

LEGISLATIVE HISTORY CHECKLIST

NJSA: 39:4-14.3 (Moped License applicants—proof of identity and date of birth)

LAWS OF: 1983

CHAPTER: 16

Bill No.: S335

Sponsor(s): Bassano

Date Introduced: Pre-filed

Committee: Assembly: Judiciary, Law, Public Safety & Defense

Senate: Law, Public Safety & Defense

Amended during passage /// No

Date of Passage: Assembly: Dec. 6, 1982

Senate: May 17, 1982

Date of Approval: Jan. 21, 1983

Following statements are attached if available:

Sponsor statement: Yes /// (Below)

Committee statement: Assembly Yes ///

Senate Yes ///

Fiscal Note: /// No

Veto Message /// No

Message on Signing: Yes ///

Following were printed:

Reports: /// No

Hearings: /// No

**Sponsor's statement:**

This bill requires persons applying for a motorized bicycle license or learner's permit to furnish proof of identity and age. Many teenagers under the age of 15 have been able to secure license and permits because they have not had to show this proof.

Bill passed by Assembly in 1980 as mentioned in Senate committee statement: A.818

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# STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1982 SESSION

By Senator BASSANO

AN ACT to amend "An act concerning motorized bicycles, amending R. S. 39:1-1 and supplementing Title 39 of the Revised Statutes," approved October 31, 1979 (P. L. 1975, c. 250).

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

1 1. Section 2 of P. L. 1975, c. 250 (C. 39:4-14.3) is amended to  
2 read as follows:

3 2. a. Motorized bicycles shall not be operated upon interstate  
4 highways or upon public highways divided by a grass or concrete  
5 median or highways with posted speed limits in excess of 50 miles  
6 per hour or upon the railroad or right-of-way of an operating  
7 railroad within the State of New Jersey or upon any public land  
8 where expressly prohibited by the governing body, department or  
9 agency having jurisdiction thereof.

10 The Director of Motor Vehicles is authorized to adopt regula-  
11 tions either prohibiting the operation of motorized bicycles on any  
12 public road or highway with a speed limit in excess of 40 miles  
13 per hour which in his discretion are hazardous for the operation  
14 of motorized bicycles or permitting the operation of motorized  
15 bicycles on any public road or highway, upon which the operation  
16 of motorized bicycles is otherwise prohibited by the provisions of  
17 this section, which in his discretion are safe for the operation of  
18 motorized bicycles. In no case, however, shall the director adopt  
19 a regulation permitting motorized bicycles to be operated on any  
20 highway with a posted speed in excess of 50 miles per hour.

21 b. No municipality shall limit or otherwise restrict the opera-  
22 tion of motorized bicycles on any public roads or highways under  
23 its jurisdiction in contravention of the provisions of this act or  
24 any regulations adopted by the director pursuant thereto.

25 c. Motorized bicycles shall not be operated by a person under  
26 15 years of age.

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

27 d. No person shall operate a motorized bicycle unless he is in  
28 possession of a valid driver's license of any class or a motorized  
29 bicycle license which shall be issued by the director to any person  
30 15 years of age or older, *upon proof of identity and date of birth,*  
31 *and* after he has passed a satisfactory examination as to his ability  
32 as an operator. Such examination shall include a test of the appli-  
33 cant's knowledge of such portions of the mechanism of motorized  
34 bicycles as is necessary to insure their safe operation and of the  
35 laws and ordinary usages of the road and a demonstration of his  
36 ability to operate a motorized bicycle.

37 The demonstration of an applicant's ability to operate a motor-  
38 ized bicycle shall be administered at such municipalities that the  
39 director shall designate under the supervision of the director, or  
40 an officer, employee, or authorized agent of the Division of Motor  
41 Vehicles in accordance with rules and regulations promulgated by  
42 the division.

43 The director may, in his discretion, issue a learner's permit to a  
44 person 15 years of age or older, *upon proof of identity and date of*  
45 *birth,* allowing such person, for the purpose of fitting himself to  
46 become a motorized bicycle driver, to operate a motorized bicycle  
47 during daylight hours without supervision for a period not to  
48 exceed 45 days. The permit shall be sufficient license for the person  
49 to operate a motorized bicycle. No permit shall be issued unless  
50 the person applying therefor shall pay the sum of \$5.00 to the  
51 director, or an officer, employee or agent of the division.

