

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

REPORTS:

No

HEARINGS:

No

NEWSPAPER ARTICLES:

No

P.L. 1999, CHAPTER 326, *approved January 6, 2000*

Assembly, No. 2392

1 AN ACT concerning handicapped parking and amending P.L.1949,
2 c.280.

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.1949, c.280 (C.39:4-204) is amended to read
8 as follows:

9 1. The term "handicapped person" as employed herein shall
10 include any person who has lost the use of one or more limbs as a
11 consequence of paralysis, amputation, or other permanent disability or
12 who is permanently disabled as to be unable to ambulate without the
13 aid of an assisting device or whose mobility is otherwise limited as
14 certified by a physician with a plenary license to practice medicine and
15 surgery **[or]** ; a podiatrist licensed to practice in this State or a
16 bordering state **[or]** ; a physician stationed at a military or naval
17 installation located in this State who is licensed to practice in any state
18 ; or, a chiropractic physician licensed to practice in this State or a
19 bordering state.

20 (cf: P.L.1997, c.267, s.1)

21

22 2. Section 3 of P.L.1949, c.280 (C.39:4-206) is amended to read
23 as follows:

24 3. The director shall issue to such applicant, also, a placard of
25 such size and design as shall be determined by the director in
26 consultation with the Division of Vocational Rehabilitation Services
27 in the Department of Labor, indicating that a handicapped person
28 identification card has been issued to the person designated therein,
29 which shall be displayed in such manner as the director shall determine
30 on the motor vehicle used to transport the handicapped person, when
31 the vehicle is parked overtime or in special parking places established
32 for use by handicapped persons.

33 Notwithstanding any provision of this act to the contrary, the chief
34 of police of each municipality in this State shall issue a temporary
35 placard of not more than six months duration to any person who has
36 temporarily lost the use of one or more limbs or is temporarily disabled
37 as to be unable to ambulate without the aid of an assisting device or
38 whose mobility is otherwise temporarily limited, as certified by a
39 physician with a plenary license to practice medicine and surgery
40 **[or]** ; a podiatrist licensed to practice in this State or a bordering state
41 **[,or]** ; a physician stationed at a military or naval installation located

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

Matter underlined thus is new matter.

1 in this State who is licensed to practice in any state ; or a chiropractic
2 physician licensed to practice in this State or a bordering state], a
3 temporary placard of not more than six months' duration]. Each
4 temporary handicapped placard issued under the provisions of this
5 section shall set forth the date on which it shall become invalid.

6 The temporary placard shall be granted upon written certification
7 by a physician with a plenary license to practice medicine and surgery
8 or a podiatrist licensed to practice in this State or a bordering state or
9 a physician stationed at a military or naval installation located in this
10 State who is licensed to practice in any state that the person meets the
11 conditions constituting temporary disability as provided in this section.
12 This certification shall be provided on a standard form to be developed
13 by the director in consultation with local chiefs of police and
14 representatives of the handicapped. The form shall contain only those
15 conditions constituting temporary disability as are provided in this
16 section. The physical presence of the handicapped person shall not be
17 required for the issuance of a temporary handicapped placard.

18 The placard may be renewed one time at the discretion of the
19 issuing authority for a period of not more than six months' duration.
20 The placard shall be displayed on the motor vehicle used by the
21 temporarily handicapped person and shall give the person the right to
22 park overtime or to use special parking places established for use by
23 handicapped persons in any municipality of this State.

24 The fee for the issuance of such temporary or permanent placard
25 issued pursuant to this section shall be \$4.00 and payable to the
26 Director of the Division of Motor Vehicles.

27 The director may, in addition, issue license plates bearing the
28 national wheelchair symbol for:

29 a. Not more than two motor vehicles owned, operated or leased
30 by a handicapped person or by any person furnishing transportation on
31 his behalf; or

32 b. Any two motorcycles owned, operated or leased by a
33 handicapped person.

34 The fee for the issuance of such plates shall be \$10.00 for each
35 vehicle.

36 (cf: P.L.1997, c.267, s.2)

37

38 3. This act shall take effect immediately.

39

40

41

STATEMENT

42

43 This bill permits a chiropractic physician licensed to practice in this
44 State or a bordering state to certify that a person meets the definition
45 of "handicapped person" in section 1 of P.L.1949, c.280 (C.39:4-204)
46 in order for the Director of Motor Vehicles to authorize that person

1 to use parking spaces designated for the handicapped. Currently, only
2 a licensed physician or podiatrist may grant this certification.

