

39:4-99

LEGISLATIVE HISTORY CHECKLIST

NJSA 39:4-99

Laws of 1931 Chapter 247

Bill No. S290

Sponsor(s) Reeves

Date Introduced March 9, 1931

Committee: Assembly -

Senate Judiciary

Amended during passage Yes No Senate amendments enclosed  
(Senate J., 1931, p.700-701)  
Assembly amendments enclosed

Date of passage: Assembly April 13  
Senate April 6

Date of approval April 27, 1931

Following statements are attached if available:

Sponsor statement Yes  No

Committee Statement: Assembly Yes  No

Senate Yes  No

Fiscal Note Yes  No

Veto message Yes  No

Message on signing Yes  No

Following were printed:

Reports Yes  No

Hearings Yes  No

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SENATE, No. 290

(P. L. 1928, P. 721)

STATE OF NEW JERSEY

INTRODUCED MARCH 9, 1931

By Mr. REEVES

Referred to Committee on Judiciary

AN ACT to amend and supplement an act entitled "An act providing for the regulation of vehicles, animals and pedestrians on all public roads and turnpikes, and prescribing and regulating process and the service thereof and proceedings for the violation of the provisions of the act, and penalties for said violations, and granting authority to towns, cities, boroughs and townships, under certain restrictions for the adoption of ordinances further regulating vehicles, pedestrians and animals, and designating the authorities to enforce its provisions, and defining their powers and their authority (Revision of 1928), approved July fourteenth, one thousand nine hundred and twenty-eight.

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

1 1. Article I of the act to which this act is an amendment and supplement is  
2 hereby supplemented by the addition of a new section to be known as Section  
3 10(a).

4 10(a). Inside Lane. That lane nearest to the centre line of the roadway.

1 2. Article I of the act to which this act is an amendment and supplement is  
2 hereby supplemented by the addition of a new section to be known as Section 14(a).

3 14(a). Outside Lane. That lane nearest to the curb or outer edge of the  
4 roadway.

1 3. Article I of the act to which this act is an amendment and supplement is  
2 hereby supplemented by the addition of a new section to be known as Section 29(a).

3 29(a). Traffic Commission.. The New Jersey Traffic Commission as author-  
4 ized by the Traffic Commission Act of this State.

1 4. Section 4 of Article II of the act to which this act is an amendment and  
2 supplement is hereby amended to read as follows:

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

1 5. Section 5 of Article II of the act to which this act is an amendment and  
2 supplement is hereby amended to read as follows:

3 5. The department shall prepare and supply to police departments and other  
4 suitable agencies, forms for accident reports calling for sufficiently detailed informa-  
5 tion with reference to a motor vehicle accident, including the cause, the conditions  
6 then existing and the persons and vehicles involved and such other information as  
7 may be necessary. The department may require operators involved in accidents to  
8 file supplemental reports of accidents upon forms furnished by it whenever, in the  
9 opinion of the department, the original report is insufficient. Such reports shall  
10 be without prejudice, shall be for the information of the department, and shall not  
11 be open to public inspection. The fact that such reports have been so made shall  
12 be admissible in evidence solely to prove a compliance with this section, but no  
13 such report or any part thereof or statement contained therein shall be admissible  
14 in evidence for any other purpose in any proceeding or action arising out of such  
15 accidents.

1 6. Article II of the act to which this act is an amendment and supplement is  
2 hereby supplemented by the addition of a new section to be known as Section 8.

3 8. Every county prosecutor, county medical examiner, coroner, or other official  
4 performing like functions shall make a report to the Commissioner with respect to  
5 any death found to have been the result of a motor vehicle accident.

1 7. Section 1 of Article V of the act to which this act is an amendment and  
2 supplement is hereby amended to read as follows:

3 1. On highways where traffic at intersections is controlled by a traffic signal  
4 or by traffic or police officers, pedestrians shall not cross a roadway against the

5 "Stop" signal 【.] unless otherwise specifically directed to go by a traffic or police  
6 officer, official sign, or special signal. A pedestrian crossing or starting across any  
7 such intersection on a "Go" signal shall have the right of way over all vehicles,  
8 including those making turns, until such pedestrian has reached the opposite curb  
9 or place of safety, and it shall be unlawful for the operator of any vehicle to fail  
10 to yield the right-of-way to any such pedestrian.

