

# ASSEMBLY, No. 4707

## STATE OF NEW JERSEY 212th LEGISLATURE

INTRODUCED JUNE 26, 2006

**Sponsored by:**

**Assemblyman LOUIS D. GREENWALD**

**District 6 (Camden)**

**SYNOPSIS**

Establishes one-time supplemental registration fee on new luxury and fuel inefficient passenger automobiles.

**CURRENT VERSION OF TEXT**

As introduced.



1 AN ACT concerning the registration of certain motor vehicles and  
2 supplementing chapter 3 of Title 39 of the Revised Statutes.

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

6  
7 1. As used in this act:

8 “Environmental Protection Administration average fuel  
9 efficiency rating” means the fuel efficiency rating for a particular  
10 motor vehicle calculated by adding together the Environmental  
11 Protection Administration’s city and highway miles per gallon  
12 rating for that motor vehicle and dividing the resulting sum by two.

13 “Lease price” means the capitalized cost as stated in the  
14 agreement between a lessor and a lessee.

15 “Sales price” means the gross selling price appearing on a  
16 contract of sale.

17  
18 2. a. In addition to the motor vehicle registration fees imposed  
19 pursuant to the provisions of chapter 3 of Title 39 of the Revised  
20 Statutes, the chief administrator shall impose and collect an  
21 additional fee upon the initial registration of any new passenger  
22 automobile having:

23 (1) A sales price or lease price of \$45,000 or more, prior to any  
24 credit or offset of that sales price or lease price resulting from any  
25 rebate or trade-in which lowers the price of the passenger  
26 automobile to less than \$45,000, or

27 (2) An Environmental Protection Administration average fuel  
28 efficiency rating of less than 19 miles per gallon.

29 b. The additional fee authorized under subsection a. of this  
30 section shall be determined by multiplying the sales price or lease  
31 price for the new passenger automobile, prior to any credit or offset  
32 for any rebate or trade-in, by 1 percent. The fee imposed under this  
33 section shall be separately stated on any bill, receipt, invoice or  
34 similar document provided to the purchaser and shall not be subject  
35 to the retail sales taxes imposed under the provisions of the “Sales  
36 and Use Tax Act,” P.L.1966, c.30 (C.54:32B-1 et seq.).

37 c. In the case of a passenger automobile purchased or leased in  
38 New Jersey, the fee shall be collected by the person required to  
39 collect the retail sales tax imposed on that motor vehicle pursuant to  
40 subsection a. of section 3 of P.L.1966 (C.54:32B-3). That person  
41 shall be personally liable for collecting, reporting and remitting the  
42 fee in a manner prescribed by the chief administrator.

43 In the case of a passenger automobile purchased or leased in a  
44 jurisdiction other than New Jersey, the fee shall be collected by the  
45 chief administrator when the owner or lessee first registers the  
46 vehicle in New Jersey.

1 d. The fee authorized under this section shall not be imposed on  
2 the sale or lease of any new passenger automobile having a sale  
3 price or lease price, as the case may be, over \$45,000 that:

4 (1) Has an Environmental Protection Administration average  
5 fuel efficiency rating of 40 or more miles per gallon; or

6 (2) Is certified as a zero emission vehicle by the Commissioner  
7 of Environmental Protection pursuant to the provisions of P.L.2003,  
8 c.266 (C.26:2C-8.15 et al.).

9 e. The chief administrator, in accordance with the provisions of  
10 the "Administrative Procedure Act," P.L.1968, 410 (C.52:14B-1 et  
11 seq.), shall promulgate rules and regulations to effectuate the  
12 purposes of this act.

13  
14 3. This act shall take effect immediately and shall apply to new  
15 passenger automobiles first registered with the New Jersey Motor  
16 Vehicle Commission on or after July 15, 2006.

#### 17 18 19 STATEMENT

20  
21 This bill would establish a one-time supplemental registration  
22 fee on new luxury and fuel inefficient passenger automobiles first  
23 registered on and after July 15, 2006.

24 Under the provisions of this bill, newly purchased passenger  
25 automobiles that have (1) a sale or lease price of \$45,000 or more,  
26 or (2) an Environmental Protection Administration (EPA) average  
27 fuel efficiency rating of less than 19 miles per gallon (calculated by  
28 dividing the sum of the EPA's city and highway miles per gallon  
29 ratings for the particular vehicle by two) would be subject to this  
30 one-time registration fee. The amount of the fee is to be determined  
31 by multiplying the sales or lease price of the new passenger  
32 automobile by 1 percent. In the case of new passenger automobiles  
33 purchased in New Jersey, the supplemental registration fee is to be  
34 collected by the dealer or lessor and reported and remitted in a  
35 manner prescribed by the chief administrator. In the case of new  
36 luxury passenger automobiles purchased outside New Jersey, the  
37 chief administrator would collect the fee at the time the new  
38 automobile is first registered with the New Jersey Motor Vehicle  
39 Commission.

40 "Passenger automobile" is defined in the motor vehicle statutes  
41 as all automobiles used and designed for the transportation of  
42 passengers, other than omnibuses and school buses.