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IS 1/11/08

P.L. 2005, CHAPTER 295, *approved January 9, 2006*  
Assembly, No. 3358 (*First Reprint*)

1 AN ACT concerning the sale of used ambulances and supplementing  
2 chapter 10 of Title 39 of the Revised Statutes.

3

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

6

7 1. a. Any ambulance sold, transferred, gifted, discarded or  
8 abandoned to an entity other than a hospital, licensed ambulance  
9 dealership, an emergency service organization as defined in <sup>1</sup>section  
10 2 of<sup>1</sup> P.L.1997, c.388 (C.40A:14-184) or any entity licensed by the  
11 Department of Health and Senior Services as an ambulance operator  
12 shall, prior to sale or transfer, be stripped of all markings that would  
13 identify the vehicle as an ambulance.

14 b. The <sup>1</sup>[Chief Administrator of the New Jersey Motor Vehicle  
15 Commission and the]<sup>1</sup> Commissioner of the Department of Health and  
16 Senior Services shall <sup>1</sup>[have joint responsibility] be responsible<sup>1</sup> for  
17 the enforcement of this act.

18 c. An action for a violation of this act may be brought in any court  
19 of competent jurisdiction <sup>1</sup>, and shall be punishable as a crime of the  
20 fourth degree<sup>1</sup>.

21

22 2. This act shall take effect immediately.

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27 \_\_\_\_\_  
Requires markings be removed from ambulances before certain sales.

**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.**

**Matter enclosed in superscript numerals has been adopted as follows:**

<sup>1</sup> Assembly AHS committee amendments adopted October 18, 2004.

# ASSEMBLY, No. 3358

## STATE OF NEW JERSEY 211th LEGISLATURE

INTRODUCED OCTOBER 7, 2004

**Sponsored by:**

**Assemblywoman JOAN M. QUIGLEY**

**District 32 (Bergen and Hudson)**

**Assemblyman JOSEPH VAS**

**District 19 (Middlesex)**

**Assemblyman PETER J. BARNES, JR.**

**District 18 (Middlesex)**

**SYNOPSIS**

Requires markings be removed from ambulances before certain sales.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 10/8/2004)**

1 AN ACT concerning the sale of used ambulances and supplementing  
2 chapter 10 of Title 39 of the Revised Statutes.

3  
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
5 *of New Jersey:*

6  
7 1. a. Any ambulance sold, transferred, gifted, discarded or  
8 abandoned to an entity other than a hospital, licensed ambulance  
9 dealership, an emergency service organization as defined in P.L.1997,  
10 c.388 (C.40A:14-184) or any entity licensed by the Department of  
11 Health and Senior Services as an ambulance operator shall, prior to  
12 sale or transfer, be stripped of all markings that would identify the  
13 vehicle as an ambulance.

14 b. The Chief Administrator of the New Jersey Motor Vehicle  
15 Commission and the Commissioner of the Department of Health and  
16 Senior Services shall have joint responsibility for the enforcement of  
17 this act.

18 c. An action for a violation of this act may be brought in any court  
19 of competent jurisdiction.

20

21 2. This act shall take effect immediately.

22

23

24

STATEMENT

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26 Under the provisions of this bill, any ambulance sold, transferred,  
27 gifted, discarded or abandoned to an entity other than a hospital,  
28 licensed ambulance dealership, an emergency service organization, or  
29 any entity licensed by the Department of Health and Senior Services  
30 as an ambulance operator must be stripped of all markings that would  
31 identify the vehicle as an ambulance. Under the provisions of this bill,  
32 an emergency service organization is defined as a fire or first aid  
33 organization, whether organized as a volunteer fire company,  
34 volunteer fire department, fire district or duly incorporated volunteer  
35 first aid, emergency or volunteer ambulance or rescue squad  
36 association.

37 The Chief Administrator of the New Jersey Motor Vehicle  
38 Commission and the Commissioner of the Department of Health and  
39 Senior Services have joint responsibility for enforcement of the bill.  
40 A violation of the bill is punishable under P.L.2003, c.217 (C.2C:21-  
41 4.8) and is a crime of the fourth degree.

42 This bill is intended to prevent ambulances no longer in service  
43 from being used for illegal purposes.

ASSEMBLY HOMELAND SECURITY AND STATE  
PREPAREDNESS COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 3358**

with committee amendments

**STATE OF NEW JERSEY**

DATED: OCTOBER 18, 2004

The Assembly Homeland Security and State Preparedness Committee reports favorably and with committee amendments Assembly Bill No. 3358.

