

SENATE: Yes

Identical to Assembly Statement for A2523

FLOOR AMENDMENT STATEMENTS: No

LEGISLATIVE FISCAL ESTIMATE: No

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: Yes

FOLLOWING WERE PRINTED:

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REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: No

ASSEMBLY, No. 2523

STATE OF NEW JERSEY 209th LEGISLATURE

INTRODUCED MAY 25, 2000

Sponsored by:

Assemblyman JAMES W. HOLZAPFEL

District 10 (Monmouth and Ocean)

Assemblyman PETER J. BARNES, JR.

District 18 (Middlesex)

SYNOPSIS

Requires hologram on motor vehicle insurance cards; increases card fraud penalties.

CURRENT VERSION OF TEXT

As introduced.



A2523 HOLZAPFEL, BARNES

2

1 AN ACT concerning motor vehicle insurance identification cards and
2 amending P.L.1997, c.385 and P.L.1972, c.200.

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

6
7 1. Section 2 of P.L.1997, c.385 (C.2C:21-2.3) is amended to read
8 as follows:

9 2. a. A person who knowingly produces, sells, offers or exposes
10 for sale a document, printed form or other writing which simulates a
11 motor vehicle insurance identification card is guilty of a crime of the
12 **[fourth]** third degree. In addition to any other penalty imposed, a
13 person convicted under this section shall be ordered by the court to
14 perform community service for a period of 30 days.

15 b. A person who possesses or exhibits to a law enforcement officer
16 or a person conducting a motor vehicle inspection pursuant to chapter
17 8 of Title 39 of the Revised Statutes a falsely made, forged, altered,
18 counterfeited or simulated motor vehicle insurance identification card,
19 knowing that the insurance identification card was falsely made,
20 forged, altered, counterfeited or simulated, commits a crime of the
21 fourth degree.

22 (cf: P.L.1997, c.385, s.2)

23

24 2. Section 2 of P.L.1972, c.200(C.39:3-29.1) is amended to read
25 as follows:

26 2. The Commissioner of Banking and Insurance shall, after
27 consultation with the Director of the Division of Motor Vehicles,
28 promulgate rules and regulations concerning the issuance, design and
29 content of the insurance identification cards required by this act.
30 These rules shall require that an insurance identification card be
31 embossed with a hologram or employ other technology designed to
32 deter the reproduction or counterfeiting of the card.

33 (cf: P.L.1972, c.200, s.2)

34

35 3. Section 1 of this act shall take effect immediately. Section 2
36 shall take effect on the first day of the 10th month following
37 enactment, except that the Commissioner of Banking and Insurance
38 shall take such anticipatory action as may be necessary to implement
39 that section.

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.

1 STATEMENT

2

3 This bill is intended to combat the production and use of fake motor
4 vehicle insurance cards. Motorists are required by law to carry these
5 identification cards to demonstrate their compliance with this State's
6 compulsory automobile insurance law. However, an illicit industry
7 exists to supply violators with false identification cards.

8 This bill would require that motor vehicle insurance identification
9 cards be embossed with a hologram or employ other technology to
10 deter reproduction and counterfeiting of the cards. Holograms are
11 widely used by credit card companies and product manufacturers to
12 prevent such fraud. Holograms belong to a class of images which, due
13 to their light diffracting quality, cannot be replicated by copiers,
14 computer scanning equipment or standard printing techniques.

15 The bill increases the penalty for persons who produce and sell false
16 motor vehicle identification cards from a crime of the fourth degree to
17 a crime of the third degree. A third-degree crime is punishable by
18 imprisonment for three to five years, a fine of up to \$15,000, or both.

19 The bill also would make the possession of a fake identification
20 card a crime of the fourth degree. A crime of the fourth degree is
21 punishable by imprisonment for up to 18 months, a fine of up to
22 \$10,000, or both.

ASSEMBLY COMMITTEE SUBSTITUTE FOR
ASSEMBLY, No. 2523

STATE OF NEW JERSEY
209th LEGISLATURE

ADOPTED JUNE 1, 2000

Sponsored by:

Assemblyman JAMES W. HOLZAPFEL

District 10 (Monmouth and Ocean)

Assemblyman PETER J. BARNES, JR.

