

## 3B:10-3 & 3B:10-4 LEGISLATIVE HISTORY CHECKLIST

Compiled by the NJ State Law Library

**LAWS OF:** 2015                    **CHAPTER:** 232

**NJSA:** 3B:10-3 & 3B:10-4 (Increases monetary amounts for transfer of estate assets without administration and for exemption from debts of the deceased.)

**BILL NO:** S2251                    (Substituted for A3708 (1R))

**SPONSOR(S)** Oroho, Steven V., and others

**DATE INTRODUCED:** June 26, 2014

**COMMITTEE:**                    **ASSEMBLY:** ---

**SENATE:** Law and Public Safety  
Budget and Appropriations

**AMENDED DURING PASSAGE:** No

**DATE OF PASSAGE:**                    **ASSEMBLY:** 1/11/2016

**SENATE:** 12/17/2015

**DATE OF APPROVAL:** January 19, 2016

**FOLLOWING ARE ATTACHED IF AVAILABLE:**

<b>FINAL TEXT OF BILL</b> (Senate Committee Substitute enacted)	Yes
<b>S2251</b>	
<b>INTRODUCED BILL:</b> (Includes sponsor(s) statement)	Yes
<b>COMMITTEE STATEMENT:</b>	<b>ASSEMBLY:</b> No
	<b>SENATE:</b> Yes    Law & Public Safety Budget & Appropriations

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, **may possibly** be found at [www.njleg.state.nj.us](http://www.njleg.state.nj.us))

<b>FLOOR AMENDMENT STATEMENT:</b>	No
<b>LEGISLATIVE FISCAL ESTIMATE:</b>	Yes

**A3708 (1R)**

<b>INTRODUCED BILL:</b> (Includes sponsor(s) statement)	Yes
<b>COMMITTEE STATEMENT:</b>	<b>ASSEMBLY:</b> Yes    Judiciary
	<b>SENATE:</b> No

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, **may possibly** be found at [www.njleg.state.nj.us](http://www.njleg.state.nj.us))

<b>FLOOR AMENDMENT STATEMENT:</b>	No
-----------------------------------	----

**LEGISLATIVE FISCAL ESTIMATE:**

Yes

**VETO MESSAGE:**

No

**GOVERNOR'S PRESS RELEASE ON SIGNING:**

Yes

**FOLLOWING WERE PRINTED:**

To check for circulating copies, contact New Jersey State Government  
Publications at the State Library (609) 278-2640 ext.103 or <mailto:refdesk@njstatelib.org>

**REPORTS:**

No

**HEARINGS:**

No

**NEWSPAPER ARTICLES:**

No

end

P.L.2015, CHAPTER 232, *approved January 19, 2016*  
Senate Committee Substitute for  
Senate, No. 2251

1 AN ACT concerning assets of certain estates and amending  
2 N.J.S.3B:10-3 and N.J.S.3B:10-4.

3

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

6

7 1. N.J.S.3B:10-3 is amended to read as follows:

8 3B:10-3. When spouse, partner in a civil union, or domestic  
9 partner entitled to assets without administration.

10 Where the total value of the real and personal assets of the estate  
11 of an intestate will not exceed **[\$20,000.00]** \$50,000, the surviving  
12 spouse, partner in a civil union, or domestic partner upon the  
13 execution of an affidavit before the Surrogate of the county where  
14 the intestate resided at his death, or, if then nonresident in this  
15 State, where any of the assets are located, or before the Superior  
16 Court, shall be entitled absolutely to all the real and personal assets  
17 without administration, and the assets of the estate up to  
18 **[\$5,000.00]** \$10,000 shall be free from all debts of the intestate.  
19 Upon the execution and filing of the affidavit as provided in this  
20 section, the surviving spouse, partner in a civil union, or domestic  
21 partner shall have all of the rights, powers and duties of an  
22 administrator duly appointed for the estate. The surviving spouse,  
23 partner in a civil union, or domestic partner may be sued and  
24 required to account as if he had been appointed administrator by the  
25 Surrogate or the Superior Court. The affidavit shall state that the  
26 affiant is the surviving spouse, partner in a civil union, or domestic  
27 partner of the intestate and that the value of the intestate's real and  
28 personal assets will not exceed **[\$20,000.00]** \$50,000, and shall set  
29 forth the residence of the intestate at his death, and specifically the  
30 nature, location and value of the intestate's real and personal assets.  
31 The affidavit shall be filed and recorded in the office of such  
32 Surrogate or, if the proceeding is before the Superior Court, then in  
33 the office of the clerk of that court. Where the affiant is domiciled  
34 outside this State, the Surrogate may authorize in writing that the  
35 affidavit be executed in the affiant's domicile before any of the  
36 officers authorized by **[R.S.46:14-7 and R.S.46:14-8]** R.S.46:14-  
37 6.1 to take acknowledgments or proofs.

38 (cf: P.L.2005, c.331, s.24)

39

40 2. N.J.S.3B:10-4 is amended to read as follows:

**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       3B:10-4. When heirs entitled to assets without administration.

2       Where the total value of the real and personal assets of the estate  
3 of an intestate will not exceed **[\$10,000.00]** \$20,000 and the  
4 intestate leaves no surviving spouse, partner in a civil union, or  
5 domestic partner, and one of his heirs shall have obtained the  
6 consent in writing of the remaining heirs, if any, and shall have  
7 executed before the Surrogate of the county where the intestate  
8 resided at his death, or, if then nonresident in this State, where any  
9 of the intestate's assets are located, or before the Superior Court, the  
10 affidavit herein provided for, shall be entitled to receive the assets  
11 of the intestate of the benefit of all the heirs and creditors without  
12 administration or entering into a bond. Upon executing the  
13 affidavit, and upon filing it and the consent, he shall have all the  
14 rights, powers and duties of an administrator duly appointed for the  
15 estate and may be sued and required to account as if he had been  
16 appointed administrator by the Surrogate or the Superior Court.

17       The affidavit shall set forth the residence of the intestate at his  
18 death, the names, residences and relationships of all of the heirs and  
19 specifically the nature, location and value of the real and personal  
20 assets and also a statement that the value of the intestate's real and  
21 personal assets will not exceed **[\$10,000.00]** \$20,000.

22       The consent and the affidavit shall be filed and recorded, in the  
23 office of the Surrogate or, if the proceeding is before the Superior  
24 Court, then in the office of the clerk of that court. Where the affiant  
25 is domiciled outside this State, the Surrogate may authorize in  
26 writing that the affidavit be executed in the affiant's domicile before  
27 any of the officers authorized by **[R.S.46:14-7 and R.S.46:14-8]**  
28 R.S.46:14-6.1 to take acknowledgments or proofs.

29 (cf: P.L.2005, c.331, s.25)

30

31       3. This act shall take effect immediately and shall apply to the  
32 estate of any decedent dying on or after the effective date of this  
33 act.

34

35

36

37       Increases monetary amounts for transfer of estate assets without  
38 administration and for exemption from debts of the deceased.

# SENATE, No. 2251

## STATE OF NEW JERSEY 216th LEGISLATURE

INTRODUCED JUNE 26, 2014

**Sponsored by:**

**Senator STEVEN V. OROHO**

**District 24 (Morris, Sussex and Warren)**

**Senator PETER J. BARNES, III**

**District 18 (Middlesex)**

**Co-Sponsored by:**

**Senator Sweeney**

**SYNOPSIS**

Revises procedure for transferring motor vehicles under certain circumstances.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 6/26/2015)**

1 AN ACT concerning motor vehicle ownership and amending  
2 P.L.1964, c.41.

3

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

6

7 1. Section 1 of P.L.1964, c.41 (C.39:3-30.1) is amended to read  
8 as follows:

9 1. In the event that a motor vehicle is registered in the **[names**  
10 **of 2 individuals who are husband and wife]** name of a person who  
11 is married, or in a domestic partnership or a civil union, title shall  
12 be presumed to vest in **[both persons]** that person's spouse,  
13 domestic partner, or civil union partner with right of survivorship  
14 unless otherwise provided in the decedent's will. In the event of the  
15 death of either spouse, domestic partner, or partner in a civil union,  
16 a new certificate of ownership and registration certificate may be  
17 granted to a **[the survivor upon proof of such death and surrender of**  
18 **the certificate of ownership signed by said survivor and without the**  
19 **necessity of]** surviving spouse, partner in a civil union couple, or  
20 domestic partner if that survivor submits a death certificate, the  
21 original certificate of ownership signed by the survivor, and a copy  
22 of the survivor's driver's license to the Motor Vehicle Commission.  
23 A surviving spouse, partner in a civil union couple, or domestic  
24 partner in whom title of the motor vehicle vests pursuant to this  
25 section shall not be required to submit a Short Certificate,  
26 Surrogate's Affidavit or other evidence of administration.

27 (cf: P.L.1965, c.183, s. 1)

28

29 2. This act shall take effect on the first day of the third month  
30 following enactment.

