

SENATE, No. 2326

STATE OF NEW JERSEY
212th LEGISLATURE

INTRODUCED NOVEMBER 13, 2006

Sponsored by:

Senator SHIRLEY K. TURNER

District 15 (Mercer)

Senator RONALD L. RICE

District 28 (Essex)

SYNOPSIS

Authorizes suspension of motor vehicle registration.

CURRENT VERSION OF TEXT

As introduced.



S2326 TURNER, RICE

2

1 AN ACT concerning motor vehicle registration and amending
2 P.L.1985, c.14.

3

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

6

7 1. Section 9 of P.L.1985, c.14 (C.39:4-139.10) is amended to
8 read as follows:

9 9. a. If a person has failed to respond to a failure to appear
10 notice or has failed to pay a parking judgment, the municipal court
11 may give notice of that fact to the **[division]** commission in a
12 manner prescribed by the **[director]** chief administrator. If notice
13 has been given under this section of a person's failure to respond to
14 a failure to appear notice or to pay a parking judgment and if the
15 fines and penalties are paid or if the case is dismissed or otherwise
16 disposed of, the municipal court shall promptly give notice to that
17 effect to the **[division]** commission.

18 b. The judge or the **[division]** commission may suspend the
19 driver's license, or the registration of the motor vehicle of an owner,
20 lessee, or operator who has not answered or appeared in response to
21 a failure to appear notice or has not paid or otherwise satisfied
22 outstanding parking fines or penalties. If an owner, lessee or
23 operator has been found guilty of a parking offense, the court shall
24 provide notice and an opportunity to appear before a judge prior to
25 suspending that person's driver's license or motor vehicle
26 registration. If the owner, lessee or operator is found by the court to
27 be indigent or is participating in a government-based income
28 maintenance program, that person shall be permitted to pay the
29 parking fine and other penalties in installments in accordance with
30 section 1 of P.L.1981, c.365 (C.39:4-203.1).

31 c. The **[division]** commission shall keep a record of a
32 suspension ordered by the court pursuant to subsection b. of this
33 section.

34 (cf: P.L.1999, c.397, s.1)

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36 2. Section 10 of P.L.1985, c.14 (C.39:4-139.11) is amended to
37 read as follows:

38 10. a. When a person whose license or motor vehicle
39 registration has been suspended pursuant to subsection b. of section
40 9 of **[this act]** P.L.1985, c.14 (C.39:4-139.2 et seq.) satisfies the
41 fines and any penalties imposed by the court, the court shall
42 forward to the **[division]** commission a notice to restore the
43 person's driver's license or registration.

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.

1 b. Upon receiving a notice to restore pursuant to subsection a. of
2 this section, the [division] commission shall record the restoration
3 and notify the person of the restoration.
4 (cf: P.L. 1985, c. 14, s. 10)

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6 3. This act shall take effect immediately.

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STATEMENT

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11 This bill would provide a judge and the Motor Vehicle
12 Commission with greater flexibility when dealing with a person
13 who has failed to respond to a failure to appear notice or who has
14 not satisfied outstanding parking fines or penalties. Under current
15 law, a judge or the commission may suspend the person's driver's
16 license. Under the provisions of this bill, a judge or the commission
17 would be permitted to suspend either the person's motor vehicle
18 registration or their driver's license. It is the sponsor's hope that a
19 judge will weigh the burden caused to a violator or his family by a
20 license suspension and the burden caused by a suspension of
21 registration and impose the least burdensome suspension.

22 This bill was prompted by a recommendation from the Motor
23 Vehicles Affordability and Fairness Task Force.