

39:4-139.9

LEGISLATIVE HISTORY CHECKLIST

NJSA: 39:4-139.9

(Municipal courts-  
-parking fines)

LAWS OF: 1989

CHAPTER: 137

Bill No: A1978

Sponsor(s): Girgenti

Date Introduced: Pre-filed

Committee: Assembly: Judiciary

Senate: Judiciary

Amended during passage: Yes Amendments during passage  
denoted by asterisks.

Date of Passage: Assembly: January 25, 1989

Senate: June 26, 1989

Date of Approval: August 2, 1989

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

[FIRST REPRINT]  
ASSEMBLY, No. 1978

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1988 SESSION

By Assemblyman GIRGENTI

1 AN ACT concerning parking penalties and amending P.L. 1985,  
c. 14.

3

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

1. Section 8 of P.L. 1985, c. 14 (C. 39:4-139.9) is amended to  
7 read as follows:

8. a. [For a period of 24 months from the effective date of  
9 this act, \$2.00 out] Out of each parking penalty assessed and  
disbursed to the municipality where a failure to appear notice  
11 was issued under these provisions, [and disbursed to the  
municipality] \$2.00 shall be <sup>1</sup>[earmarked] designated<sup>1</sup> and  
13 distributed to the municipal court by the municipality to provide  
for the operating costs to administer this act. These funds shall  
15 be in addition to the municipal court's normal budget allocation  
but in no event shall exceed those additional costs to the court  
17 incurred as a result of this act.

b. If a respondent defaults in the payment of a fine, penalty  
19 or costs, or of an installment, the court may require the  
respondent to show cause why the default should not be treated  
21 as a civil contempt and may issue a summons or order to show  
cause or a bench warrant of arrests for the respondent's  
23 appearance. The officers of a corporation or the partners,  
directors or officers of an association may be held in contempt  
25 upon a default by the corporation or association.

(cf: P.L. 1985, c. 14, s. 8)

27 2. This act shall take effect immediately.

29

JUDICIARY

31

Motor Vehicles

33 Makes permanent \$2.00 disbursement to municipal courts for  
certain parking penalties.

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 AJU committee amendments adopted January 21, 1988.

ASSEMBLY, No. 1978  
STATE OF NEW JERSEY

LAW LIBRARY COPY  
DO NOT REMOVE

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1988 SESSION

By Assemblyman GIRGENTI

1 AN ACT concerning parking penalties and amending P.L. 1985,  
c. 14.

3

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

1. Section 8 of P.L. 1985, c. 14 (C. 39:4-139.9) is amended to  
7 read as follows:

8. a. [For a period of 24 months from the effective date of  
9 this act, \$2.00 out] Out of each parking penalty assessed and  
disbursed to the municipality where a failure to appear notice  
11 was issued under these provisions, [and disbursed to the  
municipality] \$2.00 shall be earmarked and distributed to the  
13 municipal court by the municipality to provide for the operating  
costs to administer this act. These funds shall be in addition to  
15 the municipal court's normal budget allocation but in no event  
shall exceed those additional costs to the court incurred as a  
17 result of this act.

b. If a respondent defaults in the payment of a fine, penalty  
19 or costs, or of an installment, the court may require the  
respondent to show cause why the default should not be treated  
21 as a civil contempt and may issue a summons or order to show  
cause or a bench warrant of arrests for the respondent's  
23 appearance. The officers of a corporation or the partners,  
directors or officers of an association may be held in contempt  
25 upon a default by the corporation or association.

2. This act shall take effect immediately.

27

29

STATEMENT

31 This bill amends "The Parking Offenses Adjudication Act" and  
makes permanent the temporary disbursement to municipal  
33 courts.

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 JUDICIARY COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1978

STATE OF NEW JERSEY

DATED: JANUARY 21, 1988

The Assembly Judiciary Committee reports favorably and with committee amendments Assembly Bill No. 1978.

Assembly Bill No. 1978 amends "The Parking Offenses Adjudication Act" and makes permanent the temporary disbursement to municipal courts.

In the past, \$2.00 of each penalty assessed where a failure to appear notice was issued was earmarked and distributed to the municipal court but this allocation lapsed on July 23, 1987.

The committee amendment replaced the word "earmarked" with "designated" so that this \$2.00 disbursement will be designated to the municipal court.

This bill was prefiled for introduction in the 1988 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

SENATE COUNTY AND MUNICIPAL GOVERNMENT  
COMMITTEE

STATEMENT TO

[FIRST REPRINT]

ASSEMBLY, No. 1978

STATE OF NEW JERSEY

DATED: JUNE 15, 1989

The Senate County and Municipal Government Committee reports favorably Assembly Bill No. 1978 [1R].

Assembly Bill No. 1978 [1R] amends "The Parking Offenses Adjudication Act" and makes permanent the temporary disbursement to municipal courts.

In the past, \$2.00 of each parking penalty assessed where a failure to appear notice was issued was designated and distributed to the municipal court, but this allocation lapsed on July 23, 1987.

This bill removes that provision of section 8 of P.L.1985, c.14 (C.39:4-139.9) which provided that the municipal disbursement should only occur for a period of 24 months from the effective date of this act. The original bill was enacted on January 23, 1985 and took effect 180 days following its enactment.

Assembly Bill No. 1978 [1R] was reported by the Assembly Judiciary Committee on January 21, 1988 and passed in the General Assembly by a vote of 78-0 on January 25, 1988.

The Administrative Office of the Courts has expressed its support for this bill.

1 Presently, \$2.00 of each penalty assessed where a failure to  
appear notice was issued is earmarked and distributed to the  
3 municipal court. This allocation ceases on July 23, 1987. As  
amended by this bill, the \$2.00 disbursement will be permanent.

5

7

JUDICIARY  
Motor Vehicles

9

Makes permanent \$2.00 disbursement to municipal courts for  
11 certain parking penalties.