

This notice of administrative correction is published pursuant to N.J.A.C. 1:30-2.7.

Full text of the corrected rule follows (addition indicated in boldface **thus**; deletion indicated in brackets [thus]):

SUBCHAPTER 2. RENEWABLE PORTFOLIO STANDARDS

14:8-2.4 Energy that qualifies for an SREC; registration requirement; additional approval, designation, and certification processes for grid supply projects

(a)-(f) (No change.)

(g) A proposed grid supply facility that is not located on a brownfield, properly closed sanitary landfill facility, or area of historic fill must satisfy the requirements of this subsection for the energy it generates to serve as the basis for creation of an SREC. Applications for grid supply facilities on farmland shall be rejected.

1. A person seeking designation as connected to the distribution system in the State, so that electricity generated by the facility may serve as the basis for an SREC must file an application with the Board during the periods specified in [(g)5] **(g)4** below. The application shall include, at a minimum, the following information and documentation:

i.-xvii. (No change.)

2.-5. (No change.)

(h)-(q) (No change.)

TRANSPORTATION

(a)

MOTOR VEHICLE COMMISSION ENFORCEMENT SERVICE

Vehicle Inspection Rules; School Bus Standards; Automatic Vehicle Identification Systems; Parking on State Property

Adopted Amendments: N.J.A.C. 13:20-26.6, 26.7, 28.1 through 28.10, 28.12, 50.1, 50.2, 50A.4, 50A.28, 50B.6, 50B.12, 50B.23, 50B.27, 50B.35, 50B.44, 50C.1, 50C.6, and 50C.9

Adopted Repeals and New Rules: N.J.A.C. 13:20-26.3, 26.4, and 26.9

Adopted Repeals: N.J.A.C. 13:20-10, 14, 27, 49 through 49E

Adopted New Rules: N.J.A.C. 13:20-50D

Proposed: October 2, 2017, at 49 N.J.R. 3344(a).

Adopted: June 12, 2018, by B. Sue Fulton, Chair and Chief Administrator, Motor Vehicle Commission.

Filed: July 10, 2018, as R.2018 d.151, **without change**.

Authority: N.J.S.A. 39:2A-28, 39:3-33.7, 39:3-43, 39:3-63, 39:3-74, 39:3-75, 39:3-75.2, 39:3-77, 39:3-77.1, 39:3-81, 39:3-82, 39:3-84, 39:4-208, 39:3B-1, 39:3B-1.1, 39:3B-2, 39:3B-4, 39:3B-5, 39:3B-5.1, 39:3B-5.2, 39:3B-5.3, 39:3B-5.4, 39:3B-8, 39:3B-9, 39:3B-10, 39:3B-11, 39:3B-12, 39:3B-14, 39:3B-15, 39:3B-19, 39:3B-20, 39:3B-21, 39:3B-24, 39:5B-29a, 39:8-1, 39:8-2, 39:8-3, 39:8-4, 39:8-4.1, 39:8-5, 39:8-6, 39:8-7, 39:8-8, 39:8-9, 39:8-10, 39:8-45, 39:8-52, 39:8-53, 39:8-57, 39:8-77, and 39:10-4.

Effective Date: August 6, 2018.

Expiration Date: December 4, 2020.

Summary of Public Comment and Agency Response:

No comments were received.

Federal Standards Statement

The adopted amendments, repeals, and new rules make specific references to Federal regulations that remain in effect, allowing for the reduction of duplicative rules and harmonizing Federal and State

standards. In those instances where the Motor Vehicle Commission is adopting the Federal standards outright, they do not exceed the requirements in those standards because they are being adopted, as amended and supplemented. The incorporated standards are 49 CFR 396.3, 49 CFR 396.9c, 49 CFR 396.9d, and 396.11.

Full text of the adopted amendments and new rules follows:

SUBCHAPTER 10. (RESERVED)

SUBCHAPTER 14. (RESERVED)

SUBCHAPTER 26. COMPLIANCE WITH DIESEL EMISSION STANDARDS AND EQUIPMENT, PERIODIC INSPECTION PROGRAM FOR DIESEL EMISSIONS, AND SELF-INSPECTION OF CERTAIN CLASSES OF MOTOR VEHICLES

13:20-26.3 Inspection and maintenance

Inspection and maintenance of all vehicles must meet all Federal requirements set forth by Federal Motor Vehicle Safety Standard 396.3 (49 CFR 396.3), which is incorporated herein by reference.