1 8. Section 5 of Article V of the act to which this act is an amendment and  
2 supplement is hereby amended to read as follows:

3 【5. In all business and residential districts pedestrians shall have the right-  
4 of-way over all vehicles at any and all crossings where traffic is not controlled by  
5 traffic signals or by a police or a traffic officer.】

6 5. The driver of any vehicle shall yield the right-of-way to a pedestrian cross-  
7 ing the roadway within any marked crosswalk or within any unmarked sidewalk  
8 at the end of the block except at intersections where the movement of traffic is  
9 being regulated by police officers or traffic control signals.

10 6. Local authorities in their respective jurisdictions may regulate by ordinance  
11 the crossing of pedestrians at intersections of roadways where traffic on said road-  
12 ways is controlled by traffic control signals, providing the ordinance shall first be  
13 approved by the Traffic Commission.

1 9. Section 7 of Article VII of the act to which this act is an amendment and  
2 supplement is hereby amended to read as follows:

3 【7. On a highway divided longitudinally by a parkway, walk, viaduct or traffic  
4 lines, vehicles shall keep to the right of such division.】

5 7. Whenever any street or highway has been divided into clearly marked lanes  
6 for traffic, drivers of vehicles shall obey the following regulations.

7 (a) A vehicle shall normally be driven in the lane nearest the right hand edge or  
8 curb of the highway when said lane is available for travel except when overtaking  
9 another vehicle or in preparation for a left turn.

10 (b) A vehicle shall be driven as nearly as practicable entirely within a single  
11 lane and shall not be moved from such lane until the driver has first ascertained that  
12 such movement can be made with safety.

13 (c) Upon a highway which is divided into three lanes a vehicle shall not be  
14 driven in the center lane except when overtaking or passing another vehicle or in  
15 preparation for a left turn or unless such center lane is at the time allocated for  
16 traffic moving in the direction the vehicle is proceeding and is sign-posted to give  
17 notice of such allocation.

18 (d) The State Highway Commission or local authorities may by resolution or  
19 ordinance with respect to highways under their jurisdiction designate right hand  
20 lanes for slow moving traffic and inside lanes for traffic moving at the speed desig-  
21 nated for the district under this act, and when such lanes are signposted or marked  
22 to give notice of such designation a vehicle may be driven in any lane allocated to  
23 traffic moving in the direction such vehicle is proceeding but when traveling within  
24 such inside lanes the vehicle shall be driven at approximately the speed authorized  
25 in such lanes and speed shall not unnecessarily be decreased so as to block, hinder  
26 or retard traffic.

1 10. Section 8 of Article VIII of the act to which this act is an amendment  
2 and supplement is hereby supplemented by the addition of a new sub-section to be  
3 known as sub-section c.

4 (c) In the event vehicles on the street or highway are moving in two or more  
5 substantially continuous lines the provisions of section 8.(a) and section 10 of this  
6 article shall not be considered as prohibiting the vehicles in one such line overtak-  
7 ing or passing the vehicles in another such line either upon the right or left nor  
8 shall those provisions be construed to prohibit drivers overtaking and passing upon  
9 the right another vehicle which is making or about to make a left turn.

1 11. Section 12 of Article VIII of the act to which this act is an amendment and  
2 supplement is hereby amended to read as follows:

3 **[12. When two vehicles approach or enter an intersection at approximately the**  
4 **same time, the driver of the vehicle on the left shall yield the right-of-way to the**  
5 **vehicle on the right.]**

6 12 (a) Vehicles approaching an intersection. The driver of a vehicle approach-  
7 ing an intersection shall yield the right of way to a vehicle which has entered the  
8 intersection. When two vehicles enter an intersection at the same time the driver of  
9 the vehicle on the left shall yield the right of way to the driver on the right.

10       **(b) Vehicles entering or crossing a through street.** The driver of any vehicle  
 11 who has stopped as required by law at the entrance to a through street shall yield  
 12 to other vehicles within the intersection or approaching so closely on the through  
 13 street as to constitute an immediate hazard but said driver having so yielded may  
 14 proceed and other vehicles approaching the intersection on the through street shall  
 15 yield to the vehicle so proceeding into or across the through street.

