



LEGISLATIVE HISTORY CHECKLIST

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LAWS of 1999

CHAPTER: 149

NJSA:39:2-3.8

(Electronic processing - motor vehicle transactions)

BILL NO: A3269(Substituted for S1971)

SPONSOR(S):Heck, Weinberg and others

DATE INTRODUCED:June 14, 1999

COMMITTEE:

ASSEMBLY: Transportation

SENATE:-----

AMENDED DURING PASSAGE:Yes

DATES OF PASSAGE:

ASSEMBLY:June 24, 1999

SENATE:June 24, 1999

DATE OF APPROVAL:June 28, 1999

THE FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL: *YES*Assembly Committee Substitute A3269/A3286 (Corrected Copy)
(Amendments during passage denoted by superscript numbers)

ACS for A3269 and A3286

SPONSORS STATEMENT:*No*

COMMITTEE STATEMENT:

ASSEMBLY: *Yes*

SENATE: *No*

FLOOR AMENDMENT STATEMENTS: *No*

LEGISLATIVE FISCAL ESTIMATE: *No*

ASSEMBLY COMMITTEE SUBSTITUTE *Yes*

A3269

SPONSORS STATEMENT: *Yes (Begins on page 2 of original bill)*

COMMITTEE STATEMENT:

ASSEMBLY:*No*

SENATE: *No*

FLOOR AMENDMENT STATEMENTS: *No*

LEGISLATIVE FISCAL ESTIMATE: *No*

A3286

SPONSORS STATEMENT: *Yes (Begins on page 2 of original bill)*

COMMITTEE STATEMENT:

ASSEMBLY:*No*

SENATE: *No*

FLOOR AMENDMENT STATEMENTS: *No*

LEGISLATIVE FISCAL ESTIMATE: *No*

SCS for S1971

SPONSORS STATEMENT:*No*

COMMITTEE STATEMENT:

ASSEMBLY:*No*

SENATE:*Yes (2)*

June 14, 1999 (Transportation)

June 21, 1999 (Budget and Appropriations)

FLOOR AMENDMENT STATEMENTS: *No*

LEGISLATIVE FISCAL ESTIMATE: *Yes*

SENATE COMMITTEE SUBSTITUTE *Yes*

S1971

SPONSORS STATEMENT: *Yes (Begins on page 2 of original bill)*

COMMITTEE STATEMENT:

ASSEMBLY:*No*

SENATE: *No*

FLOOR AMENDMENT STATEMENTS: *No*

LEGISLATIVE FISCAL ESTIMATE: *No*

GOVERNOR'S ACTIONS

VETO MESSAGE: *No*

GOVERNOR'S PRESS RELEASE ON SIGNING: *Yes*

THE FOLLOWING WERE PRINTED:

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REPORTS: *No*

HEARINGS: *No*

NEWSPAPER ARTICLES: *No*

P.L. 1999, CHAPTER 149, *approved June 28, 1999*

Assembly Committee Substitute for

Assembly Nos. 3269 and 3286

(CORRECTED COPY)

1 **AN ACT** concerning the use of electronic and digital processes by the
2 Division of Motor Vehicles in the Department of Transportation
3 and supplementing chapter 2 of Title 39 of the Revised Statutes.

4

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

7

8 1. a. Whenever any law, rule or regulation requires or permits
9 documents or information to be prepared by or submitted to the
10 Division of Motor Vehicles in the Department of Transportation, the
11 director may permit the documents or information to be prepared by
12 or submitted to the division in electronic or digital form, or processed
13 electronically. In no event shall an individual be required to submit
14 documents or information only in electronic or digital form; nor shall
15 documents or information be made available to an individual only in
16 electronic or digital form. Submission in electronic or digital form
17 may be permitted pursuant to this section notwithstanding that any
18 law, rule or regulation requires documents or information to be written
19 or to be submitted in writing, specifies that documents or information
20 be signed, certified, verified or witnessed, or otherwise explicitly or
21 implicitly requires the preparation or submission of documents or
22 information on paper or in written form. As used in this subsection,
23 "individual" means a natural person.

