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ASSEMBLY, No. 3533

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED FEBRUARY 25, 2020

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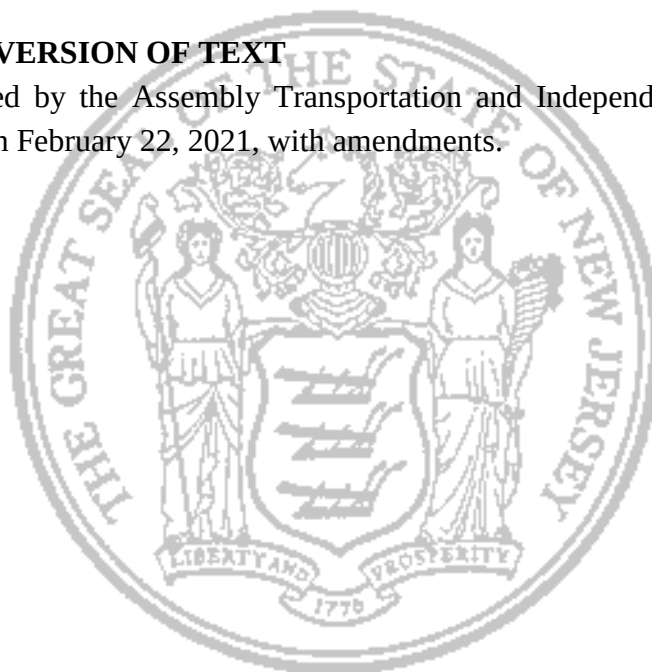
Assemblyman Moen

SYNOPSIS

Authorizes operators of motor vehicles to display electronic proof of registration.

CURRENT VERSION OF TEXT

As reported by the Assembly Transportation and Independent Authorities Committee on February 22, 2021, with amendments.



(Sponsorship Updated As Of: 2/23/2021)

1 AN ACT concerning certain proof of motor vehicle registration and
2 amending R.S.39:3-29 and P.L.1972, c.200.

3

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

6

7 1. R.S.39:3-29 is amended to read as follows:

8 39:3-29. The driver's license, the registration certificate of a
9 motor vehicle^{1,1} and an insurance identification card shall be in the
10 possession of the driver or operator at all times when **the driver**
11 or operator is in charge of a motor vehicle on the highways of this
12 State.

13 The driver or operator shall exhibit **the driver or operator's**
14 driver's license and an insurance identification card, and the holder of
15 a registration certificate or the operator or driver of a motor vehicle for
16 which a registration certificate has been issued, whether or not the
17 holder, driver or operator is a resident of this State, shall also exhibit
18 the registration certificate, when requested so to do by a police officer
19 or judge, while in the performance of the duties of **their** office,
20 and shall write **the driver or operator's** name in the presence of
21 the officer, so that the officer may thereby determine the identity of the
22 licensee and at the same time determine the correctness of the
23 registration certificate, as it relates to the registration number and
24 number plates of the motor vehicle for which it was issued; and the
25 correctness of the evidence of a policy of insurance, as it relates to the
26 coverage of the motor vehicle for which it was issued.

27 The registration certificate or insurance identification card may be
28 displayed or provided in either paper or electronic form. For the
29 purposes of this section, "electronic form" means the display of images
30 on an electronic device, such as a cellular telephone, tablet, or
31 computer.

32 The use of a cellular telephone, tablet, computer, or any other
33 electronic device to display proof of registration or insurance does not
34 constitute consent for a police officer or judge to access any other
35 contents on the device. Any police officer or judge presented with an
36 electronic device pursuant to this section shall be immune from any
37 liability resulting from damage to the device.

38 Any person violating this section shall be subject to a fine of \$150,
39 except that if the person is a driver or operator of an omnibus, as
40 defined pursuant to R.S.39:1-1, the amount of the fine shall be \$250.
41 Of the amount of any such fine collected pursuant to this paragraph,
42 \$25 shall be deposited in the Uninsured Motorist Prevention Fund
43 established by section 2 of P.L.1983, c.141 (C.39:6B-3).

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 ATR committee amendments adopted February 22, 2021.

1 If a person charged with a violation of this section can exhibit
2 ~~his~~ the person's driver's license, insurance identification card¹,¹ and
3 registration certificate, which were valid on the day ~~he~~ the person
4 was charged, to the judge of the municipal court before whom ~~he~~
5 the person is summoned to answer to the charge, such judge may
6 dismiss the charge. However, the judge may impose court costs.

7 In addition to and independent of any fine or other penalty
8 provided for under law, the court shall impose a fine of \$150 on any
9 driver or operator of an omnibus, convicted of a violation of this
10 section, who does not have a certificate of public convenience and
11 necessity as required pursuant to R.S.48:4-3. The State Treasurer shall
12 annually deposit the monies collected from the fines imposed pursuant
13 to this paragraph to the "Omnibus Safety Enforcement Fund"
14 established pursuant to section 4 of P.L.2007, c.40 (C.39:3-79.23).
15 The fine described herein shall not be deemed a fine, penalty, or
16 forfeiture pursuant to R.S.39:5-41.

17 (cf: P.L.2015, c.54, s.1)

18
19 2. Section 2 of P.L.1972, c.200 (C.39:3-29.1) is amended to read
20 as follows:

21 2. a. The Chief Administrator of the New Jersey Motor Vehicle
22 Commission ~~shall~~ may¹ promulgate rules and regulations
23 concerning the issuance, design, and content of the registration
24 certificates required by this act.

25 The ¹~~rules and regulations shall:~~

26 (1) contain provisions designed commission may take any actions
27 necessary¹ to deter and detect counterfeit or fraudulent registration
28 certificates ¹~~;~~¹ and

29 ¹~~(2)~~ to¹ provide for an electronic form for the display of
30 registration certificates as provided in R.S.39:3-29.

31 b. The Commissioner of Banking and Insurance shall, after
32 consultation with the New Jersey Motor Vehicle Commission,
33 promulgate rules and regulations concerning the issuance, design, and
34 content of the insurance identification cards required by this act.

35 The rules and regulations shall:

36 (1) contain provisions designed to deter and detect counterfeit or
37 fraudulent insurance identification cards; and

38 (2) provide for an electronic form for the display of insurance
39 identification cards as provided in R.S.39:3-29.

40 (cf: P.L.2015, c.54, s.2)

41
42 3. This act shall take effect ¹~~immediately~~ on the first day of the
43 18th month following enactment, but the chief administrator may take
44 any anticipatory acts in advance of that date as may be necessary for
45 the timely implementation of this act¹.