District 18 (Middlesex)

Co-Sponsored by:

**Assemblyman Bateman, Senators Gormley, O'Connor, Martin, Cafiero
and Kosco**

SYNOPSIS

Increases penalties for fraudulent motor vehicle insurance identification cards.

CURRENT VERSION OF TEXT

Substitute as adopted by the Assembly Law and Public Safety Committee.



(Sponsorship Updated As Of: 5/15/2001)

1 **AN ACT** concerning motor vehicle insurance cards and amending
2 P.L.1997, c.385.

3

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

6

7 1. Section 2 of P.L.1997, c.385 (C.2C:21-2.3) is amended to read
8 as follows:

9 2. a. A person who knowingly produces, sells, offers or exposes
10 for sale a document, printed form or other writing which simulates a
11 motor vehicle insurance identification card is guilty of a crime of the
12 **[fourth]** third degree. In addition to any other penalty imposed, a
13 person convicted under this section shall be ordered by the court to
14 perform community service for a period of 30 days.

15 b. A person who exhibits or displays to a law enforcement officer
16 or a person conducting a motor vehicle inspection pursuant to chapter
17 8 of Title 39 of the Revised Statutes a falsely made, forged, altered,
18 counterfeited or simulated motor vehicle insurance identification card,
19 knowing that the insurance identification card was falsely made,
20 forged, altered, counterfeited or simulated, commits a crime of the
21 fourth degree.

22 c. A person who possesses a falsely made, forged, altered,
23 counterfeited or simulated motor vehicle insurance identification card,
24 knowing that the insurance identification card was falsely made,
25 forged, altered, counterfeited or simulated, commits a disorderly
26 persons offense.

27 (cf: P.L.1997, c.385, s.2)

28

29 2. This act shall take effect immediately.

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.

ASSEMBLY LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

ASSEMBLY COMMITTEE SUBSTITUTE FOR **ASSEMBLY, No. 2523**

STATE OF NEW JERSEY

DATED: JUNE 1, 2000

The Assembly Law and Public Safety Committee reports favorably a Committee Substitute for Assembly Bill No. 2523.

The committee substitute increases the penalty for persons who produce and sell fraudulent motor vehicle insurance identification cards from a crime of the fourth degree to a crime of the third degree. A fourth-degree crime is punishable by imprisonment for up to 18 months, a fine of up to \$10,000, or both. A third-degree crime is punishable by imprisonment for three to five years, a fine of up to \$15,000, or both.

The committee substitute also makes it a crime of the fourth degree to exhibit or display a fraudulent insurance identification card to a law enforcement officer or motor vehicle inspector and makes it a disorderly persons offense to possess such a card. Disorderly persons offenses are punishable by imprisonment for up to six months, a fine of up to \$1,000, or both.

SENATE LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

ASSEMBLY COMMITTEE SUBSTITUTE FOR
ASSEMBLY, No. 2523

STATE OF NEW JERSEY

DATED: SEPTEMBER 25, 2000

The Senate Law and Public Safety Committee reports favorably the Assembly Committee Substitute for Assembly Bill No. 2523.

The committee substitute increases the penalty for persons who produce and sell fraudulent motor vehicle insurance identification cards from a crime of the fourth degree to a crime of the third degree. A fourth-degree crime is punishable by imprisonment for up to 18 months, a fine of up to \$10,000, or both. A third-degree crime is punishable by imprisonment for three to five years, a fine of up to \$15,000, or both.

The committee substitute also makes it a crime of the fourth degree to exhibit or display a fraudulent insurance identification card to a law enforcement officer or motor vehicle inspector and makes it a disorderly persons offense to possess such a card. Disorderly persons offenses are punishable by imprisonment for up to six months, a fine of up to \$1,000, or both.

This committee substitute is identical to Senate Bill No. 1476, which also was released by the committee on this date.

SENATE, No. 1476

STATE OF NEW JERSEY
209th LEGISLATURE

INTRODUCED JUNE 26, 2000

Sponsored by:

Senator WILLIAM L. GORMLEY

District 2 (Atlantic)

Senator EDWARD T. O'CONNOR, JR.