13:20-26.4 Unsafe operations

Operation of all vehicles must meet all Federal requirements set forth by Federal Motor Vehicle Safety Standard 396.7 (49 CFR 396.7), which is incorporated herein by reference.

13:20-26.6 Motor vehicles declared "out-of-service"

(a) Vehicles declared "out-of-service" must meet all Federal requirements set forth by Federal Motor Vehicle Safety Standard 396.9c (49 CFR 396.9c), which is incorporated herein by reference.

(b) (No change in text.)

(c) If a vehicle is declared "out-of-service-limited movement authorized," the inspecting State Police officer or examiner, in his or her discretion, may permit the vehicle to proceed to the nearest acceptable place of repair. The inspecting State Police officer or examiner shall record the location of the place of repair, the vehicle's authorized route of movement and the estimated date and time of arrival at the place of repair on the inspection form. Upon arrival at the designated place of repair, a vehicle marked "out-of-service-limited movement authorized" shall be considered "out-of-service" as described in (a) above.

(d) (No change in text.)

13:20-26.7 Notice to owner or lessee

(a) The driver of any vehicle receiving an "out-of-service" notice must meet all Federal requirements set forth by Federal Motor Vehicle Safety Standard 396.9d (49 CFR 396.9d), which is incorporated herein by reference.

(b) (No change.)

(c) It shall be the sole responsibility of the owner or lessee to return such notice to the Motor Vehicle Commission in accordance with the terms prescribed therein and in (d) below.

(d) (No change.)

13:20-26.9 Vehicle condition report

Every owner or lessee shall require its drivers to report, and every driver shall prepare such a report in writing at the completion of his or her work day or tour of duty. Vehicle condition reports must meet all Federal requirements set forth by Federal Motor Vehicle Safety Standard 396.11 (49 CFR 396.11), which is incorporated herein by reference.

SUBCHAPTER 27. (RESERVED)

SUBCHAPTER 28. INSPECTION OF NEW MOTOR VEHICLES AND NEW HEAVY-DUTY DIESEL TRUCKS

13:20-28.1 Purpose

(a) The purpose of this subchapter is to effect increased equipment and vehicular safety by requiring new motor vehicle dealers to inspect new motor vehicles prior to delivery to an ultimate purchaser in New Jersey. The purpose of this subchapter is also to effect increased equipment and vehicular safety by permitting motor vehicle leasing

companies that take delivery of new motor vehicles from franchised New Jersey licensed new motor vehicle dealers to inspect such new motor vehicles prior to leasing such motor vehicles in New Jersey. Additionally, the purpose of this subchapter is to regulate exhaust emissions from heavy-duty diesel trucks by requiring new motor vehicle dealers to inspect the exhaust system, including the emission control apparatus and the exhaust aftertreatment apparatus of new heavy-duty diesel trucks, prior to delivery to an ultimate purchaser in New Jersey. Further, the purpose of this subchapter is to regulate exhaust emissions from heavy-duty diesel trucks by permitting motor vehicle leasing companies that take delivery of new heavy-duty diesel trucks from franchised New Jersey licensed new motor vehicle dealers to inspect the exhaust system, including the emission control apparatus and the exhaust aftertreatment apparatus of new heavy-duty diesel trucks, prior to leasing such heavy-duty diesel trucks in New Jersey.

(b) Such inspection shall be deemed, when performed in conformity with this subchapter, to satisfy the requirements of N.J.S.A. 39:8-1 and 39:8-64 and N.J.A.C. 13:20-26.17(b).

13:20-28.2 Applicability

This subchapter shall apply to all new motor vehicle dealers licensed by the Chief Administrator. This subchapter shall also apply to those motor vehicle leasing companies that take delivery of new motor vehicles or new heavy-duty diesel trucks from franchised New Jersey licensed new motor vehicle dealers and that inspect such new motor vehicles or new heavy-duty diesel trucks in accordance with this subchapter.

13:20-28.3 Definitions

The following words and terms, when used in this subchapter, shall have the following meanings unless the context clearly indicates otherwise.

