

STATE OF NEW JERSEY

INTRODUCED MARCH 28, 1955

By Messrs. ANTON and HAND

(Without Reference)

An Act concerning the registration of motor vehicles, and the licensing of drivers thereof, amending sections 39:1-1, 39:3-3, 39:3-4, 39:3-5, 39:3-10, 39:3-13, 39:3-22, 39:3-30, 39:3-32 and 39:10-8, repealing section 39:3-9, and supplementing chapter 3 of Title 39, of the Revised Statutes.

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

2 **Jersey:**

3 1. Section 39:1-1 of the Revised Statutes is amended to read as follows:

4 39:1-1. As used in this subtitle, unless other meaning is clearly appar-

5 ent from the language or context, or unless inconsistent with the manifest in-

6 tention of the Legislature:

7 "Alley" means a public highway wherein the roadway does not exceed

8 12 feet in width.

9 "Authorized emergency vehicles" means vehicles of the fire department,

10 police vehicles and such ambulances and other vehicles as are approved by

11 the Director of the Division of Motor Vehicles in the Department of Law

12 and Public Safety when operated in response to an emergency call.

13 "Automobile" includes all motor vehicles except motor cycles.

14 "Berm" means that portion of the highway exclusive of roadway and

15 shoulder, bordering the shoulder but not to be used for vehicular travel.

"Business district" means that portion of a highway and the territory

contiguous thereto, where within any 600 feet along such highway there are

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

16 buildings in use for business or industrial purposes, including but not limited
17 to hotels, banks, office buildings, railroad stations, and public buildings which
18 occupy at least 300 feet of frontage on 1 side or 300 feet collectively on both
19 sides of the roadway.

20 "Commercial motor vehicle" includes every type of motor-driven vehi-
21 cle used for commercial purposes on the highways, such as the transporta-
22 tion of goods, wares and merchandise, excepting such vehicles as are run only
23 upon rails or tracks and vehicles of the passenger car type used for touring
24 purposes or the carrying of farm products and milk, as the case may be.

25 "Commissioner" means the Director of the Division of Motor Vehicles
26 in the Department of Law and Public Safety of this State.

27 "Crosswalk" means that part of a highway at an intersection included
28 within the connections of the lateral lines of the sidewalks on opposite sides
29 of the highway measured from the curbs or, in the absence of curbs, from
30 the edges of the shoulder or, if none, from the edges of the roadway; also,
31 any portion of a highway at an intersection or elsewhere distinctly indicated
32 for pedestrian crossing by lines or other markings on the surface.

33 "Dealer" includes every person actively engaged in the business of buy-
34 ing, selling or exchanging motor vehicles or motor cycles and who has an es-
35 tablished place of business.

36 "Department" means the Division of Motor Vehicles in the Department
37 of Law and Public Safety of this State acting directly or through its duly
38 authorized officers or agents.

39 "Deputy commissioner" means deputy director of the Division of Motor
40 Vehicles in the Department of Law and Public Safety.

41 "Deputy director" means deputy director of the Division of Motor Ve-
42 hicles in the Department of Law and Public Safety.

43 "Director" means the Director of the Division of Motor Vehicles in the
44 Department of Law and Public Safety.

45 "Division" means the Division of Motor Vehicles in the Department of
46 Law and Public Safety acting directly or through its duly authorized officers
47 or agents.

48 "Driver" means the rider or driver of a horse, bicycle or motor cycle or
49 the driver or operator of a motor vehicle, unless otherwise specified.

50 "Explosives" means any chemical compound or mechanical mixture that
51 is commonly used or intended for the purpose of producing an explosion and
52 which contains any oxidizing and combustive units or other ingredients in
53 such proportions, quantities, or packing that an ignition by fire, by friction,
54 by concussion, by percussion, or by detonator of any part of the compound or
55 mixture may cause such a sudden generation of highly heated gases that the
56 resultant gaseous pressures are capable of producing destructive effects on
57 contiguous objects or of destroying life or limb.

58 "Farm tractor" means every motor vehicle designed and used primarily
59 as a farm implement for drawing plows, mowing machines, and other imple-
60 ments of husbandry.

61 "Flammable liquid" means any liquid having a flash point below 200°
62 Fahrenheit, and a vapor pressure not exceeding 40 pounds.

63 "Gross weight" means the combined weight of a vehicle and any load
64 thereon.

65 "Highway" means the entire width between the boundary lines of every
66 way publicly maintained when any part thereof is open to the use of the pub-
67 lic for purposes of vehicular travel.

68 "Horse" includes mules and all other domestic animals used as draught
69 animals or beasts of burden.

70 "Inside lane" means the lane nearest the center line of the roadway.

71 "Intersection" means the area embraced within the prolongation of the
72 lateral curb lines or, if none, the lateral boundary lines of 2 or more high-
73 ways which join one another at an angle, whether or not 1 such highway
74 crosses another.

- 75 "Laned roadway" means a roadway which is divided into 2 or more
76 clearly marked lanes for vehicular traffic.
- 77 "Limited-access highway" means every highway, street, or roadway in
78 respect to which owners or occupants of abutting lands and other persons
79 have no legal right of access to or from the same except at such points only
80 and in such manner as may be determined by the public authority having
81 jurisdiction over such highway, street, or roadway; and includes any high-
82 way designated as a "freeway" or "parkway" by authority of law.
- 83 "Local authorities" means every county, municipal and other local
84 board or body having authority to adopt local police regulations under the
85 constitution and laws of this State, including every county board of chosen
86 freeholders with relation to county roads.
- 87 "Magistrate" means any municipal court, county district court, criminal
88 judicial district court, County Court and the Superior Court, and any officer
89 having the powers of a committing magistrate and the Director of the Divi-
90 sion of Motor Vehicles in the Department of Law and Public Safety.
- 91 "Manufacturer" means a person engaged in the business of manufac-
92 turing or assembling motor vehicles, who will, under normal business condi-
93 tions during the year, manufacture or assemble at least 10 new motor vehi-
94 cles.
- 95 "Metal tire" means every tire the surface of which in contact with the
96 highway is wholly or partly of metal or other hard nonresilient material.
- 97 "Motor cycle" includes all motor operated vehicles of the bicycle or tri-
98 cycle type, whether the motive power be a part thereof or attached thereto,
99 and having a saddle or seat with driver sitting astride or upon it, or a plat-
100 form on which the driver stands.
- 101 "Motor-drawn vehicle" includes trailers, semitrailers, or any other type
102 of vehicle drawn by a motor-driven vehicle.
- 103 "Motor vehicle" includes all vehicles propelled otherwise than by mus-
104 cular power, excepting such vehicles as run only upon rails or tracks.

105 "Official traffic control devices" means all signs, signals, markings, and
106 devices not inconsistent with this subtitle placed or erected by authority of a
107 public body or official having jurisdiction, for the purpose of regulating,
108 warning, or guiding traffic.

109 "Omnibus" includes all motor vehicles used for the transportation of
110 passengers for hire, except school buses if the same are not otherwise used
111 in the transportation of passengers for hire.

112 "Operator" means a person who is in actual physical control of a ve-
113 hicle or street car.

114 "Outside lane" means the lane nearest the curb or outer edge of the
115 roadway.

116 "Owner" means a person who holds the legal title of a vehicle, or if a
117 vehicle is the subject of an agreement for the conditional sale or lease thereof
118 with the right of purchase upon performance of the conditions stated in the
119 agreement and with an immediate right of possession vested in the condi-
120 tional vendee or lessee, or if a mortgagor of a vehicle is entitled to possession,
121 then the conditional vendee, lessee or mortgagor shall be deemed the owner
122 for the purpose of this subtitle.

123 "Parking" means the standing or waiting on a street, road or highway
124 of a vehicle not actually engaged in receiving or discharging passengers or
125 merchandise, unless in obedience to traffic regulations or traffic signs or sig-
126 nals.

127 "*Passenger automobile*" means all automobiles used and designed for
128 the transportation of passengers, other than omnibuses and school buses.

129 "Pedestrian" means a person afoot.

130 "Person" includes natural persons, firms, co-partnerships, associations,
131 and corporations.

132 "Pneumatic tire" means every tire in which compressed air is designed
133 to support the load.

134 "Pole trailer" means every vehicle without motive power designed to
135 be drawn by another vehicle and attached to the towing vehicle by means of

136 a reach, or pole, or by being boomed or otherwise secured to the towing ve-
137 hicle, and ordinarily used for transporting long or irregularly shaped loads
138 such as poles, pipes, or structural members capable, generally, of sustaining
139 themselves as beams between the supporting connections.

140 "Private road or driveway" means every road or driveway not open to
141 the use of the public for purposes of vehicular travel.

142 "Railroad train" means a steam engine, electric or other motor, with or
143 without cars coupled thereto, operated upon rails, except street cars.

144 "Residence district" means that portion of a highway and the territory
145 contiguous thereto, not comprising a business district, where within any 600
146 feet along such highway there are buildings in use for business or residen-
147 tial purposes which occupy 300 feet or more of frontage on at least 1 side of
148 the highway.

149 "Right of way" means the privilege of the immediate use of the high-
150 way.

151 "Road tractor" means every motor vehicle designed and used for draw-
152 ing other vehicles and not so constructed as to carry any load thereon either
153 independently or any part of the weight of a vehicle or load so drawn.

154 "Roadway" means that portion of a highway improved, designed, or
155 ordinarily used for vehicular travel, exclusive of the berm or shoulder. In the
156 event a highway includes 2 or more separate roadways the term "roadway"
157 as used herein shall refer to any such roadway separately, but not to all such
158 roadways collectively.

159 "Safety zone" means the area or space officially set aside within a high-
160 way for the exclusive use of pedestrians, which is so plainly marked or in-
161 dicated by proper signs as to be plainly visible at all times while set apart as
162 a safety zone.

163 "School bus" means every motor vehicle owned by a public or govern-
164 mental agency, or religious or other charitable organization or corporation,
165 and operated for the transportation of children to or from school or pri-

166 vately owned and operated for compensation for the transportation of chil-
167 dren to or from school.

168 "School zone" means that portion of a highway which is contiguous to
169 territory occupied by a school building upon which are maintained appropri-
170 ate "school signs" in accordance with specifications adopted by the director
171 and in accordance with law.

172 "Semitrailer" means every vehicle with or without motive power, other
173 than a pole trailer, designed for carrying persons or property and for being
174 drawn by a motor vehicle and so constructed that some part of its weight and
175 that of its load rests upon or is carried by another vehicle.

176 "Shoulder" means that portion of the highway, exclusive of and bor-
177 dering the roadway, designed for emergency use but not ordinarily to be
178 used for vehicular travel.

179 "Sidewalk" means that portion of a highway intended for the use of
180 pedestrians, between the curb line or the lateral line of a shoulder, or if none,
181 the lateral line of the roadway, and the adjacent right of way line.

182 "Sign." See "Official traffic control devices."

183 "Slow moving vehicle" means a vehicle run at a speed less than the
184 maximum speed then and there permissible.

185 "Solid tire" means every tire of rubber or other resilient material which
186 does not depend upon compressed air for the support of the load.

187 "Street" means the same as highway.

