weight of less than
17 32,000 pounds.

18 ¹"Marker" means a type of vehicle identification issued by the
19 director to be displayed on a tow truck.¹

20 "Towing company" means any person or entity owning or operating
21 a tow truck service for compensation.

22 "Tow truck" means a motor vehicle equipped with a boom or
23 booms, winches, slings, tilt beds or similar equipment designed for the
24 towing or recovery of vehicles and other objects.

25 "Transporter" means equipment designed to transport more than
26 one vehicle on a non-emergency basis.

27
28 2. a. (New section) ¹**[The]** Unless determined otherwise by the
29 director pursuant to subsection b. of this section, the¹ director shall
30 issue distinctive ¹**[license plates]** markers¹ for tow trucks operating
31 under the provisions of this act. ¹**[These license plates shall be issued**
32 **for 12 months upon payment of a fee, to be determined by the director,**
33 **and the filing of an application pursuant to section 3 of this act.]** A fee
34 of \$25 annually shall be charged for such markers. The fee for such
35 markers is in addition to the fees otherwise prescribed by law for the
36 registration of motor vehicles and the amount received from the fees
37 shall be annually appropriated to the department to defray costs
38 incurred by the division in issuing the markers and implementing the
39 provisions of P.L. , c. (C.) (now before the Legislature as this
40 bill).¹ The ¹**[plates]** markers¹ shall be available for tow trucks in two
41 gross weight categories: light-medium duty and heavy-duty. The

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

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Assembly ATR committee amendments adopted December 2, 1999.

1 1[plates] markers¹ for each weight category shall have distinctive
2 features 1[conspicuous to passing motorists]¹.

3 b. 1The director may issue, in lieu of markers issued pursuant to
4 subsection a. of this section, license plates for tow trucks operating
5 under the provisions of this act. The license plates shall be issued for
6 12 months upon the filing of an application pursuant to section 3 of
7 P.L. _____, c. _____ (C. _____) (now before the Legislature as this bill) and
8 upon payment of the registration fee. A surcharge on the registration
9 fee shall be imposed by the director in the amount of \$25 and the
10 amount received from the surcharge shall be annually appropriated to
11 the department to defray costs incurred by the division in issuing the
12 plates and implementing the provisions of P.L. _____, c. _____) (now
13 before the Legislature as this bill). The plates shall be available for
14 tow trucks in two gross weight categories: light-medium duty and
15 heavy-duty. The plates for each weight category shall have distinctive
16 features conspicuous to passing motorists.

17 c.¹ A person shall not 1[use] operate¹ or offer to 1[use] operate¹
18 a tow truck to tow, winch, or otherwise move a motor vehicle for any
19 direct or indirect compensation unless the tow truck 1[possesses valid
20 tow truck license plates issued] displays the proper marker or valid
21 tow truck license plate issued¹ by the Division of Motor Vehicles
22 pursuant to this act. 1The director may exempt tow trucks that meet
23 the definition of an apportioned vehicle pursuant to section 21 of
24 P.L.1995, c.157 (C.39:3-6.11) from the requirement to display a tow
25 truck license plate.¹

26
27 3. (New section) a. An 1[initial]¹ application for tow truck
28 1[license plates] registration¹ shall contain the following information:

29 (1) The name and address of the towing company's principal owner
30 or owners;

31 (2) The address of the principal business office of the towing
32 company;

33 (3) The location of any garage, parking lot, or other storage area,
34 where motor vehicles or other objects moved by the towing company
35 may be stored or placed;

36 (4) A valid certificate of insurance and a schedule of insured
37 vehicles that are to be utilized by the towing company from an insurer
38 authorized to do business in the state 1, including the amounts¹ of the
39 garage keeper's legal liability 1coverage and any "on hook" coverage
40 as an endorsement or contained in a separate schedule,¹ and
41 1[general]¹ liability 1insurance coverage, including in the case of each
42 light-medium duty tow truck, motor vehicle liability insurance
43 coverage for the death of, or injury to, persons and damage to
44 property for each accident or occurrence in the amount of at least
45 \$750,000 single limit, and in the case of each heavy-duty tow truck,
46 motor vehicle liability insurance coverage for the death of, or injury to,