24 b. The director, after consultation with the State Records
25 Committee in the Department of State, shall adopt, pursuant to the
26 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
27 seq.), regulations specifying how the signature, verification,
28 certification, witnessing or other formal requirements shall be met with
29 respect to documents or information permitted to be prepared or
30 submitted in electronic or digital form pursuant to this section and
31 specifying such additional safeguards as the director deems necessary
32 to protect the privacy, and prevent improper access to or disclosure,
33 of any personal information as defined in section 1 of P.L.1997, c.188
34 (C.39:2-3.3) that may be transmitted in an electronic or digital form,
35 or processed electronically. Regulations adopted pursuant to this
36 subsection may permit the use of digital signature technology for the
37 signing of documents and other appropriate purposes.

38

39 2. This act shall take effect immediately.

40

41

42

43 _____
Authorizes the electronic processing of motor vehicle transactions.

ASSEMBLY TRANSPORTATION COMMITTEE

STATEMENT TO

ASSEMBLY COMMITTEE SUBSTITUTE FOR **ASSEMBLY, Nos. 3269 and 3286**

STATE OF NEW JERSEY

DATED: JUNE 21, 1999

The Assembly Transportation Committee reports favorably an Assembly Committee Substitute for Assembly Bill Nos. 3269 and 3286.

This substitute bill would authorize the electronic processing of motor vehicle transactions. The bill would permit the Director of Division of Motor Vehicles in the Department of Transportation to allow documents or information prepared by or submitted to the division to be in electronic or digital form or processed electronically.

The substitute bill provides that in no event shall an individual person be required to submit documents or information only in electronic or digital form; nor shall documents or information be made available to an individual person only in electronic or digital form. The substitute bill allows the facilitation of division business with individuals through the submissions or transactions in an electronic form, but restricts the director's authority to require personal transactions to be conducted in such manner. However, the bill would not foreclose the possibility that the director could, in appropriate circumstances, require one or more division transactions with business entities or other governmental agencies, to be conducted electronically or digitally.

The substitute bill specifically provides that submission in electronic or digital form may be permitted even if a statute requires documents or information to be written or to be submitted in writing, specifies that documents or information be signed, certified, verified or witnessed, or otherwise explicitly or implicitly requires the preparation or submission of documents on paper or in written form.

The bill requires the director, in consultation with the State Records Committee in the Department of State, to adopt regulations specifying how the signature, verification, certification, witnessing or other formal requirements will be met with respect to documents or information permitted to be prepared or submitted in electronic or digital form. The regulations shall also specify such additional safeguards as the director deems necessary to protect the privacy, and prevent improper access to and disclosure, of any personal information that may be transmitted in an electronic or digital form, or processed electronically.

As released by the committee, this substitute bill is identical to Senate Committee Substitute for Senate Bill No. 1971.

ASSEMBLY COMMITTEE SUBSTITUTE FOR
ASSEMBLY, Nos. 3269 and 3286

STATE OF NEW JERSEY
208th LEGISLATURE

ADOPTED JUNE 21, 1999

Sponsored by:

Assemblywoman ROSE MARIE HECK

District 38 (Bergen)

Assemblywoman LORETTA WEINBERG

District 37 (Bergen)

Assemblyman JOEL WEINGARTEN

District 21 (Essex and Union)

Assemblyman KEVIN J. O'TOOLE

District 21 (Essex and Union)

Co-Sponsored by:

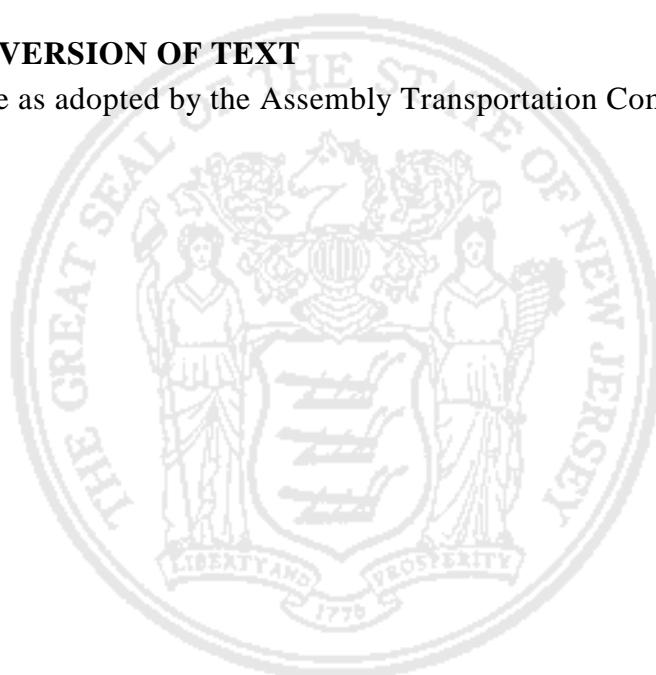
Assemblyman Lance, Senators Inverso and Robertson

SYNOPSIS

Authorizes the electronic processing of motor vehicle transactions.

