

HOUSE BILL No. 6406

August 25, 2010, Introduced by Reps. Nerat, Liss, McDowell, Lindberg, Haugh, Kennedy, Constan, Ebli, Valentine, Slavens, Lemmons, Donigan and Leland and referred to the Committee on Transportation.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 719a (MCL 257.719a), as amended by 2009 PA 32.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 719a. (1) Notwithstanding any other provisions of this
2 act, a person shall not operate a towing vehicle to which a mobile
3 home or park model trailer is attached on a street or highway if
4 that mobile home or park model trailer is more than 45 feet in
5 length or more than 60 feet in length when combined with the towing
6 vehicle, is more than 12-1/2 feet in height, and has an actual body
7 width of more than 102 inches at base rail, unless that person
8 possesses either of the following:

1 (a) A permit issued by the jurisdictional authority under this
2 section.

3 (b) A special permit issued by the jurisdictional authority
4 under section 725.

5 (2) A jurisdictional authority may issue to a mobile home or
6 park model trailer transport company, a mobile home or park model
7 trailer manufacturer, or a mobile home or park model trailer dealer
8 an annual permit to move on a street or highway, in the ordinary
9 course of that company's, manufacturer's, or dealer's business, a
10 mobile home or park model trailer that conforms to each of the
11 following:

12 (a) The mobile home or park model trailer is not more than 12
13 feet wide.

14 (b) The actual body length of the mobile home or park model
15 trailer is not more than 80 feet and the combined length of the
16 mobile home or park model trailer and towing vehicle is not more
17 than 105 feet or the total length of a combination of mobile homes
18 or park model trailers is not more than 80 feet and the total
19 length of a combination of mobile homes or park model trailers and
20 towing vehicle is not more than 105 feet.

21 **(C) BEGINNING SEPTEMBER 1, 2010, ON ROADS IN THE UPPER**
22 **PENINSULA ONLY THAT ARE DETERMINED BY THE STATE TRANSPORTATION**
23 **DEPARTMENT TO BE SAFE FOR USE UNDER THIS SUBDIVISION, THE MOBILE**
24 **HOME OR PARK MODEL TRAILER IS NOT MORE THAN 17 FEET 10 INCHES HIGH.**

25 (3) A jurisdictional authority under section 725 may issue a
26 special permit for the movement of a mobile home or park model
27 trailer on a street or highway within its jurisdiction if the width

1 ~~of that~~ mobile home or park model trailer conforms to ~~both~~ **ALL** of
2 the following:

3 (a) The mobile home or park model trailer is not more than 16
4 feet wide plus normal appurtenances or eaves that extend not more
5 than 6 inches from any side of the mobile home or park model
6 trailer.

7 (b) The length of the mobile home or park model trailer
8 complies with subsection (2)(b).

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13 (4) A person operating a towing vehicle under subsection (3)
14 shall transport a mobile home or park model trailer only on the
15 lane farthest to the right of that person. A person shall not move
16 a mobile home or park model trailer that is 14 or more feet in
17 width including an eave of 2 feet when the wind velocity exceeds 25
18 miles per hour.

19 (5) A jurisdictional authority shall not issue a permit
20 described in subsection (2) or (3) for the transport of a mobile
21 home or park model trailer on a Saturday, Sunday, legal holiday,
22 from the noon before until the noon after a holiday, or during the
23 hours between sunset and sunrise.

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

27 (a) The date, day, and time period during which a mobile home

1 or park model trailer subject to the permit may be moved on a
2 highway.

3 (b) Notice that the permit is conditioned upon its holder's
4 compliance with the permit's terms and with the law.

5 (c) Notice that the operator of a towing vehicle transporting
6 the mobile home or park model trailer shall operate the towing
7 vehicle on a highway as follows:

8 (i) At a safe speed and in a safe manner that will not impede
9 motor traffic.

10 (ii) Only when the surface condition of the highway is not
11 slippery.

12 (iii) In compliance with seasonal load restrictions.

13 (d) For a mobile home or park model trailer and towing vehicle
14 that, when combined, are more than 80 feet in length or more than
15 12 feet wide, all of the following:

16 (i) Notice that the mobile home or park model trailer shall be
17 equipped with 2 flashing amber lights on the rear of the mobile
18 home or park model trailer and 1 flashing amber light on the top of
19 the towing vehicle.

20 (ii) Notice that the mobile home or park model trailer shall be
21 equipped with stop lights and directional lights on the rear of the
22 mobile home or park model trailer.

23 (iii) Notice that signs with the words "oversize load" shall be
24 displayed on the front bumper of the towing vehicle and the back of
25 the mobile home or park model trailer or, in the case of mobile
26 homes or park model trailers that are 16 feet wide, notice that
27 signs with the words "16-ft wide load" shall be displayed on the

1 front bumper of the towing vehicle and the back of the mobile home
2 or park model trailer.

3 (iv) Notice that the signs identified in subparagraph (iii) shall
4 be of durable material, in good condition, with black lettering on
5 interstate yellow background, and that each letter shall be of
6 block lettering not less than 12 inches high at the front and not
7 less than 16 inches high at the rear of the unit.

8 (v) Notice that a vehicle escort is required on those roads
9 where the state police consider escort vehicles necessary for
10 highway safety.

11 (7) Signs and other special identification for escort vehicles
12 shall conform to state transportation department requirements for
13 all escort vehicles for oversized loads.

14 (8) For a mobile home or park model trailer being moved
15 pursuant to this section or section 725, the distance between
16 mobile home or park model trailer axle centers shall not be less
17 than 34 inches. The axles and tires shall meet standards
18 established by the state transportation department.

19 (9) This section does not grant or give authority to the state
20 transportation department that did not exist on May 1, 1982, in
21 accordance with 23 USC 127.

22 (10) A person that violates this section is responsible for a
23 civil infraction and may be assessed a civil fine of not more than
24 \$500.00. The owner of the towing vehicle may be charged with a
25 violation of this section.

26 (11) The state transportation commission may order the state
27 transportation department to immediately cease issuing all special

1 permits to move on the highways of the lower peninsula of this
2 state a mobile home or park model trailer that is more than 14-1/3
3 feet wide plus normal appurtenances that extend no more than 6
4 inches, and an eave that extends no more than 2 feet from the width
5 of that mobile home or park model trailer if the state
6 transportation commission makes a determination that those permits
7 create an unreasonable safety hazard or hazards. The state
8 transportation commission shall notify all other jurisdictional
9 authorities of a determination made under this subsection. The
10 order shall not prohibit the issuance of a special permit for the
11 movement of a mobile home or park model trailer if a binding
12 contract for the movement of that mobile home or park model trailer
13 was executed before the commission determination of an unreasonable
14 safety hazard or hazards.

15 (12) As used in this section:

16 (a) "Jurisdictional authority" means the state transportation
17 department, a county road commission, or a local authority that has
18 jurisdiction over a street or highway on which a mobile home is
19 proposed to be moved.

20 (b) "Mobile home" means any of the following:

21 (i) A prebuilt housing module.

22 (ii) That term as defined in section 2 of the mobile home
23 commission act, 1987 PA 96, MCL 125.2302.

24 (iii) A section of a mobile home as that term is defined in
25 subparagraph (ii).