

SENATE BILL No. 791

March 5, 1992, Introduced by Senators O'BRIEN, PRIDNIA
and MC MANUS and referred to the Committee on
Transportation and Tourism.

A bill to amend section 719a of Act No. 300 of the Public
Acts of 1949, entitled as amended
"Michigan vehicle code,"
as amended by Act No. 19 of the Public Acts of 1991, being sec-
tion 257.719a of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 719a of Act No. 300 of the Public Acts
2 of 1949, as amended by Act No. 19 of the Public Acts of 1991,
3 being section 257.719a of the Michigan Compiled Laws, is amended
4 to read as follows:

5 Sec. 719a. (1) Notwithstanding any other provisions of this
6 act, a person shall not operate on the highways of this state a
7 towing vehicle to which a mobile home is attached, if that mobile
8 home is more than 45 feet in length or more than 60 feet in
9 length when combined with the towing vehicle, is more than 12-1/2

1 feet in height, and has an actual body width of more than 100 inches at base rail, unless that person possesses either of the following:

(a) A permit issued by the jurisdictional authority pursuant to this section.

(b) A special permit issued by the jurisdictional authority pursuant to section 725.

(2) The jurisdictional authority may issue to a mobile home transport company, a mobile home manufacturer, or a mobile home dealer an annual permit to move over a highway, in the ordinary course of that company's, manufacturer's, or dealer's business, a mobile home that conforms to each of the following:

(a) The mobile home is not more than 12 feet wide.

(b) The actual body length of the mobile home is no more than 80 feet and the combined length of the mobile home and towing vehicle is no more than 95 feet or the total length of a combination of mobile homes is not more than 80 feet and the total length of a combination of mobile homes and towing vehicle is not more than 95 feet.

(3) A jurisdictional authority may, in accordance with section 725, issue a special permit for the movement of a mobile home over a highway within its jurisdiction — if THE WIDTH OF that mobile home ~~conforms to all of the following:~~ (a) Before June 30, 1992, the mobile home is not more than 16 feet wide. (b) Beginning June 30, 1992, the mobile home is not more than 14 1/3 feet wide, plus normal appurtenances that extend no more than 6 inches, and an eave that extends no more than 2 feet from

~~1 the width of that mobile home, if moved in the Lower Peninsula of~~
~~2 this state, or the mobile home is not more than 16 feet wide if~~
~~3 moved in the Upper Peninsula of this state. (c) The~~ AND THE
4 length of ~~the~~ THAT mobile home complies with
5 subsection (2) (b).

6 (4) A person operating a towing vehicle under subsection (3)
7 shall transport a mobile home only on the lane farthest to the
8 right of that person, and shall operate the towing vehicle in a
9 manner that places the eave portion of the mobile home over the
10 shoulder of the highway on which the mobile home is moved. A
11 person shall not move a mobile home that is 14 or more feet in
12 width including an eave of 2 feet when the wind velocity exceeds
13 25 miles per hour.

14 (5) A jurisdictional authority shall not issue a permit
15 described in subsection (2) or (3) for the transport of a mobile
16 home on a Saturday, Sunday, legal holiday, from the noon before
17 until the noon after a holiday, or during the hours between
18 sunset and sunrise.

19 (6) A jurisdictional authority shall provide and a person
20 operating a towing vehicle shall comply with all of the following
21 in a permit issued under this section:

22 (a) The date, day, and time period during which a mobile
23 home subject to the permit may be moved on a highway.

24 (b) Notice that the permit is conditioned upon its holder's
25 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 (iii) In accordance with seasonal load restrictions.

9 (d) For a mobile home and towing vehicle that, when com-
10 bined, are more than 80 feet in length or more than 12 feet wide,
11 all of the following:

12 (i) Notice that the mobile home shall be equipped with 2
13 flashing amber lights on the rear of the mobile home and 1 flash-
14 ing amber light on the top of the towing vehicle.

15 (ii) Notice that signs with the words "oversize load" shall
16 be displayed on the front bumper of the towing vehicle and the
17 back of the mobile home.