3

4

5

6

7 Permits chiropractor to certify person as handicapped for purposes of
8 handicapped parking.

ASSEMBLY, No. 2392

STATE OF NEW JERSEY 208th LEGISLATURE

INTRODUCED SEPTEMBER 14, 1998

Sponsored by:

Assemblyman PAUL DIGAETANO

District 36 (Bergen, Essex and Passaic)

Assemblyman JOSEPH V. DORIA, JR.

District 31 (Hudson)

Co-Sponsored by:

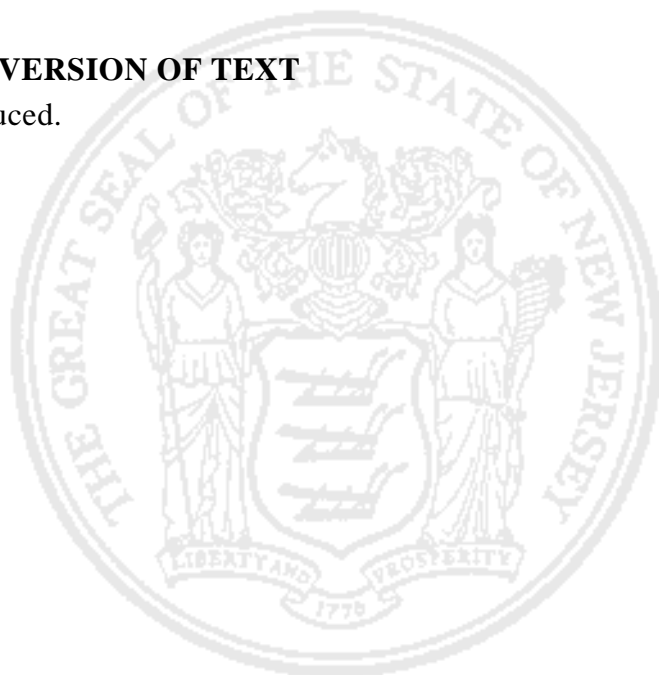
**Assemblyman Talarico, Assemblywomen Gill, Watson Coleman and
Senator Bassano**

SYNOPSIS

Permits chiropractor to certify person as handicapped for purposes of handicapped parking.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 12/14/1999)

1 AN ACT concerning handicapped parking and amending P.L.1949,
2 c.280.

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.1949, c.280 (C.39:4-204) is amended to read
8 as follows:

9 1. The term "handicapped person" as employed herein shall
10 include any person who has lost the use of one or more limbs as a
11 consequence of paralysis, amputation, or other permanent disability or
12 who is permanently disabled as to be unable to ambulate without the
13 aid of an assisting device or whose mobility is otherwise limited as
14 certified by a physician with a plenary license to practice medicine and
15 surgery **[or]** ; a podiatrist licensed to practice in this State or a
16 bordering state **[or]** ; a physician stationed at a military or naval
17 installation located in this State who is licensed to practice in any state
18 ; or, a chiropractic physician licensed to practice in this State or a
19 bordering state.

20 (cf: P.L.1997, c.267, s.1)

21

22 2. Section 3 of P.L.1949, c.280 (C.39:4-206) is amended to read
23 as follows:

24 3. The director shall issue to such applicant, also, a placard of
25 such size and design as shall be determined by the director in
26 consultation with the Division of Vocational Rehabilitation Services
27 in the Department of Labor, indicating that a handicapped person
28 identification card has been issued to the person designated therein,
29 which shall be displayed in such manner as the director shall determine
30 on the motor vehicle used to transport the handicapped person, when
31 the vehicle is parked overtime or in special parking places established
32 for use by handicapped persons.

33 Notwithstanding any provision of this act to the contrary, the chief
34 of police of each municipality in this State shall issue a temporary
35 placard of not more than six months duration to any person who has
36 temporarily lost the use of one or more limbs or is temporarily disabled
37 as to be unable to ambulate without the aid of an assisting device or
38 whose mobility is otherwise temporarily limited, as certified by a
39 physician with a plenary license to practice medicine and surgery
40 **[or]** ; a podiatrist licensed to practice in this State or a bordering state
41 **[,or]** ; a physician stationed at a military or naval installation located
42 in this State who is licensed to practice in any state ; or a chiropractic

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

Matter underlined thus is new matter.

1 physician licensed to practice in this State or a bordering state [, a
2 temporary placard of not more than six months' duration]. Each
3 temporary handicapped placard issued under the provisions of this
4 section shall set forth the date on which it shall become invalid.