CURRENT VERSION OF TEXT

Substitute as adopted by the Assembly Transportation Committee.



(Sponsorship Updated As Of: 6/25/1999)

1 AN ACT concerning the use of electronic and digital processes by the
2 Division of Motor Vehicles in the Department of Transportation
3 and supplementing chapter 2 of Title 39 of the Revised Statutes.

4
5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

7
8 1. a. Whenever any law, rule or regulation requires or permits
9 documents or information to be prepared by or submitted to the
10 Division of Motor Vehicles in the Department of Transportation, the
11 director may permit the documents or information to be prepared by
12 or submitted to the division in electronic or digital form, or processed
13 electronically. In no event shall an individual be required to submit
14 documents or information only in electronic or digital form; nor shall
15 documents or information be made available to an individual only in
16 electronic or digital form. Submission in electronic or digital form
17 may be permitted pursuant to this section notwithstanding that any
18 law, rule or regulation requires documents or information to be written
19 or to be submitted in writing, specifies that documents or information
20 be signed, certified, verified or witnessed, or otherwise explicitly or
21 implicitly requires the preparation or submission of documents or
22 information on paper or in written form. As used in this subsection,
23 "individual" means a natural person.

24 b. The director, after consultation with the State Records
25 Committee in the Department of State, shall adopt, pursuant to the
26 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
27 seq.), regulations specifying how the signature, verification,
28 certification, witnessing or other formal requirements shall be met with
29 respect to documents or information permitted to be prepared or
30 submitted in electronic or digital form pursuant to this section and
31 specifying such additional safeguards as the director deems necessary
32 to protect the privacy, and prevent improper access to or disclosure,
33 of any personal information as defined in section 1 of P.L.1997, c.188
34 (C.39:2-3.3) that may be transmitted in an electronic or digital form,
35 or processed electronically. Regulations adopted pursuant to this
36 subsection may permit the use of digital signature technology for the
37 signing of documents and other appropriate purposes.

38
39 2. This act shall take effect immediately.

ASSEMBLY, No. 3269

STATE OF NEW JERSEY 208th LEGISLATURE

INTRODUCED JUNE 14, 1999

Sponsored by:

Assemblywoman ROSE MARIE HECK

District 38 (Bergen)

Assemblywoman LORETTA WEINBERG

District 37 (Bergen)

SYNOPSIS

Authorizes the electronic processing of motor vehicle transactions.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning the use of electronic and digital processes by the
2 Division of Motor Vehicles in the Department of Transportation
3 and supplementing chapter 2 of Title 39 of the Revised Statutes.

4
5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

7
8 1. a. Whenever a statute requires or permits documents or
9 information to be prepared by or submitted to the Division of Motor
10 Vehicles in the Department of Transportation, the Director of the
11 Division of Motor Vehicles may permit the documents or information
12 to be prepared by or submitted to the division in electronic or digital
13 form and to be processed electronically. The director shall not require
14 that personal information, as defined in section 1 of P.L.1997, c.188
15 (C.39:2-3.3), or documents containing personal information be
16 submitted in electronic or digital form or processed electronically.
17 Submission in electronic or digital form may be permitted pursuant to
18 this section notwithstanding that a statute requires documents or
19 information to be written or to be submitted in writing, specifies that
20 documents or information be signed, certified, verified or witnessed,
21 or otherwise explicitly or implicitly requires the preparation or
22 submission of documents or information on paper or in written form.

23 b. The director shall adopt, pursuant to the "Administrative
24 Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), regulations
25 specifying how the signature, verification, certification, witnessing or
26 other formal requirements shall be met with respect to documents or
27 information permitted to be prepared or submitted in electronic or
28 digital form pursuant to this section. Regulations adopted pursuant to
29 this subsection may permit the use of digital or electronic technology
30 for the signing of documents and other appropriate purposes.

31
32 2. This act shall take effect immediately.

33
34
35 STATEMENT

36
37 This bill would authorize the electronic processing of motor vehicle
38 transactions. The bill would permit the Director of the Division of
39 Motor Vehicles in the Department of Transportation to allow
40 documents or information prepared by or submitted to the division to
41 be in electronic or digital form and processed electronically.