31

32

33 STATEMENT

34

35 This bill revises the procedure for transferring a motor vehicle  
36 owned by a spouse, domestic partner, or partner in a civil union  
37 upon the death of that spouse or partner. Under the bill, if a motor  
38 vehicle is registered and owned by one individual who dies,  
39 ownership may be granted to that person's surviving spouse, partner  
40 in a civil union couple, or domestic partner so long as the survivor  
41 submits certain documents to the Motor Vehicle Commission  
42 (MVC). Those documents include a death certificate, the original  
43 certificate of ownership signed by the survivor, and a copy of the  
44 survivor's driver's license.

**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.

**S2251 OROHO, P. BARNES, III**

3

1 Under current law, a surviving spouse, domestic partner, or  
2 partner in a civil union is required to obtain a Surrogate's Affidavit  
3 if that spouse did not hold title to the motor vehicle. This bill  
4 eliminates that requirement, and allows a surviving spouse,  
5 domestic partner, or partner in a civil union to obtain title to the  
6 vehicle upon submitting certain information to the Motor Vehicle  
7 Commission.

# SENATE LAW AND PUBLIC SAFETY COMMITTEE

## STATEMENT TO

### SENATE, No. 2251

# STATE OF NEW JERSEY

DATED: MAY 14, 2015

The Senate Law and Public Safety Committee reports favorably Senate Bill No. 2251.

As reported by the committee, Senate Bill No. 2251 revises the procedure for transferring a motor vehicle owned by a spouse, domestic partner, or partner in a civil union upon the death of that spouse or partner.

Under the bill, if a motor vehicle is registered and owned by a person who dies, ownership may be granted to that person's surviving spouse, partner in a civil union couple, or domestic partner if the survivor submits certain documents to the Motor Vehicle Commission (MVC). Those documents include a death certificate, the original certificate of ownership signed by the survivor, and a copy of the survivor's driver's license.

Under current law, a surviving spouse, domestic partner, or partner in a civil union is required to obtain a Surrogate's Affidavit if that spouse did not hold title to the motor vehicle. This bill eliminates that requirement and allows a surviving spouse, domestic partner, or partner in a civil union to obtain title to the vehicle upon submitting the specified documents to the MVC.



# SENATE BUDGET AND APPROPRIATIONS COMMITTEE

## STATEMENT TO

### SENATE COMMITTEE SUBSTITUTE FOR **SENATE, No. 2251**

# **STATE OF NEW JERSEY**

DATED: NOVEMBER 9, 2015

The Senate Budget and Appropriations Committee reports favorably a Senate Committee Substitute for Senate Bill No. 2251.

This substitute increases the monetary amounts for the transfer of assets of small estates without administration. The substitute also increases the monetary amount of estate assets that are free from the deceased's debts.

Currently, N.J.S.3B:10-3 provides that if the assets of an intestate person's estate do not exceed \$20,000, the surviving spouse or domestic partner is entitled to these assets without administration, upon the execution and filing of an affidavit before the Surrogate or the Superior Court. The substitute increases the monetary amount from \$20,000 to \$50,000 for the transfer of assets without administration, and adds civil union partners to the statute. Thus, under the substitute, the spouse, civil union partner, or domestic partner is entitled to the assets of an intestate estate which do not exceed \$50,000 without administration, upon the execution and filing of an affidavit before the Surrogate or Superior Court.

Similarly, in cases where there is no surviving spouse, civil union partner, or domestic partner, N.J.S.3B:10-4 currently provides that if the assets of an intestate estate do not exceed \$10,000 and if one of the heirs obtains the written consent of any remaining heirs, the heir is entitled to those assets without administration, upon the execution and filing of an affidavit. This substitute increases the monetary amount from \$10,000 to \$20,000.

The substitute also increases the monetary amount of an intestate estate that is free from the deceased's debts. Currently, N.J.S.3B:10-3 provides that the assets of an intestate estate in an amount of up to \$5,000 are free from all debts of the deceased. This substitute increases this amount from \$5,000 to \$10,000.

The substitute takes effect immediately and applies to estates of decedents dying on or after the effective date of the substitute.

#### FISCAL IMPACT:

The Office of Legislative Services (OLS) expects the substitute will result in a recurring annual revenue loss to counties. This

expectation is based on the assumption that following enactment a fewer number of surviving spouses and next of kin will be required to make application and pay a higher fee to surrogates for the transfer of assets of intestate estates through administration.

The OLS notes that under current law, surviving spouses or next of kin applying for the transfer of assets through administration pay a fee of \$125 to the surrogate if the value of the real and personal assets of the intestate estate exceeds \$20,000 (surviving spouses) or \$10,000 (next of kin). In contrast, surviving spouses or next of kin applying for the transfer of assets where the value of the real and personal assets of the intestate estate does not exceed \$20,000 (surviving spouses) or \$10,000 (next of kin) are permitted to make an application for an affidavit, in lieu of administration, and pay a fee of \$5 to the surrogate for each \$100 in value of the estate's assets up to a maximum fee of \$50.

Increasing the dollar value of these thresholds to \$50,000 for surviving spouses and \$20,000 for next of kin will result in a fewer number of surviving spouses and next of kin that pay the higher \$125 fee to the surrogate for the transfer of assets of intestate estates through administration. Each surviving spouse responsible for the administration of intestate estates exceeding \$20,000 but not exceeding \$50,000, and each next of kin responsible for the administration of intestate estates exceeding \$10,000 but not exceeding \$20,000, will pay \$75 less to the surrogate because of the ability to effectuate the transfer of the assets of the intestate estate through an affidavit rather than letters of administration.

However, the OLS cannot quantify the expected revenue loss to counties. It is not currently known how many surviving spouses and next of kin will benefit from the increases to the existing thresholds, or if any counties will achieve cost savings because of the need to process fewer applications for transfer of assets of intestate estates through letters of administration.

**LEGISLATIVE FISCAL ESTIMATE**  
**SENATE COMMITTEE SUBSTITUTE FOR**  
**SENATE, No. 2251**  
**STATE OF NEW JERSEY**  
**216th LEGISLATURE**

DATED: NOVEMBER 18, 2015

**SUMMARY**

**Synopsis:** Increases monetary amounts for transfer of estate assets without administration and for exemption from debts of the deceased.

**Type of Impact:** Revenue decrease

**Agencies Affected:** County governments

**Office of Legislative Services Estimate**

<b>Fiscal Impact</b>	<u><b>Year 1</b></u>	<u><b>Year 2</b></u>	<u><b>Year 3</b></u>
<b>Local Revenue</b>	Indeterminate County revenue loss		

- The Office of Legislative Services (OLS) expects the substitute will result in a recurring annual revenue loss to counties. This expectation is based on the assumption that following enactment a fewer number of surviving spouses and next of kin will be required to make application and pay a higher fee to surrogates for the transfer of assets of intestate estates through administration.
- The OLS notes that it cannot quantify the expected revenue loss to counties. It is not currently known how many surviving spouses and next of kin will benefit from the increases to the existing thresholds, or if any counties will achieve cost savings because of the need to process fewer applications for transfer of assets of intestate estates through letters of administration.
- The committee substitute increases the monetary amounts for the transfer of assets of small estates without administration. The substitute also increases the monetary amount of estate assets that are free from the deceased’s debts.

**BILL DESCRIPTION**

The Senate Committee Substitute for Senate Bill No. 2251 of 2014 increases the monetary amounts for the transfer of assets of small estates without administration. The substitute also increases the monetary amount of estate assets that are free from the deceased’s debts.



Currently, N.J.S.3B:10-3 provides that if the assets of an intestate person's estate do not exceed \$20,000, the surviving spouse or domestic partner is entitled to these assets without administration, upon the execution and filing of an affidavit before the Surrogate or the Superior Court. The substitute increases the monetary amount from \$20,000 to \$50,000 for the transfer of assets without administration, and adds civil union partners to the statute. Thus, under the substitute, the spouse, civil union partner, or domestic partner would be entitled to the assets of an intestate estate which do not exceed \$50,000 without administration, upon the execution and filing of an affidavit before the Surrogate or Superior Court.

Similarly, in cases where there is no surviving spouse, civil union partner, or domestic partner, N.J.S.3B:10-4 currently provides that if the assets of an intestate estate do not exceed \$10,000 and if one of the heirs obtains the written consent of any remaining heirs, the heir is entitled to those assets without administration, upon the execution and filing of an affidavit. This substitute increases the monetary amount from \$10,000 to \$20,000.

The substitute also increases the monetary amount of an intestate estate that is free from the deceased's debts. Currently, N.J.S.3B:10-3 provides that the assets of an intestate estate in an amount of up to \$5,000 are free from all debts of the deceased. This substitute increases this amount from \$5,000 to \$10,000.

## **FISCAL ANALYSIS**

### ***EXECUTIVE BRANCH***

None received.

### ***OFFICE OF LEGISLATIVE SERVICES***

The OLS expects the substitute will result in a recurring annual revenue loss to counties. This expectation is based on the assumption that following enactment a fewer number of surviving spouses and next of kin will be required to make application and pay a higher fee to surrogates for the transfer of assets of intestate estates through administration.

