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ASSEMBLY, No. 3337

STATE OF NEW JERSEY 209th LEGISLATURE

INTRODUCED MARCH 22, 2001

Sponsored by:

Assemblyman JOSEPH PENNACCHIO

District 26 (Essex, Morris and Passaic)

Assemblyman ALEX DECROCE

District 26 (Essex, Morris and Passaic)

SYNOPSIS

Updates standards for preservation of driving records.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning certain motor vehicle records and amending
2 R.S.39:3-28.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. R.S. 39:3-28 is amended to read as follows:

8 39:3-28. The director shall cause all applications for registration
9 and drivers' licenses to be [alphabetically] indexed, and any original
10 application or copy thereof [whether made by photography,
11 micrograph or otherwise,] certified to be a true copy under the hand
12 of the director shall be received as evidence in any court to prove the
13 facts contained therein. For each uncertified copy so issued the
14 director shall collect a fee of \$8 and for each certified copy so issued
15 the director shall collect a fee of \$10. The indexing and copying of
16 these applications shall meet the standards and requirements
17 established in regulation by the Secretary of State for the maintenance
18 and preservation of records.

19 The director may destroy all records of registration certificates or
20 drivers' licenses and their [alphabetical] indices [when such
21 registrations or drivers' licenses applicable thereto have expired,] after
22 having made copies of such records [by means of photography,
23 micrograph or otherwise] in accordance with standards and
24 requirements established in regulation by the Secretary of State for the
25 maintenance and preservation of records. Such copies made [by
26 photography, micrograph or otherwise] in accordance with standards
27 and requirements established in regulation by the Secretary of State for
28 the maintenance and preservation of records may be destroyed when
29 they have been on file in the office of the director for a period of three
30 years[, or more] after the date of expiration of the registration
31 certificates and drivers' licenses.

32 (cf: P.L.1994, c.60, s.17)

33
34 2. This act shall take effect immediately.

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37 STATEMENT

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39 This bill amends and updates the statute that provides for the
40 retention of driver's license and motor vehicle registration records by
41 the Division of Motor Vehicles (DMV) in the Department of
42 Transportation. The bill deletes references to photography and other

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

Matter underlined thus is new matter.

A3337 PENNACCHIO, DECROCE

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1 specific methods of record preservation. Instead, it would require
2 DMV to maintain records in a manner consistent with provisions of the
3 New Jersey Administrative Code pertaining to image processing and
4 records retention. These amendments would allow DMV the flexibility
5 to maintain these records in the most appropriate and economical
6 manner.

ASSEMBLY TRANSPORTATION COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3337

STATE OF NEW JERSEY

DATED: MAY 21, 2001

The Assembly Transportation Committee reports favorably Assembly Bill No. 3337.

This bill amends and updates the statute that provides for the retention of driver's license and motor vehicle registration records by the Division of Motor Vehicles (DMV) in the Department of Transportation. The bill deletes references to photography and other specific methods of record preservation. Instead, it would require DMV to maintain records in a manner consistent with provisions of the New Jersey Administrative Code pertaining to image processing and records retention. These amendments would allow DMV the flexibility to maintain these records in the most appropriate and economical manner.

SENATE LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3337

STATE OF NEW JERSEY

DATED: DECEMBER 13, 2001

The Senate Law and Public Safety Committee reports favorably Assembly Bill No. 3337.

This bill amends and updates the statute that provides for the retention of driver's license and motor vehicle registration records by the Division of Motor Vehicles (DMV) in the Department of Transportation. The bill deletes references to photography and other specific methods of record preservation. Instead, it would require DMV to maintain records in a manner consistent with provisions of the New Jersey Administrative Code pertaining to image processing and records retention. It is the committee's understanding that the bill gives DMV the flexibility to maintain these records in the most appropriate and economical manner.

P.L. 2001, CHAPTER 276, *approved December 26, 2001*
Assembly, No. 3337

1 AN ACT concerning certain motor vehicle records and amending
2 R.S.39:3-28.

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2 specific methods of record preservation. Instead, it would require
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4 New Jersey Administrative Code pertaining to image processing and
5 records retention. These amendments would allow DMV the flexibility
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12 Updates standards for preservation of driving records.

CHAPTER 276

AN ACT concerning certain motor vehicle records and amending R.S.39:3-28.

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

1. R.S. 39:3-28 is amended to read as follows:

Licenses and registrations indexed; certified copies of applications as evidence; fees; destruction of applications and copies.

39:3-28. The director shall cause all applications for registration and drivers' licenses to be indexed, and any original application or copy thereof certified to be a true copy under the hand of the director shall be received as evidence in any court to prove the facts contained therein. For each uncertified copy so issued the director shall collect a fee of \$8 and for each certified copy so issued the director shall collect a fee of \$10. The indexing and copying of these applications shall meet the standards and requirements established in regulation by the Secretary of State for the maintenance and preservation of records.

The director may destroy all records of registration certificates or drivers' licenses and their indices after having made copies of such records in accordance with standards and requirements established in regulation by the Secretary of State for the maintenance and preservation of records. Such copies made in accordance with standards and requirements established in regulation by the Secretary of State for the maintenance and preservation of records may be destroyed when they have been on file in the office of the director for a period of three years after the date of expiration of the registration certificates and drivers' licenses.

2. This act shall take effect immediately.

Approved December 26, 2001.