

P.L. 2004, CHAPTER 95, *approved July 9, 2004*

Assembly, No. 1630 (*Second Reprint*)

1 **AN ACT** concerning municipal prosecutors and supplementing Title 2B
2 of the 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. Whenever a person is charged with a violation of R.S.39:4-50
8 ¹or section 2 of P.L.1981, c.512 (C.39:4-50.4a)¹, a municipal
9 prosecutor shall contact the ¹[Division of Motor Vehicles] New
10 Jersey Motor Vehicle Commission¹ by ¹[telephone,]¹ electronic or
11 other means, for the purpose of obtaining an abstract of the person's
12 driving record. ²[The prosecutor shall, in every such case, determine
13 on the basis of the record, if the person shall be charged with enhanced
14 penalties as a repeat offender] In every such case, the prosecutor
15 shall:

16 a. Determine, on the basis of the record, if the person shall be
17 charged with enhanced penalties as a repeat offender; and

18 b. Transmit the abstract to the appropriate municipal court judge
19 prior to the imposition of sentence².

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21 2. This act shall take effect on the first day of the third month after
22 enactment.

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27 Requires municipal prosecutors to review motor vehicle abstracts of
28 DWI offenders prior to sentencing.

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Assembly ALP committee amendments adopted January 22, 2004.

² Senate floor amendments adopted March 22, 2004.