The OLS notes that under current law, surviving spouses or next of kin applying for the transfer of assets through administration pay a fee of \$125 to the surrogate if the value of the real and personal assets of the intestate estate exceeds \$20,000 (surviving spouses) or \$10,000 (next of kin). In contrast, surviving spouses or next of kin applying for the transfer of assets where the value of the real and personal assets of the intestate estate does not exceed \$20,000 (surviving spouses) or \$10,000 (next of kin) are permitted to make an application for an affidavit, in lieu of administration, and pay a fee of \$5 to the surrogate for each \$100 in value of the estate's assets up to a maximum fee of \$50.

Increasing the dollar value of these thresholds to \$50,000 for surviving spouses and \$20,000 for next of kin will result in a fewer number of surviving spouses and next of kin that pay the higher \$125 fee to the surrogate for the transfer of assets of intestate estates through administration. Each surviving spouse responsible for the administration of intestate estates exceeding \$20,000 but not exceeding \$50,000, and each next of kin responsible for the administration of intestate estates exceeding \$10,000 but not exceeding \$20,000, will pay \$75 less to the surrogate because of the ability to effectuate the transfer of the assets of the intestate estate through an affidavit rather than letters of administration.

However, the OLS cannot quantify the expected revenue loss to counties. It is not currently known how many surviving spouses and next of kin will benefit from the increases to the existing thresholds, or if any counties will achieve cost savings because of the need to process fewer applications for transfer of assets of intestate estates through letters of administration.

*Section: Judiciary*

*Analyst: Anne Raughley  
Principal Fiscal Analyst*

*Approved: Frank W. Haines III  
Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

# ASSEMBLY, No. 3708

## STATE OF NEW JERSEY 216th LEGISLATURE

INTRODUCED SEPTEMBER 18, 2014

**Sponsored by:**

**Assemblyman PATRICK J. DIEGNAN, JR.**

**District 18 (Middlesex)**

**Assemblyman JAY WEBBER**

**District 26 (Essex, Morris and Passaic)**

**SYNOPSIS**

Provides for transfer of motor vehicle registration under certain circumstances when owner dies; increases monetary amounts for transfer of estate assets without administration.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 10/24/2014)**

1 AN ACT concerning motor vehicle registration and assets of certain  
2 estates and amending various parts of the statutory law.

3

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

6

7 1. N.J.S.3B:10-3 is amended to read as follows:

8 3B:10-3. When spouse, partner in a civil union, or domestic  
9 partner entitled to assets without administration.

10 Where the total value of the real and personal assets of the estate  
11 of an intestate will not exceed **[\$20,000.00]** \$50,000, the surviving  
12 spouse, partner in a civil union, or domestic partner upon the  
13 execution of an affidavit before the Surrogate of the county where  
14 the intestate resided at his death, or, if then nonresident in this  
15 State, where any of the assets are located, or before the Superior  
16 Court, shall be entitled absolutely to all the real and personal assets  
17 without administration, and the assets of the estate up to  
18 **[\$5,000.00]** \$10,000 shall be free from all debts of the intestate.  
19 Upon the execution and filing of the affidavit as provided in this  
20 section, the surviving spouse, partner in a civil union, or domestic  
21 partner shall have all of the rights, powers and duties of an  
22 administrator duly appointed for the estate. The surviving spouse,  
23 partner in a civil union, or domestic partner may be sued and  
24 required to account as if he had been appointed administrator by the  
25 Surrogate or the Superior Court. The affidavit shall state that the  
26 affiant is the surviving spouse, partner in a civil union, or domestic  
27 partner of the intestate and that the value of the intestate's real and  
28 personal assets will not exceed **[\$20,000.00]** \$50,000, and shall set  
29 forth the residence of the intestate at his death, and specifically the  
30 nature, location and value of the intestate's real and personal assets.  
31 The affidavit shall be filed and recorded in the office of such  
32 Surrogate or, if the proceeding is before the Superior Court, then in  
33 the office of the clerk of that court. Where the affiant is domiciled  
34 outside this State, the Surrogate may authorize in writing that the  
35 affidavit be executed in the affiant's domicile before any of the  
36 officers authorized by R.S.46:14-7 and R.S.46:14-8 to take  
37 acknowledgments or proofs.

38 Notwithstanding the provisions of this section, the transfer of a  
39 motor vehicle registration upon the death of the registered owner  
40 shall be governed by the provisions of R.S.39:3-30. The provisions  
41 of section 1 of P.L.1964, c.41 (C.39:3-30.1) shall govern the  
42 transfer when the registration is in the name of two individuals who  
43 are husband and wife, partners in a civil union, or domestic  
44 partners.

45 (cf: P.L.2005, c.331, s.24)

**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       2. N.J.S.3B:10-4 is amended to read as follows:

2       3B:10-4. When heirs entitled to assets without administration.

3       Where the total value of the real and personal assets of the estate  
4 of an intestate will not exceed ~~【\$10,000.00】~~ \$20,000 and the  
5 intestate leaves no surviving spouse, partner in a civil union, or  
6 domestic partner, and one of his heirs shall have obtained the  
7 consent in writing of the remaining heirs, if any, and shall have  
8 executed before the Surrogate of the county where the intestate  
9 resided at his death, or, if then nonresident in this State, where any  
10 of the intestate's assets are located, or before the Superior Court, the  
11 affidavit herein provided for, shall be entitled to receive the assets  
12 of the intestate of the benefit of all the heirs and creditors without  
13 administration or entering into a bond. Upon executing the  
14 affidavit, and upon filing it and the consent, he shall have all the  
15 rights, powers and duties of an administrator duly appointed for the  
16 estate and may be sued and required to account as if he had been  
17 appointed administrator by the Surrogate or the Superior Court.

18       The affidavit shall set forth the residence of the intestate at his  
19 death, the names, residences and relationships of all of the heirs and  
20 specifically the nature, location and value of the real and personal  
21 assets and also a statement that the value of the intestate's real and  
22 personal assets will not exceed ~~【\$10,000.00】~~ \$20,000.

23       The consent and the affidavit shall be filed and recorded, in the  
24 office of the Surrogate or, if the proceeding is before the Superior  
25 Court, then in the office of the clerk of that court. Where the affiant  
26 is domiciled outside this State, the Surrogate may authorize in  
27 writing that the affidavit be executed in the affiant's domicile before  
28 any of the officers authorized by R.S.46:14-7 and R.S.46:14-8 to  
29 take acknowledgments or proofs.

30       Notwithstanding the provisions of this section, the transfer of a  
31 motor vehicle registration upon the death of the registered owner  
32 shall be governed by the provisions of R.S.39:3-30. The provisions  
33 of section 1 of P.L.1964, c.41 (C.39:3-30.1) shall govern the  
34 transfer when the registration is in the name of two individuals who  
35 are husband and wife, partners in a civil union, or domestic  
36 partners.

37       (cf: P.L.2005, c.331, s.25)

38

39       3. R.S.39:3-30 is amended to read as follows:

40       39:3-30. Upon the transfer of ownership or the destruction of any  
41 motor vehicle or vehicle its registration shall become void. If the  
42 motor vehicle or vehicle is sold the original owner shall remove the  
43 license plates therefrom, and surrender them to the division in a  
44 manner specified by the director if such plates are not transferred to  
45 another vehicle pursuant to this section.

46       The original owner may, by proper sworn application on a form  
47 to be furnished by the division, register another motor vehicle for  
48 the unexpired portion of the registration period of the original



1 vehicle. A person applying to use the unexpired portion of a  
2 registration under this section shall pay a fee of \$4.50 if the vehicle  
3 is of a weight or other classification equal with or less than the one  
4 originally registered, and shall pay a fee of \$4.50 and the difference  
5 between the fee originally paid and that due if the new motor  
6 vehicle is properly registerable in a higher class. Unless the original  
7 license plates have been destroyed, the owner shall be assigned the  
8 license number previously issued to him and shall receive a new  
9 registration certificate. If the original license plates have been  
10 destroyed, replacement of the plates will be made under the  
11 provisions of R.S.39:3-32.

12 The surviving husband, wife, partner in a civil union, domestic  
13 partner, child or children of a deceased registered owner of any  
14 motor vehicle in whom title thereto shall vest by virtue of the terms  
15 of the will of such deceased owner, by intestate succession, or  
16 otherwise, shall, upon application to the director, and upon the  
17 payment of a fee of \$4.50, be entitled to have the registration of  
18 such vehicle transferred to his or her name upon proof of such death  
19 and surrender of the certificate of ownership signed by said survivor  
20 and without the necessity of a Short Certificate, Surrogate's  
21 Affidavit or other evidence of administration.

22 The registered owner of any motor vehicle shall, upon  
23 application to the director, and payment of a fee of \$4.50, be  
24 entitled to have the vehicle registered jointly in the name of the  
25 registered owner and the spouse of said owner. The registration  
26 certificate and certificate of ownership shall be amended  
27 accordingly without the payment of any additional fee.

28 (cf: P.L.1995, c.112, s.34)

29

30 4. Section 1 of P.L.1964, c. 41 (C.39:3-30.1) is amended to  
31 read as follows:

32 1. In the event that a motor vehicle is registered in the names of  
33 **[2]** two individuals who are husband and wife, partners in a civil  
34 union couple or domestic partners, title shall be presumed to vest in  
35 both persons with right of survivorship. In the event of the death of  
36 either, a new certificate of ownership and registration certificate  
37 may be granted to the survivor upon proof of such death and  
38 surrender of the certificate of ownership signed by said survivor and  
39 without the necessity of a Short Certificate, Surrogate's Affidavit or  
40 other evidence of administration.