188 "Street car" means a car other than a railroad train for transporting
189 persons or property and operated upon rails principally within a municipality.

190 "Stop," when required, means complete cessation from movement.

191 "Stopping or standing," when prohibited, means any cessation of move-
192 ment of a vehicle, whether occupied or not, except when necessary to avoid
193 conflict with other traffic or in compliance with the directions of a police offi-
194 cer or traffic control sign or signal.

195 "Through highway" means every highway or portion thereof at the en-
196 trances to which vehicular traffic from intersecting highways is required by

197 law to stop before entering or crossing the same and when stop signs are
198 erected as provided in this chapter.

199 "Trackless trolley" means every motor vehicle which is propelled by
200 electric power obtained from overhead trolley wires but not operated upon
201 rails.

202 "Traffic" means pedestrians, ridden or herded animals, vehicles, street
203 cars, and other conveyances either singly, or together, while using any high-
204 way for purposes of travel.

205 "Traffic control signal" means a device whether manually, electrically,
206 mechanically, or otherwise controlled by which traffic is alternately directed
207 to stop and to proceed.

208 "Trailer" means every vehicle with or without motive power, other than
209 a pole trailer, designed for carrying persons or property and for being drawn
210 by a motor vehicle and so constructed that no part of its weight rests upon
211 the towing vehicle.

212 "Truck" means every motor vehicle designed, used, or maintained pri-
213 marily for the transportation of property.

214 "Truck tractor" means every motor vehicle designed and used primarily
215 for drawing other vehicles and not so constructed as to carry a load other than
216 a part of the weight of the vehicle and load so drawn.

217 "Vehicle" means every device in, upon or by which a person or property
218 is or may be transported upon a highway, excepting devices moved by human
219 power or used exclusively upon stationary rails or tracks.

1 2. Section 39:3-3 of the Revised Statutes is amended to read as follows:

2 39:3-3. The [commissioner] *director* [may] *shall* designate [any] *at*
3 *least 1 person in each county for each 300,000 inhabitants or fraction thereof*
4 *to be his agent for the registering of motor vehicles, issuing registration cer-*
5 *tificates and licensing of drivers, subject to the requirements of this subtitle*
6 *and to any rules and regulations the [commissioner] director imposes. The*
7 *agent shall so act until his authority is revoked by the [commissioner] direc-*
8 *tor. The fee allowed the agent for registration certificates issued by him and*

9, for every license granted by him shall be fixed by the [commissioner] direc-
10 tor, to be deducted and remitted to the agent by the [commissioner] director
11 from the registration or license fee paid to him. The [commissioner] direc-
12 tor may limit the fee so paid to a maximum.

1 3. Section 39:3-4 of the Revised Statutes is amended to read as
2 follows:

3 39:3-4. Except as hereinafter provided, every resident of this State and
4 every nonresident whose automobile or motorcycle shall be driven in this
5 State shall, before using such vehicle on the public highways, register the
6 same, and no [motor vehicle] automobile or motorcycle shall be driven un-
7 less so registered.

8 Such registration shall be made in the following manner: An applica-
9 tion in writing, signed by the applicant or by an agent or officer in case the
10 applicant is a corporation, shall be made to the director or his lawful agent,
11 on forms prepared and supplied by the director, containing the name, ad-
12 dress and age of the owner, together with a description of the character of
13 the automobile or motorcycle, including the name of the maker and the
14 manufacturer's number or the motor number, or both and any other state-
15 ment that may be required by the director. Thereupon the director shall
16 have power to grant a registration certificate to the owner of any motor ve-
17 hicle, if over 17 years of age, application for the registration having been
18 properly made and the fee therefor paid, and the vehicle being of a type
19 that complies with the requirements of this subtitle. [The registration cer-
20 tificate to be issued by the director shall be properly numbered and shall
21 state that the motor vehicle or motorcycle is registered in accordance with
22 the law. The director shall cause the name of the owner, with his address
23 and the number of his certificate and description of the motor vehicle or
24 motorcycle, to be entered on the records of his department in alphabetical
25 and numerical order.] The form and contents of the registration certificate
26 to be issued shall be prescribed by the director. The director shall maintain
27 a record of all registration certificates issued, and of the contents thereof.

28 Every registration shall expire and the certificate thereof become void
29 on [March 31 of each year, terminating the period for which such certificate
30 is issued] *the last day of the twelfth calendar month following the calendar*
31 *month in which the certificate was issued; provided, however, that during*
32 *the month of March, 1956, the director may, at his discretion, require regis-*
33 *trations which shall expire, and issue certificates thereof which shall be-*
34 *come void, on a date fixed by him, which date shall not be sooner than 3*
35 *months nor later than 16 months after the date of issuance of such certifi-*
36 *cates, and the fees for such registrations shall be fixed by the director in*
37 *amounts proportionately less or greater than the fees established in this*
38 *Title.*

39 The director shall issue [registrations and licenses] *registration cer-*
40 *tificates* for the following [yearly] *registration* period, on and after [March
41 1 of each year,] *the first day of the calendar month immediately preceding*
42 *the commencement of such registration period, such [registrations and li-*
43 *censes] registration certificates to be effective immediately.*

44 *Application forms for all renewals of registrations for passenger auto-*
45 *mobiles shall be mailed by the director from the central office of the division*
46 *to the last addresses of owners of motor vehicles and motorcycles, as they*
47 *appear on the records of the division.*

48 No person owning or having control over any unregistered motor vehicle
49 shall permit the same to be parked or to stand on a public highway.

50 Any motor vehicle inspector or police officer is authorized to remove any
51 such unregistered vehicle from the public highway to a storage space or
52 garage, the expense involved in such removal and storing of said motor
53 vehicle to be borne by the owner of such vehicle.

54 Any person violating the provisions of this section shall be subject to
55 a fine not exceeding \$100.00, except that for the misstatement of any fact in
56 the application required to be made by the director, the person making such
57 statement shall be subject to the penalties provided in section 39:3-37 of
58 this Title.

59 *Nothing in this section shall be construed to alter or extend the expira-*
60 *tion date of any registration certificate issued prior to March 1, 1956.*

1 *Section 39:3-8 of the Revised Statutes is amended to read as follows:*
2 *39:3-8. The applicant for registration for passenger [motor vehicles]*
3 *automobiles shall pay to the commissioner for each registration a fee of*
4 *[\$0.40 per horse power for the rated horse power of such motor vehicle or*
5 *the major fraction thereof for its rated horse power up to and including*
6 *vehicles of a 29 horse power rating, and a fee of \$0.50 per horse power or*
7 *the major fraction thereof for all passenger motor vehicles having a rating*
8 *of 30 horse power or more] \$10.00 for each such vehicle having a manufac-*
9 *turer's shipping weight of less than 2,700 pounds, a fee of \$15.00 for each*
10 *such vehicle having a manufacturer's shipping weight of 2,700 pounds or*
11 *more, but not greater than 3,800 pounds, and a fee of \$25.00 for each such*
12 *vehicle having a manufacturer's shipping weight in excess of 3,800 pounds.*
13 *The director shall determine the manufacturer's shipping weight for each*
14 *passenger automobile on the basis of the information contained in the cer-*
15 *tificate of origin, the application for registration or for renewal of registra-*
16 *tion, or the records of the division, or any or all of these; in any case in which*
17 *the manufacturer's shipping weight of any particular passenger automobile*
18 *is unavailable, or in doubt or dispute, the director may require that such auto-*
19 *mobile be weighed on a scale designated by him, and such actual weight shall*
20 *be considered the manufacturer's shipping weight for the purposes of this*
21 *section; but in all cases the director's determination of the manufacturer's*
22 *shipping weight of any such automobile shall be final. \$1.50 of each fee fixed*
23 *herein, shall be the inspection fee fixed in section 39:8-2 of this Title, and*
24 *payment of the fees herein provided shall constitute payment of the said in-*
25 *spection fee.*

26 The director may also license private utility and house type semitrailers
27 and trailers with a gross load not in excess of 2,000 pounds at a fee of \$5.00
28 per annum and all other such utility and house type semitrailers and trail-
29 ers at \$10.00 per annum. Application for such registration shall be made on

30 a blank to be furnished by the division and the application shall contain a
31 statement to the effect that the vehicle so registered will not be used for the
32 commercial transportation of goods, wares and merchandise, or for hire.
33 No private utility or house type semitrailer or trailer with an outside
34 width of more than 96 inches, a maximum height of 13 feet 6 inches, a maxi-
35 mum length for a single vehicle of more than 35 feet, a maximum length for
36 a semitrailer and its towing vehicle of more than 45 feet, and a maximum
37 length for a trailer and its towing vehicle of more than 50 feet, shall be op-
38 erated on any highway in this State, except that a vehicle exceeding the
39 above limitations may be operated when a special permit so to operate is
40 secured in advance from the director.

1 5. Section 39:3-10 of the Revised Statutes is amended to read as follows:

2 39:3-10. No person shall drive a motor vehicle on a public highway in
3 this State unless licensed to do so in accordance with this article. No person
4 under 17 years of age shall be licensed to drive motor vehicles, nor shall a per-
5 son be licensed until he has passed a satisfactory examination as to his
6 ability as an operator. The examination shall include a test of the appli-
7 cant's knowledge of such portions of the mechanism of motor vehicles as is
8 necessary to insure the safe operation of a vehicle of the kind or kinds in-
9 dicated by the applicant and of the laws and ordinary usages of the road
10 and a demonstration of his ability to operate a vehicle of the class desig-
11 nated.

12 The director, upon payment of the lawful fee and after he or an inspec-
13 tor of his has examined the applicant and is satisfied of the applicant's ability
14 as an operator, may, in his discretion, license the applicant to drive a motor
15 vehicle. The license shall authorize him to drive any registered automobile
16 or motorcycle and shall expire on [March 31 of each year, terminating the
17 period for which such license is issued] *the last day of the thirty-sixth cal-*
18 *endar month following the calendar month in which such license was issued;*
19 *provided, however, that during the month of March, 1956, the director may,*
20 *at his discretion, issue licenses which shall expire on a date fixed by him,*

21 which date shall not be sooner than 5 months nor later than 11 months after
22 the date of issuance of such licenses, and the fee for such licenses shall be fixed
23 by the director in amounts proportionately less or greater than the fee herein
24 established. The [annual] license fee for such 36 month period shall be
25 ~~[\$3.00]~~ \$3.00 for drivers of [automobile] automobiles and ~~[\$1.00]~~ \$2.50 for
26 operators of motorcycles. The driver's license shall have the name of the
27 licensee endorsed thereon in his own handwriting.

28 The director shall issue licenses for the following license period on and
29 after the first day of the calendar month immediately preceding the com-
30 mencement of such period, such licenses to be effective immediately.

30A The applicant at his option may apply for and be entitled to receive,
30B as heretofore, a license to expire on March 31 of each year terminating the
30C period for which such license is issued upon the payment of a license fee of
30D \$3.00 for drivers of automobiles and \$1.00 for the operators of motorcycles.

31 All applications for renewals of licenses shall be made on forms pre-
32 scribed by the director, which forms shall be mailed by the director from the
33 central office of the division to the last addresses of the licensed drivers as
34 they appear on the records of the division. Upon the return by mail of such
35 forms, accompanied by the requisite fees, the director shall issue renewals
36 of such licenses by mail from the central office of the division.