5 The temporary placard shall be granted upon written certification
6 by a physician with a plenary license to practice medicine and surgery
7 or a podiatrist licensed to practice in this State or a bordering state or
8 a physician stationed at a military or naval installation located in this
9 State who is licensed to practice in any state that the person meets the
10 conditions constituting temporary disability as provided in this section.
11 This certification shall be provided on a standard form to be developed
12 by the director in consultation with local chiefs of police and
13 representatives of the handicapped. The form shall contain only those
14 conditions constituting temporary disability as are provided in this
15 section. The physical presence of the handicapped person shall not be
16 required for the issuance of a temporary handicapped placard.

17 The placard may be renewed one time at the discretion of the
18 issuing authority for a period of not more than six months' duration.
19 The placard shall be displayed on the motor vehicle used by the
20 temporarily handicapped person and shall give the person the right to
21 park overtime or to use special parking places established for use by
22 handicapped persons in any municipality of this State.

23 The fee for the issuance of such temporary or permanent placard
24 issued pursuant to this section shall be \$4.00 and payable to the
25 Director of the Division of Motor Vehicles.

26 The director may, in addition, issue license plates bearing the
27 national wheelchair symbol for:

- 28 a. Not more than two motor vehicles owned, operated or leased
29 by a handicapped person or by any person furnishing transportation on
30 his behalf; or
- 31 b. Any two motorcycles owned, operated or leased by a
32 handicapped person.

33 The fee for the issuance of such plates shall be \$10.00 for each
34 vehicle.

35 (cf: P.L.1997, c.267, s.2)

36
37 3. This act shall take effect immediately.

38
39 STATEMENT

40
41 This bill permits a chiropractic physician licensed to practice in this
42 State or a bordering state to certify that a person meets the definition
43 of "handicapped person" in section 1 of P.L.1949, c.280 (C.39:4-204)
44 in order for the Director of Motor Vehicles to authorize that person
45 to use parking spaces designated for the handicapped. Currently, only
46 a licensed physician or podiatrist may grant this certification.

ASSEMBLY SENIOR ISSUES AND COMMUNITY SERVICES
COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2392

STATE OF NEW JERSEY

DATED: MARCH 4, 1999

The Assembly Senior Issues and Community Services Committee reports favorably Assembly Bill No. 2392.

This bill permits a chiropractic physician licensed to practice in this State or a bordering state to certify that a person meets the definition of "handicapped person" in section 1 of P.L.1949, c.280 (C.39:4-204) in order for the Director of Motor Vehicles to authorize that person to use parking spaces designated for the handicapped. Currently, only a licensed physician or podiatrist may grant this certification.

SENATE, No. 83

STATE OF NEW JERSEY 208th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 1998 SESSION

Sponsored by:

Senator C. LOUIS BASSANO

District 21 (Essex and Union)

SYNOPSIS

Permits chiropractor to certify person as handicapped for purposes of handicapped parking.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 AN ACT concerning handicapped parking and amending P.L.1949,
2 c.280.

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.1949, c.280 (C.39:4-204) is amended to read
8 as follows:

9 1. The term "handicapped person" as employed herein shall include
10 any person who has lost the use of one or more limbs as a
11 consequence of paralysis, amputation, or other permanent disability or
12 who is permanently disabled as to be unable to ambulate without the
13 aid of an assisting device or whose mobility is otherwise limited as
14 certified by a physician with a plenary license to practice medicine and
15 surgery or a podiatrist or with respect to a chiropractic subluxation,
16 a chiropractor, all of whom shall be licensed to practice in this State
17 or a bordering state.
18 (cf: P.L.1991, c.49, s.1)

19
20 2. Section 3 of P.L.1949, c.280 (C.39:4-206) is amended to read
21 as follows:

22 3. The director shall issue to such applicant, also, a placard of such
23 size and design as shall be determined by the director in consultation
24 with the Division of Vocational Rehabilitation Services in the
25 Department of Labor, indicating that a handicapped person
26 identification card has been issued to the person designated therein,
27 which shall be displayed in such manner as the director shall determine
28 on the motor vehicle used to transport the handicapped person, when
29 the vehicle is parked overtime or in special parking places established
30 for use by handicapped persons.