41 (cf: P.L.1965, c.183, s.1)

42

43 5. This act shall take effect immediately and shall apply to the  
44 estate of any decedent dying on or after the effective date of this  
45 act.

STATEMENT

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47  
48

This bill simplifies the process of transferring motor vehicle registration to family members when the owner dies. The bill also increases the monetary amounts for the transfer of assets of small estates without administration.

Under the provisions of the bill, a surviving spouse, partner in a civil union, domestic partner, or child would be entitled to transfer a motor vehicle registration to his name upon proof of the owner's death and surrender of the certificate of ownership signed by said survivor, without the necessity of a Short Certificate, Surrogate's Affidavit or other evidence of administration of the estate.

The bill amends N.J.S.3B:10-3 and N.J.S.3B:10-4, concerning the administration of estates, and R.S.39:3-30 and section 1 of P.L.1964, c.41 (C.39:3-30.1), concerning the transfer of motor vehicle ownership.

Currently, N.J.S.3B:10-3 provides that if the assets of an intestate person's estate do not exceed \$20,000, the surviving spouse or domestic partner is entitled to these assets (including motor vehicles) without administration, upon the execution and filing of an affidavit before the Surrogate or the Superior Court. This bill exempts the transfer of a motor vehicle registration from the affidavit requirement of N.J.S.3B:10-3 and provides that the transfer of a motor vehicle would instead be governed by the provisions of R.S.39:3-30. The bill also adds civil union partners to the statute.

In addition, the bill increases the monetary amount from \$20,000 to \$50,000 for the transfer of assets without administration pursuant to N.J.S.3B:10-3. Thus, under the bill, the spouse, civil union partner, or domestic partner would be entitled to the assets of an intestate estate which do not exceed \$50,000 without administration, upon the execution and filing of an affidavit. Currently, N.J.S.3B:10-3 provides that the assets of an estate encompassed by the statute in an amount of up to \$5,000 are free from all debts of the deceased. This bill increases this amount from \$5,000 to \$10,000.

Currently, N.J.S.3B:10-4 provides that if the assets of an intestate person's estate do not exceed \$10,000, if the deceased did not leave a surviving spouse or domestic partner, and if one of the heirs obtains the consent of any remaining heirs, the heir may execute an affidavit before the Surrogate or the Superior Court and / be entitled to receive the assets of the estate, without administration or entering a bond, on behalf of all the heirs and creditors. The affidavit process grants the heir all rights, powers and duties of an administrator appointed for the estate. The bill exempts the transfer of a motor vehicle registration from the affidavit requirement of this section and provides that the transfer of a motor vehicle would instead be governed by the provisions of R.S.39:3-30. The bill

**A3708 DIEGNAN, WEBBER**

6

1 increases the \$10,000 monetary amount to \$20,000, and also adds  
2 civil union partners to the statute.

3 Under current law, R.S.39:3-30 provides that the surviving  
4 spouse or child in whom title to the motor vehicle would vest by  
5 terms of the will or otherwise may transfer the registration upon  
6 application to the Director of the Motor Vehicle Commission and  
7 payment of a fee of \$4.50 without the need for a Short Certificate,  
8 Surrogate's Affidavit or other evidence of administration of the  
9 estate. The bill clarifies language in this section and adds language  
10 concerning civil union partners and domestic partners.

# ASSEMBLY JUDICIARY COMMITTEE

## STATEMENT TO

### **ASSEMBLY, No. 3708**

with committee amendments

# **STATE OF NEW JERSEY**

DATED: JUNE 18, 2015

The Assembly Judiciary Committee reports favorably and with committee amendments Assembly Bill No. 3708.

This bill as amended by the committee increases the monetary amounts for the transfer of assets of small estates without administration. The bill also increases the monetary amount of estate assets that are free from the deceased's debts.

As introduced, the bill would have authorized a surviving spouse, partner in a civil union, domestic partner, or child to transfer a motor vehicle registration to his name without the necessity of a Short Certificate, Surrogate's Affidavit or other evidence of administration of the estate. This provision was deleted by the committee.

Currently, N.J.S.3B:10-3 provides that if the assets of an intestate person's estate do not exceed \$20,000, the surviving spouse or domestic partner is entitled to these assets without administration, upon the execution and filing of an affidavit before the Surrogate or the Superior Court. The bill increases the monetary amount from \$20,000 to \$50,000 for the transfer of assets without administration, and adds civil union partners to the statute. Thus, under the bill, the spouse, civil union partner, or domestic partner would be entitled to the assets of an intestate estate which do not exceed \$50,000 without administration, upon the execution and filing of an affidavit before the Surrogate or Superior Court.

Similarly, in cases where there is no surviving spouse, civil union partner, or domestic partner, N.J.S.3B:10-4 currently provides that if the assets of an intestate estate do not exceed \$10,000 and if one of the heirs obtains the written consent of any remaining heirs, the heir is entitled to those assets without administration, upon the execution and filing of an affidavit. This bill increases the monetary amount from \$10,000 to \$20,000.

The bill also increases the monetary amount of an intestate estate that is free from the deceased's debts. Currently, N.J.S.3B:10-3 provides that the assets of an intestate estate in an amount of up to \$5,000 are free from all debts of the deceased. This bill increases this amount from \$5,000 to \$10,000.

COMMITTEE AMENDMENTS:

1. Amend sections 1 and 2 of the bill to delete the provisions concerning transfer of a motor vehicle registration.
2. Delete sections 3 and 4 of the bill concerning transfer of ownership of a motor vehicle and vesting of title of a motor vehicle.
3. Technical amendments in sections 1 and 2 of the bill to correct internal statutory reference.
4. Technical amendments to the title and synopsis to reflect the changes made by the committee amendments.

# LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

## ASSEMBLY, No. 3708

### STATE OF NEW JERSEY 216th LEGISLATURE

DATED: NOVEMBER 20, 2015

#### SUMMARY

**Synopsis:** Increases monetary amounts for transfer of estate assets without administration and for exemption from debts of the deceased.

**Type of Impact:** Revenue decrease

**Agencies Affected:** County governments

#### Office of Legislative Services Estimate

<b>Fiscal Impact</b>	<b><u>Year 1</u></b>	<b><u>Year 2</u></b>	<b><u>Year 3</u></b>
<b>Local Revenue</b>	Indeterminate County revenue loss		

- The Office of Legislative Services (OLS) expects the bill will result in a recurring annual revenue loss to counties. This expectation is based on the assumption that following enactment a fewer number of surviving spouses and next of kin will be required to make application and pay a higher fee to surrogates for the transfer of assets of intestate estates through administration.
- The OLS notes that it cannot quantify the expected revenue loss to counties. It is not currently known how many surviving spouses and next of kin will benefit from the increases to the existing thresholds, or if any counties will achieve cost savings because of the need to process fewer applications for transfer of assets of intestate estates through letters of administration.
- The bill increases the monetary amounts for the transfer of assets of small estates without administration. The bill also increases the monetary amount of estate assets that are free from the deceased's debts.

#### BILL DESCRIPTION

Assembly Bill No. 3708 (1R) of 2014 increases the monetary amounts for the transfer of assets of small estates without administration. The bill also increases the monetary amount of estate assets that are free from the deceased's debts.

Currently, N.J.S.3B:10-3 provides that if the assets of an intestate person's estate do not exceed \$20,000, the surviving spouse or domestic partner is entitled to these assets without administration, upon the execution and filing of an affidavit before the Surrogate or the Superior Court. The bill increases the monetary amount from \$20,000 to \$50,000 for the transfer of assets without administration, and adds civil union partners to the statute. Thus, under the bill, the spouse, civil union partner, or domestic partner would be entitled to the assets of an intestate estate which do not exceed \$50,000 without administration, upon the execution and filing of an affidavit before the Surrogate or Superior Court.

Similarly, in cases where there is no surviving spouse, civil union partner, or domestic partner, N.J.S.3B:10-4 currently provides that if the assets of an intestate estate do not exceed \$10,000 and if one of the heirs obtains the written consent of any remaining heirs, the heir is entitled to those assets without administration, upon the execution and filing of an affidavit. This bill increases the monetary amount from \$10,000 to \$20,000.

The bill also increases the monetary amount of an intestate estate that is free from the deceased's debts. Currently, N.J.S.3B:10-3 provides that the assets of an intestate estate in an amount of up to \$5,000 are free from all debts of the deceased. This bill increases this amount from \$5,000 to \$10,000.

## **FISCAL ANALYSIS**

### ***EXECUTIVE BRANCH***

None received.

### ***OFFICE OF LEGISLATIVE SERVICES***

The OLS expects the bill will result in a recurring annual revenue loss to counties. This expectation is based on the assumption that following enactment a fewer number of surviving spouses and next of kin will be required to make application and pay a higher fee to surrogates for the transfer of assets of intestate estates through administration.