42 The bill prohibits the director from requiring personal information
43 or documents containing personal information to be submitted in
44 electronic or digital form or processed electronically.

45 The bill specifically provides that submission in electronic or digital
46 form may be permitted even if a statute requires documents or

1 information to be written or to be submitted in writing, specifies that
2 documents or information be signed, certified, verified or witnessed,
3 or otherwise explicitly or implicitly requires the preparation or
4 submission of documents on paper or in written form.

5 The bill requires the director to adopt regulations specifying how
6 the signature, verification, certification, witnessing or other formal
7 requirements will be met with respect to documents or information
8 permitted to be prepared or submitted in electronic or digital form.

ASSEMBLY, No. 3286

STATE OF NEW JERSEY 208th LEGISLATURE

INTRODUCED JUNE 17, 1999

Sponsored by:

Assemblyman JOEL WEINGARTEN

District 21 (Essex and Union)

Assemblyman KEVIN J. O'TOOLE

District 21 (Essex and Union)

Co-Sponsored by:

Assemblyman Lance

SYNOPSIS

Authorizes the processing of motor vehicle transactions over the Internet.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning the use of electronic and digital processes by the
2 Division of Motor Vehicles in the Department of Transportation
3 and supplementing chapter 2 of Title 39 of the Revised Statutes.

4
5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

7
8 1. a. The Director of the Division of Motor Vehicles in the
9 Department of Transportation may provide that whenever a statute
10 requires or permits documents or information to be prepared by or
11 submitted to the division, the documents or information to be prepared
12 by or submitted to the division may be in electronic or digital form and
13 that transactions may be processed over the Internet. The director
14 shall not require documents or information containing personal
15 information as defined in section 1 of P.L.1997, c.188 (C.39:2-3.3) to
16 be submitted only in electronic or digital form or transactions for
17 which personal information is required to be processed only over the
18 Internet. Submission in electronic or digital form may be permitted
19 pursuant to this section even if a statute requires information to be
20 written or to be submitted in writing, specifies that a document
21 containing the information be signed, certified, verified or witnessed,
22 or imposes any other formal requirements which explicitly or implicitly
23 require documents to be prepared or submitted on paper or in written
24 form.

25 b. The director shall adopt, pursuant to the "Administrative
26 Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), regulations
27 specifying how the signature, verification, certification, witnessing or
28 other formal requirements shall be met with respect to documents or
29 information permitted to be prepared or submitted in electronic or
30 digital form pursuant to this section and how transactions shall be
31 processed over the Internet. Regulations adopted pursuant to this
32 subsection may permit the use of digital signature technology for the
33 signing of documents and other appropriate purposes.

34
35 2. This act shall take effect immediately.

36
37
38 STATEMENT

39
40 This bill would authorize the processing of motor vehicle
41 transactions over the Internet. The bill would permit the Director of
42 the Division of Motor Vehicles in the Department of Transportation
43 to allow documents or information to be prepared by or submitted to
44 the division to be in electronic or digital form and for transactions to
45 be processed over the Internet.

46 The bill prohibits the director from requiring documents or

1 information containing personal information to be submitted only in
2 electronic or digital form or from requiring transactions for which
3 personal information is required to be processed only over the
4 Internet.

5 The bill specifically provides that submission in electronic or digital
6 form may be permitted even if a statute requires information to be
7 written or to be submitted in writing, specifies that a document
8 containing the information be signed, certified, verified or witnessed,
9 or imposes any other formal requirements which explicitly or implicitly
10 require documents to be prepared or submitted on paper or in written
11 form.

12 The bill requires the director to adopt regulations specifying how
13 the signature, verification, certification, witnessing or other formal
14 requirements will be met with respect to documents or information
15 permitted to be prepared or submitted in electronic or digital form and
16 how transactions will be processed over the Internet.

SENATE TRANSPORTATION COMMITTEE

STATEMENT TO

SENATE COMMITTEE SUBSTITUTE FOR **SENATE, No. 1971**

STATE OF NEW JERSEY

DATED: JUNE 14, 1999

The Senate Transportation Committee reports favorably a Senate Committee Substitute for Senate Bill No. 1971.

This substitute bill would authorize the electronic processing of motor vehicle transactions. The bill would permit the Director of Division of Motor Vehicles in the Department of Transportation to allow documents or information prepared by or submitted to the division to be in electronic or digital form or processed electronically. In no event shall an individual person be required to submit documents or information only in electronic or digital form; nor shall documents or information be made available to an individual person only in electronic or digital form.