52 e. The valid driver's license shall be in the possession of the  
53 operator at all times when he is operating a motorized bicycle with  
54 motor engaged on the highways of this State. The operator shall  
55 exhibit his driver's license when requested to do so by any police  
56 officer or magistrate, while in the performance of the duties of his  
57 office and shall write his name in the presence of the officer, so  
58 that the officer may thereby determine the identity of the licensee.  
59 Any person violating this subsection shall be subject to a fine not  
60 exceeding \$50.00.

61 f. Unless otherwise determined by the director, statutes, rules  
62 and regulations applicable to bicycles shall apply whenever a  
63 motorized bicycle is operated upon any highway or upon any  
64 public land.

65 Every person operating a motorized bicycle upon a public road  
66 or highway shall be subject to all of the duties applicable to the  
67 driver of a vehicle by chapter 4 of Title 39 and N. J. S. 2A:113-9  
68 and all amendments and supplements thereto.

1 2. This act shall take effect 45 days after its enactment.

## STATEMENT

This bill requires persons applying for a motorized bicycle license or learner's permit to furnish proof of identity and age. Many teenagers under the age of 15 have been able to secure license and permits because they have not had to show this proof.

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ASSEMBLY JUDICIARY, LAW, PUBLIC SAFETY AND  
DEFENSE COMMITTEE

STATEMENT TO  
**SENATE, No. 335**

**STATE OF NEW JERSEY**

DATED: JUNE 10, 1982

This bill requires persons applying for a motorized bicycle license or learner's permit to furnish proof of identity and age. Many teenagers under the age of 15 have been able to secure licenses and permits because they have not had to show this proof.

SENATE LAW, PUBLIC SAFETY AND DEFENSE  
COMMITTEE

STATEMENT TO

**SENATE, No. 335**

**STATE OF NEW JERSEY**

DATED: MARCH 29, 1982

This bill would require persons applying for a license or a learner's permit to operate a motorized bicycle to furnish proof of their identity and their age.

The intent of the bill is to prevent teenagers under 15 years of age from securing licenses and permits to operate mopeds.

This bill was passed unanimously by the Assembly in 1980, and was reported favorably by the Senate Transportation and Communications Committee. It was never voted on by the Senate.

OFFICE OF THE GOVERNOR

FOR IMMEDIATE RELEASE

CONTACT: CARL GOLDEN

JANUARY 21, 1983

Governor Thomas H. Kean today signed legislation to require persons who apply for a moped license or learner's permit to furnish proof of age and identity.

The legislation, S-335, was sponsored by Senator C. Louis Bassano, R-Union.

It would require an applicant for a permit or a license to furnish proof that he or she is 15 years of age. It would also require that proof of identity be furnished once for the permit and once again for the actual operator's license.

The legislation is designed to overcome situations in which permits or licenses have been issued to those under the age of 15 years of age. The legislation is effective 45 days from date of enactment.

The Governor also signed:

S-888, sponsored by Senator Wynona Lipman, D-Essex, to establish the principle that children born out of wedlock have the same rights to parent-child relationships and to benefits from their parents as children born in wedlock. The legislation is designed to facilitate attempts by the Division of Public Welfare to obtain support from fathers who refuse to admit paternity.

A-583, sponsored by Assemblyman John Doyle, D-Ocean, to increase from 25 percent to 50 percent the amount of capital funds which state-chartered banks may invest in real property used in the operation of their business.

A-1599, sponsored by Assemblyman Richard VanWagner, D-Monmouth, to provide for two additional "Charity Racing Days for the Developmentally Disabled" at each race track in the state. Currently, each track establishes one day per year for the charity.

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A-671, sponsored by Assemblyman David Schwartz, D-Middlesex, to extend the term of the Office for Promoting Technical Innovation in the Department of Commerce and Economic Development to February 28, 1984. The office is due to expire this February 28.

A-2184, sponsored by Assemblywoman Catherine Costa, D-Burlington, to validate bond proceedings in the Riverside School District.

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