16       **(c) A vehicle turning left at an intersection.** The driver of a vehicle within an  
 17 intersection intending to turn to the left shall yield to any vehicle approaching from  
 18 the opposite direction which is within the intersection or so close thereto as to consti-  
 19 tute an immediate hazard but such driver having so yielded and having given a  
 20 signal when and as required by law may make such left turn and other vehicles ap-  
 21 proaching the intersection from said opposite direction shall yield to the driver mak-  
 22 ing the left turn.

1       12. Section 5 of Article IX of the act to which this act is an amendment and  
 2 supplement is hereby amended to read as follows:

3       5. It shall be prima facie unlawful for any person to exceed any of the fore-  
 4 going speed limitations. In every charge of violation of section four of this article  
 5 the complaint, also the summons or notice to appear, shall specify the speed at  
 6 which the defendant is alleged to have driven, also the speed which this article de-  
 7 clares shall be prima facie lawful at the time and place of such alleged violation.

1       13. The title of Article X of the act to which this act is an amendment and  
 2 supplement is hereby amended to read as follows. **[Stop Street]** Through Street.

1       14. Section 1 of Article X of the act to which this act is an amendment and  
 2 supplement is hereby amended to read as follows:

3       **[1. All highways, or any section thereof, in which there shall be operated a**  
 4 **street car, and all State highway routes, or any highway, or section thereof, which**  
 5 **may be designated by ordinance of the board or body charged with the duty of the**  
 6 **maintenance thereof, shall be known as a "stop street," and only such highways**  
 7 **shall be so marked by "stop street" signs.]**

8       1. The State Highway Commission with reference to State highways and local  
 9 or county authorities with reference to highways under their jurisdiction are here-  
 10 by authorized to designate by resolution in the case of the State Highway Commis-

11 sion or by ordinance or resolution in the case of local or county authorities and  
12 subject to the approval of the Traffic Commission main-traveled or major highways  
13 which shall be known as "through streets" and only such highways shall be so  
14 marked at the entrances thereto from intersecting highways by "stop street" signs.

1 15. Section two of Article X of the act to which this act is an amendment and  
2 supplement is hereby amended to read as follows:

3 [2. The board or boards, body or bodies, charged with the maintenance of  
4 any such highway, or a section thereof, shall within thirty days after the passage of  
5 this act, and within thirty days after any such designation, place a "stop street"  
6 sign not less than three feet, nor more than eight feet, above the surface of the  
7 ground, and so located as to be plainly visible at all times at a distance of one  
8 hundred and fifty feet, and such sign shall be illuminated at night, or so placed as  
9 to be illuminated by the headlights of the approaching vehicles, or by street lights.  
10 Such signs shall be placed on the near right-hand side of each highway intersecting  
11 such "stop street," at a distance of not more than forty feet from the nearest curb  
12 line, or side line in case no curb line shall be established, of such "stop street," and  
13 shall bear upon it the following words: "stop street."]

14 2. The board or boards, body or bodies having jurisdiction over highways now  
15 designated as "stop streets" as provided in Article X of chapter two hundred and  
16 eighty-one, laws of one thousand nine hundred and twenty-eight, shall within one  
17 year after the passage of this act cause the removal of all "stop street" signs not  
18 authorized and approved as provided in section one of this article.

1 16. Section three of Article X of the act to which this act is an amendment and  
2 supplement is hereby amended to read as follows:

3 [3. It shall be unlawful for the driver of any vehicle or street car to enter  
4 upon or cross any "stop street," so designated and marked unless he shall have first  
5 brought his vehicle or street car to a complete stop at a point within five feet of  
6 the nearest crosswalk, or a "stop" line, marked upon the pavement, at the nearest  
7 side of such "stop street," unless authorized or ordered otherwise by a traffic or  
8 police officer stationed at such intersection, or unless such intersection shall be con-  
9 trolled by signal lights; *providing, however,* that where "stop streets" intersect each  
10 other, the board or boards, body or bodies having control of the highway shall

11 designate the highway to be known as the "stop street," and shall post but one of the  
12 said highways.]