The bill specifically provides that submission in electronic or digital form may be permitted even if a statute requires documents or information to be written or to be submitted in writing, specifies that documents or information be signed, certified, verified or witnessed, or otherwise explicitly or implicitly requires the preparation or submission of documents on paper or in written form.

The bill requires the director, in consultation with the State Records Committee in the Department of State, to adopt regulations specifying how the signature, verification, certification, witnessing or other formal requirements will be met with respect to documents or information permitted to be prepared or submitted in electronic or digital form. The regulations shall also specify such additional safeguards as the director deems necessary to protect the privacy, and prevent improper access to and disclosure, of any personal information that may be transmitted in an electronic or digital form, or processed electronically.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

SENATE COMMITTEE SUBSTITUTE FOR **SENATE, No. 1971**

STATE OF NEW JERSEY

DATED: JUNE 21, 1999

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 1971 (SCS).

This substitute bill would authorize the electronic processing of motor vehicle transactions. The bill would permit the Director of Division of Motor Vehicles in the Department of Transportation to allow documents or information prepared by or submitted to the division to be in electronic or digital form or processed electronically. In no event shall an individual person be required to submit documents or information only in electronic or digital form; nor shall documents or information be made available to an individual person only in electronic or digital form.

The bill specifically provides that submission in electronic or digital form may be permitted even if a statute requires documents or information to be written or to be submitted in writing, specifies that documents or information be signed, certified, verified or witnessed, or otherwise explicitly or implicitly requires the preparation or submission of documents on paper or in written form.

The bill requires the director, in consultation with the State Records Committee in the Department of State, to adopt regulations specifying how the signature, verification, certification, witnessing or other formal requirements will be met with respect to documents or information permitted to be prepared or submitted in electronic or digital form. The regulations shall also specify such additional safeguards as the director deems necessary to protect the privacy, and prevent improper access to and disclosure, of any personal information that may be transmitted in an electronic or digital form, or processed electronically.

LEGISLATIVE FISCAL ESTIMATE

SENATE COMMITTEE SUBSTITUTE FOR **SENATE, No. 1971**

STATE OF NEW JERSEY

208th LEGISLATURE

DATED: JULY 22, 1999

Senate Committee Substitute for Senate Bill No. 1971 of 1999 authorizes the Director of the Division of Motor Vehicles (DMV) in the Department of Transportation to allow documents or information to be prepared by or submitted to the division to be in electronic or digital form or processed electronically.

In a discussion between the Office of Legislative Services (OLS) and the DMV, the DMV noted that the intent of this bill is to clarify the ability of the division to process motor vehicle transactions in electronic or digital form. This bill would provide clear, statutory authority to the division to process transactions in this manner. Further, since this legislation is permissive and clarifying, the division noted that there should be no additional costs associated with implementation.

Based on the verbal comments of the division, and pending written confirmation, OLS would concur.

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67.

SENATE COMMITTEE SUBSTITUTE FOR
SENATE, No. 1971

STATE OF NEW JERSEY
208th LEGISLATURE

ADOPTED JUNE 14, 1999

Sponsored by:

Senator PETER A. INVERSO

District 14 (Mercer and Middlesex)

Senator NORMAN M. ROBERTSON

District 34 (Essex and Passaic)

SYNOPSIS

Authorizes the electronic processing of motor vehicle transactions.

CURRENT VERSION OF TEXT

Substitute as adopted by the Senate Transportation Committee.



1 AN ACT concerning the use of electronic and digital processes by the
2 Division of Motor Vehicles in the Department of Transportation
3 and supplementing chapter 2 of Title 39 of the Revised Statutes.

4
5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

7
8 1. a. Whenever any law, rule or regulation requires or permits
9 documents or information to be prepared by or submitted to the
10 Division of Motor Vehicles in the Department of Transportation, the
11 director may permit the documents or information to be prepared by
12 or submitted to the division in electronic or digital form, or processed
13 electronically. In no event shall an individual be required to submit
14 documents or information only in electronic or digital form; nor shall
15 documents or information be made available to an individual only in
16 electronic or digital form. Submission in electronic or digital form
17 may be permitted pursuant to this section notwithstanding that any
18 law, rule or regulation requires documents or information to be written
19 or to be submitted in writing, specifies that documents or information
20 be signed, certified, verified or witnessed, or otherwise explicitly or
21 implicitly requires the preparation or submission of documents or
22 information on paper or in written form. As used in this subsection,
23 "individual" means a natural person.

