

17:31-6 et seq

LEGISLATIVE HISTORY CHECKLIST

NJSA: 17:31-6 et. seq.

(Automobile clubs--
quaranteed arrest bond--
increase)

LAWS OF: 1985

CHAPTER: 270

Bill No: A1642

Sponsor(s): Adubato

Date Introduced: March 20, 1984

Committee: Assembly: Banking and Insurance

Senate: Labor, Industry and Professions

Amended during passage: No

Date of Passage: Assembly: June 21, 1985

Senate: June 24, 1985

Date of Approval: August 2, 1985

Following statements are attached if available:

Sponsor statement: Yes

Committee statement: Assembly Yes

Senate Yes

Fiscal Note: No

Veto Message: No

Message on Signing: No

Following were printed:

Reports: No

Hearings: No

17:31-6 et seq

LEGISLATIVE HISTORY CHECKLIST

NJSA: 17:31-6 et. seq.

(Automobile clubs--
guaranteed arrest bond--
increase)

LAWS OF: 1985

CHAPTER: 270

Bill No: A1642

Sponsor(s): Adubato

Date Introduced: March 20, 1984

Committee: Assembly: Banking and Insurance

Senate: Labor, Industry and Professions

Amended during passage: No

Date of Passage: Assembly: June 21, 1985

Senate: June 24, 1985

Date of Approval: August 2, 1985

Following statements are attached if available:

Sponsor statement: Yes

Committee statement: Assembly Yes

Senate Yes

Fiscal Note: No

Veto Message: No

Message on Signing: ~~No~~ yes

Following were printed:

Reports: No

Hearings: No

ASSEMBLY, No. 1642

STATE OF NEW JERSEY

INTRODUCED MARCH 20, 1984

By Assemblyman M. ADUBATO

AN ACT concerning surety bonds in certain cases and amending
P. L. 1970, c. 262.

1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*

1 1. Section 1 of P. L. 1970, c. 262 (C. 17:31-6) is amended to read
2 as follows:

3 1. Any domestic or foreign surety company which has qualified
4 to transact surety business in this State may, in any year, become
5 surety in an amount not to exceed **[\$200.00]** *\$500.00* with respect
6 to any guaranteed arrest bond certificates issued in such year by an
7 automobile club or association by filing with the Commissioner of
8 Insurance an undertaking thus to become surety.

1 2. Section 2 of P. L. 1970, c. 262 (C. 17:31-7) is amended to read
2 as follows:

3 2. Any such undertaking shall be in a form to be prescribed by
4 the Commissioner of Insurance, and subject to such regulations
5 as he shall from time to time prescribe in regard thereto, and shall
6 state the following:

7 a. The name and address of the automobile club or clubs or
8 automobile association or associations with respect to guaranteed
9 arrest bond certificates of which the surety company undertakes to
10 be surety;

11 b. The unqualified obligation of the surety company to pay the
12 fine or forfeiture in an amount not to exceed **[\$200.00]** *\$500.00* of
13 any person who, after posting a guaranteed arrest bond certificate
14 with respect to which the surety company has undertaken to be

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 printed in italics *thus* is new matter.

15 surety, failed to make the appearance for which the guaranteed
16 arrest bond certificate was posted.

1 3. Section 3 of P. L. 1970, c. 262 (C. 17:31-8) is amended to read
2 as follows:

