

ASSEMBLY, No. 5193

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED JANUARY 4, 2021

Sponsored by:

Assemblyman DANIEL R. BENSON

District 14 (Mercer and Middlesex)

Assemblywoman ANGELA V. MCKNIGHT

District 31 (Hudson)

Assemblywoman VALERIE VAINIERI HUTTLE

District 37 (Bergen)

Co-Sponsored by:

Assemblywoman Chaparro

SYNOPSIS

Requires MVC to provide reasonable accommodation to persons with disabilities during certain knowledge examinations.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 1/13/2021)

1 AN ACT concerning driver testing and amending R.S.39:3-10 and
2 P.L.1990, c.103.

3

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

6

7 1. R.S.39:3-10 is amended to read as follows:

8 39:3-10. A person shall not drive a motor vehicle on a public
9 highway in this State unless the person is under supervision while
10 participating in a behind-the-wheel driving course pursuant to
11 section 6 of P.L.1977, c.25 (C.39:3-13.2a) or is in possession of a
12 validated permit, or a probationary or basic driver's license issued to
13 that person in accordance with this article.

14 A person under 18 years of age shall not be issued a basic license
15 to drive motor vehicles, and a person shall not be issued a validated
16 permit, including a validated examination permit, until the applicant
17 has passed a satisfactory examination and other requirements as to
18 the applicant's ability as an operator. The examination shall
19 include: a test of the applicant's vision; the applicant's ability to
20 understand traffic control devices; the applicant's knowledge of safe
21 driving practices, including the dangers of driving a vehicle in an
22 aggressive manner, which shall include, but not be limited to,
23 unexpectedly altering the speed of a vehicle, making improper or
24 erratic traffic lane changes, disregarding traffic control devices,
25 failing to yield the right of way, and following another vehicle too
26 closely; the applicant's knowledge of operating a motor vehicle in a
27 manner that safely shares the roadway with pedestrians, cyclists,
28 skaters, riders of motorized-scooters, and other non-motorized
29 vehicles, which shall include, but not be limited to, passing a cyclist
30 on the roadway, recognizing bicycle lanes, navigating intersections
31 with pedestrians and cyclists, and exiting a vehicle without
32 endangering pedestrians and cyclists; the applicant's knowledge of
33 the effects that ingestion of alcohol or drugs has on a person's
34 ability to operate a motor vehicle; the applicant's knowledge of the
35 dangers of carbon monoxide poisoning from motor vehicles and
36 techniques for the safe operation and proper maintenance of a motor
37 vehicle; the applicant's knowledge of portions of the mechanism of
38 motor vehicles as is necessary to insure the safe operation of a
39 vehicle of the kind or kinds indicated by the applicant; and the
40 applicant's knowledge of the laws and ordinary usages of the road.
41 The examination shall be made available in English and each of the
42 three languages, other than English, most commonly spoken in the
43 State, as determined by the chief administrator. The chief
44 administrator shall periodically, and at least every five years, verify

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 the three languages, other than English, most commonly spoken in
2 the State.

3 The commission shall provide all reasonable accommodation to a
4 person with a disability taking the examination to ensure that the
5 results of the examination accurately reflect the person's knowledge
6 of the subject matter being tested.

7 A person shall not sit for an examination for any permit without
8 exhibiting photo identification deemed acceptable by the
9 commission, unless that person is a high school student
10 participating in a course of automobile driving education approved
11 by the State Department of Education and conducted in a public,
12 parochial, or private school of this State, pursuant to section 1 of
13 P.L.1950, c.127 (C.39:3-13.1). The commission may waive the
14 written law knowledge examination for any person 18 years of age
15 or older possessing a valid driver's license issued by any other state,
16 the District of Columbia, or the United States Territories of
17 American Samoa, Guam, Northern Mariana Islands, Puerto Rico, or
18 the Virgin Islands. The commission shall be required to provide
19 that person with a booklet that highlights those motor vehicle laws
20 unique to New Jersey. A road test shall be required for a
21 probationary license and serve as a demonstration of the applicant's
22 ability to operate a vehicle of the class designated. During the road
23 test, an applicant may use a rear visibility system, parking sensors,
24 or other technology installed on the motor vehicle that enables the
25 applicant to view areas directly behind the vehicle or alerts the
26 applicant of obstacles while parking.