“California Air Resources Board” or “CARB” means the agency of the State of California established and empowered to regulate sources of air pollution, including motor vehicles, pursuant to the California Health and Safety Code, sections 39500 et seq.

“Certified configuration” means a heavy-duty diesel engine design certified by either the EPA or CARB as meeting the applicable emission standards for heavy-duty diesel engines manufactured for a given model year.

... “Diesel engine” means a compression ignition type of internal combustion engine.

“Diesel-powered” means utilizing a diesel engine.

“Element of design” means any part or system on a motor vehicle or a motor vehicle engine pertaining to the vehicle’s or engine’s certified configuration.

“Emission control apparatus” means any device utilized by the vehicle manufacturer and/or the engine manufacturer to control the release of any regulated emission, including any associated component that monitors the function and maintenance of such a device. This term shall also mean emission control apparatus or engine systems that have been retrofitted or upgraded in accordance with EPA or CARB requirements to control the release of any regulated emission, including any associated component that monitors the function and maintenance of such apparatus or system.

“EPA” means the United States Environmental Protection Agency.

... “Model year” means the engine manufacturer’s annual production period, consistent with 40 CFR 86.082, which includes January 1 of such calendar year, provided, that if the manufacturer has no annual production period, this term shall mean a calendar year. The manufacturer’s annual production period shall include January 1 of the calendar year for which it is designated and shall not include a January 1 of any other calendar year. Thus, the maximum duration of a model year is one calendar year plus 364 days (or 365 days if the model year includes February 29 in a leap year).

... “New heavy-duty diesel truck” means any new diesel-powered motor vehicle with a GVWR of 18,000 or more pounds that is designed or used for the transporting of property on any public road, street, or highway or

any public or quasi-public property in this State. For purposes of this subchapter, heavy-duty diesel truck shall not mean a heavy-duty diesel truck owned and operated by a county, municipality, fire district, or duly incorporated nonprofit organization and used for first aid, emergency, ambulance, rescue, or firefighting purposes.

“New motor vehicle” means every new motor vehicle, regardless of registration class, except omnibuses that are subject to inspection by the Motor Vehicle Commission’s Commercial Bus Inspection and Investigation Unit, school buses, diesel trucks having a GVWR from 8,501 up to, and including, 17,999 pounds, diesel truck tractors as defined in N.J.S.A. 39:1-1, and vehicles that run upon rails or tracks.

... “Ultimate purchaser” means any person, other than a motor vehicle dealer purchasing in its capacity as a motor vehicle dealer, who in good faith purchases or leases a new motor vehicle or new heavy-duty diesel truck from a new motor vehicle dealer or leases a new motor vehicle or new heavy-duty diesel truck from a motor vehicle leasing company.

13:20-28.4 Manufacturers’ new motor vehicle and new heavy-duty diesel truck inspection procedure

(a) A new motor vehicle dealer shall, prior to delivery to an ultimate purchaser of a new motor vehicle, inspect the safety and emission control devices on such motor vehicle and perform such services as may be necessary so that such motor vehicle conforms to specifications established by the manufacturer and contained in its pre-delivery checklist. Additionally, except as to new heavy-duty diesel trucks inspected by a motor vehicle leasing company in accordance with (b) below, a new motor vehicle dealer shall, prior to delivery to an ultimate purchaser of a new heavy-duty diesel truck, inspect the exhaust system, including the emission control apparatus and the exhaust aftertreatment apparatus, on such motor vehicle and perform such services, both required or recommended by the manufacturer, so that such motor vehicle conforms to the specifications established by the manufacturer.

(b) A motor vehicle leasing company that takes delivery of a new motor vehicle from a franchised New Jersey licensed new motor vehicle dealer may, prior to delivery of such motor vehicle to a lessee, inspect the safety and emission control devices on such motor vehicle and perform such services as may be necessary so that such motor vehicle conforms to specifications established by the manufacturer and contained in its pre-delivery checklist. Additionally, a motor vehicle leasing company that takes delivery of a new heavy-duty diesel truck from a franchised New Jersey licensed new motor vehicle dealer may, prior to delivery of such new heavy-duty diesel truck to a lessee, inspect the exhaust system, including the emission control apparatus and the exhaust aftertreatment apparatus, on such motor vehicle and perform such services, both required or recommended by the manufacturer, so that such motor vehicle conforms to the specifications established by the manufacturer.