The OLS notes that under current law, surviving spouses or next of kin applying for the transfer of assets through administration pay a fee of \$125 to the surrogate if the value of the real and personal assets of the intestate estate exceeds \$20,000 (surviving spouses) or \$10,000 (next of kin). In contrast, surviving spouses or next of kin applying for the transfer of assets where the value of the real and personal assets of the intestate estate does not exceed \$20,000 (surviving spouses) or \$10,000 (next of kin) are permitted to make an application for an affidavit, in lieu of administration, and pay a fee of \$5 to the surrogate for each \$100 in value of the estate's assets up to a maximum fee of \$50.

Increasing the dollar value of these thresholds to \$50,000 for surviving spouses and \$20,000 for next of kin will result in a fewer number of surviving spouses and next of kin that pay the higher \$125 fee to the surrogate for the transfer of assets of intestate estates through administration. Each surviving spouse responsible for the administration of intestate estates exceeding \$20,000 but not exceeding \$50,000, and each next of kin responsible for the administration of intestate estates exceeding \$10,000 but not exceeding \$20,000, will pay \$75 less to the surrogate because of the ability to effectuate the transfer of the assets of the intestate estate through an affidavit rather than letters of administration.

However, the OLS cannot quantify the expected revenue loss to counties. It is not currently known how many surviving spouses and next of kin will benefit from the increases to the existing thresholds, or if any counties will achieve cost savings because of the need to process fewer applications for transfer of assets of intestate estates through letters of administration.

*Section: Judiciary*

*Analyst: Anne Raughley  
Principal Fiscal Analyst*

*Approved: Frank W. Haines III  
Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).



# Governor Chris Christie Takes Action On Pending Legislation From The 216th Legislative Session

Tuesday, January 19, 2016 Tags: [Weather](#)



Trenton, NJ – Furthering his administration's commitment to New Jersey's veterans and military personnel, Governor Chris Christie took action today on legislation from the 216th Legislative Session, including 11 legislative measures designed to assist both active military members and veterans, along with their families.

"From the very start of this administration, we have focused on serving the needs of our veterans and the men and women still in active duty, assisting them with everything from securing jobs to finding the proper health care and social services," said Governor Christie. "The bills I signed today continue to make good on our promise to help those who have given so much of themselves to defend and serve this nation find a seamless transition back to civilian life and receive a helping-hand, when needed, no matter how long after their discharge from the military."

### The enacted legislation includes:

- **S-172/A-2276 (Whelan, Beach/DeAngelo, Quijano)** - Exempts disabled veterans and Purple Heart recipients from payment of municipal parking meter fees when their vehicles bear a disable veteran's or Purple Heart license plate or placard issued by New Jersey Motor Vehicle Commission
- **S-2972/A-4465 (Van Drew, Cruz-Perez/Andrzejczak, Tucker, Benson)** - Requires DMVA assist and mentor veterans through criminal justice system
- **A-1667/S-2155 (Johnson, DeAngelo, Andrzejczak, Mukherji, Pintor Marin/Van Drew, A.R. Bucco)** - Permits child whose parent or guardian is ordered into active military service to remain enrolled in school district where child's parent or guardian resided prior to active military service
- **A-2935/S-1325 (Andrzejczak, Lagana, Webber, Mosquera, Lampitt/Van Drew, A.R. Bucco)** - Authorizes property tax deferral for deployed military personnel
- **A-2299/S-239 (Andrzejczak, Benson/Van Drew, Stack)** - Requires municipalities to exempt 100% disabled veterans from construction permit surcharge fees for improvements to promote living unit accessibility; appropriates \$20,000 for municipal reimbursements
- **A-3552/S-2636 (Mazzeo, Andrzejczak, Mukherji, Benson/Beach, Van Drew)** - Creates financial planning assistance program for disabled veterans and their caregivers
- **A-3554/S-2606 (Mazzeo, Andrzejczak, Mukherji, Benson, Danielsens/Beach, Cruz-Perez)** - Increases income eligibility cap to receive respite care for certain veterans
- **AS for A-3750/S-2569 (Lampitt, Tucker, Andrzejczak, Singleton, Mosquera/Beach, Allen)** - Requires Adjutant General to create informational webpage for women veterans
- **A-4148/S-2731 (Andrzejczak, Benson/Van Drew, Beach)** - Provides an excused absence on Veterans Day for pupil who participates in certain activities for veterans or active duty members of United States Armed Forces or New Jersey National Guard

Stay Connected with Social Media

Stay Connected with Email Alerts

LIKE THIS PAGE? SHARE IT WITH YOUR FRIENDS.



### Related Content

- [S2806PV \[pdf 27kB\]](#)
- [A3806PV](#)
- [A4271PV](#)

- **A-4323/S-2952 (DeAngelo, Lagana, Muoio, Benson/Beach, Whelan)** - Expands timeframe for renewal of driver's license, registration, and inspection by military personnel and immediate family members under certain circumstances.
- **AJR-117/SJR-85 (Tucker, Holley, Vainieri Huttie/Beach, Whelan, Madden)** - Urges Congress to restore funding to Vets4Warriors veteran suicide hotline

The Governor also took the following action on other pending legislation:

#### BILL SIGNINGS:

##### BILL SIGNINGS:

- **S-451/A-1103 (Ruiz, Allen/Vainieri Huttie, Singleton, Benson)** - Establishes Office of the Special Education Ombudsman in DOE
- **S-485/A-1976 (Cunningham, Ruiz/Lampitt, Mosquera, Quijano)** -Requires president of public institution of higher education to regularly report on-campus criminal and fire events to the institution's governing board
- **S-489/A-4926 (Cunningham, T. Kean/Diegnan, Mukherji, Benson)** - Authorizes institutions of higher education to grant college credit to high school students who complete the Jersey Boys State or Jersey Girls State program
- **S-832/A-2039 (Whelan, Beach/Moriarty, Stender, Garcia)** - Permits voter registration of certain persons at age 17 for voting at next election occurring on or after 18th birthday
- **S-1046/A-2721 (Turner, Scutari/Gusciora)** - Concerns alterations in child support obligations in response to changes to status of supported child
- **S-1184/A-1950 (Vitale, Beach/Conaway, Diegnan, Sumter, Danielsen)** - Revises requirements for licensure and creates physician-delegated scope of practice for physician assistants
- **S-1346wGR/A-3837 (Rice/Coughlin, Garcia, Rodriguez-Gregg, Pintor Marin, Jasey)** - Concerns the recording of mortgages
- **S-1447/A-2829 (Greenstein, Addiego/Johnson, Mainor, Rible, Quijano)** - Prohibits posting, publishing on the Internet, or disclosing certain information regarding law enforcement officers
- **S-1567/A-410 (A.R. Bucco, Van Drew/A.M. Bucco, Bramnick, Johnson, Quijano, Rumana)** - Establishes DOT roadside memorial program for fallen police officers, sheriff's officers, EMS workers, and firefighters; designated as "Patrolman Joseph Wargo's Law"
- **S-1687/A-4924 (Ruiz, Vitale/Diegnan, Eustace)** - Permits students made homeless by act of terrorism or natural disaster to attend tuition-free the school district in which they resided prior to being homeless for two school years after the event
- **S-2032wGR/A-3440 (Codey, Turner/Diegnan, Eustace)** - Requires DOE to review Core Curriculum Content Standards to ensure that they incorporate modern computer science standards where appropriate
- **S-2110/A-3343 (Oroho/Space, Vainieri Huttie, Schaer, Phoebus, Pinkin)** - Requires nursing homes to offer form designating beneficiary of personal needs allowance accounts from incoming and current residents

