

39:4-130

LEGISLATIVE HISTORY OF R.S. 39:4-130  
(Report of accidents)

COPY NO. 2

L. 1921, Chapter 208, § 20 - A483  
See legislative history of R.S. 39:4-129.

L. 1928, Chapter 281 - Special Session A1  
See legislative history of R.S. 39:4-129.

L. 1931, Chapter 247, § 4 - S290  
Introduced March 9 by Mr. Reeves.  
Amended during passage.  
Section 4 of this act read:

The driver of any vehicle involved in an accident resulting in injuries or death to any person or damage to property to an apparent extent of \$25.00 or more shall within forty-eight hours forward a report of such accident to the department upon forms furnished by it.

Statement on bill:

This act provides means of regulating present day traffic conditions which have arisen since the passage of the original act.

L. 1951, Chapter 23, § 72, - A4  
Introduced January 15 by Mr. Cavinato.  
Not amended during passage (copy of section 72 of bill enclosed)  
Statement on bill:

The purpose of this bill is to revise and bring up to date the New Jersey Traffic Act (chapter four of Title 39 of the Revised Statutes) because of the changes in motor vehicle traffic conditions and to bring New Jersey Traffic Act into greater conformity with the "Uniform Act Regulating Traffic on Highways," a part of the uniform vehicle code.

L. 1953, Chapter 187, § 1 - A19  
Introduced March 16 by Messrs. Thomas & Tompkins.  
Not amended during passage.  
Statement on bill (copy of bill and statement enclosed).

We could not find any reports or hearings on these bills.

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35 Any person who shall violate any provision of this act shall be fined not  
36 less than ten dollars (\$10.00) for the first offense, and not less than twenty-  
37 five dollars (\$25.00) for each subsequent offense, which shall be enforced and  
38 recovered pursuant to the provisions of chapter five of Title 39 of the Revised  
39 Statutes.

40 The Commissioner Director of the Division of Motor Vehicles may  
41 also revoke the license to drive a motor vehicle of any person who shall  
42 have been guilty of such willful violation of any of the provisions of this act  
43 as shall, in the discretion of the director commissioner, justify such  
44 revocation but the director commissioner shall, at all times, have power  
45 to validate such a license which has been revoked, or to grant a new license to  
46 any person whose license to drive a motor vehicle shall have been revoked,  
47 pursuant to this act.

1 72. Section 39:4-130 of the Revised Statutes is amended to read as fol-  
2 lows:

3 39:4-130. The driver of a vehicle involved in an accident resulting in in-  
4 juries or death to a person or damage to property to an apparent extent of  
5 twenty-five one hundred dollars (\$100.00) or more shall, within forty-eight  
6 hours, forward a report of the accident to the department division on  
7 forms furnished by it.

8 The driver of a vehicle involved in an accident resulting in injury to or  
9 death of any person shall immediately by the quickest means of communica-  
10 tion, whether oral or written, give notice of such accident to the local police  
11 department or to the nearest office of the State Police. A record of all such  
12 reports shall be forwarded to the director within forty-eight hours after  
13 receipt.

14 Whenever the driver of a vehicle is physically incapable of making an  
15 immediate or a written report of an accident as required in this section and  
16 there was another occupant in the vehicle at the time of the accident capable  
17 of making a report, such occupant shall make or cause to be made said report  
18 not made by the driver.

19 Whenever the driver is physically incapable of making a written report  
 20 of an accident as required in this section and such driver is not the owner of  
 21 the vehicle, then the owner of the vehicle involved in such accident shall with-  
 22 in forty-eight hours after learning of the accident make such report not made  
 23 by the driver.

24 The **【commissioner】** director may revoke or suspend the operator's li-  
 25 cense privilege and registration privilege of a **【motor vehicle operator】**  
 26 person who violates this section.

