

**ASSEMBLY, No. 1071**

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**STATE OF NEW JERSEY**

**219th LEGISLATURE**

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PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

**Sponsored by:**

**Assemblywoman SHANIQUE SPEIGHT**

**District 29 (Essex)**

**Assemblyman ANTHONY S. VERRELLI**

**District 15 (Hunterdon and Mercer)**

**Assemblywoman VERLINA REYNOLDS-JACKSON**

**District 15 (Hunterdon and Mercer)**

**SYNOPSIS**

Provides for restricted use driver's license as alternatives for license suspension in municipal court.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel.



1    **AN ACT** concerning municipal courts supplementing Title 2B of the  
2       New Jersey Statutes.

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

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7       1. Notwithstanding any other provision of law to the contrary,  
8    a person whose driver's license is suspended or revoked may apply  
9    to the municipal court for a restricted use driver's license. A person  
10   whose driver's license was suspended as a result of a conviction  
11   pursuant to R.S.39:4-50 shall not be eligible to receive a restricted  
12   use driver's license. In making a determination, the court shall  
13   consider the extent of financial hardship the person would suffer  
14   without a license and the probability that the person would repeat  
15   the offense. If the court determines that a restricted use driver's  
16   license is appropriate, the court shall issue an order authorizing a  
17   restricted use driver's license. The court shall forward the order to  
18   the Chief Administrator of the New Jersey Motor Vehicle  
19   Commission who shall issue a restricted use driver's license  
20   pursuant to the provisions of section 2 of P.L.     , c.     (C.     )  
21   (pending before the Legislature as this bill).

22       For the purposes of this section, a "restricted use driver's  
23   license" means a license to operate a motor vehicle exclusively for  
24   employment-related or education-related purposes in compliance  
25   with the terms of this act. The license shall be of a color that makes  
26   it readily distinguishable from other driver's licenses issued by the  
27   State.

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29       2. Upon receipt of a court order issued pursuant to section 1 of  
30   P.L.     , c.     (C.     ) (pending before the Legislature as this bill),  
31   the Chief Administrator shall issue a restricted use driver's license  
32   in a form prescribed by him. A restricted use driver's license shall  
33   authorize the licensee to operate a motor vehicle during certain  
34   hours and between certain points solely for the purpose of either  
35   traveling to and from his place of employment or education. The  
36   Chief Administrator shall issue a restricted use driver's placard to  
37   each approved licensee. The restricted use driver's placard shall be  
38   prominently displayed in the rear window of any vehicle being  
39   driven by a restricted use licensee. The placard shall be the same  
40   color as the restricted use driver's license.

41       The Chief Administrator shall impose a fee of not more than  
42   \$100 for the restricted use driver's license and placard.

43       A restricted use driver's license and placard issued pursuant to  
44   this section shall expire when the person's driver's license is  
45   restored following the period of suspension.

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47       3. This act shall take effect on the 60<sup>th</sup> day after enactment.

STATEMENT

This bill would allow the municipal court to provide restricted use driver's license to drivers whose license has been suspended.

A person whose driver's license is suspended or revoked may apply to the municipal court for a restricted use driver's license, under the bill. The court would consider the extent of financial hardship the person would suffer without a license and the probability that the person would repeat the offense when making the determination to provide for a restricted use driver's license. If the court determines that a restricted use driver's license is appropriate, the court orders that a restricted use driver's license be issued. The court would then forwards the order to the Chief Administrator of the New Jersey Motor Vehicle Commission who would then issue the license.

A restricted use driver's license would authorize the licensee to operate a motor vehicle during certain hours and between certain points solely for the purpose of either traveling to and from his place of employment or education. In addition, a restricted use driver's placard would be issued to each approved licensee. This placard is required to be prominently displayed in the rear window of any vehicle being driven by a restricted use licensee.

The fee imposed would be not more than \$100 for the restricted use driver's license and placard. A restricted use driver's license issued under the bill would expire when the person's driver's license is restored following the period of suspension.

The bill defines a "restricted use driver's license" as a license to operate a motor vehicle exclusively for employment-related or education-related purposes in compliance with the terms of this act. The license shall be of a color that makes it readily distinguishable from other driver's licenses issued by the State.

This bill is based on Recommendation No. 10 of The Report of the Supreme Court Committee on Municipal Court Operations, Fines, and Fees, issued August 2018.