1 persons and damage to property for each accident or occurrence in
2 the amount of at least \$1,000,000 single limit¹; ¹and¹

3 (5) Documentation of the manufacturer's gross vehicle weight
4 rating for each tow truck¹]; and

5 (6) A notarized statement by the towing company owner that all
6 information on the application or as otherwise required by the division
7 is true to the best of the owner's knowledge]¹.

8 ¹If a system for the licensure of towing companies has been
9 established pursuant to section 4 of P.L. _____, c. _____ (C. _____)(now
10 before the Legislature as this bill), the towing company shall include
11 in the application a copy of the license issued to it pursuant to that
12 section.¹

13 b. ¹[If license plates issued for a tow truck have expired, an
14 application for reissuance of the plates shall be treated as an initial
15 application.] Except as otherwise provided in this act, the registration
16 for these vehicles shall be issued and renewed pursuant to the
17 provisions of this Title.¹

18
19 ¹4. (New section) The director may establish a system for the
20 licensure of towing companies. A towing company may be licensed by
21 the director upon submission of an application and payment of a
22 reasonable application fee, comparable to that of similar licenses
23 issued by the director, sufficient to cover the cost of implementing the
24 provisions of this act and to be prescribed by the director. The
25 director may require annual renewal of applications for licensure and
26 may stagger renewal dates and adjust the application fees
27 accordingly.¹

28
29 ¹[4.] 5.¹ (New section) The ¹[division] director¹ may suspend,
30 revoke or refuse to issue or renew any ¹[license plates] registrations
31 issued¹ pursuant to this act upon proof that the applicant:

32 a. Used fraud or deception in securing ¹[tow truck plates] such
33 registration¹;

34 b. Violated any provision of this act; or

35 c. Has been convicted of theft of a motor vehicle.

36
37 ¹[5.] 6.¹ (New section) A towing company shall display valid tow
38 truck license plates ¹or markers¹ as required by law on each of its tow
39 trucks. The name of the towing company and the municipality and
40 state where the business is located shall be conspicuously displayed on
41 all tow trucks used by the company as provided by law and regulation.
42 Transporters shall be exempt from the provisions of this act.

43
44 ¹[6.] 7.¹ (New section) The provisions of this act shall preempt
45 a political subdivision from regulating, requiring or issuing any

1 registration, license plate ¹or marker¹ or surety registration of any
2 ¹**person required to obtain tow truck plates from the division** towing
3 company¹. This section shall not limit the existing authority of a
4 political subdivision to:

5 a. License and collect a general and nondiscriminatory tax upon all
6 businesses;

7 b. License and collect a tax upon towing operations domiciled
8 within its jurisdiction; or

9 c. Impose any additional requirements or conditions as part of any
10 contract to perform towing and recovery services for that jurisdiction.

11

12 ¹**[7.] 8.**¹ (New section) ¹**[It shall be a disorderly persons offense**
13 **to operate a tow truck without tow truck license plates as authorized**
14 **by this act or to violate any other provision of this act.]** A towing
15 company operating a light-medium duty tow truck without displaying
16 a proper marker or valid tow truck license plate as required by this act
17 or violating section 6 of this act shall be subject to a fine of \$600 for
18 the first offense and a fine of \$900 for each subsequent offense and a
19 towing company operating a heavy-duty tow truck without displaying
20 a proper marker or valid tow truck license plate as required by this act
21 or violating section 6 of this act shall be subject to a fine of \$1200 for
22 the first offense and a fine of \$1800 for each subsequent offense. A
23 person or towing company knowingly displaying a false tow truck
24 marker or license plate or using fraud or deception in securing tow
25 truck registration under this act shall be subject to a fine of not less
26 than \$1,000 nor more than \$7,500.¹

27

28 ¹**[8.] 9.**¹ R.S.39:3-84 is amended to read as follows:

29 39:3-84. a. The following constitute the maximum dimensional
30 limits for width, height and length for any vehicle or combination of
31 vehicles, including load or contents or any part or portion thereof,
32 found or operated on any public road, street or highway or any public
33 or quasi-public property in this State. Violations shall be enforced
34 pursuant to subsection i. of section 5 of P.L.1950, c.142
35 (C.39:3-84.3).