13       3. The board or boards, body or bodies charged with the maintenance of any  
14 such highway or section thereof so designated as provided in section I of this  
15 article shall place "stop street" signs not less than three feet nor more than eight feet  
16 above the surface of the roadway and so located as to be plainly visible at all times  
17 at a distance of one hundred and fifty feet and such sign shall be illuminated at  
18 night or so placed as to be illuminated by the headlights of the approaching vehicles  
19 or the street lights. Such signs shall be placed on the near right side of each high-  
20 way intersecting such through street at a distance of not more than forty feet from  
21 the nearest curb line or side line in case no curb line is established of such through  
22 street and shall bear upon it the following words: "stop street."

1       17. Article X of the act to which this act is an amendment and supplement is  
2 hereby supplemented by the addition of a new section to be known as section four.

3       4. Where through streets intersect each other the traffic commission shall  
4 determine the highway to be known as the through street and shall cause the board  
5 or boards, body or bodies having control of such highways to post but one of said  
6 highways.

1       18. Article X of the act to which this act is an amendment and supplement is  
2 hereby supplemented by the addition of a new section to be known as section five.

3       5. It shall be unlawful for the driver of any vehicle or street car to enter upon  
4 or cross any through street so designated and marked unless he shall have first  
5 brought his vehicle or street car to a complete stop at a point within five feet of the  
6 nearest crosswalk or stop line marked upon the pavement at the nearest side of such  
7 through street unless otherwise directed to proceed by a traffic or police officer or  
8 traffic control signal, or as provided in section six of this article.

1       19. Article X of the act to which this act is an amendment and supplement is  
2 hereby supplemented by the addition of a new section to be known as section six.

3       6. One or more vehicle or vehicles, street car or street cars following directly  
4 in line with another such vehicle or street car and coming to a complete stop caused  
5 by the first vehicle or street car nearest the intersection complying with the provi-  
6 sion of section five of this Article, may proceed into or across the through street

7 without again coming to a complete stop and it shall be unlawful for the driver of  
8 a vehicle or street car approaching the intersection on the through street not to yield  
9 to such vehicles so proceeding into or across the through street.

1 20. Section four of Article XI of the act to which this act is an amendment and  
2 supplement is hereby amended to read as follows:

3 4. The driver of a vehicle shall not at any time drive through a safety zone  
4 as defined in Article one section twenty-six of this act, unless directed to do so by a  
5 police or traffic officer [.] or official sign.

1 21. Section twenty-eight of Article XII of the act to which this act is an  
2 amendment and supplement is hereby amended to read as follows:

3 28. No Parking: Signs shall be square, eighteen inches on a side: largest  
4 letter to be three inches in height and letters for explanatory words to be from one  
5 to two inches in height, depending upon the number of words used. Signs shall be  
6 placed [at the point or points] on the side of the highway where the message is to  
7 be obeyed [.] and shall not be placed more than two hundred and fifty feet apart  
8 when designating a continuous prohibited zone equal to or greater than two hundred  
9 and fifty feet.

1 22. Section twenty-nine of Article XII of the act to which this act is an  
2 amendment and supplement is hereby amended to read as follows:

3 29. Time Limit Parking: Signs shall be the same as for "No Parking" sign,  
4 the words "Parking Limit" to appear in large letters and the rest of the message in  
5 the smaller size letters. The signs shall be placed [at the point] on the side of  
6 the highway where the message is to be obeyed [.] and shall not be placed more  
7 than two hundred and fifty feet apart when designating a continuous restricted zone  
8 equal to or greater than two hundred and fifty feet. Color to be green background  
9 and white letters.