(c) Compliance with the periodic inspection program requirements of N.J.S.A. 39:8-64 and N.J.A.C. 13:20-26.17(b) shall be established by:

1. The new motor vehicle dealer’s or motor vehicle leasing company’s completion of the pre-delivery inspection procedure for new heavy-duty diesel trucks, both required or recommended by the manufacturer; and

2. The new motor vehicle dealer’s or motor vehicle leasing company’s certification that the exhaust system, including the emission control apparatus and the exhaust aftertreatment apparatus, has been inspected and conforms to the manufacturer’s specifications for new heavy-duty diesel trucks.

(d) (No change in text.)

13:20-28.5 Motor vehicle and heavy-duty diesel truck equipment standards

(a)-(b) (No change.)

(c) A new heavy-duty diesel truck subject to inspection pursuant to this subchapter shall be equipped with an engine certified by the EPA or CARB.

(d) Notwithstanding (c) above, if a new heavy-duty diesel truck subject to inspection pursuant to this subchapter is equipped with a 2005 or subsequent model year heavy-duty diesel engine, such engine shall be certified by the CARB.

13:20-28.6 Decal; period of validity

(a) A new motor vehicle dealer or a motor vehicle leasing company shall, after satisfactory completion of an inspection of a new motor vehicle or heavy-duty diesel truck pursuant to this subchapter, affix a decal upon such motor vehicle as an indication of same. The decal shall be affixed to the lower left corner of the windshield inside the passenger compartment of the motor vehicle, or lower right corner of the windshield inside the passenger compartment of the heavy-duty diesel truck, approximately three inches from the bottom of the windshield and approximately four inches from the left side of the windshield of the motor vehicle or from the right side of the windshield of the heavy-duty diesel truck, but in every case, the decal shall be completely visible from the front of the motor vehicle. The decal shall be affixed in an upright position.

(b)-(c) (No change.)

(d) A new heavy-duty diesel truck receiving a decal as an indication of successful inspection pursuant to this subchapter shall next be inspected for diesel emissions at a licensed private inspection facility not later than two years from the last day of the calendar month in which the new heavy-duty diesel truck was initially registered in this State, and the decal affixed to the new heavy-duty diesel truck by the new motor vehicle dealer or the motor vehicle leasing company shall so indicate. Thereafter, the heavy-duty diesel truck shall be subject to an annual diesel emission inspection in compliance with the periodic inspection program pursuant to N.J.S.A. 39:8-64 and N.J.A.C. 13:20-26.17(b).

(e) Notwithstanding (d) above, in the event that the ultimate purchaser of a new heavy-duty diesel truck transfers the registration of a previously owned heavy-duty diesel truck registered in his or her name to the new heavy-duty diesel truck, the new heavy-duty diesel truck shall next be inspected for diesel emissions at a licensed private inspection facility not later than two years from the expiration date of the transferred registration, and the decal affixed to the new heavy-duty diesel truck by the new motor vehicle dealer or the motor vehicle leasing company shall so indicate. Thereafter, the heavy-duty diesel truck shall be subject to an annual diesel emission inspection in compliance with the periodic inspection program pursuant to N.J.S.A. 39:8-64 and N.J.A.C. 13:20-26.17(b).

13:20-28.7 Compliance

(a) A new motor vehicle dealer shall not deliver a new motor vehicle or new heavy-duty diesel truck to an ultimate purchaser unless such motor vehicle has been inspected pursuant to this subchapter and found to be in compliance with the equipment and emissions standards set forth in N.J.A.C. 13:20-28.4 and 28.5.

(b) A motor vehicle leasing company that performs inspections of new motor vehicles or new heavy-duty diesel trucks pursuant to this subchapter shall not lease a new motor vehicle or new heavy-duty diesel truck to a lessee unless such motor vehicle has been inspected pursuant to this subchapter and found to be in compliance with the equipment and emissions standards set forth in N.J.A.C. 13:20-28.4 and 28.5.

13:20-28.8 Evidence of compliance

(a) Compliance with this subchapter shall be established by:

1. The new motor vehicle dealer's or motor vehicle leasing company's completion of the manufacturer's pre-delivery checklist; and
2. The new motor vehicle dealer's or motor vehicle leasing company's certification that the exhaust system for heavy-duty diesel trucks, including the emission control apparatus and the exhaust aftertreatment apparatus, has been inspected and conforms to the manufacturer's specifications.