37 The director in his discretion may refuse to grant a license to drive motor
38 vehicles to a person who is, in his estimation, not a proper person to be
39 granted such a license, but no defect of the applicant shall debar him from
40 receiving a license unless it can be shown by tests approved by the Director
41 of the Division of Motor Vehicles that the defect incapacitates him from
42 safely operating a motor vehicle.

43 A person violating this section shall be subject to a fine not exceeding
44 \$500.00 or imprisonment in the county jail for not more than 60 days.

45 Nothing in this section shall be construed to alter or extend the expira-
46 tion of any license issued prior to March 1, 1956.

1 6. Any owner of a passenger automobile or motor cycle, or licensed
 2 driver may, if he so desires, apply directly to any agent of the director, as
 3 heretofore, for renewal of his registration or license, or both, as the case
 4 may be.

1 7. Section 39:3-13 of the Revised Statutes is amended to read as fol-
 2 lows:

3 39:3-13. The [commissioner] *director* may, in his discretion, issue to a
 4 person over 17 years of age a written permit, under the hand and seal of
 5 the [commissioner] *director*, allowing such person, for the purpose of fitting
 6 himself to become [a motor vehicle] *an automobile* driver or a motorcycle
 7 operator, to operate a motor vehicle or motorcycle for a specified period of
 8 not more than [30] *60* days, while in the company and under the supervision
 9 of a licensed motor vehicle driver. The permit shall be sufficient license for
 10 the person to operate [a motor vehicle] *an automobile* or motorcycle in this
 11 State during the period specified, while in the company of and under the
 12 control of a licensed motor vehicle driver of this State. Such person, as well
 13 as the licensed motor vehicle driver, shall be held accountable for all viola-
 14 tions of this subtitle committed by such person while in the presence of the
 15 licensed driver. No written permit shall be issued unless the person applying
 16 therefor shall pay the sum of [\\$1.00] *\\$2.00* to [an agent of the department]
 17 *the director, or an officer, employee or agent of the division*, which sum shall
 18 be [turned over by the agent to the commissioner, and by him] remitted
 19 *by the director* with the other funds collected in his [department] *division*
 20 to the State Treasurer, in accordance with the provisions of this subtitle.

21 No examination for a driver's license shall be given unless the applicant
 22 has first secured a learner's permit.

1 8. Section 39:3-22 of the Revised Statutes is amended to read as fol-
 2 lows:

3 39:3-22. If application is made for the registration of a motor vehicle,
 4 *other than a passenger automobile, or for the registration of a commercial*
 5 motor vehicle, trailer, semitrailer, tractor or omnibus on or after October 1

6 in any year, the applicant shall pay only $\frac{1}{2}$ of the registration fee provided
7 for in the class to which such vehicle belongs.

8 Section 39:3-30 of the Revised Statutes is amended to read as fol-
9 lows:

10 39:3-30. Upon the transfer of ownership or the destruction of any motor
11 vehicle its registration shall [expire] *become void*. If the motor vehicle is
12 sold the original owner shall remove the [registration] license plates there-
13 from, and, within 48 hours, notify the [commissioner] *director* of the name
14 and address of the purchaser.

15 The original owner may, by proper sworn application on a [blank]
16 form to be furnished by the [department] *division*, register another motor
17 vehicle for the unexpired portion of the registration period of the original
18 vehicle, upon payment of a fee of \$1.00 if the vehicle is of a [horse power
19 or] *weight or other* classification equal with or less than the one originally
20 registered, or upon the payment of a fee of \$1.00 and the difference between
21 the fee originally paid and that due if the new motor vehicle is properly regis-
22 terable in a higher class. Unless the original [registration] license plates
23 have been destroyed, the owner shall be assigned the [registration] license
24 number previously issued to him and shall receive a new registration cer-
25 tificate. If the original [registration] license plates have been destroyed,
26 [the owner thereof in making application for the transfer of the original
27 registration shall pay in addition to the transfer fee of \$1.00 a fee of \$2.00
28 for new plates] *replacement of the plates will be made under the provisions
of section 39:3-32 of this Title.*

29 The surviving husband, wife, child or children of a deceased registered
30 owner of any motor vehicle in whom title thereto shall vest by virtue of the
31 terms of the will of such deceased owner, or otherwise, shall, upon applica-
32 tion to the [commissioner] *director*, and upon the payment of a fee of \$1.00,
33 be entitled to have the registration [to] of such vehicle transferred [in] to
34 his or her name.

10. Section 39:3-32 of the Revised Statutes is amended to read as fol-

2 lows:

3 39:3-32. If 1 or both [registration] license plates or 1 or both inserts
4 are lost, *destroyed*, or so defaced that the numbers thereon are illegible, the
5 owner of the motor vehicle for which the same were issued shall apply to the
6 director or his representative for new plates or inserts within 24 hours of
7 the discovery of such loss, *destruction*, or defacement. The application
8 shall be made upon a [blank] form furnished by the division, on which the
9 loss, defacement or destruction of the plate or plates, insert or inserts shall
10 be set forth. The application shall be accompanied by a fee [of \$1.00 for
11 each plate and each insert so lost or defaced if the same applies to an auto-
12 mobile and a fee of \$0.50 for each plate and each insert so lost or defaced if
13 the same be for a motorcycle; provided, however, if any plate has been
14 used on a motor vehicle, by authority of the division, for a period of 3 years
15 or more and a representative of the director, after examining same, shall
16 certify that by reason of exposure such plate has become defaced so that
17 the numbers thereon are illegible, the application may be accepted without
18 any fee] fixed by the director, the amount of which fee shall equal, as nearly
19 as possible, the cost to the division of replacing the plates or inserts. There-
20 upon the division [shall] may cancel the original registration and shall
21 issue to the applicant new plates [of another number] or new inserts, as
22 the case may be, and [shall also issue] a new registration certificate, if
23 necessary.

1 11. Section 39:10-8 of the Revised Statutes is amended to read as fol-

2 lows:

3 39:10-8. When a new motor vehicle is delivered in this State by the
4 manufacturer to his agent or a dealer, or a person purchasing direct from
5 the manufacturer, the manufacturer shall execute and deliver to his agent or
6 a dealer, or a person purchasing direct from the manufacturer, a certificate
7 of origin in the form prescribed by the director of motor vehicles, and no per-
8 son shall bring into this State any new motor vehicle unless he has in his

9 possession the certificate of origin as prescribed by the director. The cer-
 10 tificate of origin shall contain the manufacturer's vehicle identification
 11 number and the motor number when used of the motor vehicle sold, the
 12 name of the manufacturer, the [horse power] *manufacturer's shipping*
 13 *weight*, a general description of the body, if any, the type and model.

14 When a new motor vehicle is sold in this State, the manufacturer, his
 15 agent or a dealer shall execute and deliver to the purchaser, in case of an
 16 absolute sale, assignment of the certificate of origin, or if other than abso-
 17 lute sale, assignment of the certificate of origin subject to contract, signed or
 18 executed by the manufacturer, his agent or a dealer, with the genuine names
 19 and business or residence addresses of both stated thereon, and certified to
 20 have been executed with full knowledge of the contents and with the consent
 21 of both purchaser and seller.

1 12. Section 39:3-9 of the Revised Statutes is repealed.

1 13. The receipts for licenses covering a 3-year period shall not be ex-
 2 pended during any 1 year, but shall be apportioned for the purpose of ex-
 3 penditure upon an annual basis throughout the entire period so covered.

1 14. This act shall take effect March 1, 1956, except that it shall become
 2 effective immediately, so far as to permit the taking of such measures and
 3 the making of such expenditures as shall be necessary to administer the
 4 provisions of this act prior to March 1, 1956, and to make such prepara-
 5 tions as may be necessary to provide for the administration of this act on
 6 and after said date.

STATEMENT

The purpose of this bill is to establish a new motor vehicle system, which
 will provide greater convenience for the citizens of New Jersey, and will result
 in a reduction in operating costs and more effective enforcement of the motor
 vehicle laws.

SENATE AMENDMENT TO
SENATE, No. 238

STATE OF NEW JERSEY

ADOPTED APRIL 4, 1955

Amend page 11, section 4, line 22, delete "\$1.50", substitute "\$1.00".

ASSEMBLY COMMITTEE SUBSTITUTE FOR
SENATE, No. 238

STATE OF NEW JERSEY

ADOPTED APRIL 4, 1955

An Act concerning the registration of motor vehicles, and the licensing of drivers thereof, amending sections 39:1-1, 39:3-3, 39:3-4, 39:3-8, 39:3-10, 39:3-13, 39:3-22, 39:3-30, 39:3-32 and 39:10-8, repealing section 39:3-9, and supplementing chapter 3 of Title 39, of the Revised Statutes.

Enacted by the Senate and General Assembly of the State of New Jersey:

1. Section 39:1-1 of the Revised Statutes is amended to read as follows:

39:1-1. As used in this subtitle, unless other meaning is clearly apparent from the language or context, or unless inconsistent with the manifestation of the Legislature:

"Alley" means a public highway wherein the roadway does not exceed 12 feet in width.

"Authorized emergency vehicles" means vehicles of the fire department, police vehicles and such ambulances and other vehicles as are approved by the Director of the Division of Motor Vehicles in the Department of Law and Public Safety when operated in response to an emergency call.

"Automobile" includes all motor vehicles except motor cycles.

"Berm" means that portion of the highway exclusive of roadway and shoulder, bordering the shoulder but not to be used for vehicular travel.

"Business district" means that portion of a highway and the territory contiguous thereto, where within any 600 feet along such highway there are

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

16 buildings in use for business or industrial purposes, including but not limited
 17 to hotels, banks, office buildings, railroad stations, and public buildings which
 18 occupy at least 300 feet of frontage on 1 side or 300 feet collectively on both
 19 sides of the roadway.

20 "Commercial motor vehicle" includes every type of motor-driven vehi-
 21 cle used for commercial purposes on the highways, such as the transporta-
 22 tion of goods, wares and merchandise, excepting such vehicles as are run only
 23 upon rails or tracks and vehicles of the passenger car type used for touring
 24 purposes or the carrying of farm products and milk, as the case may be.

25 "Commissioner" means the Director of the Division of Motor Vehicles
 26 in the Department of Law and Public Safety of this State.

27 "Crosswalk" means that part of a highway at an intersection included
 28 within the connections of the lateral lines of the sidewalks on opposite sides
 29 of the highway measured from the curbs or, in the absence of curbs, from
 30 the edges of the shoulder or, if none, from the edges of the roadway; also,
 31 any portion of a highway at an intersection or elsewhere distinctly indicated
 32 for pedestrian crossing by lines or other markings on the surface.

33 "Dealer" includes every person actively engaged in the business of buy-
 34 ing, selling or exchanging motor vehicles or motor cycles and who has an es-
 35 tablished place of business.

36 "Department" means the Division of Motor Vehicles in the Department
 37 of Law and Public Safety of this State acting directly or through its duly
 38 authorized officers or agents.

39 "Deputy commissioner" means deputy director of the Division of Motor
 40 Vehicles in the Department of Law and Public Safety.