36 The dimensional limitations set forth in this subsection are exclusive
37 of safety and energy conservation devices necessary for safe and
38 efficient operation of a vehicle or combination of vehicles, including
39 load or contents, except that no device excluded herein shall have by
40 its design or use the capability to carry, transport or otherwise be
41 utilized for cargo.

42 Any rules and regulations authorized to be promulgated pursuant
43 to this subsection shall be consistent with any rules and regulations
44 promulgated by the Secretary of Transportation of the United States
45 of America, and shall be in accordance with the provisions of the
46 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et

1 seq.). In addition to the other requirements of this subsection and
2 notwithstanding any other provision of this Title, no vehicle or
3 combination of vehicles, including load or contents or any part or
4 portion thereof, except as otherwise provided by this subsection shall
5 be operated in this State, unless by special permit authorized by
6 subsection d. of this section with a dimension, the allowance of which
7 would disqualify the State of New Jersey or any department, agency
8 or governmental subdivision thereof for the purpose of receiving
9 federal highway funds.

10 As used herein and pursuant to R.S.39:1-1, the term "vehicle"
11 includes, but is not limited to, commercial motor vehicles, trucks,
12 truck tractors, tractors, road tractors, recreation vehicles, or
13 omnibuses. As used herein and pursuant to R.S.39:1-1, the term
14 "combination of vehicles" includes, but is not limited to, vehicles as
15 heretofore designated, when those vehicles are the drawing or power
16 unit of a combination of vehicles and motor-drawn vehicles, such as,
17 but not limited to, trailers, semi-trailers, or other vehicles. As used
18 herein, the term "recycling vehicle" means a commercial motor vehicle
19 used for the collection or transportation of recyclable material; or any
20 truck, trailer or other vehicle approved by the New Jersey Office of
21 Recycling for use by persons engaging in the business of recycling or
22 otherwise providing recycling services in this State; and "recyclable
23 material" means those materials which would otherwise become solid
24 waste, and which may be collected, separated or processed and
25 returned to the economic mainstream in the form of raw materials or
26 products.

27 (1) The maximum outside width of any vehicle or combination of
28 vehicles, including load or contents of any part or portion thereof,
29 except as otherwise provided by this subsection, shall be no more than
30 102 inches; except that the Commissioner of Transportation, after
31 consultation with the Director of the Division of Motor Vehicles and
32 the Superintendent of State Police, may promulgate rules and
33 regulations for those public roads, streets or highways or public or
34 quasi-public property in this State, where it is determined that the
35 interests of public safety and welfare require the maximum outside
36 width be no more than 96 inches.

37 (2) The maximum height of any vehicle or combination of vehicles,
38 including load or contents of any part or portion thereof, except as
39 otherwise provided by this subsection, shall not exceed 13 feet,
40 6 inches.

41 (3) The maximum overall length of any vehicle, as set forth in this
42 subsection, including load or contents or any part or portion thereof,
43 except as otherwise provided by this subsection, shall not exceed
44 40 feet, except that the overall length of a vehicle, including load or
45 contents or any part or portion thereof, otherwise subject to the
46 provisions of this paragraph shall not exceed 50 feet when transporting

1 poles, pilings, structural units or other articles which cannot be
2 dismembered, dismantled or divided. When a vehicle, subject to this
3 paragraph, is the drawing or power unit of a combination of vehicles,
4 as set forth in this subsection, the overall length of the combination of
5 vehicles, including load or contents or any part or portion thereof,
6 shall not exceed 62 feet. The provisions of this paragraph shall not
7 apply to omnibuses or to vehicles which are not designed, built or
8 otherwise capable of carrying cargo or loads.

