

# SENATE, No. 899

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## STATE OF NEW JERSEY

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INTRODUCED MARCH 7, 1996

By Senators CARDINALE and KOSCO

1   AN ACT concerning speeding by physicians in emergencies and  
2   amending R.S.39:4-102.  
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4   **BE IT ENACTED** by the Senate and General Assembly of the State  
5   of New Jersey:

6           1. R.S.39:4-102 is amended to read as follows:

7       39:4-102. If a physician's motor vehicle is stopped for exceeding the  
8       speed limit while in the act of responding to an emergency call, the  
9       registration number of the vehicle and the driver's license number may  
10      be inspected and noted and the physician shall then be allowed to  
11      proceed in the vehicle to his destination. Such proceedings may be  
12      taken subsequently as would have been proper had the person not been  
13      a physician.

14      Notwithstanding the provisions of this section to the contrary, a  
15      physician who shall provide proof during such proceedings that the  
16      physician was responding to an emergency call shall not be subject to  
17      any fine, penalty, forfeiture, suspension, assessment of motor vehicle  
18      points pursuant to P.L.1982, c.43 (C.39:5-30.5 et seq.), or automobile  
19      insurance eligibility points pursuant to section 26 of P.L.1990, c.8  
20      (C.17:33B-14) for exceeding the speed limit.

21      (cf: R.S.39:4-102)

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23           2. This act shall take effect immediately.

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### STATEMENT

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29      This bill exempts a physician whose motor vehicle is stopped for  
30      exceeding the speed limit while in the act of responding to an  
31      emergency call from incurring a penalty for exceeding the speed limit  
32      if proof is provided of the emergency. Under current law, a law  
33      enforcement officer may inspect and note the registration number of  
34      the vehicle and the driver's license number and subsequently undertake

**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.

1 proceedings as would have been proper had the person not been a  
2 physician. Under this bill, a physician may provide proof during a  
3 court proceeding for a speeding violation that the physician was  
4 responding to an emergency call and thereby avoid the imposition of  
5 any fine, penalty, forfeiture, suspension, assessment of motor vehicle  
6 points pursuant to P.L.1982, c.43 (C.39:5-30.5 et seq.), or automobile  
7 insurance eligibility points pursuant to section 26 of P.L.1990, c.8  
8 (C.17:33B-14) for exceeding the speed limit.

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13 Exempts physicians who exceed the speed limit while responding to  
14 emergency calls from penalties.