

39:4-50

LEGISLATIVE HISTORY CHECKLIST

NJSA 39:4-50

Laws of 1971 Chapter 103

Bill No. A 694

Sponsor(s) Raymond

Date Introduced Feb. 16, 1971

Committee: Assembly Transportation & Public Utilities

Senate " " "

Amended during passage  Yes  No

Date of passage: Assembly May 7, 1970

Senate Mar. 22, 1971

Date of approval April 16, 1971

Following statements are attached if available:

Sponsor statement  No

Committee Statement: Assembly  No

Senate  No

Fiscal Note  No

Veto message  No

Message on signing  No

Following were printed:

Reports  No

Hearings  No

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ASSEMBLY, No. 694

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 16, 1970

By Assemblymen RAYMOND and SHUSTED

Referred to Committee on Transportation and Public Utilities

AN ACT concerning motor vehicles and amending section 39:4-50  
of the Revised Statutes.

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

1 1. Section 39:4-50 of the Revised Statutes is amended to read  
2 as follows:

3 39:4-50. (a) A person who operates a motor vehicle while under  
4 the influence of intoxicating liquor, [or a] narcotic, *hallucinogenic*  
5 or habit-producing drug, or permits another person who is under  
6 the influence of intoxicating liquor, [or a] narcotic, *hallucinogenic*  
7 or habit-producing drug to operate a motor vehicle owned by him or  
8 in his custody or control, shall be subject, for the first offense, to a  
9 fine of not less than \$200.00 nor more than \$500.00, or imprisonment  
10 for a term of not less than 30 days nor more than 3 months or both,  
11 in the discretion of the magistrate, and shall forthwith forfeit his  
12 right to operate a motor vehicle over the highways of this State  
13 for a period of 2 years from the date of his conviction or until he  
14 reaches the age of 21 years, whichever is the greater period of  
15 time, in the case of a person who at the time of his conviction is  
16 under the age of 21 years. Except as hereinafter provided, for a  
17 subsequent violation, he shall be imprisoned for a term of 3 months  
18 and shall forfeit his right to operate a motor vehicle over the  
19 highways of this State for a period of 10 years from the date of  
20 his conviction, and, after the expiration of said period, he may  
21 make application to the Director of the Division of Motor Vehicles  
22 for a license to operate a motor vehicle, which application may  
23 be granted at the discretion of the director. A magistrate who  
24 imposes a term of imprisonment under this section may sentence  
25 the person so convicted either to the county jail or to the workhouse  
26 of the county wherein the offense was committed.

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

27 A person who has been convicted of a previous violation of this  
28 section need not be charged as a second offender in the complaint  
29 made against him in order to render him liable to the punishment  
30 imposed by this section on a second offender, but if the second  
31 offense occurs 10 or more years after the previous conviction the  
32 court may, in its discretion, suspend the sentence of imprisonment,  
33 impose a fine of not less than \$300.00 nor more than \$1,000.00 and  
34 place the person on probation.

35 (b) A person who operates a motor vehicle while his ability to  
36 operate such motor vehicle is impaired by the consumption of  
37 alcohol shall be subject, for a first offense, to a fine of not less  
38 than \$50.00 nor more than \$100.00 and shall forthwith forfeit his  
39 right to operate a motor vehicle over the highways of this State  
40 for a period of 6 months from the date of his conviction. For a  
41 subsequent violation, he shall be fined not less than \$100.00 nor  
42 more than \$300.00 and shall forthwith forfeit his right to operate  
43 a motor vehicle over the highways of this State for a period of  
44 2 years from the date of his conviction. After the expiration of said  
45 period of forfeiture, he may make application to the Director of  
46 the Division of Motor Vehicles for a license to operate a motor  
47 vehicle which application may be granted at the discretion of the  
48 director.

1 2. This act shall take effect immediately.

**ASSEMBLY, No. 694**

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**STATE OF NEW JERSEY**

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