

[Second Reprint]

**ASSEMBLY, No. 3683**

**STATE OF NEW JERSEY**  
**218th LEGISLATURE**

INTRODUCED MARCH 13, 2018

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**SYNOPSIS**

Authorizes parking privileges for certain healthcare workers who render care at patients' home residences.

**CURRENT VERSION OF TEXT**

As reported by the Senate Transportation Committee on June 11, 2018, with amendments.

(Sponsorship Updated As Of: 7/2/2018)

1 AN ACT concerning parking and supplementing Title 39 of the  
2 Revised Statutes.

3

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

6

7 1. a. As used in this act:

8 “Health or personal care services” means nursing and other home  
9 health care services rendered at a patient’s place of residence.

10 “Home care service agency” means a home health care agency  
11 licensed pursuant to P.L.1971, c.136 <sup>1</sup>[(C.26:2H-1 et seq.)]  
12 (C.26:2H-1 et al.)<sup>1</sup>, a health care service firm  
13 registered pursuant to <sup>1</sup>[N.J.A.C.13:45B-14.1] <sup>2</sup>[N.J.A.C.14:45B-  
14 13.1<sup>1</sup>] N.J.A.C.13:45B-13.1<sup>2</sup> et seq., or a <sup>1</sup>[Medicare-certified  
15 hospice program] hospice care program licensed pursuant to section  
16 2 of P.L.1997, c.78 (C.26:2H-80)<sup>1</sup>.

17 “Home care service employee” means a nurse, nurse aide,  
18 homemaker-home health aide, <sup>1</sup>[or]<sup>1</sup> personal care assistant <sup>1</sup>,  
19 physical therapist, occupational therapist, speech-language  
20 pathologist, or social worker<sup>1</sup> licensed or certified pursuant to <sup>1</sup>Title  
21 26 or<sup>1</sup> Title 45 of the Revised Statutes or a hospice care worker  
22 employed by a hospice care program<sup>1</sup> licensed pursuant to section  
23 2 of P.L.1997, c.78 (C.26:2H-80) who provides at home health or  
24 personal care services.

25 b. The Chief Administrator of the New Jersey Motor Vehicle  
26 Commission shall issue upon application parking placards to home  
27 care service agencies indicating that a motor vehicle is being  
28 operated by a home care service employee. The placards shall be  
29 distributed by the home care service agencies to their home care  
30 service employees who render health or personal care services. A  
31 home care service agency applying for the placards shall submit to  
32 the commission a copy of the agency’s license or other credentials  
33 issued by the Department of Health or Division of Consumer  
34 Affairs in the Department of Law and Public Safety. The  
35 commission shall take action within 30 days of receiving the  
36 application.

37 c. The placard shall be displayed on a motor vehicle operated  
38 by a home care service employee when rendering health or personal  
39 care services and while traveling to render health or personal care  
40 services. The placard shall entitle the <sup>1</sup>home care service<sup>1</sup>  
41 employee:

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:

<sup>1</sup>Assembly ATR committee amendments adopted May 10, 2018.

<sup>2</sup>Senate STR committee amendments adopted June 11, 2018.

- 1 (1) to park the motor vehicle in on-street areas that are generally  
2 reserved for municipal residents, municipal parking lots, and  
3 college and university parking lots;
- 4 (2) to park overnight in on-street areas that are generally  
5 reserved for municipal residents, municipal parking lots, and  
6 college and university parking lots when overnight parking is  
7 prohibited;
- 8 (3) to travel on roads which are designated by a municipality as  
9 being reserved for municipal residents during certain times when  
10 traffic volume is high; and
- 11 (4) to park overtime at metered parking when rendering health  
12 or personal care services.
- 13 d. A home care service agency shall be entitled to receive a  
14 parking placard for each home care service employee employed by  
15 the agency. The parking placards shall be valid for one year from  
16 the date of issuance and may be renewed indefinitely provided that  
17 the home care service agency continues to provide health or  
18 personal care services. The commission may impose on each home  
19 care service agency a one-time registration fee of <sup>1</sup>not more than<sup>1</sup>  
20 \$50 <sup>1</sup>or less<sup>1</sup> for each parking placard issued. A home care  
21 service agency shall not be required to pay a fee when renewing the  
22 placards.
- 23 e. A parking placard shall display a unique identifying number  
24 that shall be recorded by the commission and maintained in a  
25 central registry. A home care service employee who receives a  
26 placard shall submit to the home care service agency a copy of the  
27 employee's driver's license. The home care service agency shall  
28 use the identifying numbers and employee driver's license numbers  
29 to maintain a record of placards assigned to the agency's home care  
30 service employees which shall be made available to the commission  
31 for inspection upon request.
- 32 f. A home care service employee shall return the placard to the  
33 home care service agency upon termination of employment as a  
34 home care service employee. A home care service agency shall  
35 report to the commission if an employee fails to return the placard  
36 upon termination of employment. A home care service employee  
37 who fails to return the placard within 30 days of termination of  
38 employment shall be <sup>2</sup>fin<sup>2</sup>ed \$100 subject to a fine of \$100 to be  
39 imposed<sup>2</sup> by the commission.
- 40 g. A person who uses a placard to receive parking privileges  
41 established pursuant to this section other than when rendering  
42 health or personal care services at a patient's place of residence  
43 shall be subject to a <sup>2</sup>\$100<sup>2</sup> fine <sup>2</sup>of \$250 for the first offense and  
44 a fine of \$250 and up to 90 days of community service, on such  
45 terms and in such a form as the court shall deem appropriate, for  
46 each subsequent offense<sup>2</sup>.

- 1       h. The chief administrator shall notify the Attorney General,  
2 who shall, in turn, notify the appropriate law enforcement agencies  
3 of the placard established pursuant to this section.
- 4       i. The chief administrator may establish regulations necessary  
5 to effectuate the purposes of <sup>2</sup>**【this act】** P.L. \_\_\_\_\_, c. \_\_\_\_\_ (C. \_\_\_\_\_)  
6 (pending before the Legislature as this bill)<sup>2</sup>.
- 7
- 8       2. This act shall take effect on the first day of the <sup>2</sup>**【eighth】**  
9 19th<sup>2</sup> month after enactment, except the chief administrator may  
10 take anticipatory administrative action in advance thereof as shall  
11 be necessary for the implementation of this act.