27 A person shall not sit for a road test unless that person exhibits
28 photo identification deemed acceptable by the commission. A high
29 school student who has completed a course of behind-the-wheel
30 automobile driving education approved by the State Department of
31 Education and conducted in a public, parochial, or private school of
32 this State, who has been issued a special learner's permit pursuant to
33 section 1 of P.L.1950, c.127 (C.39:3-13.1) prior to January 1, 2003,
34 shall not be required to exhibit photo identification in order to sit
35 for a road test. The commission may waive the road test for any
36 person 18 years of age or older possessing a valid driver's license
37 issued by any other state, the District of Columbia, or the United
38 States Territories of American Samoa, Guam, Northern Mariana
39 Islands, Puerto Rico, or the Virgin Islands. The road test shall be
40 given on public streets, where practicable and feasible, but may be
41 preceded by an off-street screening process to assess basic skills.
42 The commission shall approve locations for the road test which
43 pose no more than a minimal risk of injury to the applicant, the
44 examiner, and other motorists. New locations for the road test shall
45 not be approved unless the test can be given on public streets.

46 A person who successfully completes a road test for a
47 motorcycle license or a motorcycle endorsement when operating a
48 motorcycle or motorized scooter with an engine displacement of

1 less than 231 cubic centimeters shall be issued a motorcycle license
2 or endorsement restricting the person's operation of the vehicles to
3 any motorcycle with an engine displacement of 500 cubic
4 centimeters or less. A person who successfully completes a road
5 test for a motorcycle license or motorcycle endorsement when
6 operating a motorcycle with an engine displacement of 231 or more
7 cubic centimeters shall be issued a motorcycle license or
8 endorsement without any restriction as to engine displacement.
9 Any person who successfully completes an approved motorcycle
10 safety education course established pursuant to the provisions of
11 section 1 of P.L.1991, c.452 (C.27:5F-36) shall be issued a
12 motorcycle license or endorsement without restriction as to engine
13 displacement.

14 A person issued a motorcycle license pursuant to this section
15 may be issued a standard motorcycle license or a REAL ID
16 motorcycle license. The chief administrator shall require an
17 applicant for a standard motorcycle license to provide as proof of
18 the applicant's identity, age, and residence primary and secondary
19 documents, with which the chief administrator shall attribute point
20 values in accordance with the point based identification verification
21 program established pursuant to section 28 of P.L.2003, c.13
22 (C.39:2A-28). The point total required to prove the identity of an
23 applicant for the standard motorcycle license shall be the same for
24 every applicant, regardless of immigration status. In the event that
25 the commission changes the point total threshold, the requirement
26 that every applicant reach the same point total threshold shall
27 remain in effect.

28 In addition to requiring the person to submit satisfactory proof of
29 identity and age, the commission shall require the person to
30 provide:

31 (1) as a condition for obtaining a standard motorcycle license,
32 proof of the person's social security number and one document
33 providing satisfactory proof that the person is a New Jersey
34 resident.

35 If the person does not have a social security number, the person
36 shall either:

37 (a) provide satisfactory proof of an Individual Taxpayer
38 Identification Number; or

39 (b) indicate, in a manner prescribed by the commission and
40 consistent with all other provisions of P.L.2019, c.271 (C.39:3-10o
41 et al.), that the person is not eligible to receive a social security
42 number; or

43 (2) as a condition for obtaining a REAL ID motorcycle license:
44 two documents providing satisfactory proof that the person is a New
45 Jersey resident; proof of the person's social security number or
46 verification of ineligibility for a social security number in
47 accordance with the "REAL ID Act of 2005," Pub.L.109-13, any
48 acts amendatory or supplementary thereto, and any federal

1 regulations adopted thereunder; and proof that the person's presence
2 in the United States is authorized under federal law.

