

# ASSEMBLY, No. 5082

## STATE OF NEW JERSEY 217th LEGISLATURE

INTRODUCED JULY 13, 2017

**Sponsored by:**

**Assemblyman NICHOLAS CHIARAVALLOTI**

**District 31 (Hudson)**

**SYNOPSIS**

Establishes pilot program for automated speed enforcement in work zones.

**CURRENT VERSION OF TEXT**

As introduced.



A5082 CHIARAVALLOTI

2

1 AN ACT concerning the enforcement of speed limits and  
2 supplementing Title 39 of the Revised Statutes.

3

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

6

7 1. a. The Legislature finds that:

8 (1) excessive speeding in areas of road construction or repair  
9 increases the likelihood of accidents that endanger the safety and  
10 well-being of motor vehicle occupants, pedestrians, and workers;  
11 and

12 (2) the installation and use of automated speed enforcement  
13 systems with speed control devices in areas of road construction or  
14 repair to complement the efforts of law enforcement could serve as  
15 effective tools to encourage drivers to strictly obey speed limits in  
16 road construction, maintenance, or repair zones, facilitating the  
17 flow of traffic and protecting the safety and well-being of motor  
18 vehicle occupants, pedestrians, and workers.

19 b. The Legislature, therefore, declares that it is altogether fitting  
20 and proper, and within the public interest, to require the  
21 Commissioner of Transportation and the New Jersey Turnpike  
22 Authority to establish a five-year automated speed enforcement  
23 work zone pilot program, to be fully implemented not later than 18  
24 months following the effective date of P.L. , c. (C. )  
25 (pending before the Legislature as this bill), to determine the  
26 effectiveness of automated speed enforcement systems with speed  
27 control devices in work zones in this State.

28

29 2. As used in P.L. , c. (C. ) (pending before the  
30 Legislature as this bill):

31 “Active work zone” means a work zone where engineering,  
32 investigation, construction, maintenance, utility, or incident  
33 management work is actively being performed.

34 “Automated speed enforcement” means the enforcement of the  
35 speed limit on a portion of highway through the use of technology,  
36 including, but not limited to, photo radar.

37 “Automated speed enforcement system” means the system, as  
38 authorized pursuant to P.L. , c. (C. ) (pending before the  
39 Legislature as this bill), including any equipment, devices, and  
40 technology, that is utilized to enforce the speed limit on any portion  
41 of highway.

42 “Automated speed enforcement work zone” means any work  
43 zone where an automated speed enforcement system is  
44 implemented, provided that the work zone is on a highway or  
45 limited access highway under the jurisdiction of the New Jersey  
46 Department of Transportation or the New Jersey Turnpike  
47 Authority.

A5082 CHIARAVALLOTI

1       “Highway” means any highway, as defined in R.S.39:1-1, under  
2 the jurisdiction of the State or the New Jersey Turnpike Authority.

3       “Limited access highway” means the a limited access highway as  
4 defined in R.S.39:1-1, under the jurisdiction of the State or the New  
5 Jersey Turnpike Authority.

6       “Photo radar” means a device used primarily for highway speed  
7 limit enforcement substantially consisting of a radar unit linked to a  
8 camera, which automatically produces a photograph of a vehicle  
9 traveling at a speed in excess of the legal limit.

10       “Work zone” means any area upon or around any highway where  
11 engineering, investigation, construction, maintenance, utility, or  
12 incident management work is being performed and is visibly  
13 marked by channeling devices, barriers, pavement markings, work  
14 or emergency service vehicles displaying the appropriate flashing  
15 warning lights pursuant to section 1 of P.L.2009, c.5 (C.39:4-92.2),  
16 or signs. A “work zone” shall extend from the first channeling  
17 device, barrier, pavement marking, warning light, or sign to the last  
18 channeling device, barrier, pavement marking, warning light, or  
19 sign, whether or not work is actually being done at that time; and  
20 may be marked by a sign signaling the end of the work zone that  
21 displays the following message: “END OF ROAD WORK.”

22

23       3. a. There is hereby established a five-year pilot program to  
24 provide for automated speed enforcement systems in active work  
25 zones.