Under the provisions of this bill, any ambulance sold, transferred, gifted, discarded or abandoned to an entity other than a hospital, licensed ambulance dealership, an emergency service organization, or any entity licensed by the Department of Health and Senior Services as an ambulance operator must be stripped of all markings that would identify the vehicle as an ambulance. Under the provisions of this bill, an emergency service organization is defined as a fire or first aid organization, whether organized as a volunteer fire company, volunteer fire department, fire district or duly incorporated volunteer first aid, emergency or volunteer ambulance or rescue squad association. See P.L.1997, c.388, s.2 (C.40A:14-184).

The Commissioner of the Department of Health and Senior Services would be responsible for enforcement of the bill. A violation of the provisions of the bill would constitute a crime of the fourth degree. A fourth degree crime is punishable by a term of imprisonment of up to 18 months, a fine of up to \$10,000, or both.

This bill is intended to prevent ambulances no longer in service from being used for illegal purposes.

COMMITTEE AMENDMENTS

The amendments place sole responsibility for enforcement of the bill's provisions regarding used ambulance sales with the Commissioner of the Department of Health and Senior Services. Originally, the bill provided for joint enforcement between the commissioner and the Chief Administrator of the New Jersey Motor Vehicle Commission.

Secondly, the amendments clarify that a violation of the bill's provisions would constitute a crime of the fourth degree. The original bill established the legislative intent to make a violation a fourth

degree crime by making references only in the bill's statement, not its actual provisions, to a statute in the criminal code which established fourth degree crimes for certain motor vehicle purchase, sale and transfer offenses. See P.L.2003, c.217 (C.2C:21-4.8). Adding an explicit provision within the body of the bill helps clarify the original bill's legislative intent.

**SENATE, No. 2019**

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**STATE OF NEW JERSEY**  
**211th LEGISLATURE**

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INTRODUCED NOVEMBER 8, 2004

**Sponsored by:**

**Senator JOHN H. ADLER**

**District 6 (Camden)**

**Senator JOSEPH M. KYRILLOS, JR.**

**District 13 (Middlesex and Monmouth)**

**SYNOPSIS**

Requires markings be removed from ambulances before certain sales.

**CURRENT VERSION OF TEXT**

As introduced.





1 AN ACT concerning the sale of used ambulances and supplementing  
2 chapter 10 of Title 39 of the Revised Statutes.

3  
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
5 *of New Jersey:*

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11 Health and Senior Services as an ambulance operator shall, prior to  
12 sale or transfer, be stripped of all markings that would identify the  
13 vehicle as an ambulance.

14 b. The Chief Administrator of the New Jersey Motor Vehicle  
15 Commission and the Commissioner of the Department of Health and  
16 Senior Services shall have joint responsibility for the enforcement of  
17 this act.

18 c. An action for a violation of this act may be brought in any court  
19 of competent jurisdiction.

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STATEMENT

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26 Under the provisions of this bill, any ambulance sold, transferred,  
27 gifted, discarded or abandoned to an entity other than a hospital,  
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34 volunteer fire department, fire district or duly incorporated volunteer  
35 first aid, emergency or volunteer ambulance or rescue squad  
36 association.

37 The Chief Administrator of the New Jersey Motor Vehicle  
38 Commission and the Commissioner of the Department of Health and  
39 Senior Services have joint responsibility for enforcement of the bill.  
40 A violation of the bill is punishable under P.L. 2003, c.217 (C.2C:21-  
41 4.8) and is a crime of the fourth degree.

42 This bill is intended to prevent ambulances no longer in service  
43 from being used for illegal purposes.

SENATE LAW AND PUBLIC SAFETY AND VETERANS'  
AFFAIRS COMMITTEE

STATEMENT TO

**SENATE, No. 2019**

with committee amendments

**STATE OF NEW JERSEY**

DATED: MAY 5, 2005

The Senate Law and Public Safety and Veterans' Affairs Committee reports favorably and with committee amendments Senate Bill No. 2019.

Senate Bill No. 2019 requires any ambulance sold, transferred, gifted, discarded or abandoned to an entity other than a hospital, licensed ambulance dealership, an emergency service organization, or any entity licensed by the Department of Health and Senior Services as an ambulance operator to be stripped of all markings that would identify the vehicle as an ambulance. Under the provisions of this bill, an emergency service organization is defined as a fire or first aid organization, whether organized as a volunteer fire company, volunteer fire department, fire district or duly incorporated volunteer first aid, emergency or volunteer ambulance or rescue squad association.

The Commissioner of the Department of Health and Senior Services is responsible for the enforcement of this bill. A violation of the bill is punishable under P.L. 2003, c.217 (C.2C:21-4.8) and is a crime of the fourth degree.

This bill is intended to prevent ambulances no longer in service from being used for illegal purposes.

The committee amended the bill to grant the Commissioner of the Department of Health and Senior Services sole responsibility for the enforcement of the bill's provisions and to clarify that a violation is a crime of the fourth degree.

As amended and reported by the committee, this bill is identical to Assembly Bill No. 3358 1R.