1 23. Section two of Article XIII of the act to which this act is an amendment  
2 and supplement is hereby amended to read as follows:

3 2. A three-color system shall be used; red, amber and green. Green shall  
4 mean permission for traffic to go, subject to the safety of others or the specific  
5 directions of an officer [;], official sign or special signal; Red shall mean  
6 traffic to stop before entering the intersection or crosswalk, and remain standing

7 until Green is shown [ ; ] alone, unless otherwise specifically directed to go by an  
 8 officer, official sign or special signal; [ (Amber (or yellow) shall be for the ex-  
 9 clusive use of pedestrians; Amber shall mean vehicles and street cars to stop before  
 10 entering the intersection or crosswalk, unless when the Amber so appears the vehicle  
 11 or street car is so close to the intersection that it cannot be stopped within fifty feet.  
 12 If within fifty feet of an intersection the vehicle or street car may proceed across  
 13 the intersection, or make right or left turns. No vehicles or street cars shall enter  
 14 the intersection or crosswalk if not within this distance of fifty feet, while the Amber  
 15 is displayed but must wait for the Green to appear alone.) ]

16 Amber (or yellow) when shown alone following Green shall mean traffic to  
 17 stop before entering the intersection or nearest crosswalk, unless when the Amber ap-  
 18 pears the vehicle or street car is so close to the intersection that with suitable brakes  
 19 it cannot be stopped in safety. A distance of fifty feet from the intersection is  
 20 considered a safe stopping distance for a speed of twenty miles per hour and  
 21 vehicles or street cars if within this distance when the Amber appears alone, and  
 22 cannot be stopped with safety may proceed across the intersection or make a right  
 23 or left turn unless such turning movement is specifically limited.

1 24. Section four of Article XIII of the act to which this act is an amendment  
 2 and supplement is hereby amended to read as follows:

3 4. The colors shall be <sup>shown</sup> in the following sequence: A Green light dis-  
 4 played for a pre-determined number of seconds followed by an Amber light for a  
 5 reasonable time [for pedestrian] necessary for the clearance of traffic, followed by  
 6 a Red light, followed by a Green light. The timing of all lights shall be determined  
 7 by the volume of traffic.

1 25. Section ten of Article XIII of the act to which this act is an amendment  
 2 and supplement is hereby amended to read as follows:

3 10. All traffic signals shall be so located as to be plainly visible to all traffic  
 4 to be regulated and shall provide an indication for all intersecting roadways at the  
 5 intersection. This shall be accomplished by: [(a) One-way or two-way lights on  
 6 four corners] (a) Four-way signals on posts or brackets on each corner: or [(b)  
 7 Three-way or four-way signal on one corner] (b) Three, two, or one-way signals

8 on posts or brackets on each corner; or [(c) Two-way or four-way signal on  
 9 diagonal corners, or mast arm suspension] (c) Four, three or two-way signals on  
 10 posts or brackets at diagonally opposite corners.

1 26. Section fourteen of Article XIII of the act to which this act is an amend-  
 2 ment and supplement is hereby amended to read as follows:

3 14. All traffic signals shall be placed at such height as to be plainly visible to  
 4 approaching traffic at a distance of at least [fifty] one hundred and fifty feet from  
 5 the intersection.

1 27. Article XIII of the act to which this act is an amendment and supplement  
 2 is hereby supplemented by the addition of a new section to be known as section  
 3 eighteen.

4 18. The driver of a vehicle or the motorman of a street car intending to turn to  
 5 the right or left at an intersection where traffic is controlled by traffic control signals  
 6 or by a traffic or police officer, shall proceed to make either turn with proper care  
 7 to avoid accidents and only upon the "Go" signal, unless otherwise directed by a  
 8 traffic or police officer or by an official sign or special signal.

1 28. Article XIII of the act to which this act is an amendment and supplement  
 2 is hereby supplemented by the addition of a new section to be known as section  
 3 nineteen.

4 19. Special right or left turn movements may be provided when approved by  
 5 the Traffic Commission at intersections where traffic is controlled by traffic control  
 6 signals, by incorporating an additional lens in the signal. This additional len<sup>ion</sup>  
 7 be a green arrow lens and shall designate the special right or left turn movement by  
 8 the direction of the arrow.

1 29. Article XIII of the act to which this act is an amendment and supple-  
 2 ment is hereby supplemented by the addition of a new section to be known as  
 3 section twenty.

4 20. When a green arrow lens is incorporated in a traffic control signal and  
 5 such signal is operating to control traffic at an intersection, vehicles shall make  
 6 turning movements in the direction of the arrow only when such lens is illuminated.

1 30. Article XIII of the act to which this act is an amendment and supple-

2 ment is hereby supplemented by the addition of a new section to be known as sec-  
3 tion twenty-one.

