

39:4-197.6

LEGISLATIVE HISTORY CHECKLIST
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(Parking zones)

NJSA: 39:4-197.6

LAWS OF: 1991 CHAPTER: 406

BILL NO: S2941

SPONSOR(S): Cafiero

DATE INTRODUCED: October 1, 1990

COMMITTEE: ASSEMBLY: Municipal Government

SENATE: Law, Public Safety & Defense

AMENDED DURING PASSAGE: Yes Amendements during passage
denoted by asterisks

DATE OF PASSAGE: ASSEMBLY: July 29, 1991
SENATE: January 6, 1992

DATE OF APPROVAL: January 17, 1992

FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

SPONSOR STATEMENT: Yes

COMMITTEE STATEMENT: ASSEMBLY: Yes

SENATE: Yes

FISCAL NOTE: No

VETO MESSAGE: No

MESSAGE ON SIGNING: No

FOLLOWING WERE PRINTED:

REPORTS: No

HEARINGS: No

KBG/pp

[FIRST REPRINT]
SENATE, No. 2941

STATE OF NEW JERSEY

INTRODUCED OCTOBER 1, 1990

By Senators CAFIERO and PATERNITI

1 AN ACT concerning restricted parking zones and amending
2 P.L.1977, c.309.

3

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

6 1. Section 1 of P.L.1977, c.309 (C.39:4-197.6) is amended to
7 read as follows:

8 1. Any municipality may, by ordinance, establish ¹a¹
9 restricted parking ¹[zones] zone¹ in front of ¹[residences] a
10 residence¹ occupied by ¹a¹ handicapped ¹[persons, who have been
11 issued special vehicle identification cards] person if a windshield
12 placard or wheelchair symbol license plates have been issued for
13 a vehicle owned by the handicapped person, or by another
14 occupant of the residence who is a member of the immediate
15 family of the handicapped person,¹ by the Division of Motor
16 Vehicles pursuant to the provisions of ¹[section 2 of]¹ P.L.1949,
17 c.280 ¹[(C.39:4-205)] (C.39:4-204 et seq.)¹, provided [a. such
18 persons are holders of current drivers' licenses issued by this
19 State; b. the motor vehicles to be parked in such zones are
20 equipped with such special attachments and devices as the
21 Director of the Division of Motor Vehicles may deem necessary
22 to provide for the safe operation thereof by such persons; and c.]
23 such parking is not otherwise prohibited and the permitting
24 thereof would not interfere with the normal flow of traffic.

25 (cf: P.L.1977, c.309, s.1)

26 2. This act shall take effect immediately.

27

28

29

MOTOR VEHICLES

30

31 Changes requirements for establishment of restricted parking
32 zone in front of residence of handicapped person.

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:

¹ Senate SLP committee amendments adopted March 11, 1991.

SENATE, No. 2941
STATE OF NEW JERSEY

INTRODUCED OCTOBER 1, 1990

By Senator CAFIERO

1 AN ACT concerning restricted parking zones and amending
2 P.L.1977, c.309.

3

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

6 1. Section 1 of P.L.1977, c.309 (C.39:4-197.6) is amended to
7 read as follows:

8 1. Any municipality may, by ordinance, establish restricted
9 parking zones in front of residences occupied by handicapped
10 persons, who have been issued special vehicle identification cards
11 by the Division of Motor Vehicles pursuant to the provisions of
12 section 2 of P.L.1949, c.280 (C.39:4-205), provided [a. such
13 persons are holders of current drivers' licenses issued by this
14 State; b. the motor vehicles to be parked in such zones are
15 equipped with such special attachments and devices as the
16 Director of the Division of Motor Vehicles may deem necessary
17 to provide for the safe operation thereof by such persons; and c.]
18 such parking is not otherwise prohibited and the permitting
19 thereof would not interfere with the normal flow of traffic.
20 (cf: P.L.1977, c.309, s.1)

21 2. This act shall take effect immediately.

22

23

STATEMENT

24

25 Municipalities are authorized to establish restricted parking
26 zones at the homes of handicapped residents only if those persons
27 are licensed drivers and have vehicles equipped with special
28 devices to provide for safe operation. These requirements
29 preclude a municipality from establishing a restricted parking
30 zone at the home of a handicapped child or other person who may
31 not be a licensed driver or require a specially equipped vehicle.
32 By removing these requirements, this bill is intended to serve the
33 needs of such individuals and their families.

34

35

MOTOR VEHICLES

36

37 Eases requirements for establishment of restricted parking zones
38 for the handicapped.

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.

ASSEMBLY MUNICIPAL GOVERNMENT COMMITTEE

STATEMENT TO

[FIRST REPRINT]

SENATE, No. 2941

STATE OF NEW JERSEY

DATED: NOVEMBER 25, 1991

The Assembly Municipal Government Committee reports favorably Senate Bill No. 2941(1R).

Under the current law, section 1 of P.L.1977, c.309 (C.39:4-197.6), a municipality may establish a restricted parking zone in front of the home of a handicapped person if the handicapped person is a licensed driver and the person's vehicle is equipped with special attachments or devices to provide for the safe operation of the vehicle by the handicapped person.

These requirements preclude the establishment of a restricted parking zone in front of the home of a handicapped child or other person who may not be a licensed driver or who does not require a vehicle equipped with special attachments or devices.

This bill amends section 1 of P.L.1977, c.309 (C.39:4-197.6) to remove these requirements and to substitute the requirement that a vehicle owned by a handicapped person or member of that person's family have either a windshield placard or a wheelchair symbol license plate issued for that vehicle pursuant to the handicapped person identification card statute, P.L.1949, c.280 (C.39:4-204 et seq.). The placard or license plates issued under that statute are to be displayed on a motor vehicle used to transport the handicapped person, or when the vehicle is parked overtime or in a special parking space established for use by handicapped persons.

The bill also deletes and replaces the term "special vehicle identification card" since that term was removed from the statutes in 1981 and was replaced by "windshield placard or wheelchair symbol license plates."

SENATE LAW, PUBLIC SAFETY AND DEFENSE COMMITTEE

STATEMENT TO

SENATE, No. 2941

with Senate committee amendments

STATE OF NEW JERSEY

DATED: MARCH 11, 1991

The Senate Law, Public Safety and Defense Committee reports favorably Senate Bill No. 2941 with amendments.

Pursuant to section 1 of P.L.1977, c.309 (C.39:4-197.6), a municipality may establish a restricted parking zone in front of the home of a handicapped person if the handicapped person is a licensed driver and the person's vehicle is equipped with special attachments of devices to provide for the safe operation of the vehicle by the handicapped person.

These requirements preclude the establishment of a restricted parking zone in front of the home of a handicapped child or other person who may not be a licensed driver or who does not require a vehicle equipped with special attachments or devices.

As amended, this bill changes section 1 of P.L.1977, c.309 (C.39:4-197.6) to remove these two requirements and to substitute the requirement that a windshield placard or wheelchair symbol license plates have been issued for a vehicle owned by the handicapped person, or by a member of the handicapped persons family under the handicapped person identification card statute, P.L.1949, c.280 (C.39:4-204 et seq.). The placard or license plates issued under that statute are to be displayed on a motor vehicle used to transport the handicapped person, or when the vehicle is parked overtime or in a special parking space established for use by handicapped persons.

The committee amendments delete and replace the term "special vehicle identification card" since that term was removed from the statutes in 1981 and replaced by "windshield placard or wheelchair symbol license plates."