(b) Such pre-delivery checklist shall be retained by the new motor vehicle dealer or the motor vehicle leasing company for a period of at least five years from the date of inspection for new motor vehicles and four years for new heavy-duty diesel trucks.

13:20-28.9 Pre-delivery checklist form; required information

The pre-delivery checklist used by the new motor vehicle dealer or the motor vehicle leasing company shall indicate the place and date of inspection, the person or persons performing the new motor vehicle or new heavy-duty diesel truck inspection, and that the new motor vehicle

or new heavy-duty diesel truck has been found to be in compliance with the equipment standards of this subchapter.

13:20-28.10 Additional inspection

This subchapter shall not be construed to limit the Chief Administrator's authority to require any additional inspection, including, but not limited to: roadside inspection and self-inspection to assure the proper functioning of an element of design and the exhaust system, including the emission control apparatus and the exhaust aftertreatment apparatus of new heavy-duty diesel trucks; or an inspection to assure the proper functioning of emission control devices or systems of new motor vehicles. This subchapter shall not be construed as abrogating any code, rule, or regulation now or hereafter promulgated pursuant to the "Air Pollution Control Act (1954)" (N.J.S.A. 26:2C-1 et seq.), P.L. 1995, c. 157 (N.J.S.A. 39:8-59 et seq.), as amended and supplemented, or the New Jersey "Federal Clean Air Mandate Compliance Act" (P.L. 1995, c. 112), as amended and supplemented.

13:20-28.12 Violations; suspension or revocation of motor vehicle dealer license; suspension or revocation of privilege of performing inspections of new motor vehicles or new heavy-duty diesel trucks

(a) A new motor vehicle dealer that violates any provision of this subchapter shall be subject, upon notice and an opportunity to be heard, to the suspension or revocation of its New Jersey motor vehicle dealer license and/or its privilege of performing inspections of new motor vehicles or new heavy-duty diesel trucks pursuant to this subchapter.

(b) A motor vehicle leasing company that violates any provision of this subchapter shall be subject, upon notice and an opportunity to be heard, to the suspension or revocation of its privilege of performing inspections of new motor vehicles or new heavy-duty diesel trucks pursuant to this subchapter.

SUBCHAPTERS 49.-49E. (RESERVED)

SUBCHAPTER 50. STANDARDS FOR SCHOOL BUSES

13:20-50.1 Scope and purpose

(a)-(c) (No change.)

(d) An autobus or commercial bus that is used for the transportation of children to or from school shall display a certificate of inspection issued by the Commission indicating school use. A commercial bus is exempt from displaying a certificate for school use issued by the Commission when being used on a preset franchised route and schedule or chartered for school-connected activities.

(e)-(g) (No change.)

13:20-50.2 Definitions

The following words and terms, when used in this subchapter and in N.J.A.C. 13:20-50A, 50B, 50C, and 50D shall have the following meanings unless the context clearly indicates otherwise.

"Accident" or "crash" means:

1.-3. (No change.)

... "County superintendent" means the county superintendent of schools.

"Curb weight" means the weight of a school bus or vehicle including a maximum capacity of all fluids.

... "Emergency brake" means the mechanism designed to stop a school bus or vehicle in case of service brake failure.

... "Kph" means kilometers per hour.

... "Mph" means miles per hour.

... "School bus" or "bus" when used in N.J.A.C. 13:20-50A, 50B, 50C, 50D, and this subchapter shall refer to Type A, B, C, and D and Type I and Type II school buses, which shall be classified in the following manner:

1.-2. (No change.)