41 "Deputy director" means deputy director of the Division of Motor Ve-
 42 hicles in the Department of Law and Public Safety.

43 "Director" means the Director of the Division of Motor Vehicles in the
 44 Department of Law and Public Safety.

46 "Division" means the Division of Motor Vehicles in the Department of
47 Law and Public Safety acting directly or through its duly authorized officers
48 or agents.

49 "Driver" means the rider or driver of a horse, bicycle or motor cycle or
50 the driver or operator of a motor vehicle, unless otherwise specified.

51 "Explosives" means any chemical compound or mechanical mixture that
52 is commonly used or intended for the purpose of producing an explosion and
53 which contains any oxidizing and combustible units or other ingredients in
54 such proportions, quantities, or packing that an ignition by fire, by friction,
55 by concussion, by percussion, or by detonator of any part of the compound or
56 mixture may cause such a sudden generation of highly heated gases that the
57 resultant gaseous pressures are capable of producing destructive effects on
58 contiguous objects or of destroying life or limb.

59 "Farm tractor" means every motor vehicle designed and used primarily
60 as a farm implement for drawing plows, mowing machines, and other imple-
61 ments of husbandry.

62 "Flammable liquid" means any liquid having a flash point below 200°
63 Fahrenheit, and a vapor pressure not exceeding 40 pounds.

64 "Gross weight" means the combined weight of a vehicle and any load
65 thereon.

66 "Highway" means the entire width between the boundary lines of every
67 way publicly maintained when any part thereof is open to the use of the pub-
68 lic for purposes of vehicular travel.

69 "Horse" includes mules and all other domestic animals used as draught
70 animals or beasts of burden.

71 "Inside lane" means the lane nearest the center line of the roadway.

72 "Intersection" means the area embraced within the prolongation of the
73 lateral curb lines or, if none, the lateral boundary lines of 2 or more high-
74 ways which join one another at an angle, whether or not 1 such highway
75 crosses another.

75 "Laned roadway" means a roadway which is divided into 2 or more
76 clearly marked lanes for vehicular traffic.

77 "Limited-access highway" means every highway, street, or roadway in
78 respect to which owners or occupants of abutting lands and other persons
79 have no legal right of access to or from the same except at such points only
80 and in such manner as may be determined by the public authority having
81 jurisdiction over such highway, street, or roadway; and includes any high-
82 way designated as a "freeway" or "parkway" by authority of law.

83 "Local authorities" means every county, municipal and other local
84 board or body having authority to adopt local police regulations under the
85 constitution and laws of this State, including every county board of chosen
86 freeholders with relation to county roads.

87 "Magistrate" means any municipal court, county district court, criminal
88 judicial district court, County Court and the Superior Court, and any officer
89 having the powers of a committing magistrate and the Director of the Divi-
90 sion of Motor Vehicles in the Department of Law and Public Safety.

91 "Manufacturer" means a person engaged in the business of manufac-
92 turing or assembling motor vehicles, who will, under normal business condi-
93 tions during the year, manufacture or assemble at least 10 new motor vehi-
94 cles.

95 "Metal tire" means every tire the surface of which in contact with the
96 highway is wholly or partly of metal or other hard nonresilient material.

97 "Motor cycle" includes all motor operated vehicles of the bicycle or tri-
98 cycle type, whether the motive power be a part thereof or attached thereto,
99 and having a saddle or seat with driver sitting astride or upon it, or a plat-
100 form on which the driver stands.

101 "Motor-drawn vehicle" includes trailers, semitrailers, or any other type
102 of vehicle drawn by a motor-driven vehicle.

103 "Motor vehicle" includes all vehicles propelled otherwise than by mus-
104 cular power, excepting such vehicles as run only upon rails or tracks.

105 "Official traffic control devices" means all signs, signals, markings, and
106 devices not inconsistent with this subtitle placed or erected by authority of a
107 public body or official having jurisdiction, for the purpose of regulating,
108 warning, or guiding traffic.

109 "Omnibus" includes all motor vehicles used for the transportation of
110 passengers for hire, except school buses if the same are not otherwise used
111 in the transportation of passengers for hire.

112 "Operator" means a person who is in actual physical control of a ve-
113 hicle or street car.

114 "Outside lane" means the lane nearest the curb or outer edge of the
115 roadway.

116 "Owner" means a person who holds the legal title of a vehicle, or if a
117 vehicle is the subject of an agreement for the conditional sale or lease thereof
118 with the right of purchase upon performance of the conditions stated in the
119 agreement and with an immediate right of possession vested in the condi-
120 tional vendee or lessee, or if a mortgagor of a vehicle is entitled to possession,
121 then the conditional vendee, lessee or mortgagor shall be deemed the owner
122 for the purpose of this subtitle.

123 "Parking" means the standing or waiting on a street, road or highway
124 of a vehicle not actually engaged in receiving or discharging passengers or
125 merchandise, unless in obedience to traffic regulations or traffic signs or sig-
126 nals.

127 "*Passenger automobile*" means all automobiles used and designed for
128 the transportation of passengers, other than omnibuses and school buses.

129 "Pedestrian" means a person afoot.

130 "Person" includes natural persons, firms, co-partnerships, associations,
131 and corporations.

132 "Pneumatic tire" means every tire in which compressed air is designed
133 to support the load.

134 "Pole trailer" means every vehicle without motive power designed to
135 be drawn by another vehicle and attached to the towing vehicle by means of

136, a reach, or pole, or by being boomed or otherwise secured to the towing ve-
137 hicle, and ordinarily used for transporting long or irregularly shaped loads
138 such as poles, pipes, or structural members capable, generally, of sustaining
139 themselves as beams between the supporting connections.

140 "Private road or driveway" means every road or driveway not open to
141 the use of the public for purposes of vehicular travel.

142 "Railroad train" means a steam engine, electric or other motor, with or
143 without cars coupled thereto, operated upon rails, except street cars.

144 "Residence district" means that portion of a highway and the territory
145 contiguous thereto, not comprising a business district, where within any 600
146 feet along such highway there are buildings in use for business or residen-
147 tial purposes which occupy 300 feet or more of frontage on at least 1 side of
148 the highway.

149 "Right of way" means the privilege of the immediate use of the high-
150 way.

151 "Road tractor" means every motor vehicle designed and used for draw-
152 ing other vehicles and not so constructed as to carry any load thereon either
153 independently or any part of the weight of a vehicle or load so drawn.

154 "Roadway" means that portion of a highway improved, designed, or
155 ordinarily used for vehicular travel, exclusive of the berm or shoulder. In the
156 event a highway includes 2 or more separate roadways the term "roadway"
157 as used herein shall refer to any such roadway separately, but not to all such
158 roadways collectively.

159 "Safety zone" means the area or space officially set aside within a high-
160 way for the exclusive use of pedestrians, which is so plainly marked or in-
161 dicated by proper signs as to be plainly visible at all times while set apart as
162 a safety zone.

163 "School bus" means every motor vehicle owned by a public or govern-
164 mental agency, or religious or other charitable organization or corporation,
165 and operated for the transportation of children to or from school or pri-

166 vately owned and operated for compensation for the transportation of chil-
167 dren to or from school.

168 "School zone" means that portion of a highway which is contiguous to
169 territory occupied by a school building upon which are maintained appropri-
170 ate "school signs" in accordance with specifications adopted by the director
171 and in accordance with law.

172 "Semitrailer" means every vehicle with or without motive power, other
173 than a pole trailer, designed for carrying persons or property and for being
174 drawn by a motor vehicle and so constructed that some part of its weight and
175 that of its load rests upon or is carried by another vehicle.

176 "Shoulder" means that portion of the highway, exclusive of and bor-
177 dering the roadway, designed for emergency use but not ordinarily to be
178 used for vehicular travel.

179 "Sidewalk" means that portion of a highway intended for the use of
180 pedestrians, between the curb line or the lateral line of a shoulder, or if none,
181 the lateral line of the roadway, and the adjacent right of way line.

182 "Sign." See "Official traffic control devices."

183 "Slow moving vehicle" means a vehicle run at a speed less than the
184 maximum speed then and there permissible.

185 "Solid tire" means every tire of rubber or other resilient material which
186 does not depend upon compressed air for the support of the load.

187 "Street" means the same as highway.

188 "Street car" means a car other than a railroad train for transporting
189 persons or property and operated upon rails principally within a municipality.

190 "Stop," when required, means complete cessation from movement.

191 "Stopping or standing," when prohibited, means any cessation of move-
192 ment of a vehicle, whether occupied or not, except when necessary to avoid
193 conflict with other traffic or in compliance with the directions of a police offi-
194 cer or traffic control sign or signal.

195 "Through highway" means every highway or portion thereof at the en-
196 trances to which vehicular traffic from intersecting highways is required by

197 law to stop before entering or crossing the same and when stop signs are
198 erected as provided in this chapter.

199 "Trackless trolley" means every motor vehicle which is propelled by
200 electric power obtained from overhead trolley wires but not operated upon
201 rails.

202 "Traffic" means pedestrians, ridden or herded animals, vehicles, street
203 cars, and other conveyances either singly, or together, while using any high-
204 way for purposes of travel.

205 "Traffic control signal" means a device whether manually, electrically,
206 mechanically, or otherwise controlled by which traffic is alternately directed
207 to stop and to proceed.

208 "Trailer" means every vehicle with or without motive power, other than
209 a pole trailer, designed for carrying persons or property and for being drawn
210 by a motor vehicle and so constructed that no part of its weight rests upon
211 the towing vehicle.

212 "Truck" means every motor vehicle designed, used, or maintained pri-
213 marily for the transportation of property.

214 "Track tractor" means every motor vehicle designed and used primarily
215 for drawing other vehicles and not so constructed as to carry a load other than
216 a part of the weight of the vehicle and load so drawn.

217 "Vehicle" means every device in, upon or by which a person or property
218 is or may be transported upon a highway, excepting devices moved by human
219 power or used exclusively upon stationary rails or tracks.

220 2. Section 39:3-3 of the Revised Statutes is amended to read as follows:

221 2 39:3-3. The [commissioner] *director* [may] *shall* designate [any] at
222 3 least 1 person in each county for each 300,000 inhabitants or fraction thereof
223 4 to be his agent for the registering of motor vehicles, issuing registration cer-
224 5 tificates and licensing of drivers, subject to the requirements of this subtitle
225 6 and to any rules and regulations the [commissioner] *director* imposes. The
226 7 agent shall so act until his authority is revoked by the [commissioner] *direc-*
227 8 *tor*. The fee allowed the agent for registration certificates issued by him and

9 for every license granted by him shall be fixed by the [commissioner] direc-
10 tor, to be deducted and remitted to the agent by the [commissioner] director
11 from the registration or license fee paid to him. The [commissioner] direc-
12 tor may limit the fee so paid to a maximum.

1 3. Section 39:3-4 of the Revised Statutes is amended to read as
2 follows:

3 39:3-4. Except as hereinafter provided, every resident of this State and
4 every nonresident whose automobile or motorcycle shall be driven in this
5 State shall, before using such vehicle on the public highways, register the
6 same, and no [motor vehicle] automobile or motorcycle shall be driven un-
7 less so registered.

