

[First Reprint]

ASSEMBLY, No. 4442

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED JULY 23, 2020

Sponsored by:

Assemblywoman JOANN DOWNEY

District 11 (Monmouth)

Assemblyman DANIEL R. BENSON

District 14 (Mercer and Middlesex)

Assemblyman ERIC HOUGHTALING

District 11 (Monmouth)

Senator VIN GOPAL

District 11 (Monmouth)

Senator ANTHONY M. BUCCO

District 25 (Morris and Somerset)

Co-Sponsored by:

Assemblywoman Pinkin, Senators Pou, Diegnan and O'Scanlon

SYNOPSIS

Authorizes individuals who have passed road test to use driving permit to operate motor vehicle for 60 days during COVID-19 public health emergency.

CURRENT VERSION OF TEXT

As reported by the Assembly Transportation and Independent Authorities Committee on August 24, 2020, with amendments.

(Sponsorship Updated As Of: 10/29/2020)

1 AN ACT concerning driving privileges for certain persons during the
2 COVID-19 public health emergency.

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

6
7 1. a. During the public health emergency declared on March 9,
8 2020 by the Governor, pursuant to Executive Order No. 103 and
9 extended, where applicable, by subsequent executive orders, ¹and
10 until the New Jersey Motor Vehicle Commission resolves any
11 backlog in driver licensure caused by the public health
12 emergency,¹ an applicant for a driver's license who has passed the
13 road test may use the person's examination permit or special
14 learner's permit ¹, for a period of 60 days from the date on which
15 the applicant passed the road test or from the effective date of
16 P.L. , c. (pending before the Legislature as this bill), whichever
17 date is later,¹ to operate a motor vehicle in the same manner and to
18 the same extent as the holder of a probationary driver's license of
19 the same age as the person. Any such person may acquire
20 automobile insurance or be added to an automobile insurance policy
21 in the same manner as the holder of a probationary driver's license.
22 b. On ¹or before¹ the 60th day following ¹resolution of the
23 backlog of driver licensure caused by the public health emergency,
24 as determined by the chief administrator, any¹ passage of the road
25 test by a person or the 60th day following the effective date of
26 P.L. , c. (pending before the Legislature as this bill), whichever
27 date is later, the person shall be required to visit a commission
28 agency and complete any additional requirements to receive a
29 driver's license. If a person does not visit a commission agency and
30 complete the additional requirements necessary for the receipt of a
31 driver's license by the 60th day following passage of the road test
32 or the effective date of P.L. , c. (pending before the Legislature
33 as this bill), as applicable, that person's¹ driving privileges granted
34 under this act shall expire ¹and any person granted driving
35 privileges under this act shall be required to meet all requirements
36 of driver licensure, as determined by the chief administrator, to
37 lawfully operate a motor vehicle on the roads of this State¹ ,
38 provided that the person may visit a commission agency at a later
39 date to receive a driver's license, subject to any requirements
40 imposed by the chief administrator¹. The chief administrator shall
41 provide adequate notice to any person whose driving privileges are
42 set to expire pursuant to this subsection ¹, which may be provided
43 to the person at the time and location of the road test¹.

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 August 24, 2020.

1 c. Notwithstanding the provisions of the "Administrative
2 Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), to the
3 contrary, the Chief Administrator of the New Jersey Motor Vehicle
4 Commission may adopt immediately upon filing with the Office of
5 Administrative Law such rules and regulations as the chief
6 administrator determines to be necessary to effectuate the purposes
7 of P.L. , c. (pending before the Legislature as this bill), which
8 rules and regulations shall be effective for a period not to exceed
9 360 days following the effective date of P.L. , c. (pending
10 before the Legislature as this bill) and may thereafter be amended,
11 adopted, or readopted by the chief administrator in accordance with
12 the requirements of the "Administrative Procedure Act," P.L.1968,
13 c.410 (C.52:14B-1 et seq.).
14

15 2. This act shall take effect immediately ¹and shall expire at the
16 end of the public health emergency caused by the Coronavirus
17 disease 2019 (COVID-19), either: upon the expiration of Executive
18 Order No. 103 of 2020 and any subsequent executive orders
19 extending the public health emergency; or, in the absence of a
20 rescission by the Governor, upon the termination in any other
21 manner of the declared public health emergency¹.