

SENATE, No. 3294

STATE OF NEW JERSEY
219th LEGISLATURE

INTRODUCED DECEMBER 16, 2020

Sponsored by:

Senator STEVEN V. OROHO

District 24 (Morris, Sussex and Warren)

Senator VIN GOPAL

District 11 (Monmouth)

Co-Sponsored by:

Senators Corrado, A.M.Bucco, T.Kean and Diegnan

SYNOPSIS

Establishes that “100 percent Disabled Veterans” are not required to submit to MVC certain documentation to renew parking privileges.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 1/21/2021)

1 AN ACT concerning parking for persons with a disability and
2 amending P.L.1949, c.280.

3

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

6

7 1. Section 2 of P.L.1949, c. 280 (C.39:4-205) is amended to read
8 as follows:

9 2. The Chief Administrator of the New Jersey Motor Vehicle
10 Commission shall issue, at the expense of the State of New Jersey,
11 person with a disability identification cards upon the application of
12 qualifying persons with disabilities and after an investigation of the
13 qualifying status of each applicant. The card shall, amongst other
14 things, identify the persons with disabilities and the registration
15 number of the vehicle for which any wheelchair symbol license
16 plates have been issued under the provisions of section 3 of
17 P.L.1949, c.280 (C.39:4-206) and shall state that he is a person with
18 a disability validly qualified to receive a card, that the card is for
19 the exclusive use of the person to whom it has been duly issued, is
20 nontransferable and will be forfeited if presented by any other
21 person, and that any abuse of any privilege, benefit, precedence, or
22 consideration granted to any person to whom the card may be
23 issued will be sufficient cause for revocation of the card,
24 corresponding windshield placard and wheelchair symbol license
25 plates, and the same may be forfeited or revoked accordingly, and
26 in the absence of forfeiture or revocation the card shall be valid
27 until the last day of the 36th calendar month following the calendar
28 month in which that card was issued.

29 Every application for the issuance or renewal of a person with a
30 disability identification card shall contain a statement signed by a
31 physician, podiatrist, chiropractic physician, physician assistant, or
32 nurse practitioner licensed to practice in this State or a bordering
33 state or a physician stationed at a military or naval installation
34 located in this State who is licensed to practice in any state,
35 certifying that the applicant's stated disability qualifies the applicant
36 to meet the definition of "person with a disability" pursuant to
37 section 1 of P.L.1949, c.280 (C.39:4-204).

38 A person who qualifies as a veteran with a permanent disability
39 pursuant to subsection b. of section 1 of P.L.1949, c.280 (C.39:4-
40 204) may submit, in lieu of a statement signed by a certified
41 medical professional, an initial application that contains a statement
42 signed by a representative of the United States Department of
43 Veterans Affairs certifying that the person is permanently 100
44 percent disabled. A person who qualifies as a veteran with a
45 permanent disability shall not be required to resubmit the statement

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.

1 issued by a representative of the United States Department of
2 Veteran Affairs with a renewal application.

3 In order to be approved, the application for a person with a
4 disability identification card shall be submitted to the commission
5 not more than 60 days following the date upon which a physician,
6 podiatrist, chiropractic physician, physician assistant, nurse
7 practitioner, or representative of the United States Department of
8 Veterans Affairs certifies that the applicant meets the definition of
9 "person with a disability" pursuant to section 1 of P.L.1949, c.280
10 (C.39:4-204). The application shall also include any additional
11 information pertinent to the certification which the chief
12 administrator, in the chief administrator's discretion, may require,
13 including, but not limited to, the National Provider Identifier or
14 state-issued licensing number of the physician, podiatrist,
15 chiropractic physician, physician assistant, or nurse practitioner
16 who certifies the applicant's eligibility for a person with a disability
17 identification card.

18 (cf: 2017, c.166, s.2)

19
20 2. This act shall take effect on the first day of the third month
21 next following enactment, except the Chief Administrator of the
22 Motor Vehicle Commission may take any anticipatory
23 administrative action in advance as shall be necessary for the
24 implementation of this act.

25 26 27 STATEMENT

28
29 This bill clarifies that a military veteran who is 100 percent
30 disabled is required to submit to the Motor Vehicle Commission
31 (MVC) a statement from the Department of Veterans Affairs
32 certifying that he or she is 100 percent disabled on the initial
33 application for disability parking privileges, but not on subsequent
34 renewal applications.

35 Under federal law, a veteran rendered permanently disabled by a
36 service-connected injury may receive from the United States
37 Department of Veterans Affairs a 100 percent disability rating,
38 which entitles the veteran to certain unemployment, health care, and
39 educational benefits. New Jersey allows these military veterans to
40 receive a disability identification card, placard, and license plates
41 by submitting to the MVC a statement from the Department of
42 Veterans Affairs certifying that they are 100 percent disabled. A
43 military veteran who qualifies as being 100 percent disabled is not
44 required to submit an application signed by a medical professional.

45 Under this bill, military veterans with a 100 percent disability
46 rating would be required to submit the Department of Veterans
47 Affairs statement on the initial application for parking privileges,
48 but not on subsequent renewal applications.