9 (4) The maximum overall length of a motor-drawn vehicle, as set
10 forth in this subsection, including load or contents or any part or
11 portion thereof, except as otherwise provided by this subsection, shall
12 not exceed 53 feet when operated as part of a combination of vehicles
13 consisting of one motor-drawn vehicle and a drawing or power unit
14 vehicle not designed, built or otherwise capable of carrying cargo or
15 loads, except that a motor-drawn vehicle, the overall length of which
16 is greater than 48 feet and not more than 53 feet, shall be constructed
17 so that the distance between the kingpin of the motor-drawn vehicle
18 and the centerline of its rear axle or rear axle group does not exceed
19 41 feet; the motor-drawn vehicle shall be equipped with a rear-end
20 protection device of substantial construction consisting of a
21 continuous lateral beam extending to within four inches of the lateral
22 extremities of the motor-drawn vehicle and located not more than
23 22 inches from the surface as measured with the vehicle empty and on
24 a level surface; the kingpin of the trailer shall not be set back further
25 than 3.5 feet from the front of the semitrailer; the rear overhang,
26 measured from the center of the rear tandem axles to the rear of the
27 semitrailer shall not exceed 35% of the semitrailer's wheelbase; ¹ [the
28 tractor wheelbase shall not exceed 20 feet between the center of the
29 front axle and the center of the rear single axle or tandem axles;] ¹ the
30 width of the semitrailer and the distance between the outside edges of
31 the trailer tires shall be 102 inches; and the vehicle shall be equipped
32 with such reflectorization, including but not limited to side-marker
33 reflectorization strips located between the rear axle and the rear of the
34 motor-drawn vehicle, as shall be prescribed by the Division of Motor
35 Vehicles, and as is consistent with any applicable federal standards
36 concerning reflectorization. The overall length of a motor-drawn
37 vehicle otherwise subject to the provisions of this paragraph shall not
38 exceed 63 feet when transporting poles, pilings, structural units or
39 other articles that cannot be dismembered, dismantled or divided. The
40 provisions of this paragraph shall not apply to any vehicle or
41 combination of vehicles designed, built and utilized solely to transport
42 other motor vehicles. The Commissioner of Transportation, after
43 consultation with the Director of the Division of Motor Vehicles and
44 the Superintendent of State Police, shall promulgate rules and
45 regulations specifying those portions or parts of the National System
46 of Interstate and Defense Highways, Federal-aid Primary System

1 Highways and public roads, streets, highways, toll roads, freeways or
2 parkways in this State where the combination of vehicles as described
3 in this paragraph may lawfully operate. The commissioner shall
4 promulgate rules and regulations within 120 days after the effective
5 date of this amendatory act to identify a network of roads with
6 reasonable access for motor-drawn vehicles greater than 48 feet in
7 length but not more than 53 feet in length. The commissioner shall, in
8 establishing this network, consider all portions of the network for
9 48 foot long and 102 inch wide motor-drawn vehicles and specify
10 those routes or portions thereof where motor-drawn vehicles greater
11 than 48 feet in length but not more than 53 feet in length shall be
12 excluded from lawful operation for reasons of safety.

13 (5) No combination of vehicles, including load or contents,
14 consisting of more than two motor-drawn vehicles, as set forth in this
15 subsection, and any other vehicle, shall be found or operated on any
16 public road, street or highway or any public or quasi-public property
17 in this State.