- **S-2201/A-3273 (O'Toole/Russo, Rumana, Casagrande)** - Authorizes youth camps to maintain supply of epinephrine and permit trained employees to administer epinephrine to camp members suffering from anaphylaxis
- **SCS for S-2251/A-3708 (Oroho, Barnes/Diegnan, Webber, Johnson, Space, Phoebus)** - Increases monetary amounts for transfer of estate assets without administration and for exemption from debts of the deceased
- **S-2260wGR/A-688 (Scutari, Cardinale/Schaer)** - Modifies certain fees charged by, and requirements imposed on, check casher licensees
- **S-2284wGR/A-3549 (Pou, Weinberg/Schaer, Vainieri Huttle, Webber, Singleton, Jimenez, Johnson, Bramnick)** - Requires Medicaid managed care organizations to meet certain conditions prior to reducing reimbursement rates for personal care assistant services and home-based supportive care services
- **S-2442/A-3891 (T. Kean, Sarlo/Bramnick, Rodriquez-Gregg, Johnson, Casagrande, Schepisi)** - Establishes NJ Innovation and Research Fellowship Program in DOLWD
- **S-2495/A-3868 (Codey, Rice/Conaway, Singleton, Eustace, Coughlin)** - Authorizes State-chartered banks, savings banks, savings and loans, and credit unions to conduct certain savings account promotions
- **S-2617/A-3944 (Cardinale/Garcia, McKeon, Auth, Eustace, Pinkin)** - Requires DEP to adopt regulations to allow cultivation of commercial shellfish species in certain coastal and inner harbor waters for research, educational, or restoration purposes; requires community engagement process for revision thereof
- **S-2627/A-3957 (Cardinale, Sacco/Schepisi, Auth, Eustace, Rumana, Johnson)** - Designates State Highway Route 17 in Borough of Ramsey as "Staff Sergeant Timothy R. McGill Memorial Highway"
- **S-2695/A-4110 (T. Kean, Sacco/Dancer, Benson, Jimenez, Johnson)** - Requires MVC conduct study and make recommendations concerning electronic driver's licenses and mobile applications
- **S-2741/A-4213 (Doherty/Vainieri Huttle, Webber)** - Permits unregulated solicitation to perform snow shoveling within 24 hours of predicted snowstorm
- **S-2787wGR/A-4273 (Sweeney/Singleton, Burzichelli, Giblin, Prieto, Wimberly)** - Establishes vocational training pilot program in DOC; provides for inmate compensation for education and workforce training participation
- **S-2880/A-4704 (Lesniak, T. Kean/Diegnan, Wisniewski)** - Provides up to \$25 million in tax credits under Economic Redevelopment and Growth Grant Program for certain infrastructure at Rutgers, the State University of New Jersey
- **S-2922/A-4925 (Ruiz, Turner/Diegnan, Jasey)** - Requires DOE on its website to link to Department of Treasury's website where list is maintained of all third party individuals and vendors employed or retained for work associated with State assessments
- **S-2923/A-4901 (Ruiz, Turner/Jasey, Caputo)** - Requires school district or charter school to provide notification to parent or guardian of enrolled student on upcoming administration of State assessments or commercially-developed standardized assessment
- **S-2960/A-4331 (Codey, Rice/Garcia, Vainieri Huttle, Danielsén, DeAngelo, Holley, Benson, Mukherji)** -

Establishes requirements for training programs for homemaker-home health aides in care of patients with Alzheimer's disease and related disorders

- **S-3019/A-4771 (Sweeney, Stack/Burzichelli, Muoio)** - Requires filing of financial agreement for long term tax exemption with county finance officer and counsel; requires quarterly payment of county share of payment in lieu of tax
- **S-3129/A-4728 (Madden, Cunningham/DeAngelo, Benson, Lampitt, Quijano)** - Directs DOLWD to provide information regarding employee leave and benefit rights
- **S-3168/A-4769 (Sweeney, O'Toole/Burzichelli)** - Limits increase in annual budget requests of certain county entities
- **S-3170/A-4768 (Pou, Bateman/Burzichelli)** - Requires county superintendent of elections to operate pursuant to county administrative code; subjects certain salary costs of office of county superintendent of elections to review and approval by county governing body
- **S-3171/A-4575 (Whelan, Oroho/Greenwald, Burzichelli)** - Creates definition of certified mail
- **S-3182/A-4690 (Ruiz, Pou/Pintor Marin, Spencer, Sumter)** - Delays certain documentation submission deadlines under certain business tax credit programs
- **S-3207/A-4714 (Vitale, T. Kean/Lampitt, Mosquera)** - Limits liability of caregivers when facilitating normalcy for children in foster care
- **S-3240/A-4878 (Lesniak, Allen/Spencer, Sumter, Holley, Eustace)** - Authorizes establishment of recovery high school alternative education programs
- **S-3242/A-4856 (Vitale, Sweeney/Vainieri Huttie)** - Clarifies best interests of the child should be primary consideration in actions undertaken by State governmental entities and courts of law
- **S-3243/A-4702 (Vitale, Greenstein/Vainieri Huttie, Spencer)** - Provides that if minor appears to have been sexually assaulted, health care professionals in addition to physicians may authorize forensic sexual assault examination and medical care without parental consent
- **S-3247/A-4928 (Ruiz, Pou/Sumter, Wimberly)** - Eliminates cap on cost of SDA district school facilities projects that may be constructed by district and included in capital outlay budget
- **S-3282wGR/A-4850 (Rice, Cunningham/Wimberly, Mainor, Johnson)** - Expands Police Training Commission membership to include representative from Northern New Jersey and South Jersey Chapters of National Organization of Black Law Enforcement Executives
- **S-3303/A-4469 (Whelan/Quijano, Mukherji, Jimenez)** - Makes fraudulent use of social security number to collect lottery winnings crime of fourth degree
- **S-3321/A-4927 (Smith, Van Drew, Bateman/Spencer, Rumana)** - Authorizes DEP to require public access to waterfront and adjacent shoreline as condition of waterfront development approvals and CAFRA permits

- **SJR-22/AJR-40 (Weinberg/Johnson, Vainieri Huttie)** - Designates January 14 of each year as "Hannah G. Solomon Day"
- **ACS for A-206, 471, 1663, 2879, 3060, 3108wGR/S-2663 (Green, Spencer, Gusciora, Johnson, McKeon, Giblin, Wimberly, Mainor, Quijano/Turner, Lesniak, Pou)** - Shortens waiting periods for expungement of criminal and other records and information; makes various changes to other expungement procedures and requirements
- **A-311/S-2426 (Bramnick, Diegnan, Wimberly, Gusciora/Ruiz, T. Kean)** - Requires public schools to weight courses in visual and performing arts equally with other courses worth same number of credits in calculating grade point average
- **ACS for A-428/S-393 (Jimenez, Prieto/Sacco, Sarlo)** - Expands DNA database to include samples from disorderly persons who are fingerprinted and permits law enforcement officers to collect certain biological samples
- **A-801wGR/S-861 (Coughlin, Wisniewski, Mazzeo/Vitale, Sacco)** - Directs New Jersey Turnpike Authority and South Jersey Transportation Authority to study and report on potential revenue generating services of rest areas and service plazas
- **A-984/S-1534 (Andrzejczak, Wimberly/Van Drew, Bateman)** - Enhances penalty for tampering with evidence after fleeing the scene of an accident resulting in death
- **A-1455/S-2011 (Diegnan, Mosquera, Caputo, Jasey, Mukherji/Madden, Holzapfel)** - Abigail's Law; requires that newly-manufactured school buses be equipped with sensors
- **A-1462/S-3288 (Diegnan, Wimberly/Gill)** - Requires coin redemption machine operators to disclose fees
- **A-1466 (Diegnan, O'Donnell, Mainor, Garcia)** - Allows for waiver of school bus requirements for mobility assistance vehicle technicians who transport students with medical needs to and from school
- **A-1726wGR/S-308 (Eustace, Lagana, Mosquera, Vainieri Huttie, Wimberly/Gordon)** - Amends "Flood Hazard Area Control Act" to require DEP to take certain actions concerning delineations of flood hazard areas and floodplains
- **A-1812/S-2717 (Mosquera, Mazzeo, Andrzejczak/Cruz-Perez, Oroho, Jones)** - Extends protections of the new vehicle "lemon law" to new farm tractors purchased or leased in New Jersey
- **A-1958/S-1848 (Allen, Van Drew)** - Concerns exemptions from permits for certain agricultural activities under "Freshwater Wetlands Protection Act"
- **A-2597/S-2161 (Singleton, Diegnan, DiMaio/Ruiz, Beach)** - Provides that beginning with the 2016-2017 grade nine class, Advanced Placement computer science course may satisfy a part of the mathematics credits required for high school graduation
- **A-2839/S-2620 (Burzichelli, Space, Phoebus/Oroho, Turner)** - "New Jersey Rural Microenterprise Act"
- **A-2915/S-2035 (Lagana, McKeon, Ciattarelli/Bateman, Barnes)** - "Uniform Trust Code"

- **A-2943/S-1312 (Andrzejczak, DeAngelo, Mazzeo, Quijano, Danielsen/Van Drew, Allen)** - Provides for voluntary contributions by taxpayers on gross income tax returns for active duty members of United States Armed Forces, Reserve components thereof, and National Guard from New Jersey
  
- **A-3006/S-3272 (Conaway, Singleton, Eustace, DiMaio, Danielsen/Beach, Turner)** - Establishes procedure for consolidating fire districts
  
- **A-3019/S-1978 (Singleton, Conaway, Andrzejczak, Mazzeo, Garcia, Mosquera/Van Drew, Beach)** - Requires State Employment and Training Commission to prepare annual report on State workforce
  
- **A-3043/S-1943 (Space, DeAngelo, Egan, Phoebus, Moriarty/Oroho, Van Drew)** - Concerns authority of DOLWD to inspect prevailing wage public work projects
  
- **A-3044/S-1944 (Space, DeAngelo, Egan, Phoebus, Moriarty/Oroho, Van Drew)**  
Requires Commissioner of DOLWD to disseminate certain information to contractors who bid on or perform prevailing wage public work
  
- **A-3225/S-2333 (Singleton, Ribbe, Lampitt, Quijano, Pintor Marin, Jimenez/Sweeney)** - Provides for licensure of chiropractic assistants
  
- **A-3228/S-2499 (Mukherji, Vainieri Huttle, Mosquera, Garcia/Turner)** - Requires sober living homes and other substance abuse aftercare treatment facilities to provide certain notifications to next-of-kin when patient is released from care; designated as "Nick Rohdes' Law"
- **A-3257wGR/S-2125 (Andrzejczak, Mazzeo, Burzichelli/Van Drew)** - Provides that determination by county agriculture development board or State Agriculture Development Committee as to what qualifies as farm-based recreational activity in pinelands protection area is binding on Pinelands Commission
  