4 21. A special pedestrian interval may be provided when approved by the  
5 Traffic Commission at intersections where traffic is controlled by traffic control  
6 signals.

1 31. Article XIII of the act to which this act is an amendment and supplement  
2 is hereby supplemented by the addition of a new section to be known as section  
3 twenty-two.

4 22. When a special pedestrian interval is incorporated in the operation of a  
5 traffic control signal and signified by means of an approved indication, pedestrians  
6 shall cross the roadway only when such indication is illuminated and vehicles and  
7 street cars shall stop or remain standing until the Green is shown alone.

1 32. Article XIII of the act to which this act is an amendment and supple-  
2 ment is hereby supplemented by the addition of a new section to be known as sec-  
3 tion twenty-three.

4 23. Beacon or flashing signals may be erected on pedestals or posts or sus-  
5 pended by means of mast arm or cable over the intersection, provided, however, that  
6 such signals shall not be erected within the travelable portion of a roadway except  
7 as provided in section thirteen of this Article.

1 33. Article XIII of the act to which this act is an amendment and supplement  
2 is hereby supplemented by the addition of a new section to be known as section 24.

3 24. Traffic control signals and beacon or flashing signals when operating as  
4 flashing mechanisms shall conform to the following:

5 (a) Flashing Red: The red lens when illuminated with rapid intermittent  
6 flashes shall require drivers to come to a complete stop before entering or crossing  
7 the intersection.

8 (b) Flashing Amber: The amber lens when illuminated with rapid intermit-  
9 tent flashes shall indicate the presence of danger and shall require drivers to proceed  
10 only with caution.

1 34. Article XIII of the act to which this act is an amendment and supplement  
2 is hereby supplemented by the addition of a new section to be known as section 25.

3        25. The Traffic Commission is hereby authorized to determine the character,  
4 type, location, placing of and operation of all traffic signal devices on all highways  
5 in the State.

1        35. Section 5 of Article XV of the act to which this act is an amendment  
2 and supplement is hereby amended to read as follows :

3        5. Defendant May Appeal. The defendant in any proceeding instituted under  
4 this act may appeal from the judgment or sentence of the magistrate to the Court  
5 of Common Pleas of the county in which proceedings shall have taken place; *pro-*  
6 *vided*, the said defendant shall within ten days after the date of judgment, deliver  
7 to the magistrate a bond to the State of New Jersey, with at least one sufficient  
8 surety, or make a cash deposit with him of such amount as the magistrate shall  
9 direct, not exceeding the amount of five hundred dollars (unless said defendant  
10 can himself qualify and justify in real estate security in this State in twice said  
11 amount), conditioned to stand to and abide by such further order or judgment as  
12 may thereafter be made against the said party; *and provided, further*, that if the  
13 said magistrate shall have imposed a sentence of imprisonment, the defendant, if  
14 he does not duly appeal, shall be imprisoned forthwith upon the imposing of said  
15 sentence; but that an appeal, properly taken in accordance with the provisions of  
16 this act shall be a stay of and upon the enforcement of a sentence of imprison-  
17 ment, whether the execution of such sentence shall have been entered upon or not,  
18 as well as of such other judgment as may be pronounced.

19        The said defendant shall serve upon the prosecutor of the pleas of the county  
20 wherein the offense was committed, and upon the magistrate imposing such sen-  
21 tence, or the clerk or deputy clerk of such magistrate a written notice of appeal  
22 within ten days from the rendering of judgment, and in cases where the com-  
23 plaint is made by a motor vehicle inspector or by a member of the State police,  
24 the aforementioned notice of appeal must, within the same period of time be served  
25 upon the Attorney-General of the State, either personally or by registered mail  
26 instead of the prosecutor of the pleas; the recognizance so taken under this sec-  
27 tion shall, by the magistrate or clerk, be duly recorded in the office of the clerk of  
28 the county; and provided, further, that if said defendant shall, after the rendition  
29 of said judgment or sentence, announce to said magistrate his intention to appeal

30 therefrom, and either give bond, make the deposit as herein provided, he shall have  
31 ten days from the date of the rendition of said judgment or sentence within which  
32 to complete his appeal, during which said ten days the execution of whatever sen-  
33 tence, or judgment shall have been rendered, whether of imprisonment or fine, shall  
34 be stayed, and in case said defendant shall fail to complete his appeal within said  
35 ten days, the like proceedings may be had as would by the provisions of this act  
36 follow an appeal taken and a judgment of affirmance thereupon.