26       b. Only the New Jersey Department of Transportation and the  
27 New Jersey Turnpike Authority are authorized to utilize automated  
28 speed enforcement systems. An automated speed enforcement  
29 system shall not be used unless:

30       (1) at least two appropriate warning signs are conspicuously  
31 placed before the active work zone notifying the public that an  
32 automated speed enforcement system is in use;

33       (2) a notice identifying the location of the automated speed  
34 enforcement system is posted on the Internet website of the New  
35 Jersey Department of Transportation or New Jersey Turnpike  
36 Authority, as appropriate, throughout the period that the automated  
37 speed enforcement system is in use; and

38       (3) the automated speed enforcement system conforms to the  
39 federal Manual on Uniform Traffic Control Devices for Streets and  
40 Highways.

41       c. The New Jersey Department of Transportation and the New  
42 Jersey Turnpike Authority shall each:

43       (1) establish a five-year pilot program for automated speed  
44 enforcement systems to be implemented on highways and limited  
45 access highways under their jurisdiction not later than 18 months  
46 following the effective date of P.L.     , c.     (C.     ) (pending  
47 before the Legislature as this bill);

A5082 CHIARAVALLOTI

1 (2) promulgate regulations for the certification and use of  
2 automated speed enforcement systems in active work zones;

3 (3) serve, through a contracted private service provider, as the  
4 system administrator of the pilot program.

5 d. Compensation under a contract authorized by this section  
6 shall be based only upon the value of equipment and services  
7 provided or rendered in support of the automated speed  
8 enforcement pilot program and may not be based in any part upon  
9 the quantity of notices of violation issued or amount of fines  
10 imposed or generated.

11 e. The system administrator shall prepare and issue notices of  
12 violation in accordance with section 5 of P.L. , c. (C. )  
13 (pending before the Legislature as this bill).

14 f. Except as authorized by P.L. , c. (C. ) (pending before  
15 the Legislature as this bill), and in accordance with section 1 of  
16 P.L.1992, c.91 (C.39:4-103.1), a law enforcement officer or agency  
17 shall not use photo radar to enforce the provisions of chapter 4 of  
18 Title 39 of the Revised Statutes.

19 g. It shall be a violation of P.L. , c. (C. ) (pending  
20 before the Legislature as this bill) for an individual to drive in  
21 excess of 11 miles per hour over the posted speed limit in an active  
22 automated speed enforcement work zone.

23 h. (1) The penalty for a violation under P.L. , c. (C. )  
24 (pending before the Legislature as this bill) shall be a fine of \$100.  
25 There shall not be a fine for actions that would otherwise constitute  
26 a violation of P.L. , c. (C. ) (pending before the Legislature  
27 as this bill) if the action is committed at a time when the automated  
28 speed enforcement work zone is not an active work zone. A penalty  
29 imposed under this section shall not be deemed a criminal  
30 conviction or be made part of the operating record for motor vehicle  
31 points or automobile insurance eligibility points pursuant to section  
32 26 of P.L.1990, c.8 (C.17:33B-14).

33 (2) Nothing in P.L. , c. (C. ) (pending before the  
34 Legislature as this bill) shall be construed to prohibit a law  
35 enforcement officer or agency from issuing a motor vehicle citation  
36 for a violation of R.S.39:4-98 in an automated speed enforcement  
37 work zone provided that a law enforcement officer witnesses the  
38 violation. If an individual receives a citation for a violation of  
39 R.S.39:4-98 in an automated speed enforcement work zone, the  
40 individual shall not be liable for any penalty imposed under P.L. ,  
41 c. (C. ) (pending before the Legislature as this bill) arising  
42 out of the violation.

43  
44 4. a. A restricted account is established in the New Jersey  
45 Department of the Treasury for fines remitted to the New Jersey  
46 Department of Transportation and the New Jersey Turnpike  
47 Authority based on the location of the violation.

A5082 CHIARAVALLOTI

1        b. The contractor serving as the system administrator shall send  
2 an invoice to the New Jersey Department of Transportation and the  
3 New Jersey Turnpike Authority based on the services contracted for  
4 pursuant to P.L. , c. (C. ) (pending before the Legislature as  
5 this bill). The New Jersey Department of Transportation and the  
6 New Jersey Turnpike Authority shall establish restricted accounts to  
7 remit fines to pay for the administration of the pilot program and  
8 the contractors' invoice costs. Remaining fines shall be allocated  
9 by the New Jersey Department of Transportation and the New  
10 Jersey Turnpike Authority as follows:

11        (1) 75 percent of the fines over the duration of the five-year pilot  
12 program from violations occurring in active automated speed  
13 enforcement work zones pursuant to P.L. , c. (C. ) (pending  
14 before the Legislature as this bill) shall be deposited into the  
15 restricted account established by this section on a quarterly basis,  
16 and the State Treasurer shall, within 90 days of the date of deposit,  
17 transfer to the Division of State Police in the Department of Law  
18 and Public Safety an amount equivalent to the previous quarterly  
19 deposit to be used by the Division of State Police as follows:

20        (a) 55 percent of the funds shall be dedicated and used for the  
21 purpose of recruiting, training, or equipping Division of State  
22 Police Construction Unit members;

23        (b) 45 percent of the funds shall be dedicated and used to pay  
24 for an increased New Jersey State Trooper presence in work zones  
25 on this State's road system managed by the New Jersey Department  
26 of Transportation and the New Jersey Turnpike Authority that do  
27 not utilize concrete barriers. The assignment shall be based on need  
28 as determined by the Superintendent of the Division of State Police.  
29 Funds under this subparagraph shall be in addition to any  
30 contractual agreements between the New Jersey Department of  
31 Transportation and the New Jersey Turnpike Authority and the  
32 Division of State Police for enforcement in work zones on the  
33 roadways managed by the New Jersey Department of  
34 Transportation and the New Jersey Turnpike Authority.

35        (2) 25 percent of the fines over the duration of the pilot program  
36 from violations occurring in active automated speed enforcement  
37 work zones pursuant to P.L. , c. (C. ) (pending before the  
38 Legislature as this bill) shall be transferred to the New Jersey  
39 Department of Transportation or the New Jersey Turnpike  
40 Authority, whichever road system utilized the automated speed  
41 enforcement system, for the purposes of work zone safety and  
42 educating the motoring public on work zone safety, at the discretion  
43 of the New Jersey Department of Transportation and the New  
44 Jersey Turnpike Authority.

45

46        5. a. An action to enforce a violation of P.L. , c. (C. )  
47 (pending before the Legislature as this bill) shall be initiated by an  
48 administrative notice of violation to the registered owner of a

**A5082 CHIARAVALLOTTI**

6

1 vehicle identified by an automated speed enforcement system as  
2 violating P.L. , c. (C. ) (pending before the Legislature as  
3 this bill). A notice of violation based upon inspection of recorded  
4 images produced by an automated speed enforcement system and  
5 sworn or affirmed by a law enforcement officer, an authorized  
6 employee of the New Jersey Department of Transportation or the  
7 New Jersey Turnpike Authority, or a contractor that, pursuant to a  
8 contract with the department or the authority, provides the devices  
9 used for the automated speed enforcement system to the department  
10 or the authority shall be prima facie evidence of the facts contained  
11 therein.

12 b. The notice of violation shall include written verification that  
13 the automated speed enforcement system, and any device thereof,  
14 was operating correctly at the time of the alleged violation and shall  
15 include the date of the most recent inspection of the automated  
16 speed enforcement system and any device thereof.

17 c. An automated speed enforcement system operator shall  
18 complete training offered by the manufacturer of the automated  
19 speed enforcement system, including training on any devices  
20 critical to the operation of the system, or the manufacturer's  
21 representative in the procedures for setting up, testing, and  
22 operating an automated speed enforcement system. Upon  
23 completion of the training, the manufacturer or manufacturer's  
24 representative shall issue a signed certificate to the automated speed  
25 enforcement system device operator, which shall be admitted as  
26 evidence in any court proceeding for a violation involving an  
27 automated speed enforcement system device. An automated speed  
28 enforcement system device operator shall fill out and sign a daily  
29 log for an automated speed enforcement system, which: (1) states  
30 the date, time, and location of the device setup; (2) states that the  
31 automated speed enforcement system device operator successfully  
32 performed, and the automated speed enforcement system device,  
33 passed, the self-tests specified by the manufacturer of the automated  
34 speed enforcement system device; (3) shall be kept on file; and (4)  
35 shall be admitted in any proceeding for a violation involving  
36 automated speed enforcement system device. An automated speed  
37 enforcement system device shall undergo an annual calibration  
38 check performed by a calibration laboratory. The calibration  
39 laboratory shall issue a signed certificate of calibration after the  
40 annual calibration check, which shall be kept on file and shall be  
41 admitted as evidence in any proceeding for a violation involving an  
42 automated speed enforcement system device.

43 d. The following shall be attached to the notice of violation:

44 (1) a copy of the recorded image showing the vehicle with its  
45 license plate visible;

46 (2) the registration number and state of issuance of the vehicle  
47 registration;

48 (3) the date, time, and place of the alleged violation;

1 (4) notice that the violation charged is pursuant to P.L. , c.  
2 (C. ) (pending before the Legislature as this bill); and

3 (5) instructions for return of the notice of violation, the  
4 individual's rights to contest the violation, and instructions on  
5 payment of any penalty.