8 Such registration shall be made in the following manner: An applica-
9 tion in writing, signed by the applicant or by an agent or officer in case the
10 applicant is a corporation, shall be made to the director or his lawful agent,
11 on forms prepared and supplied by the director, containing the name, ad-
12 dress and age of the owner, together with a description of the character of
13 the automobile or motorcycle, including the name of the maker and the
14 manufacturer's number or the motor number, or both and any other state-
15 ment that may be required by the director. Thereupon the director shall
16 have power to grant a registration certificate to the owner of any motor ve-
17 hicle, if over 17 years of age, application for the registration having been
18 properly made and the fee therefor paid, and the vehicle being of a type
19 that complies with the requirements of this subtitle. [The registration cer-
20 tificate to be issued by the director shall be properly numbered and shall
21 state that the motor vehicle or motorcycle is registered in accordance with
22 the law. The director shall cause the name of the owner, with his address
23 and the number of his certificate and description of the motor vehicle or
24 motorcycle, to be entered on the records of his department in alphabetical
25 and numerical order.] *The form and contents of the registration certificate*
26 *to be issued shall be prescribed by the director. The director shall maintain*
27 *a record of all registration certificates issued, and of the contents thereof.*

28 Every registration shall expire and the certificate thereof become void
29 on [March 31 of each year, terminating the period for which such certificate
30 is issued] the last day of the twelfth calendar month following the calendar
31 month in which the certificate was issued; provided, however, that during
32 the month of March, 1956, the director may, at his discretion, require regis-
33 trations which shall expire, and issue certificates thereof which shall be-
34 come void, on a date fixed by him, which date shall not be sooner than 3
35 months nor later than 16 months after the date of issuance of such certifi-
36 cates, and the fees for such registrations shall be fixed by the director in
37 amounts proportionately less or greater than the fees established in this
38 Title.

39 The director shall issue [registrations and licenses] registration cer-
40 tificates for the following [yearly] registration period, on and after [March
41 1 of each year,] the first day of the calendar month immediately preceding
42 the commencement of such registration period, such [registrations and li-
43 censes] registration certificates to be effective immediately.

44 Application forms for all renewals of registrations for passenger auto-
45 mobiles shall be mailed by the director from the central office of the division
46 to the last addresses of owners of motor vehicles and motorcycles, as they
47 appear on the records of the division.

48 No person owning or having control over any unregistered motor vehicle
49 shall permit the same to be parked or to stand on a public highway.

50 Any motor vehicle inspector or police officer is authorized to remove any
51 such unregistered vehicle from the public highway to a storage space or
52 garage, the expense involved in such removal and storing of said motor
53 vehicle to be borne by the owner of such vehicle.

54 Any person violating the provisions of this section shall be subject to
55 a fine not exceeding \$100.00, except that for the misstatement of any fact in
56 the application required to be made by the director, the person making such
57 statement shall be subject to the penalties provided in section 39:3-37 of
58 this Title.

59 ~~Nothing in this section shall be construed to alter or extend the expira-~~
60 ~~tion date of any registration certificate issued prior to March 1, 1956.~~

1 Section 39:3-8 of the Revised Statutes is amended to read as follows:

2 39:3-8. The applicant for registration for passenger [motor vehicles]
3 automobiles shall pay to the commissioner for each registration a fee of
4 ~~[\$0.40~~ per horse power for the rated horse power of such motor vehicle or
5 the major fraction thereof for its rated horse power up to and including
6 vehicles of a 29 horse power rating, and a fee of \$0.50 per horse power or
7 the major fraction thereof for all passenger motor vehicles having a rating
8 of 30 horse power or more] \$10.00 for each such vehicle having a manufac-
9 turer's shipping weight of less than 2,700 pounds, a fee of \$15.00 for each
10 such vehicle having a manufacturer's shipping weight of 2,700 pounds or
11 more, but not greater than 3,800 pounds, and a fee of \$25.00 for each such
12 vehicle having a manufacturer's shipping weight in excess of 3,800 pounds.
13 The director shall determine the manufacturer's shipping weight for each
14 passenger automobile on the basis of the information contained in the cer-
15 tificate of origin, the application for registration or for renewal of registra-
16 tion, or the records of the division, or any or all of these; in any case in which
17 the manufacturer's shipping weight of any particular passenger automobile
18 is unavailable, or in doubt or dispute, the director may require that such auto-
19 mobile be weighed on a scale designated by him, and such actual weight shall
20 be considered the manufacturer's shipping weight for the purposes of this
21 section; but in all cases the director's determination of the manufacturer's
22 shipping weight of any such automobile shall be final. \$1.00 of each fee fixed
23 herein, shall be the inspection fee fixed in section 39:8-2 of this Title, and
24 payment of the fees herein provided shall constitute payment of the said in-
25 spection fee.

26 The director may also license private utility and house type semitrailers
27 and trailers with a gross load not in excess of 2,000 pounds at a fee of \$5.00
28 per annum and all other such utility and house type semitrailers and trail-
29 ers at \$10.00 per annum. Application for such registration shall be made on

30 a blank to be furnished by the division and the application shall contain a
31 statement to the effect that the vehicle so registered will not be used for the
32 commercial transportation of goods, wares and merchandise, or for hire.

33 No private utility or house type semitrailer or trailer with an outside
34 width of more than 96 inches, a maximum height of 13 feet 6 inches, a maxi-
35 mum length for a single vehicle of more than 35 feet, a maximum length for
36 a semitrailer and its towing vehicle of more than 45 feet, and a maximum
37 length for a trailer and its towing vehicle of more than 50 feet, shall be op-
38 arated on any highway in this State, except that a vehicle exceeding the
39 above limitations may be operated when a special permit so to operate is
40 secured in advance from the director.

1 5. Section 39:3-10 of the Revised Statutes is amended to read as follows:

2 39:3-10. No person shall drive a motor vehicle on a public highway in
3 this State unless licensed to do so in accordance with this article. No person
4 under 17 years of age shall be licensed to drive motor vehicles, nor shall a per-
5 son be licensed until he has passed a satisfactory examination as to his
6 ability as an operator. The examination shall include a test of the appli-
7 cant's knowledge of such portions of the mechanism of motor vehicles as is
8 necessary to insure the safe operation of a vehicle of the kind or kinds in-
9 dicated by the applicant and of the laws and ordinary usages of the road
10 and a demonstration of his ability to operate a vehicle of the class desig-
11 nated.

12 The director, upon payment of the lawful fee and after he or an inspec-
13 tor of his has examined the applicant and is satisfied of the applicant's ability
14 as an operator, may, in his discretion, license the applicant to drive a motor
15 vehicle. The license shall authorize him to drive any registered automobile
16 or motorcycle and shall expire on [March 31 of each year, terminating the
17 period for which such license is issued] *the last day of the thirty-sixth cal-*
18 *endar month following the calendar month in which such license was issued;*
19 *provided, however, that during the month of March, 1956, the director may,*
20 *at his discretion, issue licenses which shall expire on a date fixed by him,*

21 *which date shall not be sooner than 5 months nor later than 41 months after*
22 *the date of issuance of such licenses, and the fee for such licenses shall be fixed*
23 *by the director in amounts proportionately less or greater than the fee herein*
24 *established. The [annual] license fee for such 36 month period shall be*
25 *[\$3.00] \$2.00 for drivers of [automobile] automobiles and [\$1.00] \$2.50 for*
26 *operators of motorcycles. The driver's license shall have the name of the*
27 *licensee endorsed thereon in his own handwriting.*

28 *The director shall issue licenses for the following license period on and*
29 *after the first day of the calendar month immediately preceding the com-*
30 *mencement of such period, such licenses to be effective immediately.*

30A *The applicant at his option may apply for and be entitled to receive,*
30a *as heretofore, a license to expire on March 31 of each year terminating the*
30c *period for which such license is issued upon the payment of a license fee of*
30d *\$3.00 for drivers of automobiles and \$1.00 for the operators of motorcycles.*

31 *All applications for renewals of licenses shall be made on forms pre-*
32 *scribed by the director, which forms shall be mailed by the director from the*
33 *central office of the division to the last addresses of the licensed drivers as*
34 *they appear on the records of the division. Upon the return by mail of such*
35 *forms, accompanied by the requisite fees, the director shall issue renewals*
36 *of such licenses by mail from the central office of the division.*

37 *The director in his discretion may refuse to grant a license to drive motor*
38 *vehicles to a person who is, in his estimation, not a proper person to be*
39 *granted such a license, but no defect of the applicant shall debar him from*
40 *receiving a license unless it can be shown by tests approved by the Director*
41 *of the Division of Motor Vehicles that the defect incapacitates him from*
42 *safely operating a motor vehicle.*

43 *A person violating this section shall be subject to a fine not exceeding*
44 *\$500.00 or imprisonment in the county jail for not more than 60 days.*

45 *Nothing in this section shall be construed to alter or extend the expira-*
46 *tion of any license issued prior to March 1, 1956.*

6. Any owner of a passenger automobile or motor cycle, or licensed driver may, if he so desires, apply directly to any agent of the director, as heretofore, for renewal of his registration or license, or both, as the case may be.

7. Section 39:3-13 of the Revised Statutes is amended to read as follows:

39:3-13. The [commissioner] director may, in his discretion, issue to a person over 17 years of age a written permit, under the hand and seal of the [commissioner] director, allowing such person, for the purpose of fitting himself to become [a motor vehicle] an automobile driver or a motorcycle operator, to operate a motor vehicle or motorcycle for a specified period of not more than [30] 60 days, while in the company and under the supervision of a licensed motor vehicle driver. The permit shall be sufficient license for the person to operate [a motor vehicle] an automobile or motorcycle in this State during the period specified, while in the company of and under the control of a licensed motor vehicle driver of this State. Such person, as well as the licensed motor vehicle driver, shall be held accountable for all violations of this subtitle committed by such person while in the presence of the licensed driver. No written permit shall be issued unless the person applying therefor shall pay the sum of [\$1.00] \$2.00 to [an agent of the department] the director, or an officer, employee or agent of the division, which sum shall be [turned over by the agent to the commissioner, and by him] remitted by the director with the other funds collected in his [department] division to the State Treasurer, in accordance with the provisions of this subtitle.

No examination for a driver's license shall be given unless the applicant has first secured a learner's permit.

8. Section 39:3-22 of the Revised Statutes is amended to read as follows:

39:3-22. If application is made for the registration of a motor vehicle, other than a passenger automobile, or for the registration of a commercial motor vehicle, trailer, semitrailer, tractor or omnibus on or after October 1

6 in any year, the applicant shall pay only $\frac{1}{2}$ of the registration fee provided
7 for in the class to which such vehicle belongs.

1 9. Section 39:3-30 of the Revised Statutes is amended to read as fol-
2 lows:

3 39:3-30. Upon the transfer of ownership or the destruction of any motor
4 vehicle its registration shall [expire] become void. If the motor vehicle is
5 sold the original owner shall remove the [registration] license plates there-
6 from, and, within 48 hours, notify the [commissioner] director of the name
7 and address of the purchaser.

