

SENATE, No. 663

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 5, 1996

By Senator BASSANO

1 ANACT concerning certain at-fault accidents and amending P.L.1990,  
2 c.8.

3

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

6

7 1. Section 26 of P.L.1990, c.8 (C.17:33B-14) is amended to read  
8 as follows:

9 26. The commissioner shall, within 90 days of the effective date of  
10 this act, promulgate a schedule of automobile insurance eligibility  
11 points by rule or regulation adopted pursuant to the "Administrative  
12 Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.). The schedule  
13 shall assess a point valuation to driving experience related violations  
14 and shall include assessments for violations of lawful speed limits  
15 within such increments as determined by the commissioner, other  
16 moving violations, and at-fault accidents. For the purposes of this  
17 section, an "at-fault accident" means an at-fault accident which results  
18 in payment by the insurer of at least a \$500 claim except that an  
19 at-fault accident shall not mean an accident in which a municipal public  
20 works employee is at-fault while operating municipally-owned  
21 equipment for snow or ice removal.

22 (cf: P.L.1990, c.8, s.26)

23

24 2. This act shall take effect immediately.

25

26

27

STATEMENT

28

29 This bill would make an exception to the definition of "at-fault  
30 accident" for accidents in which a municipal public works employee is  
31 at-fault while operating municipally-owned equipment for the removal  
32 of snow or ice. Under current law, such accidents are charged against  
33 the personal driving record of the employee, if he is at-fault, and could  
34 lead to the assessment of automobile insurance eligibility points

**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 against the employee.

2 This bill would preclude an insurer from assessing automobile  
3 insurance eligibility points against and surcharging a municipal public  
4 works employee who is involved in an at-fault accident while  
5 operating equipment, in the course of his employment, for the removal  
6 of snow or ice.

7

8

9

10

11 Provides exception to definition of "at-fault accident" for accidents  
12 involving municipal snow and ice removal equipment.