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P.L. 1999, CHAPTER 182, *approved August 16, 1999*
Senate Committee Substitute for
Senate, No. 827

1 AN ACT concerning parking spaces for handicapped motorists and
2 supplementing chapter 4 of Title 39 of the Revised Statutes.

3

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

6

7 1. a. A person who owns or controls a parking area which is open
8 to the public or to which the public is invited and which contains special
9 parking spaces for the use of persons who have been issued a placard or
10 wheelchair symbol license plates pursuant to P.L.1949, c.280 (C.39:4-204
11 et seq.) shall be responsible for assuring that access to these special
12 parking spaces and to curb cuts or other improvements designed to
13 provide accessibility for handicapped persons is not obstructed.

14 b. If snow or ice is obstructing the special parking space, curb cut or
15 other improvement designed to provide accessibility for the handicapped,
16 it shall be removed within 48 hours after the weather condition causing
17 the snow or ice ceases.

18 c. A person who violates this act shall be liable for a penalty of not
19 less than \$200 or more than \$500.

20

21 2. This act shall take effect immediately.

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26 Prohibits snow obstruction of parking spaces reserved for handicapped
27 motorists.

SENATE, No. 827

STATE OF NEW JERSEY
208th LEGISLATURE

INTRODUCED MARCH 2, 1998

Sponsored by:
Senator LOUIS F. KOSCO
District 38 (Bergen)

SYNOPSIS

Prohibits snow obstruction of parking spaces reserved for handicapped motorists.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning parking spaces for handicapped motorists and
2 supplementing chapter 4 of Title 39 of the Revised Statutes.

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

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7 1. a. A person who owns or controls a parking area which is open
8 to the public or to which the public is invited and which contains
9 special parking spaces for the use of persons who have been issued a
10 placard or wheelchair symbol license plates pursuant to P.L.1949,
11 c.280 (C.39:4-204 et seq.) shall be responsible for assuring that access
12 to these special parking spaces and curb cuts or other improvements
13 designed to provide accessibility for handicapped persons is not
14 obstructed.

15 b. If snow or ice is obstructing the special parking space, curb cut
16 or other improvement designed to provide accessibility for the
17 handicapped, it shall be removed within 24 hours after the weather
18 condition causing the snow or ice ceases.

19 c. A person who violates this act shall be liable for a penalty of not
20 less than \$200 nor more than \$500, imprisonment for a term not to
21 exceed 15 days, or both.

22
23 2. This act shall take effect immediately.

24
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26 STATEMENT

27
28 This bill addresses a dilemma faced by handicapped motorists who
29 use the parking lots of shopping centers and other facilities. Under
30 State law, these persons may obtain special license plates or placards
31 which entitle them to use designated reserved parking places in these
32 lots. However, these reserved parking spaces and curb cuts and other
33 improvements designed to provide accessibility for handicapped
34 persons often are made inaccessible by obstructions such as snow that
35 has been plowed from the parking lot. This obstruction poses a
36 hardship for handicapped motorists and negates the purpose of the law
37 granting them special parking privileges.

38 The bill makes the person who owns or controls a parking area
39 responsible for assuring parking spaces reserved for handicapped
40 motorists and curb cuts and other improvements designed to provide
41 accessibility are not obstructed. If the obstruction is ice or snow, it
42 must be removed from the parking space, curb cut or other
43 improvement within 24 hours after inclement weather has ended. A
44 violator of this provision would be subject to a penalty of not less than
45 \$200 or more than \$500, imprisonment for a term not to exceed 15
46 days, or both.

ASSEMBLY SENIOR ISSUES AND COMMUNITY SERVICES
COMMITTEE

STATEMENT TO

SENATE COMMITTEE SUBSTITUTE FOR
SENATE, No. 827

STATE OF NEW JERSEY

DATED: NOVEMBER 9, 1998

The Assembly Senior Issues and Community Services Committee reports favorably the Senate Committee Substitute for Senate Bill No. 827.

This substitute provides that the person who owns or controls a parking area is responsible for assuring that parking spaces reserved for handicapped motorists and curb cuts and other improvements designed to provide accessibility are not obstructed. If the obstruction is ice or snow, it must be removed from the parking space, curb cut or other improvement within 48 hours after inclement weather has ended. A person who violates the provisions of this substitute would be liable for a fine of not less than \$200 or more than \$500.

This substitute addresses a dilemma faced by handicapped motorists who use the parking lots of shopping centers and other facilities. Under State law, these persons may obtain special license plates or placards which entitle them to use designated reserved parking places in these lots. However, these reserved parking spaces, and curb cuts and other improvements designed to provide accessibility for handicapped persons, often are made inaccessible by obstructions such as snow that has been plowed from the parking lot. This obstruction poses a hardship for handicapped motorists and negates the purpose of the law granting them special parking privileges.

This substitute is identical to Assembly Bill No. 2201 (Luongo), which the committee also reported favorably on this date.

SENATE LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

SENATE COMMITTEE SUBSTITUTE FOR **SENATE, No. 827**

STATE OF NEW JERSEY

DATED: MAY 21, 1998

The Senate Law and Public Safety Committee reports favorably a Senate Committee Substitute for Senate Bill No. 827.