3 A standard motorcycle license shall indicate that the license shall
4 not be accepted as identification for an official purpose, as that term
5 is defined under the "REAL ID Act of 2005," Pub.L.109-13, any
6 acts amendatory or supplementary thereto, and any federal
7 regulations adopted thereunder.

8 The commission shall issue a standard basic driver's license or a
9 REAL ID basic driver's license to operate a motor vehicle other
10 than a motorcycle to a person over 18 years of age who previously
11 has not been licensed to drive a motor vehicle in this State or
12 another jurisdiction only if that person has: (1) operated a passenger
13 automobile in compliance with the requirements of this Title for not
14 less than one year, not including any period of suspension or
15 postponement, from the date of issuance of a probationary license
16 pursuant to section 4 of P.L.1950, c.127 (C.39:3-13.4); (2) not been
17 assessed more than two motor vehicle points; (3) not been convicted
18 in the previous year for a violation of R.S.39:4-50, section 2 of
19 P.L.1981, c.512 (C.39:4-50.4a), section 1 of P.L.1992, c.189
20 (C.39:4-50.14), R.S.39:4-129, N.J.S.2C:11-5, section 1 of P.L.2017,
21 c.165 (C.2C:11-5.3), subsection c. of N.J.S.2C:12-1, or any other
22 motor vehicle-related violation the commission determines to be
23 significant and applicable pursuant to regulation; and (4) passed an
24 examination of the applicant's ability to operate a motor vehicle
25 pursuant to this section.

26 The commission shall expand the driver's license examination by
27 20 percent. The additional questions to be added shall consist solely
28 of questions developed in conjunction with the Department of
29 Health concerning the use of alcohol or drugs as related to highway
30 safety. The commission shall develop, in conjunction with the
31 Department of Health, supplements to the driver's manual which
32 shall include information necessary to answer any question on the
33 driver's license examination concerning alcohol or drugs as related
34 to highway safety.

35 Up to 20 questions may be added to the examination on subjects
36 to be determined by the commission that are of particular relevance
37 to youthful drivers, including the importance of operating a motor
38 vehicle in a manner that safely shares the roadway with pedestrians,
39 cyclists, skaters, riders of motorized-scooters, and other non-
40 motorized vehicles, which shall include, but not be limited to,
41 passing a cyclist on the roadway, recognizing bicycle lanes,
42 navigating intersections with pedestrians and cyclists, and exiting a
43 vehicle without endangering pedestrians and cyclists, and the
44 dangers of driving a vehicle in an aggressive manner, which shall
45 include, but not be limited to, unexpectedly altering the speed of a
46 vehicle, making improper or erratic traffic lane changes,
47 disregarding traffic control devices, failing to yield the right of way,
48 and following another vehicle too closely, after consultation with

1 the Director of the Division of Highway Traffic Safety in the
2 Department of Law and Public Safety.

3 The commission shall expand the driver's license examination to
4 include a question asking whether the applicant is aware of the
5 provisions of the "Revised Uniform Anatomical Gift Act,"
6 P.L.2008, c.50 (C.26:6-77 et al.) and the procedure for indicating on
7 the driver's license the intention to make a donation of body organs
8 or tissues pursuant to section 1 of P.L.1978, c.181 (C.39:3-12.2).

9 The commission shall expand the driver's license examination to
10 include a question asking whether the applicant is aware of the
11 dangers of failing to comply with this State's motor vehicle traffic
12 laws and the "STOP for Nikhil Safety Pledge" set forth in
13 subsection e. of R.S.39:3-41.