8 The original owner may, by proper sworn application on a [blank]
9 form to be furnished by the [department] division, register another motor
10 vehicle for the unexpired portion of the registration period of the original
11 vehicle, upon payment of a fee of \$1.00 if the vehicle is of a [horse power
12 or] weight or other classification equal with or less than the one originally
13 registered, or upon the payment of a fee of \$1.00 and the difference between
14 the fee originally paid and that due if the new motor vehicle is properly regis-
15 terable in a higher class. Unless the original [registration] license plates
16 have been destroyed, the owner shall be assigned the [registration] license
17 number previously issued to him and shall receive a new registration cer-
18 tificate. If the original [registration] license plates have been destroyed,
19 [the owner thereof in making application for the transfer of the original
20 registration shall pay in addition to the transfer fee of \$1.00 a fee of \$2.00
21 for new plates] replacement of the plates will be made under the provisions
22 of section 39:3-32 of this Title.

23 The surviving husband, wife, child or children of a deceased registered
24 owner of any motor vehicle in whom title thereto shall vest by virtue of the
25 terms of the will of such deceased owner, or otherwise, shall, upon applica-
26 tion to the [commissioner] director, and upon the payment of a fee of \$1.00,
27 be entitled to have the registration [to] of such vehicle transferred [in] to
28 his or her name.

10. Section 39:3-32 of the Revised Statutes is amended to read as follows:

39:3-32. If one or both [registration] license plates or one or both inserts are lost, *destroyed*, or so defaced that the numbers thereon are illegible, the owner of the motor vehicle for which the same were issued shall apply to the director or his representative for new plates or inserts within 24 hours of the discovery of such loss, *destruction*, or defacement. The application shall be made upon a [blank] form furnished by the division, on which the loss, defacement or destruction of the plate or plates, insert or inserts shall be set forth. The application shall be accompanied by a fee [of \$1.00 for each plate and each insert so lost or defaced if the same applies to an automobile and a fee of \$0.50 for each plate and each insert so lost or defaced if the same be for a motorcycle; provided, however, if any plate has been used on a motor vehicle, by authority of the division, for a period of 3 years or more and a representative of the director, after examining same, shall certify that by reason of exposure such plate has become defaced so that the numbers thereon are illegible, the application may be accepted without any fee] fixed by the director, the amount of which fee shall equal, as nearly as possible, the cost to the division of replacing the plates or inserts. Thereupon the division [shall] may cancel the original registration and shall issue to the applicant new plates [of another number] or new inserts, as the case may be, and [shall also issue] a new registration certificate, if necessary.

11. Section 39:10-8 of the Revised Statutes is amended to read as follows:

39:10-8. When a new motor vehicle is delivered in this State by the manufacturer to his agent or a dealer, or a person purchasing direct from the manufacturer, the manufacturer shall execute and deliver to his agent or a dealer, or a person purchasing direct from the manufacturer, a certificate of origin in the form prescribed by the director of motor vehicles, and no person shall bring into this State any new motor vehicle unless he has in his

9 possession the certificate of origin as prescribed by the director. The cer-
 10 tificate of origin shall contain the manufacturer's vehicle identification
 11 number and the motor number when used of the motor vehicle sold, the
 12 name of the manufacturer, the [horse power] *manufacturer's shipping*
 13 *weight*, a general description of the body, if any, the type and model.

14 When a new motor vehicle is sold in this State, the manufacturer, his
 15 agent or a dealer shall execute and deliver to the purchaser, in case of an
 16 absolute sale, assignment of the certificate of origin, or if other than abso-
 17 lute sale, assignment of the certificate of origin subject to contract, signed or
 18 executed by the manufacturer, his agent or a dealer, with the genuine names
 19 and business or residence addresses of both stated thereon, and certified to
 20 have been executed with full knowledge of the contents and with the consent
 21 of both purchaser and seller.

1 12. Section 39:3-9 of the Revised Statutes is repealed.

1 13. The receipts for licenses covering a 3-year period shall not be ex-
 2 pended during any 1 year, but shall be apportioned for the purpose of ex-
 3 penditure upon an annual basis throughout the entire period so covered.

1 14. This act shall take effect March 1, 1956, except that it shall become
 2 effective immediately, so far as to permit the taking of such measures and
 3 the making of such expenditures as shall be necessary to administer the
 4 provisions of this act prior to March 1, 1956, and to make such prepara-
 5 tions as may be necessary to provide for the administration of this act on
 6 and after said date.

STATEMENT

The purpose of this bill is to establish a new motor vehicle system, which
 will provide greater convenience for the citizens of New Jersey, and will result
 in a reduction in operating costs and more effective enforcement of the motor
 vehicle laws.

STATE OF NEW JERSEY

INTRODUCED MARCH 28, 1955

By Messrs. ANTON and HAND

(Without Reference)

An Act concerning the registration of motor vehicles, and the licensing of drivers thereof, amending sections 39:1-1, 39:3-3, 39:3-4, 39:3-8, 39:3-10, 39:3-13, 39:3-22, 39:3-30, 39:3-32 and 39:10-8, repealing section 39:3-9, and supplementing chapter 3 of Title 39, of the Revised Statutes.

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

1. Section 39:1-1 of the Revised Statutes is amended to read as follows:

39:1-1. As used in this subtitle, unless other meaning is clearly apparent from the language or context, or unless inconsistent with the manifest intention of the Legislature:

"Alley" means a public highway wherein the roadway does not exceed 12 feet in width.

"Authorized emergency vehicles" means vehicles of the fire department, police vehicles and such ambulances and other vehicles as are approved by the Director of the Division of Motor Vehicles in the Department of Law and Public Safety when operated in response to an emergency call.

"Automobile" includes all motor vehicles except motor cycles.

"Berm" means that portion of the highway exclusive of roadway and shoulder, bordering the shoulder but not to be used for vehicular travel.

"Business district" means that portion of a highway and the territory contiguous thereto, where within any 600 feet along such highway there are

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

16 buildings in use for business or industrial purposes, including but not limited
17 to hotels, banks, office buildings, railroad stations, and public buildings which
18 occupy at least 300 feet of frontage on 1 side or 300 feet collectively on both
19 sides of the roadway.

20 "Commercial motor vehicle" includes every type of motor-driven vehi-
21 cle used for commercial purposes on the highways, such as the transporta-
22 tion of goods, wares and merchandise, excepting such vehicles as are run only
23 upon rails or tracks and vehicles of the passenger car type used for touring
24 purposes or the carrying of farm products and milk, as the case may be.

25 "Commissioner" means the Director of the Division of Motor Vehicles
26 in the Department of Law and Public Safety of this State.

27 "Crosswalk" means that part of a highway at an intersection included
28 within the connections of the lateral lines of the sidewalks on opposite sides
29 of the highway measured from the curbs or, in the absence of curbs, from
30 the edges of the shoulder or, if none, from the edges of the roadway; also,
31 any portion of a highway at an intersection or elsewhere distinctly indicated
32 for pedestrian crossing by lines or other markings on the surface.

33 "Dealer" includes every person actively engaged in the business of buy-
34 ing, selling or exchanging motor vehicles or motor cycles and who has an es-
35 tablished place of business.

36 "Department" means the Division of Motor Vehicles in the Department
37 of Law and Public Safety of this State acting directly or through its duly
38 authorized officers or agents.

39 "Deputy commissioner" means deputy director of the Division of Motor
40 Vehicles in the Department of Law and Public Safety.

41 "Deputy director" means deputy director of the Division of Motor Ve-
42 hicles in the Department of Law and Public Safety.

43 "Director" means the Director of the Division of Motor Vehicles in the
44 Department of Law and Public Safety.

45 "Division" means the Division of Motor Vehicles in the Department of
46 Law and Public Safety acting directly or through its duly authorized officers
47 or agents.

48 "Driver" means the rider or driver of a horse, bicycle or motor cycle or
49 the driver or operator of a motor vehicle, unless otherwise specified.

50 "Explosives" means any chemical compound or mechanical mixture that
51 is commonly used or intended for the purpose of producing an explosion and
52 which contains any oxidizing and combustive units or other ingredients in
53 such proportions, quantities, or packing that an ignition by fire, by friction,
54 by concussion, by percussion, or by detonator of any part of the compound or
55 mixture may cause such a sudden generation of highly heated gases that the
56 resultant gaseous pressures are capable of producing destructive effects on
57 contiguous objects or of destroying life or limb.

58 "Farm tractor" means every motor vehicle designed and used primarily
59 as a farm implement for drawing plows, mowing machines, and other imple-
60 ments of husbandry.

61 "Flammable liquid" means any liquid having a flash point below 200°
62 Fahrenheit, and a vapor pressure not exceeding 40 pounds.

63 "Gross weight" means the combined weight of a vehicle and any load
64 thereon.

65 "Highway" means the entire width between the boundary lines of every
66 way publicly maintained when any part thereof is open to the use of the pub-
67 lic for purposes of vehicular travel.

68 "Horse" includes mules and all other domestic animals used as draught
69 animals or beasts of burden.

70 "Inside lane" means the lane nearest the center line of the roadway.

71 "Intersection" means the area embraced within the prolongation of the
72 lateral curb lines or, if none, the lateral boundary lines of 2 or more high-
73 ways which join one another at an angle, whether or not 1 such highway
74 crosses another.

76 "Laned roadway" means a roadway which is divided into 2 or more
76 clearly marked lanes for vehicular traffic.

77 "Limited-access highway" means every highway, street, or roadway in
78 respect to which owners or occupants of abutting lands and other persons
79 have no legal right of access to or from the same except at such points only
80 and in such manner as may be determined by the public authority having
81 jurisdiction over such highway, street, or roadway; and includes any high-
82 way designated as a "freeway" or "parkway" by authority of law.

83 "Local authorities" means every county, municipal and other local
84 board or body having authority to adopt local police regulations under the
85 constitution and laws of this State, including every county board of chosen
86 freeholders with relation to county roads.

87 "Magistrate" means any municipal court, county district court, criminal
88 judicial district court, County Court and the Superior Court, and any officer
89 having the powers of a committing magistrate and the Director of the Divi-
90 sion of Motor Vehicles in the Department of Law and Public Safety.

91 "Manufacturer" means a person engaged in the business of manufac-
92 turing or assembling motor vehicles, who will, under normal business condi-
93 tions during the year, manufacture or assemble at least 10 new motor vehi-
94 cles.

95 "Metal tire" means every tire the surface of which in contact with the
96 highway is wholly or partly of metal or other hard nonresilient material.

97 "Motor cycle" includes all motor operated vehicles of the bicycle or tri-
98 cycle type, whether the motive power be a part thereof or attached thereto,
99 and having a saddle or seat with driver sitting astride or upon it, or a plat-
100 form on which the driver stands.

101 "Motor-drawn vehicle" includes trailers, semitrailers, or any other type
102 of vehicle drawn by a motor-driven vehicle.

103 "Motor vehicle" includes all vehicles propelled otherwise than by mus-
104 cular power, excepting such vehicles as run only upon rails or tracks.

105 "Official traffic control devices" means all signs, signals, markings, and
106 devices not inconsistent with this subtitle placed or erected by authority of a
107 public body or official having jurisdiction, for the purpose of regulating,
108 warning, or guiding traffic.

109 "Omnibus" includes all motor vehicles used for the transportation of
110 passengers for hire, except school buses if the same are not otherwise used
111 in the transportation of passengers for hire.

