

LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

SENATE, No. 736

STATE OF NEW JERSEY 214th LEGISLATURE

DATED: JUNE 1, 2010

SUMMARY

- Synopsis:** Establishes new motorcycle safety provisions.
- Type of Impact:** No fiscal impact.
- Agencies Affected:** Motor Vehicle Commission, Department of Transportation

Office of Legislative Services Estimate

Fiscal Impact	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>
State Cost	No Impact – See comments below		
State Revenue	No Impact – See comments below		

- The Office of Legislative Services (OLS) has determined that this legislation will have no fiscal impact on the State.
- The bill creates a new category of low-speed motorcycles that is exempt from inspection requirements.
- The bill reallocates the Motorcycle Safety Education Fund from the Office of Highway Traffic Safety in the Department of Transportation to the Motor Vehicle Commission (MVC).

BILL DESCRIPTION

Senate Bill No. 736 (1R) of 2010 would enact several new motorcycle safety provisions.

The bill creates a restriction on the size of a motorcycle that a person may be licensed to operate to better prevent new motorcycle drivers from operating motorcycles with engine sizes too powerful for that driver's skill level.

The bill also creates a new category of low-speed motorcycles to address the increased use of small motorcycles, exempts low-speed motorcycles from inspection requirements, and prohibits low speed motorcycles from being operated upon limited-access interstate highways or public roads or highways with posted speed limits in excess of 35 miles per hour in this State.

The bill expands the authority of the chief administrator of the MVC to waive requirements for a motorcycle license or endorsement for holders of an examination permit who have completed a motorcycle safety education course by allowing a waiver of the written portion of the examination as well as the road test. The bill makes it optional, rather than mandatory as under current law, for the chief administrator to collect a waiver fee from any provider of a motorcycle safety education course for each student holding an examination permit who, having successfully completed the course, has qualified for waiver of the road test portion of the motorcycle license examination. The bill also authorizes the chief administrator to approve private entities, not included among those already designated by law, to offer a motorcycle safety education course, and contract with a public or private entity to implement and administer the course.

The bill also clarifies the times, roadways, and conditions on which holders of a motorcycle examination permits may practice, and prohibits a holder of a motorcycle examination permit from operating a motorcycle in the dark, carrying passengers, and operating a motorcycle on the State's toll roads or on limited access highways.

The bill requires all applicants for a motorcycle examination permit under the age of 18 years to successfully complete a motorcycle safety education course as a condition for obtaining a motorcycle license or endorsement, effective 90 days after enactment.

The bill reallocates the Motorcycle Safety Education Fund from the Office of Highway Traffic Safety in the Department of Transportation to the MVC, and repeals a 1991 law (N.J.S.A.27:5F-38) that establishes a motorcycle safety education advisory committee to assist the Division of Highway Safety in developing the motorcycle safety education program.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS has determined that this legislation will have no fiscal impact on the State.

The OLS notes that according to information informally provided by the Executive, this bill will have no impact on revenue or expenditures of the MVC.

Section: Authorities, Utilities, Transportation and Communications

*Analyst: Joseph A. Hroncich
Associate Fiscal Analyst*

*Approved: David J. Rosen
Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).