3 3. Any guaranteed arrest bond certificate with respect to which
4 a surety company has become surety, as herein provided, shall,
5 when posted by the person whose signature appears thereon, be
6 accepted in lieu of cash bail or other bond in an amount not to
7 exceed ~~[\$200.00]~~ \$500.00, as a bail bond, to guarantee the appear-
8 ance of such person in any court in this State, including all munici-
9 pal courts, in this State, at such time as may be required by such
10 court, when the person is arrested for violation of any motor
11 vehicle law of this State or any motor vehicle ordinance of any
12 municipality in this State, except for the offense of driving under
13 the influence of intoxicating liquors or of drugs or for any high mis-
14 demeanor committed prior to the date of expiration shown on
15 such guaranteed arrest bond certificates; provided, that any such
16 guaranteed arrest bond certificates so posted as bail bond in any
17 court in this State shall be subject to the forfeiture and enforce-
18 ment provisions with respect to bail bonds in criminal cases as
19 otherwise provided by law or as hereafter may be provided by
20 law, and that any such guaranteed arrest bond certificate posted
21 as a bail bond in any municipal court of this State shall be subject
22 to the forfeiture and enforcement provisions of the charter or
23 ordinance of the particular municipality pertaining to bail bonds
24 posted.

1 4. This act shall take effect immediately.

STATEMENT

This bill increases, from \$200.00 to \$500.00, the amount of a guaranteed arrest bond certificate that may be issued by an automobile club or association. The certificate is a bail bond that guarantees the appearance of a person posting the bond, upon being arrested for a motor vehicle violation in New Jersey, other than for the offense of driving while under the influence of intoxicating liquors or drugs or for any high misdemeanor. The term "high misdemeanor," as used here includes crimes of the first, second and third degrees, and for purposes of sentencing, is considered a crime of the third degree under the terms of the New Jersey Code of Criminal Justice (N. J. S. 2C:1-4; N. J. S. 2C:43-1).

ASSEMBLY BANKING AND INSURANCE COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1642

STATE OF NEW JERSEY

DATED: MAY 7, 1984

Assembly Bill No. 1642 authorizes an increase, from \$200 to \$500, in the amount of a guaranteed arrest bond certificate issued by an automobile club or association. The certificate is a bail bond that guarantees the court appearance of the person posting the bond for a motor vehicle offense, except for the offense of driving while under the influence of liquor or drugs or an offense involving a high misdemeanor; for purposes of the act amended by this bill, high misdemeanor includes crimes of the first, second and third degrees (see subsection d. of N. J. S. 2C:1-4).

SENATE LABOR, INDUSTRY AND PROFESSIONS
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 1642

STATE OF NEW JERSEY

DATED: FEBRUARY 4, 1985

This bill increases the allowable limit of a guaranteed arrest bond certificate that may be issued by an automobile club or association from \$200.00 to \$500.00.

The original \$200.00 limit on guaranteed arrest bond certificates was established in 1970.

The certificate is a bail bond that guarantees the appearance of a person posting the bond for a motor vehicle offense in this State, except for the offense of driving while under the influence of alcohol or drugs or an offense involving a high misdemeanor. According to N. J. S. A. 2C:1-4 d., a "high misdemeanor" means crimes of the first, second or third degree.

Other bills signed by Kean include:

A-2102, sponsored by Assemblyman Alan Karcher, D-Middlesex, to revise the law concerning the resubmission of a Sunday closing law referendum in Hudson County. The bill changes the number of signatures required on a petition from 10 percent of the registered voters of the county to 2,500 and reduces from three years to two years the time period to resubmit the question.

S-2529, sponsored by Senator Daniel Dalton, D-Camden, to exempt from the State sales tax the sale of machinery, apparatus, equipment, building materials or structures used directly and primarily for cogeneration.

AJR-76, sponsored by Assemblyman Robert Hollenbeck, D-Bergen, to designate the new beneficial insect laboratory in Trenton as the Phillip Alampi Laboratory.

A-3375, sponsored by Assemblyman John Doyle, D-Ocean, to replace the 1,000-hour requirement for licensing as a cosmetologist-hairstylist if the person completes a vocational school program in cosmetology which has been approved by the State Board of Education.

A-1642, sponsored by Assemblyman Michael Adubato, D-Essex, to increase from \$200 to \$500 the amount of a bail bond certificate that may be issued by an automobile club or association.

S-2893, sponsored by Senator Francis McManimon, D-Mercer, to permit a corporation to act as a transfer agent of mutual funds for its own affiliates.

#