

*R.S. 39:10A-1 et seq.*

LEGISLATIVE FACT SHEET

ON

N.J.R.S. 39:10A-1 et seq (Abandoned vehicle - Sell)  
(1964 Amendment)

LAWS OF 1964

CHAPTER 81

SENATE

ASSEMBLY 706

INTRODUCED *Apr 27, 1964*

BY *Musto [and others]*

STATEMENT

YES

NO

AMENDED DURING PASSAGE

YES

NO

HEARING

VETO

CHA. 81 N. J. 1964  
APPROVED 5-22-64

**ASSEMBLY, No. 706**

**STATE OF NEW JERSEY**

INTRODUCED APRIL 27, 1964

By Assemblymen MUSTO, RIMM, A. SMITH, KIJEWski, EVERETT,  
LA CORTE and McDERMOTT

(Without Reference)

AN ACT to facilitate the sale and disposition by governmental agencies of motor vehicles which shall have been found abandoned, and making an appropriation therefor.

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

1 1. When the State or any county, county park commission, municipality  
2 or any authority created by any thereof, hereinafter referred to as a "public  
3 agency," shall have taken possession of a motor vehicle found abandoned,  
4 such taking of possession shall be reported immediately to the Director of  
5 the Division of Motor Vehicles on a form prescribed by him, for verification  
6 of ownership. When such motor vehicle shall have remained unclaimed by  
7 the owner or other person having a legal right thereto for a period of 30 days,  
8 the same may be sold at auction in a public place. The public agency shall  
9 give notice of such sale, by certified mail, to the owner, if his name and  
10 address be known and to the holder of any security interest filed with the  
11 director, and by publication in a form to be prescribed by the director by  
12 one insertion, at least 5 days before the date of the sale, in one or more  
13 newspapers published in this State and circulating in the municipality in  
14 which such motor vehicle is held.

1       2. At any time prior to sale the owner or other person entitled thereto  
2 may reclaim possession of the motor vehicle upon payment of the reasonable  
3 costs of removal and storage of the vehicle and any fine or penalty and court  
4 costs assessed against him for a violation which gave rise to the seizure or  
5 taking possession of such vehicle.

1       3. If the public agency taking possession of a motor vehicle pursuant to  
2 this act shall, in its report thereof to the director, certify on an application  
3 prescribed by him that such motor vehicle is incapable of being operated  
4 safely or of being put in safe operational condition except at a cost in excess  
5 of the value thereof, the division shall, without further certification or ver-  
6 ification, issue to the public agency for a fee of \$1.00 a junk title certificate  
7 thereto, with proper assignment thereon, which shall be assigned and de-  
8 livered to the purchaser of the vehicle at public sale.

1       4. Upon the sale of any motor vehicle for which no junk title certificate  
2 shall have been issued, the public agency shall execute and deliver to the  
3 purchaser an application for certificate of ownership prescribed by the di-  
4 rector in the same form and manner as provided in Revised Statutes  
5 39:10-15, which shall also contain the name and address, if known, of the  
6 former owner. Such application shall be accepted by the director for issu-  
7 ance of a certificate of ownership for a fee of \$2.00.

1       5. Upon the sale of a motor vehicle pursuant to the provisions of this  
2 act all claims of interest therein shall be forever barred and the proceeds  
3 realized therefrom after payment of the expenses of possession and sale,  
4 shall be remitted to the treasury of the public agency as its sole property.

1       6. The Director of the Division of Motor Vehicles may make and pro-  
2 mulgate rules and regulations to implement the provisions of this act.

1       7. This act is intended to provide an additional remedy and shall not be  
2 construed to supersede procedures provided under any other act.

1       8. There is hereby appropriated to the Division of Motor Vehicles for  
2 the purpose of administering the provisions of this act to June 30, 1965 the  
3 sum of \$20,000.00.

1       9. This act shall take effect 60 days after enactment.