1 73. Section 39:4-131 of the Revised Statutes is amended to read as fol-  
 2 lows:

3 39:4-131. The **【department】** division shall prepare and supply to police  
 4 departments and other suitable agencies, forms for accident reports calling for  
 5 sufficiently detailed information with reference to a motor vehicle accident,  
 6 including the cause, the conditions then existing, the persons and vehicles in-  
 7 volved and such other information as may be necessary. The **【department】**  
 8 division may require operators involved in accidents to file supplemental re-  
 9 ports of accidents upon forms furnished by it when in the opinion of the  
 10 division **【department】**, the original report is insufficient. The reports shall  
 11 be without prejudice, shall be for the information of the **【department】** divi-  
 12 sion, and shall not be open to public inspection. The fact that the reports  
 13 have been so made shall be admissible in evidence solely to prove a compli-  
 14 ance with this section, but no report or any part thereof or statement con-  
 15 tained therein shall be admissible in evidence for any other purpose in a pro-  
 16 ceeding or action arising out of the accident.

1 74. Section 39:4-134 of the Revised Statutes is amended to read as fol-  
 2 lows:

3 39:4-134. Every county prosecutor, county medical examiner, coroner, or  
 4 other official performing like functions shall make a report to the **【commis-**  
 5 **sioner】** director with respect to a death found to have been the result of a  
 6 motor vehicle accident.

ASSEMBLY, No. 10

STATE OF NEW JERSEY

INTRODUCED MARCH 16, 1953

By Messrs. THOMAS and TOMPKINS

Referred to Committee on Revision and Amendment of Laws

AN ACT concerning traffic regulations, and amending section 39:4-130 of the Revised Statutes.

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

1 1. Section 39:4-130 of the Revised Statutes is amended to read as fol-  
2 lows:

3 39:4-130. [The driver of a vehicle involved in an accident resulting in  
4 injuries or death to a person or damage to property to an apparent extent of  
5 one hundred dollars (\$100.00) or more shall, within forty-eight hours, for-  
6 ward a report of the accident to the division on forms furnished by it.

7 The driver of a vehicle involved in an accident resulting in injury to or  
8 death of any person shall immediately by the quickest means of communica-  
9 tion, whether oral or written, give notice of such accident to the local police  
10 department or to the nearest office of the State police. A record of all such  
11 reports shall be forwarded to the director within forty-eight hours after re-  
12 ceipt.]

13 The driver of a vehicle or street car involved in an accident resulting in  
14 injury to or death of any person, or damage to property of any one person in  
15 excess of one hundred dollars (\$100.00) shall by the quickest means of com-  
16 munication give notice of such accident to the local police department or to  
17 the nearest office of the county police of the county or of the State police, and

18 in addition shall within five (5) days after such accident forward a written  
19 report of such accident to the division on forms furnished by it.

20 Whenever the driver of a vehicle is physically incapable of [making]  
21 giving [an] immediate notice or making a written report of an accident as  
22 required in this section and there was another occupant in the vehicle at the  
23 time of the accident capable of giving notice or making a report, such oc-  
24 cupant shall make or cause to be made said notice or report not made by the  
25 driver.

26 Whenever the driver is physically incapable of making a written report  
27 of an accident as required [in] by this section and such driver is not the  
28 owner of the vehicle, then the owner of the vehicle involved in such accident  
29 shall [within forty-eight hours after learning of the accident] make such re-  
30 port not made by the driver.

31 The director may revoke or suspend the operator's license privilege and  
32 registration privilege of a person who violates this section.

1 2. This act shall take effect immediately.

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STATEMENT

This bill is sponsored by the State Co-ordinating Council on Traffic and Safety. It is the purpose of this bill, at the request of the New Jersey Association of Chiefs of Police, to require immediate notification to the local, county or State police of all reportable accidents including not alone injury or death, but also property damage to any one person in excess of one hundred dollars (\$100.00). This bill also establishes a more realistic time of forwarding written reports of accidents to the Division of Motor Vehicles, changing the present forty-eight (48) hours to five (5) days.