

P.L. 2013, CHAPTER 237, *approved January 17, 2014*
Assembly, No. 1844 (*Second Reprint*)

1 **AN ACT** concerning motor vehicle liability insurance coverage and
2 amending P.L.1972, c.197.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. Section 2 of P.L.1972, c.197 (C.39:6B-2) is amended to read
8 as follows:

9 2. ¹a.¹ ²**[Any]** An² owner or registrant of a motor vehicle
10 registered or principally garaged in this State who operates or
11 causes to be operated a motor vehicle upon any public road or
12 highway in this State without motor vehicle liability insurance
13 coverage required by **[this act]** P.L.1972, c.197 (C.39:6B-1 et seq.),
14 and ²**[any]** an² operator who operates or causes a motor vehicle to
15 be operated and who knows or should know from the attendant
16 circumstances that the motor vehicle is without motor vehicle
17 liability insurance coverage required by **[this act]** P.L.1972, c.197
18 ²(C.39:6B-1 et seq.)² shall be subject, for the first offense, to a fine
19 of not less than \$300 nor more than \$1,000 and a period of
20 community service to be determined by the court **[**, and shall
21 forthwith forfeit his**]**. The court also ¹**[may]** shall¹ suspend the
22 person's right to operate a motor vehicle over the highways of this
23 State for a period of ¹**[not less than two months or more than]**¹ one
24 year from the date of conviction ¹; provided, however, the period of
25 license suspension may be reduced or eliminated if the person
26 provides the court with satisfactory proof of motor vehicle liability
27 insurance at the time of the hearing¹. Upon subsequent conviction,
28 **[he]** the person shall be subject to a fine of up to \$5,000 and shall
29 be subject to imprisonment for a term of 14 days and shall be
30 ordered by the court to perform community service for a period of
31 30 days, which shall be of ²**[such]** a² form and on ²**[such]**² terms
32 as the court shall deem appropriate under the circumstances, and
33 shall forfeit **[his]** the person's right to operate a motor vehicle for a
34 period of two years from the date of **[his]** the conviction, and, after
35 the expiration of ²**[said period]** the forfeiture², **[he]** the person may
36 make application to the **[Director of the Division of Motor**
37 **Vehicles]** Chief Administrator of the New Jersey Motor Vehicle
38 Commission for a license to operate a motor vehicle, which
39 application may be granted at the discretion of the **[director]** chief

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.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly floor amendments adopted May 24, 2012.

²Senate STR committee amendments adopted May 20, 2013.

1 administrator. The **【director's】** chief administrator's discretion
2 shall be based upon an assessment of the likelihood that the
3 individual will operate or cause a motor vehicle to be operated in
4 the future without the insurance coverage required by this act. A
5 complaint for violation of this act may be made to a municipal court
6 at any time within six months after the date of the alleged offense.

7 Failure to produce at the time of trial an insurance identification
8 card or an insurance policy which was in force for the time of
9 operation for which the offense is charged creates a rebuttable
10 presumption that the person was uninsured when charged with a
11 violation of this section.

12 ²**【**¹b. In the event that the court suspends a person's right
13 to operate a motor vehicle pursuant to subsection a. of this section,
14 that person must provide the chief administrator with satisfactory
15 proof of motor vehicle liability insurance coverage prior to the chief
16 administrator reinstating the person's right to operate a motor
17 vehicle.¹**】**²

18 (cf: P.L.1997, c.151, s.12)

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20 2. This act shall take effect immediately.

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25 Makes discretionary driver's license suspension for first offense
26 of driving without motor vehicle liability insurance.