1       36. Section six of Article XV of the act to which this act is an amendment and  
2 supplement is hereby amended to read as follows:

3       6. Procedure on Appeal. Whenever an appeal shall be taken, as aforesaid, it  
4 shall be the duty of the magistrate within ten days after defendant has completed  
5 his appeal to send all papers and all moneys, if any, deposited according to the provi-  
6 sions of this act, and all money paid for the cost of prosecution, together with  
7 a transcript of the proceedings in the case to the court of common pleas of the said  
8 county, and the trial on appeal must be noticed for a hearing, by the said defendant  
9 for a day not more than thirty days after he has completed his appeal, and in the  
10 event that the court be not in session then for a day as soon thereafter as the said  
11 court will fix to hear the same, by serving the prosecutor of the pleas of the county  
12 wherein the alleged violation was committed, not more than ten days after complet-  
13 ing his appeal a five days' written notice thereof, and in cases where the complaint  
14 is made by a motor vehicle inspector or by a member of the State **【Constabulary】**  
15 Police, the aforementioned notice, must, within the same period of time, be served  
16 upon the Attorney General of the State, either personally, or by registered mail;  
17 and it shall be the duty of the prosecutor of the pleas of the county wherein the  
18 alleged violation was committed, to represent the complainant at the trial on appeal;  
19 *provided*, that in cases where the complaint is made by a motor vehicle inspector,  
20 or by a member of the State **【Constabulary】** Police, it shall be the duty of the  
21 Attorney General to represent the complainant at the trial on appeal; and should the  
22 defendant fail to give the required notice of trial on appeal to the person, and within  
23 the time as hereinbefore provided, then the like proceeding may be had as would  
24 by the provisions of this act follow an appeal taken and judgment of affirmance there-

25 upon. The prosecutor of the pleas of any county, charged with the enforcement of  
26 the provisions of this section, may request the Attorney General to attend personally,  
27 or by such assistant or assistants as he shall designate, to aid in the prosecution  
28 of any appeal. The court of common pleas, on appeal, shall, de novo, and in a  
29 summary manner try and determine all such appeals, and in case the defendant is  
30 convicted on such appeal, the court of common pleas shall impose the penalty pre-  
31 scribed by the act of which this act is amendatory, and in case the defendant is  
32 acquitted upon such an appeal, the court of common pleas shall order the return of  
33 all moneys deposited as aforesaid, and all costs of prosecution paid by the said  
34 defendant, to the said defendant. It shall be lawful for the court of common pleas  
35 in any appeal brought before it at all times to amend all defects and errors for the  
36 purpose of determining the trial of any appeal the merits of the said case.

1       37. Article XV of the act to which this act is an amendment and supplement  
2 is hereby supplemented by the addition of a new section to be known as section  
3 fourteen.

4       14. Any person who having collected any fine for any violation of the act to  
5 which this section is a supplement shall fail within thirty days to return said fine  
6 to the Commissioner of Motor Vehicles or the proper financial officer of the county  
7 as provided for in the act to which this section is a supplement, shall be guilty of  
8 a misdemeanor, and shall be subject to a penalty of not exceeding five hundred  
9 dollars for the first offense and a penalty of one thousand dollars and imprisonment,  
10 not exceeding one year, or both, at the discretion of the court, upon any subsequent  
11 conviction.

1       38. Article XV of the act to which this act is an amendment and supplement  
2 is hereby supplemented by the addition of a new section to be known as section fifteen.

3       15. Any person who, having collected any fine or any fine and costs for any  
4 violation of the act to which this section is a supplement, and who shall fail to  
5 deliver immediately to the offender a proper itemized receipt therefor, shall be subject  
6 to a penalty of a fine of twenty-five dollars, or imprisonment for a term not exceed-  
7 ing five days, or both.

1       39. This act shall take affect immediately.

**STATEMENT**

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

ASSEMBLY AMENDMENTS TO  
**SENATE, No. 290**

Tr.