18 (6) The maximum overall length of a motor-drawn vehicle, as set
19 forth in this section, including load or contents or any part or portion
20 thereof, except as otherwise provided by this subsection, when
21 operated as part of a combination of vehicles consisting of two
22 motor-drawn vehicles and a drawing or power unit vehicle which is
23 not designed, built or otherwise capable of carrying cargo or loads,
24 shall not exceed 28 feet for each motor-drawn vehicle in the
25 combination of vehicles. The provision of this paragraph shall not
26 apply to any vehicle or combination of vehicles designed, built and
27 utilized solely to transport other motor vehicles. The Commissioner of
28 Transportation, after consultation with the Director of the Division of
29 Motor Vehicles and the Superintendent of State Police, shall
30 promulgate rules and regulations specifying those portions or parts of
31 the National System of Interstate and Defense Highways, Federal-aid
32 Primary System Highways and public roads, streets, highways, toll
33 roads, freeways or parkways in this State where combinations of
34 vehicles as described in this paragraph may lawfully operate.

35 (7) The maximum length and outside width of an omnibus found
36 or operated in this State shall be established by rules and regulations
37 promulgated by the Commissioner of Transportation, after
38 consultation with the Director of the Division of Motor Vehicles and
39 the Superintendent of State Police. Unless otherwise specified in the
40 aforesaid rules and regulations, the maximum outside width shall be
41 102 inches; any other dimension established for width in the aforesaid
42 rules and regulations shall be based upon a determination that
43 operation of an omnibus with a width of less than 102 inches, but no
44 less than 96 inches is required in the interest of public safety on those
45 public roads, streets, highways, toll roads, freeways, parkways or the
46 National System of Interstate and Defense Highways in this State

1 specified in the aforesaid rules and regulations, or that operation of an
2 omnibus with a width greater than 102 inches is not unsafe on those
3 public roads, streets, highways, toll roads, freeways, parkways or the
4 National System of Interstate and Defense Highways in this State
5 specified in the aforesaid rules and regulations.

6 (8) The maximum width and length of farm tractors and traction
7 equipment and farm machinery and implements shall be established by
8 rules and regulations promulgated by the Director of the Division of
9 Motor Vehicles. The operation of the aforesaid vehicles shall be
10 subject to the provisions of R.S.39:3-24 and they shall not be operated
11 on any highway which is part of the National System of Interstate and
12 Defense Highways or on any highway which has been designated a
13 freeway or parkway as provided by law.

14 (9) The maximum outside width of the cargo or load of a vehicle
15 or combination of vehicles, including farm trucks, loaded with hay or
16 straw shall not exceed 105 1/2 inches, but the maximum outside width
17 of the vehicle or combination of vehicles, including farm trucks, shall
18 otherwise comply with the provisions of paragraph (1) of this
19 subsection. The Commissioner of Transportation, after consultation
20 with the Director of the Division of Motor Vehicles and the
21 Superintendent of State Police, may promulgate rules and regulations
22 establishing a maximum outside width of 102 inches for the aforesaid
23 cargo or load when operating on those highways where a greater
24 width is prohibited by operation of law.

25 (10) Notwithstanding the provisions of paragraphs (4) and (6) of
26 this subsection pertaining to length, the Director of the Division of
27 Motor Vehicles may adopt rules and regulations specifying maximum
28 length dimensions for any vehicle or combination of vehicles designed,
29 built and utilized solely to transport other motor vehicles.

30 (11) The provisions of this subsection pertaining to length shall not
31 apply to a vehicle or combination of vehicles or special mobile
32 equipment operated by a public utility, as defined in R.S.48:2-13,
33 when that vehicle or combination of vehicles or special mobile
34 equipment is used by the public utility in the construction,
35 reconstruction, repair or maintenance of its property or facilities.

36 (12) The provisions of this subsection pertaining to width shall not
37 apply to a recycling vehicle when that vehicle is used for the collection
38 of recyclable material on a street or highway other than a highway
39 which is designated part of the National System of Interstate and
40 Defense Highways in this State or as a freeway or parkway as
41 provided by law. The maximum outside width of any recycling vehicle
42 so used, including load or contents of any part or portion thereof, shall
43 be no more than 96 inches, except that the width may be up to 105
44 inches whenever that vehicle is operating at 15 miles per hour or less,
45 and access steps are deployed and recyclable materials are actually
46 being collected.