14 The commission shall expand the driver's license examination to
15 include questions concerning the dangers of carbon monoxide
16 poisoning from motor vehicles and techniques for the safe operation
17 and proper maintenance of a motor vehicle.

18 Any person applying for a driver's license to operate a motor
19 vehicle or motorized bicycle in this State shall surrender to the
20 commission any current driver's license issued to the applicant by
21 another state or jurisdiction upon the applicant's receipt of a driver's
22 license for this State. The commission shall refuse to issue a
23 driver's license if the applicant fails to comply with this provision.
24 An applicant for a permit or license who is under 18 years of age,
25 and who holds a permit or license for a passenger automobile issued
26 by another state or country that is valid or has expired within a time
27 period designated by the commission, shall be subject to the permit
28 and license requirements and penalties applicable to State permit
29 and license applicants who are of the same age; except that if the
30 other state or country has permit or license standards substantially
31 similar to those of this State, the credentials of the other state or
32 country shall be acceptable.

33 The commission shall create classified licensing of drivers
34 covering the following classifications:

35 a. Motorcycles, except that for the purposes of this section,
36 motorcycle shall not include any three-wheeled motor vehicle
37 equipped with a single cab with glazing enclosing the occupant,
38 seats similar to those of a passenger vehicle or truck, seat belts and
39 automotive steering or any vehicle defined as a motorcycle pursuant
40 to R.S.39:1-1 having a motor with a maximum piston displacement
41 that is less than 50 cubic centimeters or a motor that is rated at no
42 more than 1.5 brake horsepower with a maximum speed of no more
43 than 35 miles per hour on a flat surface.

44 b. Omnibuses as classified by R.S.39:3-10.1 and school buses
45 classified under N.J.S.18A:39-1 et seq.

46 c. (Deleted by amendment, P.L.1999, c.28)

47 d. All motor vehicles not included in classifications a. and b. A
48 license issued pursuant to this classification d. shall be referred to

1 as the "basic driver's license" and may be issued as a standard basic
2 driver's license or a REAL ID basic driver's license.

3 Every applicant for a license under classification b. shall be a
4 holder of a basic driver's license. Any issuance of a license under
5 classification b. shall be by endorsement on the person's basic
6 driver's license.

7 A driver's license for motorcycles may be issued separately, but
8 if issued to the holder of a basic driver's license, it shall be by
9 endorsement on the person's basic driver's license. The holder of a
10 basic driver's license or a separately issued motorcycle license shall
11 be authorized to operate a motorcycle having a motor with a
12 maximum piston displacement that is less than 50 cubic centimeters
13 or a motor that is rated at no more than 1.5 brake horsepower with a
14 maximum speed no more than 35 miles per hour on a flat surface.

15 The commission, upon payment of the lawful fee and after it or a
16 person authorized by it has examined the applicant and is satisfied
17 of the applicant's ability as an operator, may, in its discretion, issue
18 a license to the applicant to drive a motor vehicle. The license shall
19 authorize the person to drive any registered vehicle, of the kind or
20 kinds indicated.

21 The license shall expire, except as otherwise provided, during the
22 fourth calendar year following the date in which the license was
23 issued and on the same calendar day as the person's date of birth. If
24 the person's date of birth does not correspond to a calendar day of
25 the fourth calendar year, the license shall expire on the last day of
26 the person's birth month.

27 The commission may, at its discretion and for good cause shown,
28 issue licenses that expire on a date fixed by it. If the commission
29 issues a REAL ID basic driver's license or REAL ID motorcycle
30 license to a person who has demonstrated authorization to be
31 present in the United States for a period of time shorter than the
32 standard period of the license, the commission shall fix the
33 expiration date of the license at a date based on the period in which
34 the person is authorized to be present in the United States under
35 federal immigration laws. The commission may renew the person's
36 REAL ID basic driver's license or REAL ID motorcycle license
37 only if it is demonstrated that the person's continued presence in the
38 United States is authorized under federal law. The fee for licenses
39 with expiration dates fixed by the commission shall be fixed by the
40 commission in amounts proportionately less or greater than the fee
41 herein established.