District 31 (Hudson)

Co-Sponsored by:

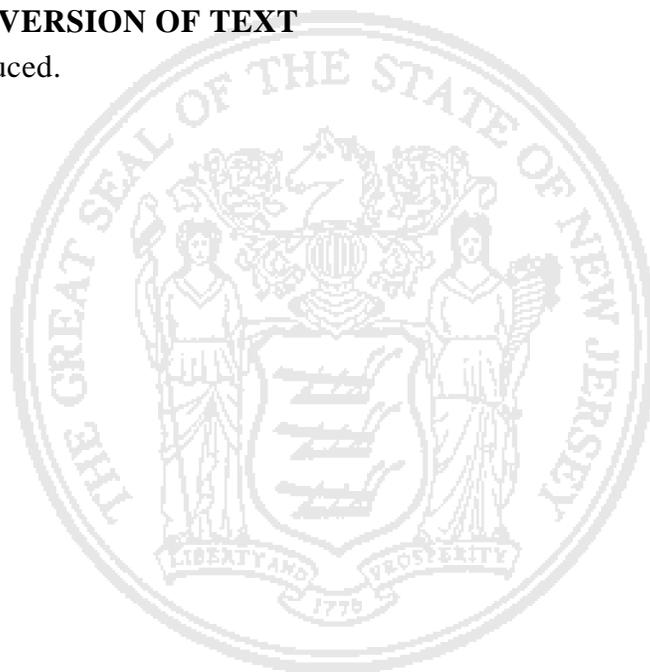
Senators Martin, Cafiero and Kosco

SYNOPSIS

Increases penalties for fraudulent motor vehicle insurance identification cards.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 9/15/2000)

1 **An Act** concerning motor vehicle insurance cards and amending
2 P.L.1997, c.385.

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

6
7 1. Section 2 of P.L.1997, c.385 (C.2C:21-2.3) is amended to read
8 as follows:

9 2. a. A person who knowingly produces, sells, offers or exposes
10 for sale a document, printed form or other writing which simulates a
11 motor vehicle insurance identification card is guilty of a crime of the
12 **[fourth]** third degree. In addition to any other penalty imposed, a
13 person convicted under this section shall be ordered by the court to
14 perform community service for a period of 30 days.

15 b. A person who exhibits or displays to a law enforcement officer
16 or a person conducting a motor vehicle inspection pursuant to chapter
17 8 of Title 39 of the Revised Statutes a falsely made, forged, altered,
18 counterfeited or simulated motor vehicle insurance identification card,
19 knowing that the insurance identification card was falsely made,
20 forged, altered, counterfeited or simulated, commits a crime of the
21 fourth degree.

22 c. A person who possesses a falsely made, forged, altered,
23 counterfeited or simulated motor vehicle insurance identification card,
24 knowing that the insurance identification card was falsely made,
25 forged, altered, counterfeited or simulated, commits a disorderly
26 persons offense.

27 (cf: P.L.1997, c.385, s.2)

28
29 2. This act shall take effect immediately.

30
31 STATEMENT

32
33 The bill increases the penalty for persons who produce and sell
34 fraudulent motor vehicle insurance identification cards from a crime of
35 the fourth degree to a crime of the third degree. A fourth-degree
36 crime is punishable by imprisonment for up to 18 months, a fine of up
37 to \$10,000, or both. A third-degree crime is punishable by
38 imprisonment for three to five years, a fine of up to \$15,000, or both.

39 The bill also makes it a crime of the fourth degree to exhibit or
40 display a fraudulent insurance identification card to a law enforcement
41 officer or motor vehicle inspector and makes it a disorderly persons
42 offense to possess such a card. Disorderly persons offenses are
43 punishable by imprisonment for up to six months, a fine of up to
44 \$1,000, or both.

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

Matter underlined thus is new matter.

SENATE LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

SENATE, No. 1476

STATE OF NEW JERSEY

DATED: SEPTEMBER 25, 2000

The Senate Law and Public Safety Committee reports favorably Senate Bill No. 1476.

The bill increases the penalty for persons who produce and sell fraudulent motor vehicle insurance identification cards from a crime of the fourth degree to a crime of the third degree. A fourth-degree crime is punishable by imprisonment for up to 18 months, a fine of up to \$10,000, or both. A third-degree crime is punishable by imprisonment for three to five years, a fine of up to \$15,000, or both.

