

39:4-56.6 AND 56.7

LEGISLATIVE HISTORY CHECKLIST

NJSA 39:4-56.6 and 39:4-56.7 (Vehicles abandoned on private property)

Laws of 1973 Chapter 137

Bill No. A997

Sponsor(s) Orechio

Date Introduced April 10, 1972

Committee: Assembly Law, Public Safety & Defense

Senate Law, Public Safety & Defense

Amended during passage Yes  No  Amendments during passage denoted by asterisks.

Date of passage: Assembly Nov. 20, 1972

Senate March 26, 1973

Date of approval May 17, 1973

Following statements are attached if available:

Sponsor statement Yes  No

Committee Statement: Assembly Yes  No

Senate Yes  No

Fiscal Note Yes  No

Veto message Yes  No

Message on signing Yes  No

Following were printed:

Reports ~~Yes~~  No

Hearings ~~Yes~~  No

CHAPTER 137 LAWS OF N. J. 19 73  
APPROVED 5-17-73

[OFFICIAL COPY REPRINT]

ASSEMBLY No. 997

STATE OF NEW JERSEY

INTRODUCED APRIL 10, 1972

By Assemblymen ORECHIO, DENNIS and KALTENBACHER

Referred to Committee on Law, Public Safety and Defense

AN ACT concerning motor vehicles and supplementing Title 39 of  
the Revised Statutes.

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

1 1. No person shall park or leave unattended a vehicle on private  
2 property without the consent of the owner or other person in  
3 control or possession of the property or for a period in excess of  
4 that for which consent was given, except in the case of emergency  
5 or disablement of the vehicle in which case the owner or operator  
6 thereof shall arrange for the expeditious removal of the vehicle.

7 The owner or other person in control or possession of the prop-  
8 erty on which a vehicle is parked or left unattended in violation  
9 of this section may remove or hire another person to remove and  
10 store the vehicle \***[at the expense of the owner of the vehicle]**\*.  
11 *\*It shall be the obligation of the owner of the vehicle to pay the*  
12 *reasonable costs for the removal and for any storage which may*  
13 *result from such removal before he shall be entitled to recover the*  
14 *possession of the vehicle. If the owner of the vehicle refuses to*  
15 *pay such costs or fails to make any claim for the return of the*  
16 *vehicle within 90 days after such removal, the vehicle may be sold*  
17 *at public auction in accordance with the provisions of N. J. S.*  
18 *2A:44-20 through N. J. S. 2A:44-31.\**

1 2. Any law enforcement officer may in the performance of his  
2 duty enter upon the property *\*upon request of the property owner\**  
3 wherein a vehicle is parked in violation of section 1 of this act for  
4 the purpose of issuing a summons for such violation.

1 3. This act shall take effect immediately.

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

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SENATE LAW, PUBLIC SAFETY AND  
DEFENSE COMMITTEE  
STATEMENT TO

ASSEMBLY, No. 997

STATE OF NEW JERSEY

DATED: FEBRUARY 22, 1973

At the present time, there remains areas where there are no clear legal grounds upon which a law enforcement officer may take action with respect to motor vehicles on private property. One of these areas involves vehicles which have been parked on property without the property owner's permission.

Assembly Bill No. 997 makes it illegal to park a vehicle on such property without consent, and further, authorizes the property owner to have the vehicle removed at the vehicle owner's expense.

Additionally, it authorizes a police officer to issue a summons for commission of the aforementioned offense. The Senate committee thought it appropriate to be more specific by providing that the officer may take action "at the request of the property owner."

SENATE COMMITTEE AMENDMENT TO  
**ASSEMBLY, No. 997**

**STATE OF NEW JERSEY**

ADOPTED FEBRUARY 22, 1973

Amend page 1, section 2, line 2, after "property", insert "upon request of the property owner".

[SENATE REPRINT]

**ASSEMBLY No. 997**

with Senate Committee Amendment Adopted February 22, 1973

**STATE OF NEW JERSEY**

INTRODUCED APRIL 10, 1972

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SENATE AMENDMENTS TO  
**ASSEMBLY, No. 997**  
[SENATE REPRINT]

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**STATE OF NEW JERSEY**

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ADOPTED MARCH 19, 1973

Amend page 1, section 1, line 10, omit "at the expense of the owner of the vehicle".

Amend page 1, section 1, line 10, after the ".", insert "It shall be the obligation of the owner of the vehicle to pay the reasonable costs for the removal and for any storage which may result from such removal before he shall be entitled to recover the possession of the vehicle. If the owner of the vehicle refuses to pay such costs or fails to make any claim for the return of the vehicle within 90 days after such removal, the vehicle may be sold at public auction in accordance with the provisions of N. J. S. 2A:44-20 through N. J. S. 2A:44-31."

[SECOND SENATE REPRINT]

## ASSEMBLY No. 997

with Senate committee amendment adopted February 22, 1973  
and Senate amendments adopted March 19, 1973

# STATE OF NEW JERSEY

INTRODUCED APRIL 10, 1972

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