112 "Operator" means a person who is in actual physical control of a ve-
113 hicle or street car.

114 "Outside lane" means the lane nearest the curb or outer edge of the
115 roadway.

116 "Owner" means a person who holds the legal title of a vehicle, or if a
117 vehicle is the subject of an agreement for the conditional sale or lease thereof
118 with the right of purchase upon performance of the conditions stated in the
119 agreement and with an immediate right of possession vested in the condi-
120 tional vendee or lessee, or if a mortgagor of a vehicle is entitled to possession,
121 then the conditional vendee, lessee or mortgagor shall be deemed the owner
122 for the purpose of this subtitle.

123 "Parking" means the standing or waiting on a street, road or highway
124 of a vehicle not actually engaged in receiving or discharging passengers or
125 merchandise, unless in obedience to traffic regulations or traffic signs or sig-
126 nals.

127 "*Passenger automobile*" means all automobiles used and designed for
128 the transportation of passengers, other than omnibuses and school buses.

129 "Pedestrian" means a person afoot.

130 "Person" includes natural persons, firms, co-partnerships, associations,
131 and corporations.

132 "Pneumatic tire" means every tire in which compressed air is designed
133 to support the load.

134 "Pole trailer" means every vehicle without motive power designed to
135 be drawn by another vehicle and attached to the towing vehicle by means of

136 a reach, or pole, or by being boomed or otherwise secured to the towing ve-
137 hicle, and ordinarily used for transporting long or irregularly shaped loads
138 such as poles, pipes, or structural members capable, generally, of sustaining
139 themselves as beams between the supporting connections.

140 "Private road or driveway" means every road or driveway not open to
141 the use of the public for purposes of vehicular travel.

142 "Railroad train" means a steam engine, electric or other motor, with or
143 without cars coupled thereto, operated upon rails, except street cars.

144 "Residence district" means that portion of a highway and the territory
145 contiguous thereto, not comprising a business district, where within any 600
146 feet along such highway there are buildings in use for business or residen-
147 tial purposes which occupy 300 feet or more of frontage on at least 1 side of
148 the highway.

149 "Right of way" means the privilege of the immediate use of the high-
150 way.

151 "Road tractor" means every motor vehicle designed and used for draw-
152 ing other vehicles and not so constructed as to carry any load thereon either
153 independently or any part of the weight of a vehicle or load so drawn.

154 "Roadway" means that portion of a highway improved, designed, or
155 ordinarily used for vehicular travel, exclusive of the berm or shoulder. In the
156 event a highway includes 2 or more separate roadways the term "roadway"
157 as used herein shall refer to any such roadway separately, but not to all such
158 roadways collectively.

159 "Safety zone" means the area or space officially set aside within a high-
160 way for the exclusive use of pedestrians, which is so plainly marked or in-
161 dicated by proper signs as to be plainly visible at all times while set apart as
162 a safety zone.

163 "School bus" means every motor vehicle owned by a public or govern-
164 mental agency, or religious or other charitable organization or corporation,
165 and operated for the transportation of children to or from school or pri-

166 vately owned and operated for compensation for the transportation of chil-
167 dren to or from school.

168 "School zone" means that portion of a highway which is contiguous to
169 territory occupied by a school building upon which are maintained appropri-
170 ate "school signs" in accordance with specifications adopted by the director
171 and in accordance with law.

172 "Semitrailer" means every vehicle with or without motive power, other
173 than a pole trailer, designed for carrying persons or property and for being
174 drawn by a motor vehicle and so constructed that some part of its weight and
175 that of its load rests upon or is carried by another vehicle.

176 "Shoulder" means that portion of the highway, exclusive of and bor-
177 dering the roadway, designed for emergency use but not ordinarily to be
178 used for vehicular travel.

179 "Sidewalk" means that portion of a highway intended for the use of
180 pedestrians, between the curb line or the lateral line of a shoulder, or if none,
181 the lateral line of the roadway, and the adjacent right of way line.

182 "Sign." See "Official traffic control devices."

183 "Slow moving vehicle" means a vehicle run at a speed less than the
184 maximum speed then and there permissible.

185 "Solid tire" means every tire of rubber or other resilient material which
186 does not depend upon compressed air for the support of the load.

187 "Street" means the same as highway.

188 "Street car" means a car other than a railroad train for transporting
189 persons or property and operated upon rails principally within a municipality.

190 "Stop," when required, means complete cessation from movement.

191 "Stopping or standing," when prohibited, means any cessation of move-
192 ment of a vehicle, whether occupied or not, except when necessary to avoid
193 conflict with other traffic or in compliance with the directions of a police offi-
194 cer or traffic control sign or signal.

195 "Through highway" means every highway or portion thereof at the en-
196 trances to which vehicular traffic from intersecting highways is required by

197 law to stop before entering or crossing the same and when stop signs are
198 erected as provided in this chapter.

199 "Trackless trolley" means every motor vehicle which is propelled by
200 electric power obtained from overhead trolley wires but not operated upon
201 rails.

202 "Traffic" means pedestrians, ridden or herded animals, vehicles, street
203 cars, and other conveyances either singly, or together, while using any high-
204 way for purposes of travel.

205 "Traffic control signal" means a device whether manually, electrically,
206 mechanically, or otherwise controlled by which traffic is alternately directed
207 to stop and to proceed.

208 "Trailer" means every vehicle with or without motive power, other than
209 a pole trailer, designed for carrying persons or property and for being drawn
210 by a motor vehicle and so constructed that no part of its weight rests upon
211 the towing vehicle.

212 "Truck" means every motor vehicle designed, used, or maintained pri-
213 marily for the transportation of property.

214 "Truck tractor" means every motor vehicle designed and used primarily
215 for drawing other vehicles and not so constructed as to carry a load other than
216 a part of the weight of the vehicle and load so drawn.

217 "Vehicle" means every device in, upon or by which a person or property
218 is or may be transported upon a highway, excepting devices moved by human
219 power or used exclusively upon stationary rails or tracks.

220 2. Section 39:3-3 of the Revised Statutes is amended to read as follows:

221 39:3-3. The [commissioner] *director* [may] *shall* designate [any] *at*
222 *least 1 person in each county for each 300,000 inhabitants or fraction thereof*
223 *to be his agent for the registering of motor vehicles, issuing registration cer-*
224 *tificates and licensing of drivers, subject to the requirements of this subtitle*
225 *and to any rules and regulations the [commissioner] director imposes. The*
226 *agent shall so act until his authority is revoked by the [commissioner] direc-*
227 *tor. The fee allowed the agent for registration certificates issued by him and*

9 for every license granted by him shall be fixed by the [commissioner] direc-
10 tor, to be deducted and remitted to the agent by the [commissioner] director
11 from the registration or license fee paid to him. The [commissioner] direc-
12 tor may limit the fee so paid to a maximum.

13 3. Section 39:3-4 of the Revised Statutes is amended to read as
14 follows:

15 39:3-4. Except as hereinafter provided, every resident of this State and
16 every nonresident whose automobile or motorcycle shall be driven in this
17 State shall, before using such vehicle on the public highways, register the
18 same, and no [motor vehicle] automobile or motorcycle shall be driven un-
19 less so registered.

20 Such registration shall be made in the following manner: An applica-
21 tion in writing, signed by the applicant or by an agent or officer in case the
22 applicant is a corporation, shall be made to the director or his lawful agent,
23 on forms prepared and supplied by the director, containing the name, ad-
24 dress and age of the owner, together with a description of the character of
25 the automobile or motorcycle, including the name of the maker and the
26 manufacturer's number or the motor number, or both and any other state-
27 ment that may be required by the director. Thereupon the director shall
28 have power to grant a registration certificate to the owner of any motor ve-
29 hicle, if over 17 years of age, application for the registration having been
30 properly made and the fee therefor paid, and the vehicle being of a type
31 that complies with the requirements of this subtitle. [The registration cer-
32 tificate to be issued by the director shall be properly numbered and shall
33 state that the motor vehicle or motorcycle is registered in accordance with
34 the law. The director shall cause the name of the owner, with his address
35 and the number of his certificate and description of the motor vehicle or
36 motorcycle, to be entered on the records of his department in alphabetical
37 and numerical order.] *The form and contents of the registration certificate*
38 *to be issued shall be prescribed by the director. The director shall maintain*
39 *a record of all registration certificates issued, and of the contents thereof.*

28. ~~Every~~ registration shall expire and the certificate thereof become void
 29. ~~on [March 31 of each year, terminating the period for which such certificate~~
 30. ~~is issued], the last day of the twelfth calendar month following the calendar~~
 31. ~~month in which the certificate was issued; provided, however, that during~~
 32. ~~the month of March, 1956, the director may, at his discretion, require regis-~~
 33. ~~trations which shall expire, and issue certificates thereof which shall be~~
 34. ~~void, on a date fixed by him, which date shall not be sooner than 3~~
 35. ~~months nor later than 16 months after the date of issuance of such certifi-~~
 36. ~~cates, and the fees for such registrations shall be fixed by the director in~~
 37. ~~amounts proportionately less or greater than the fees established in this~~
 38. Title.

39. The director shall issue [registrations and licenses] registration cer-
 40. tificates for the following [yearly] registration period, on and after [March
 41. 1 of each year,] the first day of the calendar month immediately preceding
 42. the commencement of such registration period, such [registrations and li-
 43. censes] registration certificates to be effective immediately.

44. Application forms for all renewals of registrations for passenger auto-
 45. mobiles shall be mailed by the director from the central office of the division
 46. to the last addresses of owners of motor vehicles and motorcycles, as they
 47. appear on the records of the division.

48. No person owning or having control over any unregistered motor vehicle
 49. shall permit the same to be parked or to stand on a public highway.

50. Any motor vehicle inspector or police officer is authorized to remove any
 51. such unregistered vehicle from the public highway to a storage space or
 52. garage, the expense involved in such removal and storing of said motor
 53. vehicle to be borne by the owner of such vehicle.

54. Any person violating the provisions of this section shall be subject to
 55. a fine not exceeding \$100.00, except that for the misstatement of any fact in
 56. the application required to be made by the director, the person making such
 57. statement shall be subject to the penalties provided in section 39:3-37 of
 58. this Title.

59 Nothing in this section shall be construed to alter or extend the expira-
60 tion date of any registration certificate issued prior to March 1, 1956.

