

SENATE BILL No. 142

February 28, 1991, Introduced by Senators O'BRIEN, CARL,
HART and KOIVISTO and referred to the Committee on
Transportation and Tourism.

A bill to amend sections 719a and 725 of Act No. 300 of the
Public Acts of 1949, entitled as amended
"Michigan vehicle code,"
section 719a as amended by Act No. 284 of the Public Acts of
1986, being sections 257.719a and 257.725 of the Michigan
Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 719a and 725 of Act No. 300 of the
2 Public Acts of 1949, section 719a as amended by Act No. 284 of
3 the Public Acts of 1986, being sections 257.719a and 257.725 of
4 the Michigan Compiled Laws, are amended to read as follows:

5 Sec. 719a. (1) Notwithstanding any other provisions of this
6 act, a person shall not operate a towing vehicle ~~—, having~~
7 ~~attached~~ TO WHICH a mobile home ~~having a body length in excess~~
8 ~~of 45 feet and having a combined length of over 60 feet, a~~

~~1 realistic body width of over 100 inches at base rail, and a~~
~~2 height of over 12 1/2 feet on the highways of this state.~~

~~3 However, the~~ IS ATTACHED UNLESS THAT PERSON POSSESSES EITHER OF
 4 THE FOLLOWING:

5 (A) A PERMIT ISSUED BY THE JURISDICTIONAL AUTHORITY PURSUANT
 6 TO THIS SECTION.

7 (B) A SPECIAL PERMIT ISSUED BY THE JURISDICTIONAL AUTHORITY
 8 PURSUANT TO SECTION 725.

9 (2) THE jurisdictional authority may issue ~~permits~~ to A
 10 mobile home transport ~~companies or to~~ COMPANY, A mobile home
 11 ~~manufacturers or dealers, for the movement~~ MANUFACTURER, OR A
 12 MOBILE HOME DEALER AN ANNUAL PERMIT TO MOVE OVER A HIGHWAY, in
 13 the ordinary course of ~~their~~ THAT COMPANY'S, MANUFACTURER'S, OR
 14 DEALER'S business, ~~of mobile homes to width of 14 1/3 feet plus~~
 15 ~~normal appurtenances not to exceed 6 inches; of mobile homes to~~
 16 a ~~realistic~~ MOBILE HOME THAT CONFORMS TO EACH OF THE FOLLOWING:

17 (A) THE MOBILE HOME IS NOT MORE THAN 12 FEET WIDE.

18 (B) THE ACTUAL body length of THE MOBILE HOME IS NO MORE
 19 THAN 80 feet and ~~having a~~ THE combined length of THE MOBILE
 20 HOME AND TOWING VEHICLE IS NO MORE THAN 95 feet ~~or of~~
 21 ~~combinations~~ OR THE TOTAL LENGTH OF A COMBINATION of ~~prebuilt~~
 22 ~~housing modules or~~ mobile homes ~~having a total length not to~~
 23 ~~exceed~~ IS NOT MORE THAN 80 feet and ~~having a combined~~ THE
 24 TOTAL length of A COMBINATION OF MOBILE HOMES AND TOWING VEHICLE
 25 IS NOT MORE THAN 95 feet. ~~or of prebuilt housing modules or~~
 26 ~~mobile homes to a width of 14 1/3 feet, plus an eave not to~~
 27 ~~exceed 2 feet in width; or of prebuilt housing modules or mobile~~

~~1 homes to a width of 16 feet moved in the upper peninsula of this~~
~~2 state; over all highways, including interstate and defense~~
~~3 highways. Special permits for the movement of prebuilt housing~~
~~4 modules or mobile homes, whose width including an eave of 2 feet~~
~~5 exceeds 14 feet and are transported on interstate highways, may~~
~~6 be issued on a single trip basis only in accordance with section~~
~~7 725. A prebuilt housing module or mobile home whose width~~
~~8 including an eave of 2 feet exceeds 14 feet~~

9 (3) A JURISDICTIONAL AUTHORITY MAY, IN ACCORDANCE WITH
10 SECTION 725, ISSUE A SPECIAL PERMIT FOR THE MOVEMENT OF A MOBILE
11 HOME OVER A HIGHWAY WITHIN ITS JURISDICTION, IF THAT MOBILE HOME
12 CONFORMS TO ALL OF THE FOLLOWING:

13 (A) BEFORE JANUARY 1, 1994, THE MOBILE HOME IS NOT MORE THAN
14 16 FEET WIDE, PLUS THOSE APPURTENANCES THAT EXTEND FROM THE WIDTH
15 OF A MOBILE HOME A TOTAL OF NOT MORE THAN 6 INCHES.