1 b. No vehicle or combination of vehicles, including load or
2 contents, found or operated on any public road, street or highway or
3 any public or quasi-public property in this State shall exceed the
4 weight limitations set forth in this Title. Violations shall be enforced
5 pursuant to subsection j. of section 5 of P.L.1950, c.142
6 (C.39:3-84.3).

7 Where enforcement of a weight limit provision of this Title requires
8 a measurement of length between axle centers, the distance between
9 axle centers shall be measured to the nearest whole foot or whole inch,
10 whichever is applicable, and when the measurement includes a
11 fractional part of a foot equaling six inches or more or a fractional part
12 of an inch equaling one-half inch or more, the next larger whole foot
13 or whole inch, whichever is applicable, shall be utilized. The term
14 "tandem axle" as used in this act is defined as a combination of
15 consecutive axles, consisting of only two axles, where the distance
16 between axle centers is 40 inches or more but no more than 96 inches.

17 In addition to the other requirements of this section and
18 notwithstanding any other provision of this Title, no vehicle or
19 combination of vehicles, including load or contents, shall be operated
20 in this State, unless by special permit authorized by this Title, with a
21 gross weight, single or multiple axle weight, or gross weight of two or
22 more consecutive axles, the allowance of which would disqualify the
23 State of New Jersey or any department, agency or governmental
24 subdivision thereof for the purpose of receiving federal highway funds.

25 (1) The gross weight imposed on the highway or other surface by
26 the wheels of any one axle of a vehicle or combination of vehicles,
27 including load or contents, shall not exceed 22,400 pounds.

28 For the purpose of this Title the combined gross weight imposed on
29 the highway or other surface by all the wheels of any one axle of a
30 vehicle or combination of vehicles, including load or contents, shall be
31 deemed to mean the total gross weight of all wheels whose axle
32 centers are spaced less than 40 inches apart.

33 (2) The gross weight imposed on the highway or other surface by
34 all the wheels of all consecutive axles of a vehicle or combination of
35 vehicles, including load or contents, shall not exceed 34,000 pounds
36 where the distance between consecutive axle centers is 40 inches or
37 more, but no more than 96 inches apart.

38 (3) The combined gross weight imposed on the highway or other
39 surface by all the wheels of consecutive axles of a vehicle or
40 combination of vehicles, including load or contents, shall not exceed
41 22,400 pounds for each single axle where the distance between
42 consecutive axle centers is more than 96 inches; except that on any
43 highway in this State which is part of, or designated as part of, the
44 National Interstate System, as provided at 23 U.S.C.103(e), this single
45 axle limitation shall not apply and in those instances the provisions of
46 this Title as set forth at R.S.39:3-84b.(5) shall apply.

1 (4) The maximum total gross weight imposed on the highway or
2 other surface by a vehicle or combination of vehicles, including load
3 or contents, shall not exceed 80,000 pounds.

4 (5) On any highway in this State which is part of, or designated as
5 part of, the National Interstate System, as provided at 23 U.S.C.
6 103(e), the total gross weight, in pounds, imposed on the highway or
7 other surface by any group of two or more consecutive axles of a
8 vehicle or combination of vehicles, including load or contents, shall
9 not exceed that listed in the following Table of Maximum Gross
10 Weights, for the respective distance, in feet, between the axle centers
11 of the first and last axles of the group of two or more consecutive
12 axles under consideration; except that in addition to the weights
13 specified in that Table, two consecutive sets of tandem axles may carry
14 a gross weight of 34,000 pounds each if the overall distance between
15 the first and last axles of the consecutive sets of tandem axles is 36
16 feet or more. The gross weight of each set of tandem axles shall not
17 exceed 34,000 pounds and the combined gross weight of the two
18 consecutive sets of tandem axles shall not exceed 68,000 pounds.