42 The required fee for a license for the license period shall be as
43 follows, subject to adjustment pursuant to section 16 of P.L.2007,
44 c.335 (C.39:2A-36.1):

45 Standard motorcycle license or endorsement: \$18.

46 REAL ID motorcycle license: \$29.

47 Omnibus or school bus endorsement: \$18.

48 Standard basic driver's license: \$18.

1 REAL ID basic driver's license: \$29.

2 The commission shall waive the payment of fees for issuance of
3 omnibus endorsements whenever an applicant establishes to the
4 commission's satisfaction that the applicant will use the omnibus
5 endorsement exclusively for operating omnibuses owned by a
6 nonprofit organization duly incorporated under Title 15 or 16 of the
7 Revised Statutes or Title 15A of the New Jersey Statutes.

8 The commission shall issue licenses for the following license
9 period on and after the first day of the calendar month immediately
10 preceding the commencement of the period, the licenses to be
11 effective immediately.

12 All applications for renewals of licenses shall be made in a
13 manner prescribed by the commission and in accordance with
14 procedures established by it.

15 The commission in its discretion may refuse to grant a permit or
16 license to drive motor vehicles to a person who is, in its estimation,
17 not a proper person to be granted a permit or license, but a defect of
18 the applicant shall not debar the applicant from receiving a permit
19 or license unless it can be shown by tests approved by the
20 commission that the defect incapacitates the applicant from safely
21 operating a motor vehicle.

22 A person issued a basic driver's license pursuant to this section
23 may be issued a standard basic driver's license or a REAL ID basic
24 driver's license. The chief administrator shall require an applicant
25 for a standard basic driver's license to provide as proof of the
26 applicant's identity, age, and residence primary and secondary
27 documents, with which the chief administrator shall attribute point
28 values in accordance with the point based identification verification
29 program established pursuant to section 28 of P.L.2003, c.13
30 (C.39:2A-28). The point total required to prove the identity of an
31 applicant for the standard basic driver's license shall be the same for
32 every applicant, regardless of immigration status. In the event that
33 the commission changes the point total threshold, the requirement
34 that every applicant reach the same point total threshold shall
35 remain in effect.

36 In addition to requiring an applicant for a driver's license to
37 submit satisfactory proof of identity and age, the commission also
38 shall require the applicant to provide:

39 (1) as a condition for obtaining a permit and standard basic
40 driver's license, proof of the person's social security number and
41 one document providing satisfactory proof that the applicant is a
42 New Jersey resident. If the person does not have a social security
43 number, the person shall either:

44 (a) provide satisfactory proof of an Individual Taxpayer
45 Identification Number; or

46 (b) indicate, in a manner prescribed by the commission and
47 consistent with all other provisions of P.L.2019, c.271 (C.39:3-10o

1 et al.), that the person is not eligible to receive a social security
2 number; or

3 (2) as a condition for obtaining a REAL ID basic driver's
4 license: two documents providing satisfactory proof that the
5 applicant is a New Jersey resident; proof of the applicant's social
6 security number or verification of ineligibility for a social security
7 number in accordance with the "REAL ID Act of 2005," Pub.L.109-
8 13, any acts amendatory or supplementary thereto, and any federal
9 regulations adopted thereunder; and proof that the applicant's
10 presence in the United States is authorized under federal law.

11 A standard basic driver's license shall indicate that the license
12 shall not be accepted as identification for an official purpose, as that
13 term is defined under the "REAL ID Act of 2005," Pub.L.109-13,
14 any acts amendatory or supplementary thereto, and any federal
15 regulations adopted thereunder.

16 If the commission has reasonable cause to suspect that any
17 document presented by an applicant pursuant to this section is
18 altered, false, or otherwise invalid, the commission shall refuse to
19 grant the permit or license until the time when the document may be
20 verified by the issuing agency to the commission's satisfaction.