16 (B) BEGINNING JANUARY 1, 1994, THE MOBILE HOME IS NOT MORE
17 THAN 14-1/3 FEET WIDE, PLUS AN EAVE THAT EXTENDS NO MORE THAN 2
18 FEET FROM THE WIDTH OF THAT MOBILE HOME.

19 (C) THE LENGTH OF THE MOBILE HOME COMPLIES WITH
20 SUBSECTION (2)(B).

21 (4) A PERSON OPERATING A TOWING VEHICLE UNDER SUBSECTION (3)
22 shall ~~be moved~~ TRANSPORT A MOBILE HOME only on the lane
23 ~~furthest~~ FARTHEST to the right of ~~the operator of the vehicle~~
24 ~~moving the module or mobile home~~ THAT PERSON, and shall ~~be~~
25 ~~moved~~ OPERATE THE TOWING VEHICLE in a manner ~~so~~ that PLACES
26 the eave portion of the ~~module or~~ mobile home ~~shall overhang~~
27 ~~on~~ OVER the shoulder of the highway on which the ~~module or~~

1 mobile home is moved. ~~The permit shall provide the days and the~~
2 ~~times of day, but not on Saturdays, Sundays, holidays, or the~~
3 ~~noon before until the noon after a holiday, during which the~~
4 ~~movement shall take place. The permit shall be issued only upon~~
5 ~~condition that the permittee comply with permit requirements and~~
6 ~~limitations of law, to insure the operation of a mobile home~~
7 ~~under permit in a manner which will not impede traffic on the~~
8 ~~highways and with safety in the movement of a mobile home, and~~
9 ~~only at a safe speed and when the pavement is not slippery. A~~
10 ~~mobile home that is 14 or more feet in width shall not be moved~~
11 ~~when the wind velocity exceeds 25 miles per hour. On units~~
12 ~~exceeding 80 feet in overall combination length, or 12 feet in~~
13 ~~overall width, the permit shall provide~~ A PERSON SHALL NOT MOVE
14 A MOBILE HOME THAT IS 14 OR MORE FEET IN WIDTH INCLUDING AN EAVE
15 OF 2 FEET WHEN THE WIND VELOCITY EXCEEDS 25 MILES PER HOUR.

16 (5) A JURISDICTIONAL AUTHORITY SHALL NOT ISSUE A PERMIT
17 DESCRIBED IN SUBSECTION (2) OR (3) FOR THE TRANSPORT OF A MOBILE
18 HOME ON A SATURDAY, SUNDAY, LEGAL HOLIDAY, OR FROM THE NOON
19 BEFORE UNTIL THE NOON AFTER A HOLIDAY.

20 (6) A JURISDICTIONAL AUTHORITY SHALL PROVIDE AND A PERSON
21 OPERATING A TOWING VEHICLE SHALL COMPLY WITH ALL OF THE FOLLOWING
22 IN A PERMIT ISSUED UNDER THIS SECTION:

23 (A) THE DATE, DAY, AND TIME PERIOD DURING WHICH A MOBILE
24 HOME SUBJECT TO THE PERMIT MAY BE MOVED ON A HIGHWAY.

25 (B) NOTICE THAT THE PERMIT IS CONDITIONED UPON ITS HOLDER'S
26 COMPLIANCE WITH THE PERMIT'S TERMS AND WITH THE LAW.

1 (C) NOTICE THAT THE OPERATOR OF A TOWING VEHICLE
 2 TRANSPORTING THE MOBILE HOME SHALL OPERATE THE TOWING VEHICLE ON
 3 A HIGHWAY AS FOLLOWS:

4 (i) AT A SAFE SPEED AND IN A SAFE MANNER THAT WILL NOT
 5 IMPEDE MOTOR TRAFFIC.

6 (ii) ONLY WHEN THE SURFACE CONDITION OF THE HIGHWAY IS NOT
 7 SLIPPERY.

