

39:3-13.2a

LEGISLATIVE HISTORY CHECKLIST

NJSA: 39:3-13.2a

(MV - Special learner's permit-
upon completion of driver
education course)

LAWS OF: 1983

CHAPTER: 497

Bill No: S3133

Sponsor(s): Graves

Date Introduced: February 24, 1983

Committee: Assembly: Judiciary, Law, Public Safety and Defense

Senate: Law, Public Safety and Defense

Amended during passage: No

Date of Passage: Assembly: January 9, 1984

Senate: June 16, 1983

Date of Approval: January 17, 1984

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~~ Yes

Following were printed:

Reports: No

Hearings: No

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SENATE, No. 3133

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 24, 1983

By Senator GRAVES

Referred to Committee on Law, Public Safety and Defense

AN ACT concerning motor vehicle special learners' permits and amending P. L. 1977, c. 25.

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

1 1. Section 6 of P. L. 1977, c. 25 (C. 39:3-13.2a) is amended to
2 read as follows:

3 6. Any person to whom a special learner's permit has been
4 issued pursuant to section 1 of P. L. 1950, c. 127 (C. 39:3-13.1),
5 **[upon attaining 16 years and six months of age, or]** upon success-
6 ful completion **[prior thereto]** of a behind-the-wheel driving course
7 conducted by a licensed drivers' school or of a public, parochial or
8 private school driving education course, shall be entitled to retain
9 the special learner's permit in his own possession. Such person
10 may operate a motor vehicle of the class for which a basic driver's
11 license is required during the hours between sunrise and sunset
12 while in the company and under the control of a licensed motor
13 vehicle driver of this State who has had at least three years'
14 experience as a licensed motor vehicle driver. Such special permit
15 shall be valid for 90 days after such person's seventeenth birthday
16 or until the completion of the road test portion of his license
17 examination, whichever period is shorter; provided, however, that
18 a special permit issued to a handicapped person, as determined
19 by the Division of Motor Vehicles after consultation with the
20 Department of Education, shall be valid for nine months after
21 such person's seventeenth birthday or until the completion of the
22 road test portion of his license examination, whichever period is
23 shorter.

1 2. 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.

STATEMENT

Under present law, a person 16 years of age or older who is enrolled in an approved driver education course may receive a special learner's permit to operate only a motor vehicle used in that course. Upon reaching 16 and a half years of age, however, the person may retain and use that special learner's permit even if that person has not yet completed the driver education course. The special learner's permit may be used to drive a motor vehicle between sunrise and sunset in the company of a licensed driver with at least three years of experience.

This bill amends present law to allow only a person who has completed a driver education course to retain and use a special learner's permit.

S 3133 (1983)

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STATEMENT

Under present law, a person 16 years of age or older who is enrolled in an approved driver education course may receive a special learner's permit to operate only a motor vehicle used in that course. Upon reaching 16 and a half years of age, however, the person may retain and use that special learner's permit even if that person has not yet completed the driver education course. The special learner's permit may be used to drive a motor vehicle between sunrise and sunset in the company of a licensed driver with at least three years of experience.

This bill amends present law to allow only a person who has completed a driver education course to retain and use a special learner's permit.

ASSEMBLY JUDICIARY, LAW, PUBLIC SAFETY AND
DEFENSE COMMITTEE

STATEMENT TO
SENATE, No. 3133

STATE OF NEW JERSEY

DATED: OCTOBER 11, 1983

Under present law, a person 16 years of age or older who is enrolled in an approved driver education course may receive a special learner's permit to operate only a motor vehicle used in that course. Upon reaching 16 and a half years of age, however, the person may retain and use that special learner's permit even if that person has not yet completed the driver education course. The special learner's permit may be used to drive a motor vehicle between sunrise and sunset in the company of a licensed driver with at least three years of experience.

This bill amends present law to allow only a person who has completed a driver education course to retain and use a special learner's permit.

The Division of Motor Vehicles indicated support of this bill and reported that there is presently a problem with 16 year olds obtaining these permits without ever having completed a course. The net result is that inexperienced 16 year old drivers are being permitted to drive.

SENATE LAW, PUBLIC SAFETY AND DEFENSE
COMMITTEE

STATEMENT TO

SENATE, No. 3133

STATE OF NEW JERSEY

DATED: MARCH 30, 1983

This bill would increase restrictions on the use of a special learner's permit, which is issued to persons who are learning how to drive.

Under present law, there are two types of permits issued to persons who are learning how to drive, examination permits and special learner's permits. To receive an examination permit, a person must be at least 17 years old and need not be enrolled in a driver's school or a driver education course. An examination permit allows the holder to operate a motor vehicle while in the company of another licensed driver, who is held accountable for any violations committed by the holder.

A special learner's permit is issued to a person who is over 16 years of age. It allows the holder to operate a dual pedal-controlled motor vehicle while enrolled in a driver's education course. The special learner's permit is to be used only when the person to whom it has been issued is undergoing "behind-the-wheel" instruction.

The present law also states that when the holder of a special learner's permit either attains the age of 16 years and six months or successfully completes a behind-the-wheel driving course, he may retain the special learner's permit in his own possession and operate a motor vehicle between sunrise and sunset while in the company and under the supervision of a licensed driver with three years' experience. Thus, under current law, as long as the holder of a special learner's permit is 16½ years old, he can retain the permit in his possession and use it like an examination permit, even if he is still taking the course or has failed to complete it successfully.

This bill amends the present law so that only a person who has successfully completed a driver's education course can retain and use a special learner's permit.

S-1791 SIGNED, ET AL.

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JANUARY 17, 1984

S-537, sponsored by State Senator John H. Dorsey, R-Morris, which makes it a third degree crime to destroy or damage facilities of public utilities in a manner which would threaten the release of radioactive materials or ionizing radiation. A third degree crime carries a prison sentence of between five and ten years.

S-3133, sponsored by State Senator Frank X. Graves, D-Passaic, which amends the motor vehicle statutes to allow only a person who has completed a driver education course to retain and use a special learner's permit.

S-3366, sponsored by State Senator John F. Russo, D-Ocean, which repeals statutes authorizing municipalities to enter into certain contracts and to appropriate funds, borrow money and issue negotiable notes. These provisions have been superceded by provisions of the "Local Budget Law" and are accordingly no longer necessary.

S-3792, sponsored by State Senator Joseph Hirkala, D-Passaic, which appropriates \$500,000 in Federal funds to the Department of Labor for dislocated worker programs.

S-618, sponsored by State Senator Carmen A. Orechio, D-Essex, which provides reimbursement for registered professional nurses under Blue Shield insurance contracts if the nurse is not being paid a salary by a hospital or health care provider.

S-1143, also sponsored by Senator Orechio, which expands the subsidized adoption program to include all "hard to place" children.