1 Section 39:3-8 of the Revised Statutes is amended to read as follows:

2 39:3-8. The applicant for registration for passenger [motor vehicles]
3 automobiles shall pay to the commissioner for each registration a fee of
4 \$10.00 per horse power for the rated horse power of such motor vehicle or
5 the major fraction thereof for its rated horse power up to and including
6 vehicles of a 29 horse power rating, and a fee of \$0.50 per horse power or
7 the major fraction thereof for all passenger motor vehicles having a rating
8 of 30 horse power or more] \$10.00 for each such vehicle having a manufac-
9 turer's shipping weight of less than 2,700 pounds, a fee of \$15.00 for each
10 such vehicle having a manufacturer's shipping weight of 2,700 pounds or
11 more, but not greater than 3,000 pounds, and a fee of \$25.00 for each such
12 vehicle having a manufacturer's shipping weight in excess of 3,000 pounds.
13 The director shall determine the manufacturer's shipping weight for each
14 passenger automobile on the basis of the information contained in the cer-
15 tificate of origin, the application for registration or for renewal of registra-
16 tion, or the records of the division, or any or all of these; in any case in which
17 the manufacturer's shipping weight of any particular passenger automobile
18 is unavailable, or in doubt or dispute, the director may require that such auto-
19 mobile be weighed on a scale designated by him, and such actual weight shall
20 be considered the manufacturer's shipping weight for the purposes of this
21 section; but in all cases the director's determination of the manufacturer's
22 shipping weight of any such automobile shall be final. [\$1.50] \$1.00 of each
23 fee fixed herein, shall be the inspection fee fixed in section 39:8-2 of this Title,
24 and payment of the fees herein provided shall constitute payment of the said
25 inspection fee.

26 The director may also license private utility and house type semitrailers
27 and trailers with a gross load not in excess of 2,000 pounds at a fee of \$5.00
28 per annum and all other such utility and house type semitrailers and trail-
29 ers at \$10.00 per annum. Application for such registration shall be made on

30 blank to be furnished by the division and the application shall contain a
31 statement to the effect that the vehicle so registered will not be used for the
32 commercial transportation of goods, wares and merchandise, or for hire.
33 No private utility or house type semitrailer or trailer with an outside
34 width of more than 96 inches, a maximum height of 13 feet 6 inches, a maxi-
35 mum length for a single vehicle of more than 35 feet, a maximum length for
36 a semitrailer and its towing vehicle of more than 45 feet, and a maximum
37 length for a trailer and its towing vehicle of more than 50 feet, shall be op-
38 erated on any highway in this State, except that a vehicle exceeding the
39 above limitations may be operated when a special permit so to operate is
40 secured in advance from the director.

1 5. Section 39:3-10 of the Revised Statutes is amended to read as follows:
2 39:3-10. No person shall drive a motor vehicle on a public highway in
3 this State unless licensed to do so in accordance with this article. No person
4 under 17 years of age shall be licensed to drive motor vehicles, nor shall a per-
5 son be licensed until he has passed a satisfactory examination as to his
6 ability as an operator. The examination shall include a test of the appli-
7 cant's knowledge of such portions of the mechanism of motor vehicles as is
8 necessary to insure the safe operation of a vehicle of the kind or kinds in-
9 dicated by the applicant and of the laws and ordinary usages of the road
10 and a demonstration of his ability to operate a vehicle of the class desig-
11 nated.

12 The director, upon payment of the lawful fee and after he or an inspec-
13 tor of his has examined the applicant and is satisfied of the applicant's ability
14 as an operator, may, in his discretion, license the applicant to drive a motor
15 vehicle. The license shall authorize him to drive any registered automobile
16 or motorcycle and shall expire on [March 31 of each year, terminating the
17 period for which such license is issued] *the last day of the thirty-sixth cal-*
18 *endar month following the calendar month in which such license was issued;*
19 *provided, however, that during the month of March, 1956, the director may,*
20 *at his discretion, issue licenses which shall expire on a date fixed by him,*

21 which date shall not be sooner than 3 months nor later than 41 months after
22 the date of issuance of such licenses, and the fee for such licenses shall be fixed
23 by the director in amounts proportionately less or greater than the fee herein
24 established. The [annual] license fee for such 36 month period shall be
25 ~~[\$3.00]~~ \$8.00 for drivers of [automobile] automobiles and ~~[\$1.00]~~ \$2.50 for
26 operators of motorcycles. The driver's license shall have the name of the
27 licensee endorsed thereon in his own handwriting.

28 The director shall issue licenses for the following license period on and
29 after the first day of the calendar month immediately preceding the com-
30 mencement of such period, such licenses to be effective immediately.

30a The applicant at his option may apply for and be entitled to receive,
30a as heretofore, a license to expire on March 31 of each year terminating the
30c period for which such license is issued upon the payment of a license fee of
30c \$8.00 for drivers of automobiles and \$1.00 for the operators of motorcycles.

31 All applications for renewals of licenses shall be made on forms pre-
32 scribed by the director, which forms shall be mailed by the director from the
33 central office of the division to the last addresses of the licensed drivers as
34 they appear on the records of the division. Upon the return by mail of such
35 forms, accompanied by the requisite fees, the director shall issue renewals
36 of such licenses by mail from the central office of the division.

37 The director in his discretion may refuse to grant a license to drive motor
38 vehicles to a person who is, in his estimation, not a proper person to be
39 granted such a license, but no defect of the applicant shall debar him from
40 receiving a license unless it can be shown by tests approved by the Director
41 of the Division of Motor Vehicles that the defect incapacitates him from
42 safely operating a motor vehicle.

43 A person violating this section shall be subject to a fine not exceeding
44 \$500.00 or imprisonment in the county jail for not more than 60 days.

45 Nothing in this section shall be construed to alter or extend the expira-
46 tion of any license issued prior to March 1, 1956.

6. Any owner of a passenger automobile or motor cycle, or licensed driver may, if he so desires, apply directly to any agent of the director, as heretofore, for renewal of his registration or license, or both, as the case may be.

7. Section 39:3-13 of the Revised Statutes is amended to read as follows:

39:3-13. The [commissioner] director may, in his discretion, issue to a person over 17 years of age a written permit, under the hand and seal of the [commissioner] director, allowing such person, for the purpose of fitting himself to become [a motor vehicle] an automobile driver or a motorcycle operator, to operate a motor vehicle or motorcycle for a specified period of not more than [30] 60 days, while in the company and under the supervision of a licensed motor vehicle driver. The permit shall be sufficient license for the person to operate [a motor vehicle] an automobile or motorcycle in this State during the period specified, while in the company of and under the control of a licensed motor vehicle driver of this State. Such person, as well as the licensed motor vehicle driver, shall be held accountable for all violations of this subtitle committed by such person while in the presence of the licensed driver. No written permit shall be issued unless the person applying therefor shall pay the sum of [\$1.00] \$2.00 to [an agent of the department] the director, or an officer, employee or agent of the division, which sum shall be [turned over by the agent to the commissioner, and by him] remitted by the director with the other funds collected in his [department] division to the State Treasurer, in accordance with the provisions of this subtitle.

No examination for a driver's license shall be given unless the applicant has first secured a learner's permit.

8. Section 39:3-22 of the Revised Statutes is amended to read as follows:

39:3-22. If application is made for the registration of a motor vehicle, other than a passenger automobile, or for the registration of a commercial motor vehicle, trailer, semitrailer, tractor or omnibus on or after October 1

in any year, the applicant shall pay only $\frac{1}{2}$ of the registration fee provided for in the class to which such vehicle belongs.

Section 39:3-30 of the Revised Statutes is amended to read as follows:

39:3-30. Upon the transfer of ownership or the destruction of any motor vehicle its registration shall [expire] become void. If the motor vehicle is sold the original owner shall remove the [registration] license plates therefrom and, within 48 hours, notify the [commissioner] director of the name and address of the purchaser.

The original owner may, by proper sworn application on a [blank] form to be furnished by the [department] division, register another motor vehicle for the unexpired portion of the registration period of the original vehicle, upon payment of a fee of \$1.00 if the vehicle is of a [horse power] or [weight or other] classification equal with or less than the one originally registered, or upon the payment of a fee of \$1.00 and the difference between the fee originally paid and that due if the new motor vehicle is properly registerable in a higher class. Unless the original [registration] license plates have been destroyed, the owner shall be assigned the [registration] license number previously issued to him and shall receive a new registration certificate. If the original [registration] license plates have been destroyed [the owner thereof in making application for the transfer of the original registration shall pay in addition to the transfer fee of \$1.00 a fee of \$2.00 for new plates] replacement of the plates will be made under the provisions of section 39:3-32 of this Title.

The surviving husband, wife, child or children of a deceased registered owner of any motor vehicle in whom title thereto shall vest by virtue of the terms of the will of such deceased owner, or otherwise, shall, upon application to the [commissioner] director, and upon the payment of a fee of \$1.00, be entitled to have the registration [to] of such vehicle transferred [in] to his or her name.

10. Section 39:3-32 of the Revised Statutes is amended to read as follows:

39:3-32. If 1 or both [registration] license plates or 1 or both inserts are lost, *destroyed*, or so defaced that the numbers thereon are illegible, the owner of the motor vehicle for which the same were issued shall apply to the director or his representative for new plates or inserts within 24 hours of the discovery of such loss, *destruction*, or defacement. The application shall be made upon a [blank] form furnished by the division, on which the loss, defacement or destruction of the plate or plates, insert or inserts shall be set forth. The application shall be accompanied by a fee [of \$1.00 for each plate and each insert so lost or defaced if the same applies to an automobile and a fee of \$0.50 for each plate and each insert so lost or defaced if the same be for a motorcycle; provided, however, if any plate has been used on a motor vehicle, by authority of the division, for a period of 3 years or more and a representative of the director, after examining same, shall certify that by reason of exposure such plate has become defaced so that the numbers thereon are illegible, the application may be accepted without any fee] fixed by the director, the amount of which fee shall equal, as nearly as possible, the cost to the division of replacing the plates or inserts. Thereupon the division [shall] may cancel the original registration and shall issue to the applicant new plates [of another number] or new inserts, as the case may be, and [shall also issue] a new registration certificate, if necessary.

11. Section 39:10-8 of the Revised Statutes is amended to read as follows:

39:10-8. When a new motor vehicle is delivered in this State by the manufacturer to his agent or a dealer, or a person purchasing direct from the manufacturer, the manufacturer shall execute and deliver to his agent or a dealer, or a person purchasing direct from the manufacturer, a certificate of origin in the form prescribed by the director of motor vehicles, and no person shall bring into this State any new motor vehicle unless he has in his

9 possession the certificate of origin as prescribed by the director. The cer-
10 tificate of origin shall contain the manufacturer's vehicle identification
11 number and the motor number when used of the motor vehicle sold, the
12 name of the manufacturer, the [horse power] *manufacturer's shipping*
13 *weight*, a general description of the body, if any, the type and model.

14 When a new motor vehicle is sold in this State, the manufacturer, his
15 agent or a dealer shall execute and deliver to the purchaser, in case of an
16 absolute sale, assignment of the certificate of origin, or if other than abso-
17 lute sale, assignment of the certificate of origin subject to contract, signed or
18 executed by the manufacturer, his agent or a dealer, with the genuine names
19 and business or residence addresses of both stated thereon, and certified to
20 have been executed with full knowledge of the contents and with the consent
21 of both purchaser and seller.

12. Section 39:3-9 of the Revised Statutes is repealed.

13. The receipts for licenses covering a 3-year period shall not be ex-
2 pended during any 1 year, but shall be apportioned for the purpose of ex-
3 penditure upon an annual basis throughout the entire period so covered.

14. This act shall take effect March 1, 1956, except that it shall become
2 effective immediately, so far as to permit the taking of such measures and
3 the making of such expenditures as shall be necessary to administer the
4 provisions of this act prior to March 1, 1956, and to make such prepara-
5 tions as may be necessary to provide for the administration of this act on
6 and after said date.