6 e. (1) In the case of a violation involving a motor vehicle  
7 registered under the laws of this State, the notice of violation shall  
8 be mailed within 30 days after the discovery of the identity of the  
9 registered owner to the address of the registered owner as listed in  
10 the records of this State.

11 (2) In the case of a violation involving a motor vehicle  
12 registered in a jurisdiction other than this State, the notice of  
13 violation shall be mailed within 30 days after the discovery of the  
14 identity of the registered owner as listed in the records of the  
15 jurisdiction having charge of the registration of the vehicle.

16 (3) A notice of violation shall be invalid unless provided to an  
17 owner within 90 days of the offense.

18 f. The notice shall include the following text:

19 THIS NOTICE SHALL BE RETURNED PERSONALLY, BY  
20 MAIL, OR BY AN AGENT DULY AUTHORIZED IN  
21 WRITING, WITHIN 30 DAYS OF ISSUANCE. A  
22 HEARING MAY BE OBTAINED UPON THE WRITTEN  
23 REQUEST OF THE REGISTERED OWNER OF THE  
24 VEHICLE.  
25

26 g. Notice of violation shall be sent by first class mail. A manual  
27 or automatic record of mailing prepared by the system administrator  
28 in the ordinary course of business shall be prima facie evidence of  
29 mailing and shall be admissible in any judicial or administrative  
30 proceeding as to the facts contained therein.  
31

32 6. a. (1) An owner may, within 30 days of the mailing of the  
33 notice of violation pursuant to section 5 of P.L. , c. (C. )  
34 (pending before the Legislature as this bill), request a hearing to  
35 contest liability by appearing before the system administrator either  
36 personally or by an authorized agent or by mailing a request in  
37 writing on the prescribed form. Appearances in person shall only  
38 be at the locations and times set by the system administrator.

39 (2) Upon receipt of a hearing request, the system administrator  
40 shall in a timely manner notify the New Jersey Motor Vehicle  
41 Commission of the hearing request. The New Jersey Motor Vehicle  
42 Commission shall in a timely manner schedule a hearing before a  
43 hearing officer designated by New Jersey Motor Vehicle  
44 Commission. Written notice of the date, time, and place of hearing  
45 shall be presented or sent by first class mail to the owner.

46 (3) The system administrator shall provide an appropriate  
47 printed form by which owners may challenge a notice of violation  
48 and convenient hours and times in each of the New Jersey Motor  
49 Vehicle Commission regional centers for a hearing before a New

1 Jersey Motor Vehicle Commission hearing officer. At the hearing a  
2 decision shall be made by the hearing officer. If a motorist that has  
3 been issued a notice of violation chooses to reject the decision set  
4 forth by the hearing officer, the motorist may file an appeal with the  
5 Office of Administrative Law for an appeal to an Administrative  
6 Law Judge.

7 (4) The hearing shall be informal and the rules of evidence shall  
8 not apply. The decision of the hearing officer shall be final, subject  
9 to the right of the owner to appeal the decision.

10 (5) If the owner requests in writing that the decision of the  
11 hearing officer be appealed, the New Jersey Motor Vehicle  
12 Commission shall file the notice of violation and supporting  
13 documentation with the Office of Administrative Law and an  
14 Administrative Law Judge shall hear and decide the matter de novo.

15 b. An owner may admit responsibility for the violation and pay  
16 the fine provided in the notice personally, through an authorized  
17 agent, electronically, or by mailing both payment and the notice of  
18 violation to the system administrator. Payment by mail shall be  
19 made only by money order, credit card, or check made payable to  
20 the State of New Jersey. Payment of the fine shall operate as a final  
21 disposition of the matter.

22 c. If payment is not received within 90 days of the original  
23 notice of violation, the New Jersey Department of Transportation or  
24 the New Jersey Turnpike Authority may turn the matter over to  
25 applicable credit collection agencies.

26 d. (1) The owner and operator of a motor vehicle shall be  
27 jointly liable for a violation summons issued pursuant to an  
28 automated speed enforcement system established pursuant to P.L. ,  
29 c. (C. ) (pending before the Legislature as this bill), unless  
30 the owner can show that the vehicle was used without the owner's  
31 consent, express or implied.