8 (D) FOR A MOBILE HOME AND TOWING VEHICLE THAT, WHEN COM-
 9 BINED, ARE MORE THAN 80 FEET IN LENGTH OR MORE THAN 12 FEET WIDE,
 10 ALL OF THE FOLLOWING:

11 (i) NOTICE that the mobile home SHALL be equipped with 2
 12 flashing amber lights on the rear of the mobile home and 1 flash-
 13 ing amber light on the top of the towing vehicle. ~~Signs~~

14 (ii) NOTICE THAT SIGNS with the words "oversize load" shall
 15 be displayed on the front bumper of the towing vehicle and the
 16 back of the mobile home. ~~The~~

17 (iii) NOTICE THAT THE signs IDENTIFIED IN SUBPARAGRAPH (ii)
 18 shall be of durable material, in good condition, with black let-
 19 tering on interstate yellow background, ~~Each~~ AND THAT EACH
 20 letter shall be of block lettering not less than 12 inches high
 21 at the front and not less than 16 inches high at the rear of the
 22 unit. ~~A~~

23 (iv) NOTICE THAT A vehicle escort ~~shall be~~ IS required on
 24 those roads where the state police consider escort vehicles nec-
 25 essary for highway safety. ~~The~~

26 (7) FOR A MOBILE HOME BEING MOVED PURSUANT TO THIS SECTION
 27 OR SECTION 725, THE distance between mobile home axle centers

1 shall not be less than 34 inches. The axles and tires shall meet
2 standards established by the state transportation department.

3 (8) This section ~~shall~~ DOES not grant or give authority to
4 the state transportation department that did not exist on May 1,
5 1982, in accordance with ~~section 1 of Public Law 85-767~~
6 SECTION 127 OF TITLE 23 OF THE UNITED STATES CODE,
7 23 U.S.C. 127.

8 (9) ~~(2)~~ As used in this section, "mobile home" means ~~a~~
9 ANY OF THE FOLLOWING:

10 (A) A prebuilt housing module. ~~or a home which is designed~~
11 ~~to be transported by a motor vehicle upon a public highway and~~
12 ~~designed, equipped, and used for sleeping, eating, and living~~
13 ~~quarters, or is intended to be used for these purposes.~~

14 (B) THAT TERM AS DEFINED IN SECTION 2 OF THE MOBILE HOME
15 COMMISSION ACT, ACT NO. 96 OF THE PUBLIC ACTS OF 1987, BEING
16 SECTION 125.2302 OF THE MICHIGAN COMPILED LAWS.

17 (C) A SECTION OF A MOBILE HOME AS THAT TERM IS DEFINED IN
18 SUBDIVISION (B).

19 (10) ~~(3)~~ A person who violates this section is responsible
20 for a civil infraction AND MAY BE ASSESSED A CIVIL FINE OF NOT
21 MORE THAN \$500.00. The owner of the TOWING vehicle may be
22 charged with a violation of this section.

23 (11) AS SOON AS POSSIBLE AFTER THE EFFECTIVE DATE OF THIS
24 SUBSECTION, THE STATE TRANSPORTATION DEPARTMENT IN CONJUNCTION
25 WITH THE MOBILE HOME COMMISSION AND MOBILE HOME INDUSTRY REPRESENTATIVES SHALL ENTER INTO A CONTRACT FOR A STUDY ON THE
26 MOBILITY, TURNING ABILITY, AND TRANSPORTING OF MOBILE HOMES THAT
27

1 ARE 16 FEET WIDE. THE STUDY SHALL BE CONDUCTED AND SUBMITTED TO
2 THE LEGISLATURE BY JANUARY 1, 1994.

3 (12) NOTWITHSTANDING SUBSECTION (3)(B), AFTER JANUARY 1,
4 1994, A JURISDICTIONAL AUTHORITY IDENTIFIED IN SECTION 725 MAY
5 ISSUE A PERMIT TO MOVE A MOBILE HOME THAT WAS PREVIOUSLY MOVED ON
6 A HIGHWAY OF THIS STATE PURSUANT TO SUBSECTION (3)(A).

7 (13) FOR PURPOSES OF THIS SECTION, "JURISDICTIONAL
8 AUTHORITY" MEANS THE STATE TRANSPORTATION DEPARTMENT, A COUNTY
9 ROAD COMMISSION, OR A LOCAL AUTHORITY HAVING JURISDICTION OVER A
10 HIGHWAY UPON WHICH A MOBILE HOME IS PROPOSED TO BE MOVED.