3. A "Type C" school bus is a body installed upon a flat back cowl chassis with a GVWR of more than 10,000 pounds, originally designed

by the manufacturer for carrying 10 to 54 passengers. The engine is in front of the windshield, or part of the engine is beneath and/or behind the windshield and beside the driver's seat. The service door is behind the front wheels;

4. A "Type D" school bus is a body installed upon a chassis, with the engine mounted in the front, middle, or rear, with a GVWR of more than 10,000 pounds, originally designed by the manufacturer for carrying 10 to 54 passengers. The engine may be behind the windshield and beside the driver's seat; it may be at the rear of the school bus, behind the rear wheels; or it may be in the middle of the school bus between the front and rear axles. The service door is ahead of the front wheels;

5. A "Type I" school bus is any vehicle designed to transport 16 or more passengers, including the driver, used for the transportation of students to and from school or school related activities. This identification regulates the type of vehicle registration required by the New Jersey Motor Vehicle Commission; and

6. A "Type II" school bus is any vehicle designed to transport less than 16 passengers, including the driver, used for the transportation of students to and from school or school related activities. This identification regulates the type of vehicle registration required by the New Jersey Motor Vehicle Commission.

...
 "Strobe school bus warning lamps" means a school bus warning lamp system utilizing eight electronic sealed beam flash tubes.
 ...

SUBCHAPTER 50A. CHASSIS STANDARDS FOR SCHOOL BUSES

13:20-50A.4 Bumper, front

(a)-(e) (No change.)

(f) Unless otherwise provided in this chapter for school buses with a June 1993 through December 2005 chassis manufacture date, tow eyes or hooks shall be furnished and attached so as not to project beyond the front bumper. Tow eyes or hooks attached to the chassis frame, shall be furnished by the chassis manufacturer. This installation shall be in accordance with the chassis manufacturer's standards.

13:20-50A.28 Undercoating

(a) For school buses with a January 2006 or later chassis manufacture date, the underside of steel or metallic-constructed front fenders may be coated with a rustproofing compound meeting or exceeding Federal Standard Rustproofing of Commercial (Nontactical) Vehicles (FED-STD-297E August 1990), incorporated herein by reference, as amended and supplemented. Copies of the above Federal Standard, which is approved by the Commissioner, Federal Supply Service, United States General Services Administration, may be obtained from the General Services Administration, Federal Supply Service Bureau, Specification Section, Suite 8100, 470 East L'Enfant Plaza, S.W., Washington, DC 20407. The undercoating material shall be nonflammable, shall not peel, crack, chip, or melt, and shall be stable under both high and low temperatures.

(b) Unless otherwise provided in this chapter for school buses with a June 1993 through December 2005 chassis manufacture date, the undersides of steel or metallic-constructed front fenders shall be coated with rust-proofing compound.

SUBCHAPTER 50B. BODY STANDARDS FOR SCHOOL BUSES

13:20-50B.6 Color

(a) Unless otherwise provided in this chapter, for school buses with a June 1993 through December 2005 chassis manufacture date, the school bus body shall be painted National School Bus Yellow. For school buses with a January 2006 or later chassis manufacture date, the school bus body, including the fenders and all doors, shall be National School Bus Yellow; school bus entrance doors may be National School Bus Yellow or black.

(b) Unless otherwise provided in this chapter, for school buses with a June 1993 through December 2005 chassis manufacture date, the body exterior paint trim, bumper, lamp hoods, emergency door arrow, exterior mirror assembly and support brackets shall be black. The words

"EMERGENCY DOOR" shall be applied both inside and outside the door in red lettering at least two inches high and at least 3/16 inch wide. For school buses with a January 2006 or later chassis manufacture date, the body exterior paint trim, bumpers, lamp hoods, and emergency door arrow shall be black; rub rails shall be National School Bus Yellow and/or black; and exterior mirror assembly and support brackets shall be black or stainless steel in color.

(c) National School Bus Yellow retro-reflective material may be applied to the school bus. The material used shall be of an automotive engineering grade or better, shall meet initial reflectance values in accordance with performance specifications for retro-reflective material set forth in the NSTSP, 2010 Revised Edition (May 2010), incorporated herein by reference, as amended and supplemented, and at Appendix B (Retro-reflective Sheeting Daytime Color Specification) thereof, incorporated herein by reference, as amended and supplemented, and shall retain at least 50 percent of the initial reflectance values for a minimum of six years. Retro-reflective materials and markings, if used, may include any or all of the following:

1.-3. (No change.)

4. Unless otherwise provided in this chapter, for school buses with a June 1993 through December 2005 chassis manufacture date, the "SCHOOL BUS" signs may be marked with reflective National School Bus Yellow material comprising background for lettering of the front and/or rear "SCHOOL BUS" signs.

(d) (No change.)