32 (2) The owner of a motor vehicle who is a lessor shall not be  
33 liable for a violation summons issued pursuant to P.L. , c. (C. )  
34 (pending before the Legislature as this bill) when the motor vehicle  
35 is under the control or in the possession of the lessee, if upon notice  
36 of a violation, the owner of the motor vehicle which was leased at  
37 the time of the offense notifies the hearing officer where the case is  
38 pending, by an affidavit of the name and address of the lessee. The  
39 affidavit shall be in a form prescribed by the Commissioner of  
40 Transportation, providing the name and address of the lessee, the  
41 owner shall not be required to attend a hearing of the offense,  
42 unless otherwise notified by the New Jersey Motor Vehicle  
43 Commission or a court of competent jurisdiction.

44 e. An owner who pays any fine, penalty, civil judgment, costs,  
45 or administrative fees in connection with a violation summons  
46 issued pursuant to an automated speed enforcement system shall  
47 have the right to recover that sum from the operator in a court of  
48 competent jurisdiction.



A5082 CHIARAVALLOTI

1 f. In no case shall motor vehicle points or automobile insurance  
2 eligibility points pursuant to section 26 of P.L.1990, c.8  
3 (C.17:33B-14) be assessed against any person for a violation  
4 occurring under the provisions of P.L. , c. (C. ) (pending  
5 before the Legislature as this bill).

6  
7 7. a. Recorded images collected as part of the automated speed  
8 enforcement system may only be used to document violations of  
9 P.L. , c. (C. ) (pending before the Legislature as this bill)  
10 and shall not be used for any other purposes. The restrictions set  
11 forth in this section shall not preclude a court of competent  
12 jurisdiction from issuing an order directing that the information be  
13 provided to law enforcement officials, if the information is required  
14 solely in connection with a criminal law enforcement action and is  
15 reasonably described.

16 b. Notwithstanding any other provision of law, information  
17 gathered and maintained pursuant to P.L. , c. (C. ) (pending  
18 before the Legislature as this bill) which is kept by the State of New  
19 Jersey, its authorized agents, or its employees, including recorded  
20 images, written records, reports or facsimiles, names, and  
21 addresses, shall be for the exclusive purpose of discharging the  
22 duties and responsibilities established pursuant to P.L. , c. (C. )  
23 (pending before the Legislature as this bill).

24 c. Any recorded image or information produced in connection  
25 with the automated speed enforcement system device pertaining to a  
26 specific violation shall be purged not later than 60 days after the  
27 collection of any fine or penalty or final disposition of the case. If a  
28 notice of violation for a violation of P.L. , c. (C. ) (pending  
29 before the Legislature as this bill) is not issued within 30 days after  
30 the discovery of the identity of the registered owner, all recorded  
31 images and information collected pertaining to that alleged  
32 violation shall be purged within three days.

33  
34 8. a. The Commissioner of Transportation and the Executive  
35 Director of the New Jersey Turnpike Authority shall prepare and  
36 submit an annual report to the Governor, the President of the  
37 Senate, the Speaker of the General Assembly, and the members of  
38 the Senate Law and Public Safety Committee and the Assembly  
39 Transportation and Independent Authorities Committee, or their  
40 successor committees, describing the pilot program developed  
41 pursuant to P.L. , c. (C. ) (pending before the Legislature as  
42 this bill), including accident and violation information reported by  
43 the New Jersey Department of Transportation and the New Jersey  
44 Turnpike Authority. The first such report shall be submitted no  
45 later than one year after the installation of the first automated speed  
46 enforcement system authorized pursuant to P.L. , c. (C. )  
47 (pending before the Legislature as this bill). Thereafter, subsequent  
48 reports shall be submitted annually for the duration of the five-year

1 pilot program prescribed by P.L. , c. (C. ) (pending before  
2 the Legislature as this bill), with the final report providing a  
3 comprehensive review of the pilot program, including but not  
4 limited to, an evaluation of the program's effectiveness, a discussion  
5 of extending the program in the State, and any other information  
6 relevant to the report.

7 b. The report shall be accessible to the public and shall include:  
8 (1) the number of vehicle accidents and related serious injuries  
9 and deaths in all work zones in which the program was  
10 implemented;  
11 (2) speed data;  
12 (3) the number of notices of violation issued;  
13 (4) the amount of fines imposed and collected;.   
14 (5) amounts paid under contracts authorized by P.L. , c. (C. )  
15 (pending before the Legislature as this bill); and  
16 (6) the number of hours of Division of State Police presence that  
17 were provided as a result of the funds provided pursuant to section  
18 4 of P.L. , c. (C. ) (pending before the Legislature as this  
19 bill).