The bill also makes it a crime of the fourth degree to exhibit or display a fraudulent insurance identification card to a law enforcement officer or motor vehicle inspector and makes it a disorderly persons offense to possess such a card. Disorderly persons offenses are punishable by imprisonment for up to six months, a fine of up to \$1,000, or both.

This bill is identical to the Assembly Committee Substitute for Assembly Bill No. 2523, which also was released by the committee on this date.

P.L. 2001, CHAPTER 124, *approved June 26, 2001*

Assembly Committee Substitute for
Assembly Bill No. 2523

1 AN ACT concerning motor vehicle insurance cards and amending
2 P.L.1997, c.385.

3

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

6

7 1. Section 2 of P.L.1997, c.385 (C.2C:21-2.3) is amended to read
8 as follows:

9 2. a. A person who knowingly produces, sells, offers or exposes
10 for sale a document, printed form or other writing which simulates a
11 motor vehicle insurance identification card is guilty of a crime of the
12 **[fourth]** third degree. In addition to any other penalty imposed, a
13 person convicted under this section shall be ordered by the court to
14 perform community service for a period of 30 days.

15 b. A person who exhibits or displays to a law enforcement officer
16 or a person conducting a motor vehicle inspection pursuant to chapter
17 8 of Title 39 of the Revised Statutes a falsely made, forged, altered,
18 counterfeited or simulated motor vehicle insurance identification card,
19 knowing that the insurance identification card was falsely made,
20 forged, altered, counterfeited or simulated, commits a crime of the
21 fourth degree.

22 c. A person who possesses a falsely made, forged, altered,
23 counterfeited or simulated motor vehicle insurance identification card,
24 knowing that the insurance identification card was falsely made,
25 forged, altered, counterfeited or simulated, commits a disorderly
26 persons offense.

27 (cf: P.L.1997, c.385, s.2)

28

29 2. This act shall take effect immediately.

30

31

32

33

34 _____
35 Increases penalties for fraudulent motor vehicle insurance
identification cards.

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.

CHAPTER 124

AN ACT concerning motor vehicle insurance cards and amending P.L.1997, c.385.

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

1. Section 2 of P.L.1997, c.385 (C.2C:21-2.3) is amended to read as follows:

C.2C:21-2.3 Producing, selling, offering, displaying, possessing, fraudulent motor vehicle insurance ID cards; penalties.

2. a. A person who knowingly produces, sells, offers or exposes for sale a document, printed form or other writing which simulates a motor vehicle insurance identification card is guilty of a crime of the third degree. In addition to any other penalty imposed, a person convicted under this section shall be ordered by the court to perform community service for a period of 30 days.

b. A person who exhibits or displays to a law enforcement officer or a person conducting a motor vehicle inspection pursuant to chapter 8 of Title 39 of the Revised Statutes a falsely made, forged, altered, counterfeited or simulated motor vehicle insurance identification card, knowing that the insurance identification card was falsely made, forged, altered, counterfeited or simulated, commits a crime of the fourth degree.

c. A person who possesses a falsely made, forged, altered, counterfeited or simulated motor vehicle insurance identification card, knowing that the insurance identification card was falsely made, forged, altered, counterfeited or simulated, commits a disorderly persons offense.

2. This act shall take effect immediately.

Approved June 26, 2001.

PO BOX 004
TRENTON, NJ 08625

Office of the Governor
NEWS RELEASE

CONTACT: Rae Hutton
609-777-2600

RELEASE: June 27 , 2001

Acting Governor Donald T. DiFrancesco has signed the following legislation:

S-621, sponsored by Senators John Matheussen (R-Camden/Gloucester), Norman Robertson (Essex/Passaic) and Anthony Bucco (R-Morris) and Assemblymembers John Kelly (R-Bergen/Essex/Passaic) and Arline Friscia (D-Middlesex), allows parents, children, spouses and siblings of illegal drug users, as well as employers of illegal drug users, medical facilities, insurers and persons injured by the drug users' actions to sue drug dealers for civil damages.