24 b. The director, after consultation with the State Records
25 Committee in the Department of State, shall adopt, pursuant to the
26 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
27 seq.), regulations specifying how the signature, verification,
28 certification, witnessing or other formal requirements shall be met with
29 respect to documents or information permitted to be prepared or
30 submitted in electronic or digital form pursuant to this section and
31 specifying such additional safeguards as the director deems necessary
32 to protect the privacy, and prevent improper access to or disclosure,
33 of any personal information as defined in section 1 of P.L.1997, c.188
34 (C.39:2-3.3) that may be transmitted in an electronic or digital form,
35 or processed electronically. Regulations adopted pursuant to this
36 subsection may permit the use of digital signature technology for the
37 signing of documents and other appropriate purposes.

38
39 2. This act shall take effect immediately.

SENATE, No. 1971

STATE OF NEW JERSEY
208th LEGISLATURE

INTRODUCED JUNE 7, 1999

Sponsored by:

Senator PETER A. INVERSO

District 14 (Mercer and Middlesex)

Senator NORMAN M. ROBERTSON

District 34 (Essex and Passaic)

SYNOPSIS

Authorizes the processing of motor vehicle transactions over the Internet.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning the use of electronic and digital processes by the
2 Division of Motor Vehicles in the Department of Transportation
3 and supplementing chapter 2 of Title 39 of the Revised Statutes.

4
5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

7
8 1. a. The Director of the Division of Motor Vehicles in the
9 Department of Transportation may provide that whenever a statute
10 requires or permits documents or information to be prepared by or
11 submitted to the division, the documents or information to be prepared
12 by or submitted to the division may be in electronic or digital form and
13 that transactions may be processed over the Internet. The director
14 shall not require documents or information containing personal
15 information as defined in section 1 of P.L.1997, c.188 (C.39:2-3.3) to
16 be submitted only in electronic or digital form or transactions for
17 which personal information is required to be processed only over the
18 Internet. Submission in electronic or digital form may be permitted
19 pursuant to this section even if a statute requires information to be
20 written or to be submitted in writing, specifies that a document
21 containing the information be signed, certified, verified or witnessed,
22 or imposes any other formal requirements which explicitly or implicitly
23 require documents to be prepared or submitted on paper or in written
24 form.

25 b. The director shall adopt, pursuant to the "Administrative
26 Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), regulations
27 specifying how the signature, verification, certification, witnessing or
28 other formal requirements shall be met with respect to documents or
29 information permitted to be prepared or submitted in electronic or
30 digital form pursuant to this section and how transactions shall be
31 processed over the Internet. Regulations adopted pursuant to this
32 subsection may permit the use of digital signature technology for the
33 signing of documents and other appropriate purposes.

34
35 2. This act shall take effect immediately.

36
37
38 STATEMENT

39
40 This bill would authorize the processing of motor vehicle
41 transactions over the Internet. The bill would permit the Director of
42 the Division of Motor Vehicles in the Department of Transportation
43 to allow documents or information to be prepared by or submitted to
44 the division to be in electronic or digital form and for transactions to
45 be processed over the Internet.

46 The bill prohibits the director from requiring documents or

1 information containing personal information to be submitted only in
2 electronic or digital form or from requiring transactions for which
3 personal information is required to be processed only over the
4 Internet.

5 The bill specifically provides that submission in electronic or digital
6 form may be permitted even if a statute requires information to be
7 written or to be submitted in writing, specifies that a document
8 containing the information be signed, certified, verified or witnessed,
9 or imposes any other formal requirements which explicitly or implicitly
10 require documents to be prepared or submitted on paper or in written
11 form.

12 The bill requires the director to adopt regulations specifying how
13 the signature, verification, certification, witnessing or other formal
14 requirements will be met with respect to documents or information
15 permitted to be prepared or submitted in electronic or digital form and
16 how transactions will be processed over the Internet.

Office of the Governor
NEWS RELEASE

CONTACT: Jayne O'Connor
Wendi Patella
609-777-2600

RELEASE: June 28, 1999

Governor Whitman Signs Bills into Law

Gov. Christie Whitman today signed 12 bills into law, including legislation to increase parental involvement in a minor's decision to have an abortion, to allow towns to regulate or prohibit nudity on state-owned land within their borders, and to fund the state's contribution toward a memorial to recognize World War II veterans.