- **A-3276/S-2248 (Mazzeo/Whelan)** - "Mainland Memoriam Act"; directs MVC to create graduated driver's license informational material to be distributed by motor vehicle dealers
  
- **A-3435wGR/S-2503 (Garcia, Mukherji, Vainieri Huttle, Mainor, Eustace, Mosquera/Stack, Gordon)** - "Boys & Girls Clubs Keystone Law"; permits minors to give consent for behavioral health care
  
- **A-3850/S-2467 (DeAngelo, Eustace, Mazzeo, Pintor Marin, Benson/Turner, Singer)** - Requires BPU to establish procedures allowing electric power and gas supplier customers to switch energy suppliers
  
- **A-3927/S-2820 (Andrzejczak, Mazzeo, Taliaferro, Dancer/Van Drew, Oroho)** - Requires drivers to slow down before passing slow moving vehicles; establishes Statewide educational campaign on rural roadway safety; updates agriculture-related motor vehicle laws to reflect current industry practices
  
- **A-3955/S-2644 (Conaway, Benson, Vainieri Huttle, Munoz, Sumter, Mukherji/Vitale, Codey)** - Requires development and maintenance of database to advise public about open bed availability in residential substance use disorders treatment facilities
  
- **A-4098/S-2877 (Pinkin, Sumter, Benson/Codey, Greenstein)** - Prohibits sale or distribution of liquid nicotine except in child-resistant containers

- **A-4105/S-2977 (Garcia, Mainor, Mukherji, O'Donnell, Sumter, Rible, A.M. Bucco/Greenstein, Cunningham)** - Expands scope of law governing registration of security guards; designated as " Detective Vincent Santiago's Law"
  
- **A-4133/S-2997 (Giblin, Pinkin/Cruz-Perez, Allen)** - Allows dispensation of certain nutritional supplements by physician or podiatric physician
  
- **A-4275wGR/S-2831 (Prieto, Eustace, Lagana, Greenwald, Quijano, Danielsen, Mukherji/Sweeney, Turner, Sarlo)** - "New Jersey Secure Choice Saving Program Act"; establishes retirement savings program for certain workers
  
- **A-4386wGR/S-3042 (Coughlin, Pinkin, Vitale, Singer)** - Permits candidates for school board to circulate petitions jointly and be bracketed together on ballot; permits short nonpolitical designation of principles on petitions and ballots; provides for study of impact of changes
  
- **A-4387/S-3016 (Coughlin, Wisniewski, Wimberly/Vitale)** - Requires MVC to allow submission of "Next-of-Kin Registry" information by mail
  
- **A-4388/S-3041 (Coughlin, Wisniewski/Vitale)** - Designates State Highway 184 in Woodbridge Township as "Bruce Turcotte Memorial Highway"
  
- **A-4415/S-3279 (Diegnan, Garcia, Pinkin/Turner, Ruiz)** - Establishes State Seal of Biliteracy to recognize high school graduates who have attained a high level of bilingual proficiency
  
- **A-4420/S-3056 (Mazzeo, Vainieri Huttle, DeAngelo, Lampitt/Gordon, Greenstein)** - Requires certain notifications for termination of services to persons with developmental disabilities and providers
  
- **A-4476wGR/S-2876 (Conaway/Codey)** - Requires certain surgical practices and ambulatory care facilities licensed in this State to be owned by hospital or medical school located in the State
  
- **A-4719/S-3250 (Moriarty, Mosquera, Vainieri Huttle, DeAngelo, Diegnan, Mukherji/Cruz-Perez, Ruiz)** - Extends use of stored driver's license picture for person undergoing chemotherapy or other treatment for certain medical illnesses
  
- **CC for A-4863/S-3233 (A.M. Bucco, Phoebus, Munoz, Wisniewski, Oliver/A.R. Bucco)** - Requires warning sign to be posted at pontoon boat rental businesses; designated as "Christopher's Law"
  
- **AJR-112/SJR-86 (Conaway/Weinberg)** - Designates May of each year as "Cystic Fibrosis Awareness Month"

#### BILLS POCKET VETOED:

- **S-221/A-4155 (Allen, Vitale/Vainieri Huttle, Sumter, Lampitt)** - Prohibits the restraint of prisoners during and immediately after childbirth
  
- **S-316/A-1739 (Gordon/Eustace, Ciattarelli, Lagana, Gusciora)** - Increases flexibility, clarity, and available tools of optional municipal consolidation process
  
- **S-564/A-4186 (Smith, Bateman/Eustace, McKeon, Spencer, Benson)** - Establishes "Solar Roof Installation Warranty Program" in EDA and transfers \$2 million from societal benefits charge to initially fund program

- **S-602/A-3254 (Codey, Vitale/Vainieri Huttle, Angelini, Lampitt, Diegnan, Jasey, Conaway, Moriarty)** - Raises minimum age for purchase and sale of tobacco products and electronic smoking devices from 19 to 21
- **SCS for S-726, 1257/ACS for A-1405 (Turner, Cruz-Perez, Beach, T. Kean/Lampitt, Egan, Quijano, Sumter, Danielsen)** - Establishes innovation zone program to stimulate technology industry clusters around New Jersey's research institutions; allows certain technology businesses located in certain innovation zones to receive certain tax credits under Grow New Jersey Assistance Program
- **S-1232/A-3314 (Weinberg, Pennacchio/Johnson, Greenwald, Wimberly, Mosquera)** - Establishes Office of State Dental Director and New Jersey Oral Health Commission
- **S-1279/A-2325 (Rice, Van Drew/Spencer, Muoio, Benson, Pintor Marin)** - Makes FY 2016 supplemental Grants-in-Aid appropriation of \$10 million to DCA for Lead Hazard Control Assistance Fund
- **S-1414/A-2405 (Smith, Bateman/Eustace, Benson, Johnson)** - Concerns low emission and zero emission vehicles; establishes Clean Vehicle Task Force
- **SCS for S-1420/ACS for A-1603 (Beach, Whelan, Smith, Sweeney, Bateman, Thompson/Spencer, Eustace, Quijano, Wimberly)** - Requires paint producers to implement or participate in paint stewardship program
- **S-1436/A-4687 (Rice/Green, Holley)** - Exempts sales to homeowner assistance and recovery programs from realty transfer fees
- **S-1594/A-4044 (Turner/Peterson, Lagana, Rible, Jasey, Wimberly)** - Requires a public school district to provide a daily recess period for students in grades kindergarten through 5
- **S-1961/A-4111 (Codey/McKeon, Jasey, Vainieri Huttle, Garcia)** - Establishes certain minimum and maximum temperatures in emergency shelters, rooming and boarding houses, and certain nursing homes and residential health care facilities
- **S-2143/ACS for A-1682, 3547 (Van Drew, Singer/Wisniewski, Andrzejczak, Webber)** - Establishes time periods for adverse possession of certain property
- **S-2375/A-3700 (Vitale, Singer/Mazzeo, Vainieri Huttle, Lagana, Sumter, A.M. Bucco)** - Provides for licensure of ambulatory care facilities to provide integrated primary care services including behavioral health care
- **S-2491/A-4069 (Smith/Danielsen, Pinkin, Benson)** - Establishes position of State Oceanographer
- **S-2515/A-3269 (Scutari/Mukherji, Burzichelli, McKeon, Garcia)** - Confers title of Acting Associate Justice of the Supreme Court on certain judges of the Superior Court, Appellate Division, temporarily assigned to the Supreme Court
- **SCS for S-2521/ACS for A-3888 (Gill, Allen/Lampitt, Benson, Vainieri Huttle, Eustace)** - Establishes Pedestrian and Bicycle Safety Advisory Council
- **S-2623/A-4849 (Turner/Wimberly, Mainor, Johnson)** - Requires law enforcement agencies in this State to establish minority recruitment and selection programs; establishes reporting requirement



