

ASSEMBLY, No. 2811

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED FEBRUARY 20, 2020

Sponsored by:
Assemblyman GARY S. SCHAER
District 36 (Bergen and Passaic)

SYNOPSIS

Permits service of parking tickets by mail.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning parking tickets and amending P.L.1985, c.14.

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

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6 1. Section 3 of P.L.1985, c.14 (C.39:4-139.4) is amended to
7 read as follows:

8 3. a. The complaint and summons shall be a uniform traffic
9 ticket in the form prescribed by the Administrative Director of the
10 Courts and shall contain information advising the person to whom it
11 is issued of the manner in which and the time within which an
12 answer to the offense alleged is required. The parking ticket shall
13 also advise that penalties may result from a failure to answer, that
14 the failure to answer or appear shall be considered an admission of
15 liability, and that a default judgment may be entered against the
16 owner of the vehicle.

17 b. A parking ticket shall be served personally upon the operator
18 of a vehicle who is present at the time of service, and **【his】** the
19 operator's name shall be recorded on the parking ticket, together
20 with the plate number and type as shown by the registration plates
21 of the vehicle and the make or model of the vehicle. If the operator
22 is not present, the parking ticket shall be served upon the owner of
23 the vehicle by affixing the parking ticket to the vehicle in a
24 conspicuous place **【,】** or by **【any other method appropriate under**
25 **R.4:4-4 of the Rules Governing the Courts of the State of New**
26 **Jersey】** regular and certified mail to the registered owner of the
27 vehicle, which shall have the same effect as if the parking ticket
28 was personally served on the owner or operator of the vehicle.

29 c. A parking ticket shall also contain sufficient information to
30 inform the person of the nature, date, time and location of the
31 offense alleged. **【Service of a parking ticket by affixation as**
32 **provided in subsection b. of this section shall have the same effect**
33 **as if the parking ticket was personally served on the owner or**
34 **operator of the vehicle.】**

35 d. The original parking ticket shall be signed by the
36 complainant, who shall certify to the truth of the facts set forth
37 therein. The original parking ticket or a true copy of the parking
38 ticket shall be considered a record kept in the ordinary business of
39 the enforcement agency and shall be prima facie evidence of the
40 facts contained therein.

41 e. An operator of a vehicle who is not the owner, but who uses
42 or operates the vehicle with the permission of the owner, express or
43 implied, shall be considered the agent of the owner to receive
44 parking tickets served personally, by affixation, or by regular and
45 certified mail, in accordance with subsection b. of this section.

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.

