

SENATE, No. 2076

STATE OF NEW JERSEY

INTRODUCED MAY 15, 1997

By Senators ADLER and SINAGRA

1 AN ACT concerning parking offense notices and amending P.L.1985,
2 c.14.

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

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7 1. Section 5 of P.L.1985, c.14 (C.39:4-139.6) is amended to read
8 as follows:

9 5. The municipal court shall immediately upon expiration of time
10 to answer or appear, with respect to residents of New Jersey, verify
11 that the vehicle information provided on the parking ticket is the same
12 as that provided on the vehicle registration for that vehicle. If the
13 information is the same, the municipal court shall follow the
14 procedures set forth in R. 7:6-3(a) of the Rules Governing the Courts
15 of the State of New Jersey. These procedures include the mailing of
16 a notice of offense or a failure to appear notice to defendant. That
17 notice shall be on a form approved by the Administrative Director of
18 the Courts and shall inform the defendant of the parking offense
19 charged; the time and date of the parking offense; the amount of fines,
20 penalties and costs due; of his right to have a hearing; that a civil
21 judgment may be entered against him for failure to appear or pay the
22 amount due; and that his driver's license may be suspended; that his
23 driving privileges may be revoked; and that a warrant may be issued
24 for his arrest. If the information on the parking ticket is not the same
25 as that on the registration for that vehicle, the parking ticket shall be
26 dismissed.

27 The procedures set forth in R.7:6-3(c) of the Rules Governing the
28 Courts of the State of New Jersey shall be followed in the case of a
29 nonresident.

30 (cf: P.L.1985, c.14, s.5)

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32 2. This act shall take effect on the first day of the sixth month after
33 enactment.

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.

STATEMENT

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This bill would require the municipal court to verify vehicle information provided on a parking ticket prior to sending a failure to answer or appear notice. The vehicle information on a parking ticket, such as vehicle license plate number, make and model, would have to match that on the vehicle's registration; otherwise the parking ticket would be dismissed.

When the vehicle information provided on the parking ticket does not match that on the vehicle's registration, incorrect notices may be sent to a person, who may then not answer or appear in court. If a person does not answer or appear in court when required to, that person could have a civil judgment entered against him for failure to appear or pay the amount due; have his driver's license suspended; have his driving privileges revoked; and, have a warrant issued for his arrest. This bill would avoid these possible situations by ensuring that the information provided on the parking ticket applies to the vehicle ticketed.

Requires verification of vehicle information on parking ticket before sending certain notices.