S-647, sponsored by Senator Joseph Kyriillos (R-Middlesex/Monmouth) and Assemblyman Joseph Azzolina (R-Middlesex/Monmouth) and Guy Gregg (R-Sussex/Hunterdon/Morris) permits the Director of the Division of Alcoholic Beverage Control to issue a special auction permit to a nonprofit organization operating solely for civic, religious, education, charitable, fraternal, social or recreational purposes.

The permit will cost \$100 and would entitle the nonprofit organization to sell at auction alcoholic beverages donated to it by a licensee.

S-1382, sponsored by Senator Robert Martin (R-Essex/Morris/Passaic) and Assemblymen Wilfredo Caraballo (D-Essex) and Kip Bateman (R-Morris/Somerset), revises rules concerning secured transactions by replacing Chapter 9 of the Uniform Commercial Code (UCC) with revised Chapter 9, as well as, conforming amendments to Chapters 1,2,2A,4,5,7 and 8 of the UCC.

S-2123, sponsored by Senator Raymond Lesniak (D-Union) and Assemblymen Neil Cohen(D-Union) and Joseph Impreveduto (D-Bergen/Hudson), increases the term of office of the mayor and the members of council from two years to four years in municipalities. Provides for a transitional three-year term of office for the mayor and members of council elected at the 2002 general election.

This bill also alters the term of office of mayor and member so council from three years to four years in towns.

A-1325, sponsored by Senator William Schluter (R-Warren/Hunterdon/Mercer) and Assemblymembers Richard Bagger (R-Middlesex/Morris/Somerset/Union) and the late Alan Augustine (R-Middlesex/Morris/Somerset/Union), allows a municipality or county to install pedestrian crossing right-of-way signs at a marked or unmarked crosswalk or at an intersection.

A-1342, sponsored by late Assemblyman Alan Augustine (R-Middlesex/Morris/Somerset/Union), provides that, as a fifth option, a Teachers' Pension and Annuity Fund (TPAF) or Public Employees' Retirement System (PERS) member may choose a retirement allowance actuarially reduced to provide to a beneficiary an allowance equivalent to the full amount, three-quarters, one-half or one-quarter of that reduced allowance, but if the beneficiary dies before the retiree, the retiree's allowance will increase to a maximum amount.

A-2185, sponsored by Senator Louis Bassano (R-Essex/Union) and John Singer (R-Burlington/Monmouth/Ocean) and Assemblymembers Leonard Lance (R-Warren/Hunterdon/Mercer) and Rose Maria Heck (R-Bergen), appropriates \$28,695,000 from the Developmental Disabilities' Waiting List Reduction and Human Services Facilities Construction Fund for the Department of Human Services. This money will be used for various projects within the divisions, including reducing the community services waiting list.

A-2209, sponsored by Senators Jack Sinagra (R-Middlesex) and Joseph Vitale (D-Middlesex) and Assemblymembers Carol Murphy (R-Essex/Morris/Passaic) and Samuel Thompson (R-Middlesex/Monmouth), provides that the period for which eligibility for Medicaid and KidCare benefits is determined shall be the maximum permitted under federal law, currently 12 months.

A-2449, sponsored by Assemblymen Michael Arnone (R-Monmouth) and Joseph Azzolina (R-Middlesex/Monmouth), permits sewerage authority or a utilities authority to rename itself as a "water reclamation authority" to more accurately reflect its activities and purposes.

A-2523, sponsored by Senators William Gormley (R-Atlantic) and Edward O'Connor (D-Hudson) and Assemblymen James Holzapfel (R-Monmouth/Ocean) and Peter Barnes (D-Middlesex), increases the penalty for persons who produce and sell false motor vehicle identification cards from a crime of the fourth degree to a crime of the third degree which is punishable by imprisonment for three to five years, a fine of up to \$15,000, or both.

A-3622, sponsored by Senators Walter Kavanaugh (R-Morris/Somerset) and Raymond Lesniak (D-Union) and Assemblymen John Wisniewski (D-Middlesex) and Samuel Thompson (R-Middlesex/Monmouth), provides that for the year 2001, 1) the day on which members of the State, county or municipal committee of a political party will take office, and the day on which the terms of members previously elected to each such committee will terminate, will be the day immediately following the day of the primary election for the general election and 2) the holding of the annual meeting of the State, county and municipal committees of a political party will occur no earlier than the day immediately following the day of the primary election and no later than the 21st day following such election.