20  
21 9. If the five-year pilot program is not extended by the  
22 Legislature, any remaining fines remitted to the New Jersey  
23 Department of Transportation or the New Jersey Turnpike  
24 Authority shall remain with the New Jersey Department of  
25 Transportation or the New Jersey Turnpike Authority for the  
26 purposes of work zone safety and educating the motoring public on  
27 work zone safety, at the discretion of the department and the  
28 authority, as appropriate.

29  
30 10. This act shall take effect immediately and shall expire upon  
31 the submission of the final report required pursuant to section 8 of  
32 this act.

33

34

35

STATEMENT

36

37 This bill establishes a five-year pilot program for automated  
38 speed enforcement in active work zones in this State, to be  
39 implemented by the Department of Transportation (department) and  
40 the New Jersey Turnpike Authority (NJTA) on highways under  
41 their jurisdiction. Each work zone that has an automated speed  
42 enforcement system (speed cameras) in place is required to have at  
43 least two warning signs notifying the public that a speed camera is  
44 in use. The department and the NJTA are required to post a notice  
45 on their Internet websites identifying the location of speed cameras  
46 that are in use.

47 The bill provides that it is a violation for an individual to drive in  
48 excess of 11 miles per hour over the posted speed limit in an active

**A5082 CHIARAVALLOTI**

1 work zone with speed cameras. The penalty for a violation is \$100.  
2 Penalties under the provisions of the bill are not to be considered  
3 criminal convictions and are not to be made part of the operating  
4 record for motor vehicle points or automobile insurance eligibility  
5 points. The bill does not limit the ability of a law enforcement  
6 officer to issue a citation for speeding if the officer witnesses the  
7 violation; however, an individual who receives a speeding ticket  
8 from an officer is not to be liable for a violation of the provisions of  
9 the bill.

10 Fines collected under the bill are to be split with 75 percent  
11 allocated to the Division of State Police (State Police) and 25  
12 percent allocated to the department and the NJTA for the purposes  
13 of work zone safety. Of the amount allocated to the State Police, 55  
14 percent is to go to recruiting, training, and equipping members of  
15 the State Police Construction Unit and 45 percent is to go to pay for  
16 an increased State Police presence in work zones.

17 The speed cameras are required to be calibrated annually and any  
18 notice of violation is to include the date of the most recent  
19 inspection of the speed camera. Operators of the system are  
20 required to undergo training in setting up, testing, and operating  
21 speed cameras. Notices of violation are to be mailed out to the  
22 registered owner of the vehicle captured on the speed camera within  
23 30 days after the discovery of the identity of the registered owner.  
24 Notices are invalid unless provided to an owner within 90 days of  
25 the violation. Within 30 days of the mailing of the notice, an owner  
26 is granted the power to request a hearing to contest liability before a  
27 hearing officer from the New Jersey Motor Vehicle Commission.  
28 The decision of the hearing officer is subject to appeal to an  
29 administrative law judge.

30 Images recorded under the bill are only to capture violations of  
31 the bill and may not be used for any other purposes. Any  
32 information obtained under the bill, however, is subject to court  
33 orders issuing that the information be provided to law enforcement  
34 officers if the information is required solely in connection with a  
35 criminal law enforcement action and is reasonably described. Any  
36 image or information produced in connection with the speed  
37 cameras are to be purged within 60 days after the collection of any  
38 fine or final disposition of the case. If no notice of violation is  
39 issued within 30 days after the discovery of the identity of the  
40 registered owner, all images and information are to be purged  
41 within three days.

42 The Commissioner of Transportation and the Executive Director  
43 of the NJTA are required to prepare and submit an annual report to  
44 the Governor, President of the Senate, Speaker of the General  
45 Assembly, and members of the Senate Law and Public Safety  
46 Committee and the Assembly Transportation and Independent  
47 Authorities Committee, or their successor committees, describing  
48 the pilot program. The final report is to provide a comprehensive

**A5082 CHIARAVALLOTI**

12

1 review of the pilot program, including an evaluation of the  
2 program's effectiveness, a discussion of extending the program, and  
3 any other relevant information. If the pilot program is not  
4 extended, any remaining fines remitted to the department or the  
5 NJTA are to remain with those respective agencies for the purposes  
6 of work zone safety.