13:20-50B.12 Doors, service

(a)-(k) (No change.)

(l) Unless otherwise provided in this chapter, for school buses with a June 1993 through December 2005 chassis manufacture date, the entrance door on Types B, C, and D buses shall have a minimum horizontal opening of 24 inches and a minimum vertical opening of 68 inches. The entrance door on a Type A bus shall have a minimum opening of 1,200 square inches.

13:20-50B.23 Lamps and signals

(a) Each lamp on the exterior of a school bus shall be marked with the SAE rating for its proper use and shall conform to FMVSS No. 108 (49 CFR 571.108), incorporated herein by reference.

1. Unless otherwise provided in this chapter, for school buses with a June 1993 through December 2005 chassis manufacture date, each clearance, marker, or identification lamp shall be of the two-bulb design and shall automatically be activated, whenever the headlights or parking lamps are activated, in a steady burning state. For school buses with a January 2006 or later chassis manufacture date, every school bus shall be equipped with clearance, marker, and identification lamps as set forth in FMVSS No. 108 (49 CFR 571.108), incorporated herein by reference. Each clearance, marker, or identification lamp shall automatically be activated whenever the headlights or parking lamps are activated in a steadily burning state.

2.-4. (No change.)

(b) (No change.)

(c) Unless otherwise provided in this chapter, for school buses with a June 1993 through December 2005 chassis manufacture date, body instrument panel lights shall be controlled by an independent switch or rheostat switch.

(d)-(e) (No change.)

(f) The requirements in this subsection also apply to dual purpose omnibuses under the jurisdiction of the Motor Vehicle Commission's Inspection Services Bus Unit, approved for school use, contracted by a local board of education for transportation to and from school. Alternately flashing signal warning lamps shall be provided as follows:

1.-9. (No change.)

(g) (No change.)

(h) Every school bus shall be equipped with four combination red stoplamps/taillamps as follows:

1.-2. (No change.)

3. Unless otherwise provided in this chapter, for school buses with a June 1993 through December 2005 chassis manufacture date, Type A buses may conform to the chassis manufacturer's standard.

(i)-(j) (No change.)

13:20-50B.27 Overall length

Unless otherwise provided in this chapter, for school buses with a June 1993 through December 2005 chassis manufacture date, the overall length of the bus shall not exceed 40 feet. For school buses with a January 2006 or later chassis manufacture date, the maximum overall length of a school bus body shall not exceed 42 feet, excluding the bumpers. The maximum overhang of the body to the rear of the center of the rear axle shall not be in excess of one-third of the total length of the vehicle.

13:20-50B.35 Steps

(a)-(d) (No change.)

(e) Unless otherwise provided in this chapter, for school buses with a June 1993 through December 2005 chassis manufacture date, a grab handle not less than 20 inches in length shall be provided in an unobstructed location inside the doorway. For school buses with a January 2006 or later chassis manufacture date, a school bus shall be equipped with two grab handles, each not less than 20 inches in length. The grab handles shall be in unobstructed locations inside the doorway, one on the left side and one on the right side. The grab handle on the left side shall be adjacent to the passenger compartment. Grab handles shall be designed so as to prevent snagging.

(f) (No change.)

13:20-50B.44 Ventilation

(a)-(c) (No change.)

(d) Unless otherwise provided in this chapter, for school buses with a June 1993 through December 2005 chassis manufacture date, one six-inch diameter, two-speed auxiliary fan with protective cage shall be installed on each side of the driver position on Types C and D school buses. Each fan shall be controlled by a separate switch.

SUBCHAPTER 50C. STANDARDS FOR SPECIALLY EQUIPPED SCHOOL BUSES

13:20-50C.1 Scope

(a)-(b) (No change.)

(c) A bus used for the transportation of children confined to a wheelchair or other mobile positioning device, or who require life support equipment that prohibits the use of the entrance door, shall be equipped with a power lift.

13:20-50C.6 Fire suppression systems

(a) For school buses with a January 2006 or later chassis manufacture date, every school bus shall be equipped with an automatic fire suppression system for the engine compartment. The fire suppression system shall be installed in accordance with the fire suppression system manufacturer's specifications.

(b) For school buses with a January 2006 or later chassis manufacture date, school buses may be equipped with fire suppression systems in other locations in accordance with the fire suppression system manufacturer's installation specifications.