18 (iii) Notice that the signs identified in subparagraph (ii)
19 shall be of durable material, in good condition, with black let-
20 tering on interstate yellow background, and that each letter
21 shall be of block lettering not less than 12 inches high at the
22 front and not less than 16 inches high at the rear of the unit.

23 (iv) Notice that a vehicle escort is required on those roads
24 where the state police consider escort vehicles necessary for
25 highway safety.

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 does not grant or give authority to the
4 state transportation department that did not exist on May 1,
5 1982, in accordance with section 127 of title 23 of the United
6 States Code, 23 U.S.C. 127.

7 (9) A person who violates this section is responsible for a
8 civil infraction and may be assessed a civil fine of not more
9 than \$500.00. The owner of the towing vehicle may be charged
10 with a violation of this section.

11 ~~-(10) As soon as possible after the effective date of this~~
12 ~~subsection, the state transportation department shall enter into~~
13 ~~a contract for a study on the mobility, turning ability, and~~
14 ~~transporting of mobile homes that are more than 14 1/3 feet wide~~
15 ~~plus normal appurtenances that extend no more than 6 inches, and~~
16 ~~eaves that are not more than 2 feet in width. A steering commit-~~
17 ~~tee composed of 2 representatives of the mobile home industry, 2~~
18 ~~representatives of the department of transportation, and 2 repre-~~
19 ~~sentatives of the department of state police shall oversee the~~
20 ~~study. The department of transportation shall fund 50% of the~~
21 ~~cost of the study, and the mobile home commission fund or the~~
22 ~~mobile home industry, or both, shall fund the remaining 50% of~~
23 ~~the cost of the study. The study shall be completed and submit-~~
24 ~~ted to the legislature within 9 months after the date the con-~~
25 ~~tract for the study is executed. An interim report shall be sub-~~
26 ~~mitted to the legislature by January 1, 1992.~~

1 ~~(11) Notwithstanding subsection (3)(b), after June 30, 1992,~~
2 ~~a jurisdictional authority identified in section 725 may issue a~~
3 ~~permit to move a mobile home that was previously moved under a~~
4 ~~valid permit on a highway of this state pursuant to~~
5 ~~subsection (3)(a).~~

6 ~~(12) The state transportation commission may order the state~~
7 ~~transportation department to immediately cease issuing all spe-~~
8 ~~cial permits to move on the highways of the lower peninsula of~~
9 ~~this state a mobile home that is more than 14 1/3 feet wide plus~~
10 ~~normal appurtenances that extend no more than 6 inches, and an~~
11 ~~eave that extends no more than 2 feet from the width of that~~
12 ~~mobile home upon a state transportation commission determination~~
13 ~~that those permits create an unreasonable safety hazard or~~
14 ~~hazards. The state transportation commission shall notify all~~
15 ~~other jurisdictional authorities of the determination made under~~
16 ~~this subsection. The order shall not prohibit the issuance of a~~
17 ~~special permit for the movement of a mobile home if a binding~~
18 ~~contract for the movement of that mobile home was executed before~~
19 ~~the commission determination of an unreasonable safety hazard or~~
20 ~~hazards.~~

21 (10) ~~(13)~~ As used in this section: ~~—, "jurisdictional—~~

22 (A) "JURISDICTIONAL authority" means the state transporta-
23 tion department, a county road commission, or a local authority
24 having jurisdiction over a highway upon which a mobile home is
25 proposed to be moved.

26 ~~(14) As used in this section, "mobile—~~

1 (B) "MOBILE home" means any of the following:

2 (i) ~~-(a)-~~ A prebuilt housing module.

3 (ii) ~~-(b)-~~ That term as defined in section 2 of the mobile
4 home commission act, Act No. 96 of the Public Acts of 1987, being
5 section 125.2302 of the Michigan Compiled Laws.

6 (iii) ~~-(c)-~~ A section of a mobile home as that term is
7 defined in ~~subdivision (b)-~~ SUBPARAGRAPH (ii).