

39:4-97a

LEGISLATIVE HISTORY CHECKLIST

NJSA: 39:4-97a, 39:5-30.5a

(MV points--allow assessment for damaging agricultural or recreational property)

LAWS OF: 1985

CHAPTER: 154

Bill No: A4

Sponsor(s): Zimmer and others

Date Introduced: Pre-filed

Committee: Assembly: Law, Public Safety and Defense

Senate: Natural Resources

Amended during passage: Yes Amendments during passage denoted by asterisks

Date of Passage: Assembly: February 27, 1984

Senate: February 28, 1985

Date of Approval: April 25, 1985

Following statements are attached if available:

Sponsor statement: Yes Attached: Senate amendments, adopted 12-13-84 (with statement)

Committee statement: Assembly Yes

Senate No

Fiscal Note: Yes

Veto Message: Yes

Message on Signing: No

Following were printed:

Reports: No

Hearings: No

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154 4-25-85

[THIRD OFFICIAL COPY REPRINT]

ASSEMBLY, No. 4

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1984 SESSION

By Assemblymen ZIMMER, HAINES, MEYER, GALLO and WEIDEL

AN ACT concerning the destruction of agricultural property and supplementing P. L. 1982, c. 43 (C. 39:5-30.5 et seq.) \*\*\*and Chapter 4 of Title 39 of the Revised Statutes\*\*\*.

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

1 \*\*\*1. No person shall operate a motor vehicle except a motor  
2 vehicle operated for emergency purposes by a fire department or  
3 ambulance or rescue squad, in a manner which causes the destruc-  
4 tion of agricultural crops, fences, fields or other agricultural or  
5 recreational property. "Recreational property" means any public  
6 or private property used as a golf course, park, or other similar  
7 purpose.\*\*\*

1 \*\*\*[1.]\*\*\* \*\*2.\*\*\* a. The director shall, in establishing a motor  
2 vehicle point system, pursuant to section 1 of P. L. 1982, c. 43 (C.  
3 39:5-30.5), include in that system a schedule of points to be as-  
4 sessed against a person operating a motor vehicle \*except a motor  
5 vehicle operated for emergency purposes by a fire department or  
6 ambulance or rescue squad,\* in a manner which causes the destruc-  
7 tion of agricultural crops, fences, fields or other agricultural \*\*or  
8 recreational\*\* property. \*\*\*"Recreational property" means any  
9 public or private property used as a golf course, park, or other  
10 similar purpose.\*\*

11 b. A person who operates a motor vehicle in the manner de-  
12 scribed in subsection a. of this section who is not a licensed driver  
13 of this State at the time of the violation, shall have the points  
14 established pursuant to this section \*\*\*[1]\*\*\* assessed against his  
15 record upon being issued a license to operate a motor vehicle in  
16 this State.

1 \*\*\*[2.]\*\*\* \*\*3.\*\*\* 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 printed in italics thus is new matter.

- Matter enclosed in asterisks or stars has been adopted as follows:  
\*—Assembly committee amendment adopted February 6, 1984.  
\*\*—Assembly amendments adopted February 23, 1984.  
\*\*\*—Senate amendments adopted December 13, 1984.

ASSEMBLY, No. 4

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1984 SESSION

By Assemblymen ZIMMER, HAINES, MEYER, GALLO and WEIDEL

AN ACT concerning the destruction of agricultural property and  
supplementing P. L. 1982, c. 43 (C. 39:5-30.5 et seq.).

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

1 1. a. The director shall, in establishing a motor vehicle point  
2 system, pursuant to section 1 of P. L. 1982, c. 43 (C. 39:5-30.5),  
3 include in that system a schedule of points to be assessed against  
4 a person operating a motor vehicle in a manner which causes the  
5 destruction of agricultural crops, fences, fields or other agricul-  
6 tural property.

7 b. A person who operates a motor vehicle in the manner de-  
8 scribed in subsection a. of this section who is not a licensed driver  
9 of this State at the time of the violation, shall have the points  
10 established pursuant to this section assessed against his record  
11 upon being issued a license to operate a motor vehicle in this State.

1 2. This act shall take effect immediately.

STATEMENT

With increasing frequency, agricultural property, including  
crops, fences and fields have been wantonly destroyed by reckless  
vandals driving cars, four-wheel drive vehicles, and motorcycles.

This bill directs the Director of the Division of Motor Vehicles  
to establish motor vehicle points to be assessed against the driving  
record of any person found destroying farm property with any  
motor vehicles. In the event the person is under age, or for some  
other reason, does not have a driver's license, the points would be  
assessed when that person does receive a license.

ASSEMBLY LAW, PUBLIC SAFETY AND DEFENSE  
COMMITTEE

STATEMENT TO  
ASSEMBLY, No. 4

STATE OF NEW JERSEY

DATED: FEBRUARY 6, 1984

Assembly Bill No. 4 is a response to the increasing frequency with which agricultural property, including crops, fences and fields are damaged or destroyed by persons who operate motor vehicles, four-wheel drive vehicles and motorcycles.

The bill authorizes the Director of the Division of Motor Vehicles to assess points against the driving record of a person operating a motor vehicle who destroys agricultural crops, fences, fields or other agricultural property. If the person is under seventeen years of age, or for any other reason does not have a New Jersey driver's license, the points will be assessed when that person does receive a New Jersey license.

The committee amended the bill to create an exemption from its provisions for motor vehicles operated for emergency purposes by fire departments or ambulance or rescue squads.

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*OK  
MWF*

ADOPTED  
DEC 13 1994

Senate Amendments  
(proposed by Senator Foran)

to

Assembly Bill No. 4 (2nd OCR)  
(sponsored by Assemblyman Zimmer)

Amend:

Page	Sec.	Line	
1	Title	2	After "et seq.)" insert "and chapter 4 of Title 39 of the Revised Statutes"
1	1	Before 1	Insert new section 1. as follows:  1. No person shall operate a motor vehicle except a motor vehicle operated for emergency purposes by a fire department or ambulance or rescue squad, in a manner which causes the destruction of agricultural crops, fences, fields or other agricultural or recreational property. "Recreational property" means any public or private property used as a golf course, park, or other similar purpose.
1	1	1	Omit "1." insert "2."
1	1	10	Omit "1"
1	2	1	Omit "2." insert "3."

STATEMENT

This amendment includes in the bill the offense of operating a motor vehicle that causes destruction of agricultural property.

FISCAL NOTE TO  
**ASSEMBLY, No. 4**  
[SECOND OFFICIAL COPY REPRINT]

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**STATE OF NEW JERSEY**

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DATED: APRIL 17, 1984

The Second Official Copy Reprint of Assembly Bill No. 4 of 1984 authorizes the Director of the Division of Motor Vehicles to assess points against the driving record of a person operating a motor vehicle who destroys agricultural crops, fences, fields or other agricultural or recreational property. An exception is made for fire departments, ambulance or rescue squad vehicles in emergency situations.

The Division of Motor Vehicles states that the bill would produce no revenues and would cost \$5,000.00 or less to implement computer software modifications.

The Office of Legislative Services concurs.

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This fiscal note has been prepared pursuant to P. L. 1980, c. 67.