19 In all cases the combined gross weight for a vehicle or combination
20 of vehicles, including load or contents, or the maximum gross weight
21 for any axle or combination of axles of the vehicle or combination of
22 vehicles, including load or contents, shall not exceed that which is
23 permitted pursuant to this paragraph or R.S.39:3-84b.(2);
24 R.S.39:3-84b.(3); or R.S.39:3-84b.(4) of this act, whichever is the
25 lesser allowable gross weight.

26

27 TABLE OF MAXIMUM GROSS WEIGHTS

28

29 Distance in feet
30 between axle
31 centers of first
32 and last axles
33 of any group
34 of two or more
35 consecutive axles

36

	2	3	4	5	6	7
	axles	axles	axles	axles	axles	axles
37						
38						
39	3	22400	22400	22400	22400	22400
40	4	34000	34000	34000	34000	34000
41	5	34000	34000	34000	34000	34000
42	6	34000	34000	34000	34000	34000
43	7	34000	34000	34000	34000	34000
44	8	34000	34000	34000	34000	34000
45	9	39000	42500	42500	42500	42500
46	10	40000	43500	43500	43500	43500

A2871 [1R] DECROCE

12

1	11	41000	44000	44000	44000	44000	44000
2	12	42000	45000	50000	50000	50000	50000
3	13	43000	45500	50500	50500	50500	50500
4	14	44000	46500	51500	51500	51500	51500
5	15	44800	47000	52000	52000	52000	52000
6	16	44800	48000	52500	58000	58000	58000
7	17	44800	48500	53500	58500	58500	58500
8	18	44800	49500	54000	59000	59000	59000
9	19	44800	50000	54500	60000	60000	60000
10	20	44800	51000	55500	60500	66000	66000
11	21	44800	51500	56000	61000	66500	66500
12	22	44800	52500	56500	61500	67000	67000
13	23	44800	53000	57500	62500	68000	68000
14	24	44800	54000	58000	63000	68500	74000
15	25	44800	54500	58500	63500	69000	74500
16	26	44800	55500	59500	64000	69500	75000
17	27	44800	56000	60000	65000	70000	75500
18	28	44800	57000	60500	65500	71000	76500
19	29	44800	57500	61500	66000	71500	77000
20	30	44800	58500	62000	66500	72000	77500
21	31	44800	59000	62500	67500	72500	78000
22	32	44800	60000	63500	68000	73000	78500
23	33	44800	60500	64000	68500	74000	79000
24	34	44800	61500	64500	69000	74500	80000
25	35	44800	62000	65500	70000	75000	80000
26	36	44800	63000	66000	70500	75500	80000
27	37	44800	63500	66500	71000	76000	80000
28	38	44800	64500	67500	71500	77000	80000
29	39	44800	65000	68000	72500	77500	80000
30	40	44800	66000	68500	73000	78000	80000
31	41	44800	66500	69500	73500	78500	80000
32	42	44800	67200	70000	74000	79000	80000
33	43	44800	67200	70500	75000	80000	80000
34	44	44800	67200	71500	75500	80000	80000
35	45	44800	67200	72000	76000	80000	80000
36	46	44800	67200	72500	76500	80000	80000
37	47	44800	67200	73500	77500	80000	80000
38	48	44800	67200	74000	78000	80000	80000
39	49	44800	67200	74500	78500	80000	80000
40	50	44800	67200	75500	79000	80000	80000
41	51	44800	67200	76000	80000	80000	80000
42	52	44800	67200	76500	80000	80000	80000
43	53	44800	67200	77500	80000	80000	80000
44	54	44800	67200	78000	80000	80000	80000
45	55	44800	67200	78500	80000	80000	80000
46	56	44800	67200	79500	80000	80000	80000