On the parental notification bill, Gov. Whitman said, "This legislation strikes a common-sense balance that recognizes the rights of parents to know when a medical procedure will be performed on their minor children, while preserving a young woman's legal right to choose whether or not to have an abortion."

A-44, sponsored by Assembly Members Paul DiGaetano (R-Bergen/Essex/Passaic) and Joseph Doria (D-Hudson) and Senators Ronald Rice (D-Essex) and Joseph Palaia (R-Monmouth), appropriates \$14.8 million to the Department of Community Affairs to demolish and dispose of unsafe buildings. The money would be used as loans to 17 municipalities to demolish buildings in urban and rural areas. The loans were awarded pursuant to the "Urban and Rural Centers Unsafe Buildings Demolition Bond Act." Loans will be granted to Camden, Passaic, Elizabeth, Bridgeton, Jersey City, Asbury Park, Bayonne, East Orange, Hampton, Long Branch, Orange, Paterson, Penns Grove, Perth Amboy, Pleasantville, Union City, and Vineland.

ACS for A-527/S-813, sponsored by Assembly Members John E. Rooney (R-Bergen) and Marion Crecco (R-Essex/Passaic), seeks to increase parental involvement in a minor's decision to have an abortion. Specifically, the bill requires a physician, prior to performing an abortion upon a female under the age of 18, to notify a parent at least 48 hours prior to the procedure, subject to certain exemptions. If the parent has no custodial rights or if there is no parent with care and control, the bill provides for notification of a foster parent, guardian or person standing in loco parentis.

The bill establishes an exception to the notification requirement if, in the attending physician's good faith clinical judgment, a medical emergency exists. The bill also allows a pregnant minor to petition a judge of the Superior Court for a judicial order waiving the notification requirement. A judge must waive the notification requirement if he finds, by clear and convincing evidence, that either the pregnant minor is mature enough to decide whether to have an abortion; the notification of the parent is not in the best interests of the minor; or there is evidence of physical, sexual or emotional abuse by the parent, guardian or legal custodian.

A-631, sponsored by Assembly Members Joseph Roberts (D-Camden/Gloucester) and Arline Friscia (D-Middlesex), designates a portion of the revenue collected from vending machine sales under contract

with the Commission for the Blind and Visually Impaired to be used for vision screening and prevention services. Since 1994, the vending machine revenue has been redirected through the appropriations act, which resulted in a disincentive to increase sales. The revenue sharing program grants the Commissioner of the Department of Human Services the authority to share a portion of the sales with department institutions only when enough funds have been collected to support Project Prevention.

S-1698, sponsored by Senators William L. Gormley (R-Atlantic) and Wayne R. Bryant (D-Camden/Gloucester) and Assembly Member James W. Holzapfel (R-Monmouth/ Ocean), enhances the flexibility of the State Parole Board. The legislation increases the membership of the board from nine members to eleven and adds a third adult panel on prison sentences which will enable the board to conduct an estimated 288 additional panel hearings each month.

The legislation also expands the ability of an alternate board member to assume the duties of an associate member. Currently, the board has an alternate member who can assume the duties of an associate member only when the associate is removed, incapacitated or assumes the duties of the chairman. The legislation will allow an alternate member to step in for an associate member when the member is absent or otherwise unable to perform his or her duties, or assumes the duties of the chairman. Finally, the bill expands the powers of the chairman to temporarily reassign an associate member appointed to a panel on juvenile commitments to a panel on adult sentences. Currently, the chairman can only reassign members appointed to a panel on adult sentences.

S-1709/A-3115, sponsored by Senator Robert Singer (R-Burlington/Monmouth/Ocean) and Assembly Members Carol J. Murphy (R-Essex/Morris/Passaic) and Nicholas Felice (R-Bergen/Passaic), clarifies that the corporation business tax benefit transfer program applies only to emerging technology and biotechnology companies in this state. As currently written, the bill could allow large "Fortune 500" companies to obtain CBT tax credits.

S-1744/A-2886, sponsored by Senators Norman M. Robertson (R-Essex/Passaic) and Louis Bassano (R-Essex/Union) and Assembly Members Kenneth LeFevre (R-Atlantic) and Joseph Azzolina (R-Middlesex and Monmouth), makes a supplemental appropriation of \$580,000 from the General Fund to the Department of Military and Veterans' Affairs for a grant to the World War II Memorial Fund. The fund is to be used to construct and maintain the first national memorial dedicated to all who served in the armed forces and the merchant marines during World War II.