31 Notwithstanding any provision of this act to the contrary, the chief
32 of police of each municipality in this State shall issue to any person
33 who has temporarily lost the use of one or more limbs or is
34 temporarily disabled as to be unable to ambulate without the aid of an
35 assisting device or whose mobility is otherwise temporarily limited, as
36 certified by a physician with a plenary license to practice medicine and
37 surgery or a podiatrist or with respect to a chiropractic subluxation,
38 a chiropractor, all of whom shall be licensed to practice in this State
39 or a bordering state, a temporary placard of not more than six months'
40 duration. Each temporary handicapped placard issued under the
41 provisions of this section shall set forth the date on which it shall
42 become invalid.

43 The temporary placard shall be granted upon written certification

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

Matter underlined thus is new matter.

1 by a physician with a plenary license to practice medicine and surgery
2 or a podiatrist or with respect to a chiropractic subluxation, a
3 chiropractor, all of whom shall be licensed to practice in this State or
4 a bordering state that the person meets the conditions constituting
5 temporary disability as provided in this section. This certification shall
6 be provided on a standard form to be developed by the director in
7 consultation with local chiefs of police and representatives of the
8 handicapped. The form shall contain only those conditions
9 constituting temporary disability as are provided in this section. The
10 physical presence of the handicapped person shall not be required for
11 the issuance of a temporary handicapped placard.

12 The placard may be renewed one time at the discretion of the
13 issuing authority for a period of not more than six months' duration.
14 The placard shall be displayed on the motor vehicle used by the
15 temporarily handicapped person and shall give the person the right to
16 park overtime or to use special parking places established for use by
17 handicapped persons in any municipality of this State.

18 The fee for the issuance of such temporary or permanent placard
19 issued pursuant to this section shall be \$4.00 and payable to the
20 Director of the Division of Motor Vehicles.

21 The director may, in addition, issue license plates bearing the
22 national wheelchair symbol for:

23 a. Not more than two motor vehicles owned, operated or leased by
24 a handicapped person or by any person furnishing transportation on his
25 behalf; or

26 b. Any two motorcycles owned, operated or leased by a
27 handicapped person.

28 The fee for the issuance of such plates shall be \$10.00 for each
29 vehicle.

30 (cf: P.L.1993, c.277, s.1)

31

32 3. This act shall take effect immediately.

33

34

35

STATEMENT

36

37 This bill permits a chiropractor licensed to practice in this State or
38 a bordering state to certify that, with respect to a chiropractic
39 subluxation, a person meets the definition of "handicapped person" in
40 section 1 of P.L.1949, c.280 (C.39:4-204) in order for the Director of
41 Motor Vehicles to authorize that person to use parking spaces
42 designated for the handicapped. Currently, only a licensed physician
43 or podiatrist may grant this certification.

SENATE LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

SENATE COMMITTEE SUBSTITUTE FOR
SENATE, No. 83

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. 83.

This committee substitute permits a chiropractic physician licensed to practice in this State or a bordering state to certify that a person meets the definition of "handicapped person" in section 1 of P.L.1949, c.280 (C.39:4-204) in order for the Director of Motor Vehicles to authorize that person to use parking spaces designated for the handicapped. Currently, only a licensed physician or podiatrist may grant this certification.

Office of the Governor
NEWS RELEASE

PO BOX 004
TRENTON, NJ 08625

CONTACT: Gene Herman
609-777-2600

RELEASE: January 6, 2000

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

S-1551, sponsored by Senators Nicholas J. Sacco (D-Bergen/Hudson) and Henry P. McNamara (R-Bergen/Passaic) and Assembly Members John E. Rooney (R-Bergen) and David C. Russo (R-Bergen/Passaic), authorizes the board of education of a school district to apply to the economic Development Administration (EDA) for an interest-free loan for the costs of cleaning up a leaking tank, or upgrading or closing a regulated tank.

S-2013, sponsored by Senators Norman M. Robertson (R-Essex/Passaic) and William L. Gormley (R-Atlantic) and Assembly Members Joseph V. Doria, Jr. (D-Hudson) and Anthony M. Impreveduto (D-Bergen/Hudson), prohibits physicians, chiropractors, and other health care professionals from soliciting professional employment from accident and disaster victims within the 30-day period after the accident or disaster. The bill also provides for a criminal penalty against attorneys who violate the rules of professional conduct by contacting victims.

SCS for S-1613, sponsored by Senators C. Louis Bassano (R-Essex/Union) and Henry P. McNamara (R-Bergen/Passaic) and Assembly Members John E. Rooney (R-Bergen) and David C. Russo (R-Bergen/Passaic), establishes a certification requirement for persons removing or installing an unregulated storage tank. Unregulated storage tanks are those used for residential purposes and non-residential tanks under 2000 gallons.