(c) For school buses with a January 2006 or later chassis manufacture date, an indicator light shall be provided in the driver's compartment that will indicate to the driver the existence of a fire in the engine compartment of the school bus. The indicator light shall remain lit until the system is serviced and the light reset. An indicator light shall be provided in the driver's compartment that will indicate a system discharge.

13:20-50C.9 Power lift

(a)-(i) (No change.)

(j) Unless otherwise provided in this chapter, for school buses with a June 1993 through December 2005 chassis manufacture date, the platform shall be equipped with at least one handrail. The handrail shall be approximately 25 to 34 inches in height and a minimum of 18 inches in length and designed to fold when it is in a stored position. For school buses with a January 2006 or later chassis manufacture date, the power lift platform shall be equipped with a handrail on each side of the power lift platform. Each handrail shall be 25 to 34 inches in height above the platform and a minimum of 18 inches in length and shall be designed to

fold when in a stored position. A handrail with a curved-end design shall be at least 24 inches in length.

(k)-(o) (No change.)

SUBCHAPTER 50D. AUTOBUSES APPROVED FOR PUPIL TRANSPORTATION BY THE NEW JERSEY DEPARTMENT OF TRANSPORTATION PRIOR TO MAY 21, 1993

13:20-50D.1 Scope of exceptions and exemptions

The exceptions and exemptions set forth in this subchapter shall apply to autobuses approved for school use by the New Jersey Department of Transportation prior to May 21, 1993.

13:20-50D.2 Exceptions and exemptions

(a) The prohibition against advertisements of any kind on either the interior or exterior of the vehicle shall not apply.

(b) The seat requirements imposed pursuant to N.J.A.C. 13:20-50B.33(e) shall not apply to longitudinal seats seating not more than four pupils.

(c) The entrance door and the emergency door with aisles leading to each shall be deemed to be in compliance with the requirement for doors imposed pursuant to N.J.A.C. 13:20-50B.11(i).

(d) The requirement imposed pursuant to N.J.A.C. 13:20-50B.11(g) to have the words "Emergency Door" applied to the inside and outside of the emergency door shall not apply.

(e) In lieu of the lettering, Type I school vehicles that are operated by a privately or publicly owned local transit system and used for regular common carrier transit route service, as well as special school route service shall meet the requirements of N.J.A.C. 13:20-50B.19(b), except as follows:

1. Such vehicles shall, while transporting children to and from school, be equipped with signs, located conspicuously on the front and back of the vehicle:

i. The sign on the front shall have the words "School Bus" printed in black letters not less than six inches high on a background of national school bus glossy yellow; and

ii. The sign on the rear shall be at least 10 square feet in size and shall be painted national school bus glossy yellow and have the words "School Bus" printed in black letters not less than eight inches high.

(f) The requirements for the main aisle and the aisle to the emergency door imposed pursuant to N.J.A.C. 13:20-50B.2(a) shall not apply.

(g) The requirement pursuant to N.J.A.C. 13:20-50B.5 for bumpers shall not apply.

(h) The window requirements imposed pursuant to N.J.A.C. 13:20-50B.46(d) shall not apply.

(i) The color requirements imposed pursuant to N.J.A.C. 13:20-50B.6(a) shall not apply.

13:20-50D.3 Certificate of inspection

(a) No autobus under the jurisdiction of the Motor Vehicle Commission's Inspection Services Bus Unit shall be used for school pupil transportation services, as defined in N.J.S.A. 18A:39-1 and under contract with a local board of education for transportation to and from school, unless such autobus is authorized on the certificate of inspection issued by the Motor Vehicle Commission's Inspection Services Bus Unit.

(b) Owners or operators of buses approved by the Motor Vehicle Commission's Inspection Services Bus Unit shall submit evidence of such approval at such times as requested by the county superintendent.

13:20-50D.4 Inspection by county superintendent

(a) The county superintendent may inspect any bus approved by the Motor Vehicle Commission's Inspection Services Bus Unit for any item not covered by the approval of the Motor Vehicle Commission's Inspection Services Bus Unit and from which they are not specifically exempted by this subchapter.

(b) Whenever, in the opinion of the county superintendent, a bus chassis or body is outworn or in a dilapidated condition, it shall not be used for pupil transportation.