

39:3-5.1

LEGISLATIVE HISTORY CHECKLIST

NJSA: 39:3-5.1 (Trucks--certain--refuse registration without proof of payment of Federal heavy vehicle use tax)

LAWS OF: 1985 CHAPTER: 387

BILL NO: S2564

Sponsor(s): Gagliano and Rand

Date Introduced: December 17, 1984

Committee: Assembly: Transportation and Communication
Senate: -----

Amended during passage: No

Date of Passage: Assembly: December 9, 1985
Senate: December 17, 1985

Date of Approval: December 19, 1985

Following statements are attached if available:

Sponsor statement: Yes

Committee statement: Assembly: Yes
Senate: No

Fiscal Note: No

Veto Message: No

Message on Signing: ~~No~~ Yes

Following were printed:

Reports: No

Hearings: No

SENATE, No. 2564

STATE OF NEW JERSEY

INTRODUCED DECEMBER 17, 1984

By Senators GAGLIANO and RAND

(Without Reference)

AN ACT concerning the registration of vehicles and supplementing
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. The Director of the Division of Motor Vehicles shall refuse
2 registration of a vehicle which is subject to the federal heavy vehicle
3 use tax if the applicant has failed to furnish proof of payment, in
4 the form prescribed by the United States Secretary of the Treasury,
5 that the federal heavy vehicle use tax imposed by section 4481 of the
6 Internal Revenue Code of 1954 (26 U.S.C. 4481) has been paid.

1 2. This act shall take effect immediately.

STATEMENT

This act requires the Director of the Division of Motor Vehicles to refuse to issue a registration certificate for a vehicle which is subject to the federal heavy vehicle use tax if the applicant therefor has failed to supply proof that he has paid the federal heavy vehicle use tax on the vehicle.

Section 143 of the "Surface Transportation Assistance Act of 1982," Pub. L. 97-424 (23 U.S.C. 141 (d)) provides that any state which allows the registration of heavy vehicles without requiring proof that the owners of the vehicles have paid the federal heavy vehicle use tax imposed by section 4481 of the Internal Revenue Code of 1954 (26 U.S.C. 4481) will lose up to 25% of its federal-aid highway funds for the fiscal year. This tax is imposed, with certain

exceptions, on highway vehicles (including tractor-trailer combinations) which have a taxable gross weight of 55,000 pounds or more.

States have to verify payment of the heavy vehicle use tax as a prerequisite to the issuance of vehicle registration certificates beginning January 1, 1985 in order to avoid the loss of federal highway funds. Accordingly, this act is designed to prevent the State of New Jersey from losing up to 25% of its federal-aid highway funds.

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ASSEMBLY TRANSPORTATION AND COMMUNICATIONS
COMMITTEE

STATEMENT TO
SENATE, No. 2564

STATE OF NEW JERSEY

DATED: OCTOBER 7, 1985

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A representative of the federal Highway Administration has noted that as of July 1, 1986, the State will be required to certify to federal officials that it has mandated since October 1, 1985, that proof of payment of this heavy vehicle use tax be proven by an applicant before that person is permitted to register his vehicle in New Jersey.

The committee reported this bill favorably.



OFFICE OF THE GOVERNOR NEWS RELEASE

CN-001

Contact: PAUL WOLCOTT
609-292-8956

TRENTON, N.J. 08625

Release: MON., DEC. 23, 1985

Governor Thomas H. Kean has signed legislation appropriating \$72 million for the design and construction of the Manasquan River Reservoir project.

The bill, A-4105, was sponsored by Assemblyman Robert P. Hollenbeck, D-Bergen. It appropriates the funds from the Water Supply Fund created by the Water Supply Bond Act of 1981.

The reservoir, located in southern Monmouth County, will supply drinking water to residents of Monmouth and coastal Ocean counties.

The Governor also signed the following bills:

A-3977, sponsored by Assemblyman Thomas A. Pankok, D-Salem, which validates bond proceedings of the National Park school system.

S-2656, sponsored by State Senator William L. Gormley, R-Atlantic, which increases the number of Superior Court judges in Atlantic County from seven to eight.

S-2564, sponsored by State Senator S. Thomas Gagliano, R-Monmouth, which requires the Director of the Division of Motor Vehicles to refuse to issue a registration certificate for a vehicle for which there is no proof of payment of the federal heavy vehicle use tax.

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The Governor also signed the following bills, all of which were originally the subject of a conditional veto.

S-2675, sponsored by State Senator Wynona Lipman, D-Essex, which extends for two additional years the life of the Commission on Sex