

LEGISLATIVE HISTORY OF R.S. 39:4-50
(Motor Vehicles - operating under
influence of liquor)

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1964 and 1965 amendments

1. 1964 - Chapter 137 - § 1 - A184
Introduced January 27 by Rima and Sweeney.
Not amended.
No statement on bill.

2. 1965 - Chapter 134 - § 1 - A195
Introduced February 15 by Collins and 9 others.
Not amended.
No statement on bill.

RS/ei

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ASSEMBLY, No. 184

STATE OF NEW JERSEY

INTRODUCED JANUARY 27, 1964

By Assemblymen RIMM and SWEENEY

Referred to Committee on Highways, Transportation and Public Utilities

AN ACT concerning motor vehicles and traffic regulation, and amending section
39:4-50 of the Revised Statutes.

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

1 1. Section 39:4-50 of the Revised Statutes is amended to read as follows:

2 39:4-50. A person who operates a motor vehicle while under the influence
3 of intoxicating liquor or a narcotic or habit producing drug, or permits
4 another person who is under the influence of intoxicating liquor or a narcotic
5 or habit producing drug to operate a motor vehicle owned by him or in his
6 custody or control, shall be subject, for a first offense, to a fine of not less than
7 \$200.00 nor more than \$500.00, or imprisonment for a term of not less than 30
8 days nor more than 3 months or both, in the discretion of the magistrate, and
9 shall forthwith forfeit his right to operate a motor vehicle over the highways
10 of this State for a period of 2 years from the date of his conviction. *Except*
11 *as hereinafter provided, [For] for a subsequent violation, he shall be impris-*
12 *oned for a term of 3 months and shall forfeit his right to operate a motor*
13 *vehicle over the highways of this State for a period of 10 years from the date*
14 *of his conviction, and, after the expiration of said period, he may make ap-*
15 *plication to the Director of the Division of Motor Vehicles for a license to*
16 *operate a motor vehicle, which application may be granted at the discretion*
17 *of the director. A magistrate who imposes a term of imprisonment under this*

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

18 section may sentence the person so convicted either to the county jail or to the
19 workhouse of the county wherein the offense was committed.

20 A person who has been convicted of a previous violation of this section
21 need not be charged as a second offender in the complaint made against him in
22 order to render him liable to the punishment imposed by this section on a
23 second offender, *but if the second offense occurs 10 or more years after the*
24 *previous conviction the court may, in its discretion, suspend the sentence of*
25 *imprisonment, impose a fine of not less than \$300.00 nor more than \$1,000.00*
26 *and place the person on probation.*

1 2. This act shall take effect immediately.

ASSEMBLY, No. 495

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 15, 1965

By Assemblymen COLLINS, McDERMOTT, McDONOUGH, DICKEY,
McCORD, W. SMITH, BERGLUND, GENOVA, WALLWORK and MUSTO

Referred to Committee on Highways, Transportation and Public Utilities

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6 in his custody or control, shall be subject, for a first offense, to a fine of not
7 less than \$200.00 nor more than \$500.00, or imprisonment for a term of not
8 less than 30 days nor more than 3 months or both, in the discretion of the
9 magistrate, and shall forthwith forfeit his right to operate a motor vehicle
10 over the highways of this State for a period of 2 years from the date of his
11 conviction or until he reaches the age of 21 years, whichever is the greater
12 period of time, in the case of a person who at the time of his conviction is
13 under the age of 21 years. Except as hereinafter provided, for a subsequent
14 violation, he shall be imprisoned for a term of 3 months and shall forfeit
15 his right to operate a motor vehicle over the highways of this State for a
16 period of 10 years from the date of his conviction, and, after the expiration

17 of said period, he may make application to the Director of the Division of
18 Motor Vehicles for a license to operate a motor vehicle, which application
19 may be granted at the discretion of the director. A magistrate who imposes
20 a term of imprisonment under this section may sentence the person so con-
21 victed either to the county jail or to the workhouse of the county wherein
22 the offense was committed.

23 A person who has been convicted of a previous violation of this section
24 need not be charged as a second offender in the complaint made against him
25 in order to render him liable to the punishment imposed by this section on
26 a second offender, but if the second offense occurs 10 or more years after the
27 previous conviction the court may, in its discretion, suspend the sentence of
28 imprisonment, impose a fine of not less than \$300.00 nor more than \$1,000.00
29 and place the person on probation.

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