1 57 44800 67200 80000 80000 80000 80000
 2 58 44800 67200 80000 80000 80000 80000
 3 59 44800 67200 80000 80000 80000 80000
 4 60 44800 67200 80000 80000 80000 80000
 5 61 44800 67200 80000 80000 80000 80000
 6 62 44800 67200 80000 80000 80000 80000
 7 63 44800 67200 80000 80000 80000 80000
 8 64 44800 67200 80000 80000 80000 80000
 9 65 44800 67200 80000 80000 80000 80000
 10 66 44800 67200 80000 80000 80000 80000
 11 67 44800 67200 80000 80000 80000 80000
 12 68 44800 67200 80000 80000 80000 80000
 13 69 44800 67200 80000 80000 80000 80000
 14 70 44800 67200 80000 80000 80000 80000

15

16 c. The dimensional and weight restrictions set forth herein shall not
 17 apply to a combination of vehicles which includes a disabled vehicle or
 18 a combination of vehicles being removed from a highway in this State,
 19 provided that such oversize or overweight vehicle combination may
 20 not travel on the public highways more than **[five]** ¹**[50]** ¹**75** miles
 21 from the point where such disablement occurred. If the disablement
 22 occurred on a limited access highway, the distance to the nearest exit
 23 of such highway shall be added to the **[five]** ¹**[50]** ¹**75**-mile limitation.

24 A heavy-duty tow truck, as defined in section 1 of P.L. , c. (C.)
 25 (now pending before the Legislature as this bill), shall be permitted, in
 26 combination with the towed unit or units, to exceed the axle,
 27 dimensional and maximum gross weight limits for tow trucks and
 28 towed unit combinations; except that the limit shall not exceed
 29 150,000 pounds gross combined weight. This provision shall not
 30 affect the application of section 6 of P.L.1950, c.142 (C.39:3-84.4)
 31 concerning driver liability for damages ¹and does not provide an
 32 exemption to exceed the height and weight restrictions marked or
 33 posted on a bridge or overpass in the State. A heavy-duty tow truck
 34 in combination with the towed unit or units shall not be operated at a
 35 speed greater than 45 miles per hour when the heavy-duty tow truck
 36 in combination with the towed unit or units weighs more than 80,000
 37 pounds, or one or more of its axles exceeds the limitations prescribed
 38 herein in the Table of Maximum Gross Weights, or the tow truck in
 39 combination with the towed unit exceeds maximum length and width
 40 standards as prescribed by law¹.

41 d. The Director of the Division of Motor Vehicles may promulgate
 42 rules and regulations, including the establishment of fees, for the
 43 issuance, at his discretion and if good cause appears, of a special
 44 written permit authorizing the applicant:

45 (1) To operate or move a vehicle or combination of vehicles or
 46 special mobile equipment, transporting one piece loads that cannot be

1 dismembered, dismantled or divided in order to comply with the
2 weight limitations set forth in this act. The special written permit
3 issued by the director shall be in the possession of the driver or
4 operator of the vehicle or combination of vehicles or special mobile
5 equipment for which said permit was issued; and

6 (2) To operate or move a vehicle or combination of vehicles or
7 specialized mobile equipment, transporting a load or cargo that cannot
8 be dismembered, dismantled or divided in order to comply with the
9 dimensional limitations set forth in this act. The special written permit
10 shall be in the possession of the driver or operator of the vehicle or
11 combination of vehicles or special mobile equipment for which the
12 permit was issued; and

13 (3) Under emergency conditions, to operate or move a type of
14 vehicle or combination of vehicles or special mobile equipment of a
15 size or weight, including load or contents, which exceeds the
16 maximum size or weight limitations specified in this act.

17 (cf: P.L.1995, c.397, s.3)

18

19 ¹10. (New section) The director shall adopt, pursuant to the
20 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
21 seq.), rules and regulations necessary to implement the provisions of
22 this act.¹

23

24 ¹[9.] 11. **[This]** Sections 1, 9 and 10 of this¹ act shall take effect
25 ¹[on the first day of the sixth month after enactment] immediately and
26 the remainder of the act shall take effect on July 1, 2001 but the
27 division may take such anticipatory administrative action in advance
28 as shall be necessary for the implementation of this act¹.