21 A person violating this section shall be subject to a fine not
22 exceeding \$500 or imprisonment in the county jail for not more
23 than 60 days, but if that person has never been licensed to drive in
24 this State or any other jurisdiction, the applicant shall be subject to
25 a fine of not less than \$200 and, in addition, the court shall issue an
26 order to the commission requiring the commission to refuse to issue
27 a license to operate a motor vehicle to the person for a period of not
28 less than 180 days. The penalties provided for by this paragraph
29 shall not be applicable in cases where failure to have actual
30 possession of the operator's license is due to an administrative or
31 technical error by the commission.

32 Nothing in this section shall be construed to alter or extend the
33 expiration of any license issued prior to the date this amendatory
34 and supplementary act becomes operative.

35 Any documents and personal information, including an
36 applicant's photograph, obtained by the commission from an
37 applicant for a standard basic driver's license or standard
38 motorcycle license shall be confidential, shall not be considered a
39 government record pursuant to P.L.1963, c.73 (C.47:1A-1 et seq.),
40 P.L.2001, c.404 (C.47:1A-5 et al.), or the common law concerning
41 access to government records, and shall not be disclosed by the
42 commission for any purpose related to Title 8 of the United States
43 Code without the informed consent of the applicant, a warrant
44 signed by a State or federal judge, or a lawful court order or
45 subpoena; except that nothing in this section shall be construed to
46 prohibit, or in any way restrict, any action where such prohibition
47 or restriction would be contrary to federal law. When responding to
48 a warrant, court order, or subpoena, the commission may disclose

1 only those records or information specifically requested in the
2 warrant, court order, or subpoena.

3 Possession of a standard basic driver's license or standard
4 motorcycle license issued pursuant to this section shall not be
5 considered evidence of an individual's citizenship or immigration
6 status and shall not be used as a basis for an investigation, arrest,
7 citation, prosecution, or detention.

8 Information regarding an applicant's Individual Tax
9 Identification Number, social security number, or ineligibility to
10 receive a social security number obtained by the commission for the
11 issuance of a standard motorcycle license or standard basic driver's
12 license pursuant to this section, shall not be considered a
13 government record pursuant to P.L.1963, c.73 (C.47:1A-1 et seq.),
14 P.L.2001, c.404 (C.47:1A-5 et al.), or the common law concerning
15 access to government records, and shall not be disclosed by the
16 commission except where: (1) required by section 11 of P.L.1998,
17 c.1 (C.2A:17-56.60); (2) the applicant provides written informed
18 consent to the disclosure; (3) the requesting entity presents a
19 warrant signed by a State or federal judge, a lawful court order, or a
20 subpoena; (4) required by State or federal law, and to the extent that
21 the disclosure may be necessary to permit the State to participate in
22 the National Driver Register program, as set forth in 49 U.S.C.
23 s.30301 et seq.; or (5) the disclosure is in connection with an audit
24 or investigation of identity fraud, driver's license fraud, or non-
25 driver identification card fraud.

26 As used in this section:

27 "Parking sensors" means proximity sensors which use either
28 electromagnetic or ultrasonic technology and are designed to alert
29 the driver to obstacles while parking.

30 "Rear visibility system" means devices or components installed
31 on a motor vehicle at the time of manufacture that allow a forward
32 facing driver to view a visual image of the area directly behind the
33 vehicle.

34 (cf: P.L.2019, c.271, s.8)

35
36 2. Section 4 of P.L.1990, c.103 (C.39:3-10.12) is amended to
37 read as follows:

38 4. a. Notwithstanding any other provision of law to the
39 contrary, the chief administrator shall adopt and administer a
40 classified licensing system and a program for testing and ensuring
41 the fitness of persons to operate commercial motor vehicles in
42 accordance with the minimum federal standards established under
43 the federal "Commercial Motor Vehicle Safety Act of 1986," Pub.
44 L. 99-570 (49 U.S.C. s. 2701 et seq.) and the regulations
45 promulgated pursuant to that law. The chief administrator shall not
46 issue a commercial driver license to a person unless that person
47 passes a knowledge and skills test for the operation of a commercial
48 motor vehicle which complies with the federal standards. The chief

1 administrator may issue commercial driver examination or learner's
2 permits, subject to such conditions and restrictions as deemed
3 necessary, to carry out the provisions of this act.