Former Senator Bob Dole is leading efforts to raise \$100 million toward the memorial, which is to be built on the Mall in Washington, D.C. States have been asked to make donations to the fund, suggested at \$1 for each resident who served in WWII. The \$580,000 supplemental appropriation represents New Jersey's contribution for its approximately 580,000 veterans who served in the war. Of those 580,000 veterans, it is estimated that approximately 200,000 World War II veterans are still living in the state.

S-1912, sponsored by Senator James S. Cafiero and Assembly Members John C. Gibson and Nicholas Asselta (all R-Cape May/Atlantic/Cumberland), authorizes municipalities to regulate or prohibit nudity on any state-owned land.

S-1985, sponsored by Senators William E. Schluter (R-Warren/Hunterdon/Mercer) and Shirley K. Turner (D-Mercer) and Assembly Members Bonnie Watson Coleman (D-Mercer) and Reed Gusciora (D-Mercer), authorizes the Department of the Treasury to sell as surplus real property all of the state's interest in the Lafayette Yard property in Trenton to the City of Trenton. The terms and conditions of the sale must be approved by the State House Commission. The purpose of the bill is to allow the City of Trenton to build a hotel on the site. The sale of the Lafayette Yard and the City of Trenton Hotel and Conference Center will be financed by a \$5 million loan from the state.

S-1986, sponsored by Senators William E. Schluter (R-Warren/Hunterdon/Mercer) and Shirley K. Turner (D-Mercer) and Assembly Members Bonnie Watson Coleman (D-Mercer) and Reed Gusciora (D-Mercer), makes a supplemental appropriation of \$5 million from the Fiscal Year 1999 Appropriations Act to the Department of the Treasury to make a loan to the City of Trenton to construct a hotel/conference center and parking garage on the Lafayette Yard site next to the War Memorial in Trenton.

S-2009, sponsored by Senator Gerald Cardinale (R-Bergen) and Assembly Member Claire M. Farragher (R-Monmouth), revises the manner in which the Department of Banking and Insurance (DBI) may assess the insurance industry for the cost of operations of the Division of Insurance and the Office of Insurance Fraud Prosecutor (OIP). The present amount of assessment is approximately \$41 million per year. The assessment is calculated by adding the previous year's spending by the DBI and OIP to the percentage increases (if any) in net written premiums by the insurance industry. Thus, the division must calculate the premium increase for the insurance industry from the previous calendar year and then set its budget for the following year. The assessment growth is limited to the percentage growth in net written premiums from the prior calendar year. Annual statements containing net written premium information are not due from the companies until March following the close of the calendar year and this information is not compiled until May. Consequently, the maximum assessment for the preceding fiscal year is not known until May of the current year, which leaves inadequate time to adjust spending.

To rectify these problems, the bill revises the fiscal cap by removing the present limitation that the assessment may not increase, as a percentage, by more than the percentage increase in net written premiums received by all companies for the prior calendar year. Instead, it sets the cap at 0.20 percent of the combined net written premiums received during the prior calendar year. The bill applies the revised cap to the 1999 fiscal year and every succeeding fiscal year. The cap will now have a fixed ceiling, instead of a variable ceiling.

ACS for A-2738 and A-2343, sponsored by Assembly Members Alex DeCroce (R-Essex/Morris/Passaic), Anthony Impreveduto (D-Bergen/Hudson), Francis Bodine (R-Atlantic/Burlington/Camden) and Joseph Charles (D-Hudson) and Senators Andrew Ciesla (R-Monmouth/Ocean) and Walter Kavanaugh (R-Morris/Somerset), increases from \$700 million to \$900 million the amount of debt that the State Transportation Trust Fund Authority may incur. The bill also increases the same amount that may be appropriated for transportation projects. Any savings realized by refinancing debt must be used for funding transportation projects.

ACS for A-3269, sponsored by Assembly Members Rose Marie Heck (R-Bergen), Joel M. Weingarten (D-Bergen) and Loretta Weinberg (D-Bergen), authorizes the Division of Motor Vehicles

(DMV) to process motor vehicle transactions submitted through any electronic or digital means, including by the Internet or telephone. Individuals will continue to have the option of conducting business with DMV in person or through the mail.