This committee substitute addresses a dilemma faced by handicapped motorists who use the parking lots of shopping centers and other facilities. Under State law, these persons may obtain special license plates or placards which entitle them to use designated reserved parking places in these lots. However, these reserved parking spaces, and curb cuts and other improvements designed to provide accessibility for handicapped persons, often are made inaccessible by obstructions such as snow that has been plowed from the parking lot. This obstruction poses a hardship for handicapped motorists and negates the purpose of the law granting them special parking privileges.

The substitute makes the person who owns or controls a parking area responsible for assuring parking spaces reserved for handicapped motorists and curb cuts and other improvements designed to provide accessibility are not obstructed. If the obstruction is ice or snow, it must be removed from the parking space, curb cut or other improvement within 48 hours after inclement weather has ended. A violator of this provision would be liable for a fine of not less than \$200 or more than \$500.

ASSEMBLY, No. 2201

STATE OF NEW JERSEY 208th LEGISLATURE

INTRODUCED JUNE 15, 1998

Sponsored by:

Assemblyman GERALD J. LUONGO

District 4 (Camden and Gloucester)

Assemblyman KENNETH C. LEFEVRE

District 2 (Atlantic)

Co-Sponsored by:

Assemblymen Blee, Greenwald and Malone

SYNOPSIS

Prohibits snow obstruction of parking spaces reserved for handicapped motorists.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/11/1999)

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2 supplementing chapter 4 of Title 39 of the Revised Statutes.

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5 *of New Jersey:*

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7 1. a. A person who owns or controls a parking area which is open
8 to the public or to which the public is invited and which contains
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40 accessibility are not obstructed. If the obstruction is ice or snow, it
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42 improvement within 48 hours after inclement weather has ended. A
43 violator of this provision would be liable for a fine of not less than
44 \$200 or more than \$500.

ASSEMBLY SENIOR ISSUES AND COMMUNITY SERVICES
COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2201

STATE OF NEW JERSEY

DATED: NOVEMBER 9, 1998

The Assembly Senior Issues and Community Services Committee reports favorably Assembly Bill No. 2201.

This bill provides that the person who owns or controls a parking area is responsible for assuring that parking spaces reserved for handicapped motorists and curb cuts and other improvements designed to provide accessibility are not obstructed. If the obstruction is ice or snow, it must be removed from the parking space, curb cut or other improvement within 48 hours after inclement weather has ended. A person who violates the provisions of this bill would be liable for a fine of not less than \$200 or more than \$500.

This bill addresses a dilemma faced by handicapped motorists who use the parking lots of shopping centers and other facilities. Under State law, these persons may obtain special license plates or placards which entitle them to use designated reserved parking places in these lots. However, these reserved parking spaces, and curb cuts and other improvements designed to provide accessibility for handicapped persons, often are made inaccessible by obstructions such as snow that has been plowed from the parking lot. This obstruction poses a hardship for handicapped motorists and negates the purpose of the law granting them special parking privileges.

This bill is identical to the Senate Committee Substitute for Senate Bill No. 827 (Kosco), which the committee also reported favorably on this date.

Office of the Governor
NEWS RELEASE

PO BOX 004
TRENTON, NJ 08625

CONTACT: Gene Herman
609-777-2600

RELEASE: August 16, 1999

Gov. Christie Whitman today signed the following pieces of legislation:

S-827, sponsored by Senator Louis F. Kosco (R-Bergen) and Assembly Members Gerald J. Luongo (R-Camden/Gloucester), and Kenneth C. LeFevre (R-Atlantic), prohibits the obstruction of special parking spaces designed to benefit handicapped individuals. The bill provides that a person who owns or controls a parking area which contains special parking spaces for the handicapped shall be responsible for assuring that access to those spaces and to curb cuts are not obstructed. If the obstruction is ice or snow, the bill requires that the ice or snow be removed from the special parking spaces or curb cuts within 48 hours after the weather condition causing the ice or snow ceases. The bill provides for a penalty of not less than \$200 or more than \$500 for a violation of the act.

SJR-10, sponsored by Senator Anthony R. Bucco (R-Morris) and Assembly Members Marion Crecco (R-Essex/Passaic) and Guy F. Talarico (R-Bergen), designates December 7th of each year as Pearl Harbor Remembrance Day in New Jersey. The resolution calls for the Governor to annually issue a proclamation calling on citizens to observe the day with appropriate ceremonies and activities. The resolution urges state and local governments, as well as interested organizations, groups and individuals to fly the flags of the United States and the State of New Jersey at half-staff on December 7th in honor of the individuals who died in the Pearl Harbor attack.

S-1771, sponsored by Senator Walter J. Kavanaugh (R- Morris/Somerset) and Assembly Members Joseph V. Doria, Jr. (D- Hudson) and John V. Kelly (R-Bergen), encourages insurance carriers to employ internal compliance reviews by protecting the results of those reviews from disclosure to third parties, other than state and federal regulators. Insurers often voluntarily create compliance review committees to monitor, evaluate, review, audit, assess or investigate the operations of the insurer for the purpose of identifying or preventing violations of law, marketplace practices that could result in violations of law, or noncompliance with industry or professional market standards. The bill provides for incentives for life and health insurers to initiate voluntary compliance reviews to identify and correct problems by providing that the deliberations and discussions of the compliance review committee and the documents associated with that committee are privileged and not evidential in legal and administrative proceedings involving the insurance carrier.