4 b. A knowledge and skills test shall not be required by the chief
5 administrator for the renewal of a commercial driver license issued
6 pursuant to the provisions of this act. However, a knowledge and
7 skills test may be required for (1) the renewal of an endorsement
8 permitting the operation of vehicles required to be placarded for
9 hazardous materials, (2) for the renewal or reissuance of a
10 commercial driver license if the license was suspended or revoked
11 under section 12 of this act during the last license period preceding
12 the renewal or reissuance, or (3) for the renewal or reissuance of a
13 license which had not been renewed for a period of three or more
14 years.

15 c. Upon the request of an applicant for a commercial driver
16 license, the chief administrator shall administer to the applicant oral
17 knowledge tests for the commercial driver license and any
18 endorsements if the applicant supplies sufficient proof or otherwise
19 demonstrates to the satisfaction of the chief administrator his
20 inability to comprehend a written test. The chief administrator shall
21 provide an English and Spanish version of the knowledge tests for a
22 commercial driver license and for any endorsements and shall be
23 authorized to provide versions in such other languages as he, in his
24 discretion, may deem appropriate.

25 In addition to administering an oral knowledge test for a
26 commercial driver license and any endorsement pursuant to this
27 subsection, the commission shall provide all reasonable
28 accommodation to a person with a disability taking the knowledge
29 test for a commercial driver license and any endorsement to ensure
30 that the results of the test accurately reflect the person's knowledge
31 of the subject matter being tested.

32 d. A person who satisfactorily completes the knowledge tests
33 required by this act for a commercial driver license and any
34 endorsement shall not be required under R.S.39:3-10, R.S.39:3-
35 10.1, or any other section in Title 39 of the Revised Statutes to take
36 any other knowledge test for the operation of a commercial motor
37 vehicle.

38 e. (Deleted by amendment, P.L.2005, c.147).

39 f. For the purposes of an application for a commercial driver
40 license by a person who has never held a license issued under the
41 provisions of this act, a person who satisfactorily completes the
42 knowledge test for the commercial driver license but not the test for
43 an endorsement, or a person who satisfactorily completes the
44 knowledge test for an endorsement but not the test for the
45 commercial driver license, shall not be required to retake that test
46 which was satisfactorily completed.

47 g. No provision in this act, or in any manual, test, or
48 administrative procedure developed to implement the provisions of

1 this act, shall be deemed to expand the requirements for commercial
2 motor vehicle operators concerning pre-trip inspection, after-trip
3 inspection and inspection during a trip as such requirements are set
4 forth in federal law or regulation. This subsection, however, shall
5 not be deemed to limit the authority of the chief administrator, or
6 the authority of any State department or agency, to promulgate,
7 pursuant to other provisions of State law, standards and procedures
8 on vehicle inspections which are consistent with federal law and
9 regulation.

10 h. Classified licensing of drivers of school buses shall be by
11 endorsement on the commercial driver licenses issued pursuant to
12 P.L.1990, c.103 (C.39:3-10.9 et seq.).
13 (cf: P.L.2005, c.147, s.3)

14

15 3. This act shall take effect immediately.

16

17

18

STATEMENT

19

20 This bill requires the New Jersey Motor Vehicle Commission to
21 provide all reasonable accommodation to a person with a disability
22 when the person takes the written knowledge examination for a
23 driver's license or permit and the knowledge test for a commercial
24 driver license, including any commercial driver license
25 endorsement.