S-1941, sponsored by Senators Richard J. Codey (D-Essex) and Donald T. DiFrancesco (R-Middlesex/Morris/Somerset/Union) and Assembly Members Joseph V. Doria, Jr. (D-Hudson) and Jack Collins (R-Salem/Cumberland/Gloucester), establishes the Senator Wynona Lipman Chair in Political Leadership at the Center for the American Woman and Politics at the Eagleton Institute of Politics. The bill appropriates \$100,000 to finance the chair. The bill is a tribute to the late Senator Lipman.

S-908, sponsored by Senators Joseph A. Palaia (R-Monmouth) and John Matheussen (R-Camden/Gloucester) and Assembly Member Tom Smith (R-Monmouth) reduces the minimum eligibility age for membership in the Junior Firemen's Auxiliary from 16 to 14.

S-1370, sponsored by Senator James S. Cafiero (R-Atlantic/Cape May/Cumberland) and Assembly Members John C. Gibson (R-Atlantic/Cape May/Cumberland) and Nicholas Asselta (R-Atlantic/Cape May/Cumberland), extends to elementary students certain drug counseling-related confidentiality protections currently available to secondary students. The bill is intended to encourage students to seek out drug counseling and foster greater communication between students and counselors.

S-1061, sponsored by Senators Martha W. Bark (R-Atlantic/Burlington/Camden) and John A. Girgenti (D-Passaic) and Assembly Members Richard A. Merkt (R-Morris) and Michael Patrick Carroll (R-Morris), repeals, recodifies and supplements a number of statutes dealing with evidence and service of process. The bill embodies the recommendations of the New Jersey Law Revision Commission, which in 1996 undertook a review of these statutes.

S-273, sponsored by the late Senator Wynona Lipman (D-Essex/Union) and Assembly Member Craig A. Stanley (D-Essex), grants voting rights to student members of the Commission on Higher Education.

S-1954, sponsored by Senators C. Louis Bassano (R-Essex/Union) and Donald T. DiFrancesco (R-Middlesex/Morris/Somerset/Union) and Assembly Members Kevin J. O'Toole (R-Essex/ Union) and Joel M. Weingarten (R-Essex/Union), permits the Governor to appoint up to three out-of-state alumni to the boards of trustees of each of the nine state colleges and universities. Previously, all members of the boards of trustees were required to be citizens of New Jersey.

A-2392, sponsored by Assembly Members Paul DiGaetano (R- Bergen/Essex/Passaic) and Doria (D-Hudson) and Senator C. Louis Bassano (R- Essex/Union), permits a chiropractor licensed to practice in New Jersey (or a bordering state) to certify a person as handicapped for purposes of handicapped parking. Under previous law, only a licensed physician or podiatrist could grant this certification.

A-2781, sponsored by Assembly Members Connie Myers (R- Warren/Hunterdon/Mercer) and Guy R. Gregg (R-Sussex/Hunterdon/Morris) and Senator Martha W. Bark (R-Atlantic/ Burlington/Camden), allows the issuance of a permit to farmers to kill deer because of crop damage incurred anytime in the prior year. In order to receive the special permit, the bill allows the Division of Fish and Wildlife to require a farmer to demonstrate that he or she has sustained crop damage due to deer during the previous 12- month period.

S-401, sponsored by Senator Robert E. Littell (R-Sussex/Hunterdon/Morris) and Assembly Members Paul R. Kramer (R-Mercer/Middlesex) and Marion Crecco (R-Essex/Passaic), criminalizes "jumping" emergency calls. The bill's purpose is to enhance public safety by preventing persons from disrupting medical personnel and firefighters during emergencies. As a result of the bill, it is now a fourth-degree crime to use intercepted information to interfere with fire fighting operations or the provision of medical services by first aid, rescue or ambulance squad personnel.

A-3250, sponsored by Assembly Members Richard A. Merkt (R-Morris) and Guy R. Gregg (R-Sussex/ Hunterdon/Morris) and Senators Louis F. Kosco (R- Bergen) and Dr. Gerald Cardinale (R-Bergen), forbids tax stamping, and therefore, the sale of re-imported cigarettes originally produced for export. The bill attempts to ban gray market cigarettes by amending the Cigarette Tax Act to prohibit tobacco distributors from affixing cigarette tax stamps on cigarette packages that are repatriated. There are currently 24 states that have enacted similar legislation.