- **S-2640/A-4026 (Madden, Pou/Lampitt, Mosquera, Vainieri Huttie)** - Establishes New Jersey Caregiver Task Force to evaluate and provide recommendations on caregiver support services
- **S-2711/A-4128 (Smith, Whelan/Mazzeo, DeAngelo, Spencer, Singleton, McKeon, Daniels, Johnson)** - Permits BPU to approve qualified wind energy project; requires BPU to provide application periods for those projects
- **S-2716/A-4359 (Ruiz, Turner/Pintor Marin, Spencer, Sumter, Caride)** - Requires that school district's request for permission to use unrecognized position title include list of abolished positions and positions in which there have been layoffs and detailed job descriptions for them
- **S-2769/AS for ACS for A-4197, 4206 (Smith, Bateman/Andrzejczak, McKeon, Spencer, Pintor Marin, Dancer, Vainieri Huttie)** - Implements 2014 constitutional dedication of CBT revenues for certain environmental purposes; revises State's open space, farmland, and historic preservation programs
- **S-2793/A-3962 (Whelan/Vainieri Huttie)** - Increases from 17 to 21 public members of New Jersey State Council on the Arts; requires members to be residents of NJ; imposes specific criteria for four new members initially appointed
- **S-2806/A-4913 (Cunningham, Vitale, Singer/Muoio, Spencer)** - Removes restrictions on convicted drug offenders receiving general assistance benefits under Work First New Jersey program
- **S-2878/A-4636 (Stack, Weinberg/Jimenez, Lagana, Mukherji, Vainieri Huttie, Giblin, Moriarty)** - Establishes minimum certified nurse aide-to-resident ratios in nursing homes
- **S-2975/A-4548 (Sarlo, Pou/Wimberly)** - Establishes pilot program in Paterson authorizing non-disclosure of records of certain expungements
- **S-3067/A-4653 (Barnes, Turner/Diegnan, Oliver)** - Requires teachers of health and physical education in grades kindergarten through six in public schools to possess appropriate endorsement to instructional certificate
- **S-3071/A-4639 (Weinberg, Gordon/Vainieri Huttie, Garcia, Eustace, Johnson)**  
Establishes Mike Adler Aphasia Task Force to assess needs of persons with aphasia, and their families, and ensure adequate provision of support services and information thereto
- **S-3201/A-3607 (Barnes, Holzapfel/Dancer, McGuckin, Rible, A.M. Bucco)** - Requires interior light of motor vehicle be turned on when stopped by law enforcement under certain circumstances
- **S-3244/A-2740 (Ruiz, Sarlo/Diegnan, Johnson, Jasey)** - Eliminates school district budget per pupil administrative cost limits
- **S-3249/A-4717 (Weinberg, Codey/Johnson, Vainieri Huttie, Eustace, Garcia)** - Requires firearm retailers to sell personalized handguns
- **S-3277/A-4764 (Cruz-Perez/Burzichelli)** - Expands municipal authority to license and inspect residential rental property
- **S-3299/A-4903 (Sweeney, Singer, Vitale/Burzichelli, Rible, Pintor Marin, Mukherji, Lagana, Vainieri Huttie)** -

Maintains property tax exemption for certain nonprofit hospitals with on-site for-profit medical providers; requires these hospitals to pay community service contributions to host municipalities; establishes Nonprofit Hospital Community Service Contribution Study Commission

- **S-3416/A-4808 (Lesniak, Sarlo/Eustace, Gusciora)** - Prohibits possession, transport, import, export, processing, sale, or shipment of parts and products of certain animal species threatened with extinction
- **SJR-77/A-JR104 (Bateman, Whelan/Ciattarelli, McKeon, Eustace)** - Permits county commissioners of registration and boards of election to conduct "Electronic Poll Book Demonstration Project" in certain districts during 2016 elections; requires Division of Elections review and approval of proposed projects
- **A-431/S-2773 (Jimenez/Singer)** - Requires clinical laboratory that provides services for accountable care organization to establish clinical laboratory testing advisory board
- **A-943/S-2967 (Singleton, Conaway, Moriarty, Green, Lampitt, Mazzeo/Van Drew)** - Permits small businesses to qualify for loans from NJEDA for costs of energy audit and making energy efficiency or conservation improvements
- **A-945/S-2402 (Singleton, Lampitt, Schaer, Wimberly, Garcia/Rice, Turner)** - Establishes New Jersey Council on Responsible Fatherhood and Responsible Fatherhood Fund
- **A-964/S-187 (Singleton, DeAngelo, Quijano, Coughlin, Moriarty/Whelan, Madden)** - Requires certain bidders for prevailing wage public work to provide proof that the prevailing wage will be paid
- **A-986/S-247 (Andrzejczak, Benson, Danielsen, Moriarty/Van Drew, Cunningham)** - Establishes telemarketing fraud investigation unit
- **A-1035/S-2040 (Benson, Rible, A.M. Bucco/Scutari, Cardinale)** - Prohibits health insurance carriers from requiring optometrists to become providers with vision care plans as condition of becoming providers in carriers' panel of providers
- **A-1039/S-2310 (Benson, Prieto, Caride, Quijano/Sacco, Greenstein)** - Sets forth certain standards to be followed by law enforcement agencies and fire departments when utilizing drones
- **A-1431/S-1501 (Caride, Singleton, Jasey/Bateman, Addiego)** - Requires State Board of Education regulations regarding school nurse certification to include certain minimum eligibility requirements
- **A-1849/S-1766 (Lampitt, Spencer/Rice)** - Prohibits State Board of Education from limiting number of certain two-year college credits that may be applied towards meeting teacher certification requirements
- **A-2026/S-3317 (Greenwald, Pintor Marin/Sweeney, Oroho)** - Realigning the transfer inheritance tax payment due date to coincide with the payment due dates for State and federal estate taxes
- **A-2583 (DeAngelo, Pintor Marin)** - Requires development of fact sheet about bedbugs to be posted on the Department of Education's website
- **A-2586/S-1796 (DeAngelo, Quijano, Benson/Greenstein)** - Establishes "Energy Infrastructure Study Commission"

- **A-2925/S-1033 (Lagana, O'Scanlon, Burzichelli, Garcia/Weinberg, Oroho, Van Drew)** - Allows modernization for the form of disbursement for certain State government and local unit payments to individuals and business entities
- **A-3460/S-2191 (Conaway, Pinkin, Sumter, Casagrande, Wimberly/Vitale, Cruz-Perez)** - Requires Medicaid coverage for diabetes self-management education, training, services, and equipment for patients diagnosed with diabetes, gestational diabetes, and pre-diabetes
- **A-3806/S-2493 (Singleton, Dancer, Mosquera, Benson/Sweeney, Weinberg)** - Establishes four-year pilot program in Ocean County for electronic monitoring of certain domestic violence offenders; designated as "Lisa's Law"; appropriates \$2.5 million
- **A-4182/S-1995 (Eustace, Sumter, Wimberly, Danielsen, Jimenez/Bateman, Smith)** - Prohibits firearm possession by persons convicted of carjacking, gang criminality, racketeering and terroristic threats
- **A-4271/S-3036 (Conaway, Benson, Pinkin, Wimberly/Vitale, Greenstein)** - Mandates health benefits coverage for opioid analgesics with abuse-deterrent properties
- **A-4343/S-2888 (Schaer, Prieto, Sumter, Danielsen, Johnson/Turner)** - Requires county and municipal police departments to establish cultural diversity training course and plan
- **A-4384/S-3145 (DeAngelo, Pintor Marin, Danielsen, Schaer, Johnson/Whelan)** - Requires BPU to render decision on case within 12 months of final public hearing or hold another public hearing prior to deciding case
- **ACS for A-4576/S-1771 (Johnson, Wimberly, Spencer, Tucker/Turner)** - Requires lowest possible price not exceeding certain cap for inmate telephone calls
- **A-4616/S-2958 (Giblin, DeAngelo, Mukherji/Sweeney)** - Extends by two months seasonal retail consumption alcoholic beverage license
- **A-4652/S-3065 (Benson/Gordon)** - Requires Public Health Counsel to promulgate rules and regulations for use of quality control programs in bio-analytical and clinical laboratories
- **A-4763/SS for SCS for S-2973 (McKeon, Spencer, Pinkin/Smith, Bateman, Greenstein, Codey)** - Revises "Electronic Waste Management Act"
- **A-4772/S-3169 (Burzichelli/Weinberg)** - Permits counties to impose one-percent hotel tax
- **A-4773/S-3146 (Eustace, Garcia, Gusciora/Lesniak)** - Prohibits possession and transport of parts and products of certain animals at PANYNJ airports and port facilities
- **A-4918/S-3301 (Gusciora, S. Kean/Sweeney, Singer)** - Clarifies stadiums and arenas owned by local government entities are exempt from property taxation
- **A-4931/S-3325 (Mazzeo/Sweeney)** - Revises "Casino Property Tax Stabilization Act"

• **NO ACTION TAKEN ON BILLS:**

• **A-3981wGR/S-2572 (Mazzeo, Burzichelli, Andrzejczak/Sweeney, Whelan)** - "Casino Property Taxation Stabilization Act"

• **A-3984wGR/S-2575 (Mazzeo, Burzichelli, Giblin/Sweeney, Whelan)** - Reallocates casino investment alternative tax to Atlantic City to pay debt service on municipal bonds issued

• **A-3985wGR/S-2576 (Mazzeo, Burzichelli, Andrzejczak, Giblin/Sweeney, Whelan)** - Removes provisions of law relating to Atlantic City Alliance

###

Press Contact:  
Brian Murray  
609-777-2600



[Contact Us](#) | [Privacy Notice](#) | [Legal Statement & Disclaimers](#) | [Accessibility Statement](#) | 

Statewide: [NJ Home](#) | [Services A to Z](#) | [Departments/Agencies](#) | [FAQs](#)  
Office of the Governor: [Home](#) | [Newsroom](#) | [Media](#) | [Administration](#) | [NJ's Priorities](#) | [Contact Us](#)

Copyright © State of New Jersey, 1996-2017  
Office of the Governor  
PO Box 001  
Trenton, NJ 08625  
609-292-6000