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**STATE OF NEW JERSEY**

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On page 13, section 37, line 3, strike out the word "fourteen." and insert in lieu thereof the word "sixteen".

On page 13, section 37, line 4, strike out the numerals "14." and insert in lieu thereof the numerals "16."

On page 13, section 38, line 2, strike out the word "fifteen" and insert in lieu thereof the word "seventeen".

On page 13, section 38, strike out all of the material in lines 3, 4, 5, 6 and 7 and insert in lieu thereof the following:

"17. It shall be the duty of any person who shall collect any fine, or any fine and costs, for any violation of this act when so requested, to deliver to the offender a proper itemized receipt therefor. Any person who shall violate this provision shall be subject to a fine of not exceeding twenty-five dollars (\$25.00)."

Correctly printed.

Signed—Dryden Kuser, Horace G. Prall.

Mr. Davis, Chairman of the Committee on Banks and Insurance, reported

Assembly Bills Nos. 68, 106, 53, 206, favorably, without amendment, and 52 with committee amendment.

Signed—Francis B. Davis, Roy T. Yates.

Mr. Davis offered the following amendment to Assembly Bill No. 52, which was read and adopted:

On page one, paragraph one, strike out all of lines three, four, five and six and insert in lieu thereof the following:

An act declaring unlawful certain practices in connection with the issuance, sale, offer for sale, purchase, offer to purchase, promotion, negotiation, advertisement or distribution of securities within or from this State, providing for the investigation and prevention of such practices and fixing punishment therefor.

Mr. Mathis, Chairman of the Committee on Treasurer's Accounts of the 1930 Legislature, submitted the report of the Committee.

Mr. Reeves, Chairman of the Committee on Judiciary, reported

Senate Bills Nos. 200, favorably without amendment, No. 16 with committee amendments.

Signed—A. Crozer Reeves, Francis B. Davis.

Mr. Reeves offered the following amendments to Senate Bill No. 16, which were read and adopted:

Amend section two, line five by striking out all of the line after the comma.

Amend section three, page three, line twenty-six by striking out the words "chosen and retain or em—"

Amend section three, page three line twenty-seven by striking out all of the line and inserting in lieu thereof the word "for"

Mr. Reeves, Chairman of the Committee on Judiciary, reported Senate Bill No. 290 with committee amendments.

Signed—A. Crozer Reeves, Francis B. Davis.

Mr. Reeves offered the following amendment to Senate Bill No. 290, which was read and adopted:

Section fourteen, at page six, strike out the period after the word "signs", substitute a semi-colon and insert the following:

"or the Traffic Commission on its own motion may designate such 'through streets', and upon such designation shall give notice thereof to the board or body charged with the maintenance of any such 'through street', which board or body shall thereupon comply with the provisions of section three of this article. The Traffic Commission shall have power by appropriate resolution to withdraw the designation of 'through streets' and thereafter cause the removal of 'Stop Street' signs indicating said 'through street'."

Mr. Davis, Chairman of the Committee on Banks and Insurance, reported

Senate Bill No. 285

Favorably, without amendment.

Signed—Francis B. Davis, Roy T. Yates.

Mr. Davis, Chairman of the Committee on Railroads and Canals, reported

Senate Bill No. 163

Favorably, without amendment.

Signed—Francis B. Davis, Dryden Kuser.

Mr. Yates, Chairman of the Committee on Game and Fisheries, reported

Assembly Bill No. 27

Favorably, without amendment.

Signed—Roy T. Yates, Dryden Kuser.

Senate Bill No. 289, entitled "An Act to amend an act entitled 'An act to establish a traffic commission and to define its powers and duties,' approved April fifteenth, one thousand nine hundred and thirty,"

Was taken up, read a second time, considered by sections, agreed to, ordered to be printed, and to have a third reading.

Senate Bill No. 300, entitled "A supplement to an act entitled 'An act concerning municipalities,' approved March twenty-seventh, one thousand nine hundred and seventeen,"

Was taken up, read a second time, considered by sections, agreed to, ordered to be printed and to have a third reading.

Senate Bill No. 177, entitled "An act to provide for the preservation of the historic flags of New Jersey, and making appropriation therefor,"

As amended,

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.