11 Sec. 725. (1) ~~The state transportation department with~~
12 ~~respect to highways under its jurisdiction and the county road~~
13 ~~commissions and local authorities with respect to highways under~~
14 ~~their jurisdiction, upon~~ UPON RECEIPT OF A WRITTEN application
15 ~~in writing~~ and good cause being shown, A JURISDICTIONAL
16 AUTHORITY may issue a WRITTEN special permit ~~in writing~~ autho-
17 rizing ~~the~~ AN applicant to operate UPON or remove FROM A HIGH-
18 WAY MAINTAINED BY THAT JURISDICTIONAL AUTHORITY a vehicle or com-
19 bination of vehicles ~~of~~ THAT ARE ANY OF THE FOLLOWING:

20 (A) OF a size, ~~or~~ weight, ~~of vehicle~~ or load exceeding
21 the maximum specified in this chapter. ~~or otherwise~~

22 (B) OTHERWISE not in conformity with this chapter. ~~upon a~~
23 ~~highway under the jurisdiction of the authority granting the~~
24 ~~permit and for the maintenance of which the authority is~~
25 ~~responsible.~~

26 (2) The application for a special permit shall be on a form
27 prescribed by the JURISDICTIONAL authority and shall specifically

1 describe the vehicle or vehicles and load to be operated or moved
2 and the particular highways upon which THE SPECIAL permit to
3 operate is requested.

4 (3) ~~The state transportation department with respect to~~
5 ~~highways under its jurisdiction and the county road commissions~~
6 ~~and local authorities with respect to highways under their~~
7 ~~jurisdiction~~ A JURISDICTIONAL AUTHORITY may issue A special
8 ~~permits~~ PERMIT authorizing the operation ~~upon a highway of~~
9 ~~traction~~ OF THE FOLLOWING UPON A HIGHWAY:

10 (A) TRACTION engines or tractors having movable tracks with
11 transverse corrugations upon the periphery of those movable
12 tracks on farm tractors. ~~or other~~

13 (B) OTHER farm machinery ~~, the operation of which upon a~~
14 ~~highway would~~ otherwise ~~be~~ prohibited under this chapter.

15 (4) A SPECIAL permit shall specify the trip or trips and
16 date or dates for which it is ~~to be~~ valid and the
17 JURISDICTIONAL authority granting the SPECIAL permit may restrict
18 or prescribe conditions of operation of ~~the~~ A vehicle or vehi-
19 cles, if necessary, to protect the safety of the public or to
20 ~~insure~~ ENSURE against undue damage to the road foundations,
21 surfaces, structures, or installations, and may require a reason-
22 able inspection fee and other security as ~~may be considered~~
23 THAT JURISDICTIONAL AUTHORITY DETERMINES necessary to compensate
24 for damages caused by the movement. A SPECIAL permit may be
25 issued on an annual basis.

26 (5) A person may transport telephone, telegraph, or electric
27 poles of a greater length than otherwise authorized over the

1 highways in the construction, maintenance, or repair of
2 telephone, telegraph, or electric lines ~~—, if a permit is first~~
3 ~~secured from the state transportation department, the county road~~
4 ~~commission, or local authority having jurisdiction of the~~
5 ~~highways—~~ PURSUANT TO A SPECIAL PERMIT ISSUED UNDER THIS
6 SECTION.

7 (6) A person may transport concrete pipe of a greater width
8 than otherwise authorized over highways ~~—, if a permit for each~~
9 ~~project is first secured from the state transportation depart-~~
10 ~~ment, the county road commission, or local authority having~~
11 ~~jurisdiction of the highways—~~ PURSUANT TO A SPECIAL PERMIT ISSUED
12 UNDER THIS SECTION.

13 (7) A SPECIAL permit issued under this section shall be car-
14 ried in the vehicle or combination of vehicles to which it refers
15 and shall be open to inspection by a police officer or authorized
16 agent of an authority granting the SPECIAL permit. A person
17 shall not violate any of the terms or conditions of the special
18 permit.

19 (8) A person who violates this section is responsible for a
20 civil infraction.

21 (9) A JURISDICTIONAL AUTHORITY ISSUING A SPECIAL PERMIT TO
22 MOVE A MOBILE HOME UNDER THIS SECTION AND A PERSON WHO IS ISSUED
23 A SPECIAL PERMIT TO MOVE A MOBILE HOME UNDER THIS SECTION ARE
24 SUBJECT TO SECTION 719A.

25 (10) FOR PURPOSES OF THIS SECTION, "JURISDICTIONAL
26 AUTHORITY" MEANS THE STATE TRANSPORTATION DEPARTMENT, A COUNTY
27 ROAD COMMISSION, OR A LOCAL AUTHORITY HAVING JURISDICTION OVER A

1 HIGHWAY UPON WHICH A VEHICLE IS PROPOSED TO BE MOVED PURSUANT TO
2 A PERMIT REQUIRED UNDER THIS SECTION.