39:4-205
LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2023 **CHAPTER:** 40

NJSA: 39:4-205 Establishes that "100 percent Disabled Veterans" are not required to submit to MVC certain documentation to renew parking privileges.

BILL NO: S660 (Substituted for A2438 (1R))

SPONSOR(S) Oroho, Steven V. and others

DATE INTRODUCED: 1/11/2022

COMMITTEE: **ASSEMBLY:** Military & Veteran Affairs'

SENATE: Budget & Appropriations

AMENDED DURING PASSAGE: Yes

DATE OF PASSAGE: **ASSEMBLY:** 2/27/2023

SENATE: 3/20/2023

DATE OF APPROVAL: 5/8/2023

FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL (S660 Aa (1R) enacted) Yes

S660

INTRODUCED BILL: (Includes sponsor(s) statement) Yes

COMMITTEE STATEMENT: **ASSEMBLY**: Yes

SENATE: Yes

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, ***may possibly*** be found at www.njleg.state.nj.us)

FLOOR AMENDMENT STATEMENT: Yes

LEGISLATIVE FISCAL ESTIMATE: Yes 2/25/2022
2/28/2023

A2438 (1R)

INTRODUCED BILL: (Includes sponsor(s) statement) Yes

COMMITTEE STATEMENT: **ASSEMBLY**: Yes

SENATE: No

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, ***may possibly*** be found at www.njleg.state.nj.us)

FLOOR AMENDMENT STATEMENT: Yes

LEGISLATIVE FISCAL ESTIMATE: Yes 10/15/2022
2/28/2023

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: Yes

FOLLOWING WERE PRINTED:

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REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: No

CL/JA

P.L. 2023, CHAPTER 40, ***approved May 8, 2023***
Senate, No. 660 ***(First Reprint)***

AN ACT concerning parking for persons with a disability and amending P.L.1949, c.280.

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

1. Section 2 of P.L.1949, c. 280 (C.39:4-205) is amended to read as follows:

2. The Chief Administrator of the New Jersey Motor Vehicle Commission shall issue, at the expense of the State of New Jersey, person with a disability identification cards upon the application of qualifying persons with disabilities and after an investigation of the qualifying status of each applicant. The card shall, amongst other things, identify the persons with disabilities and the registration number of the vehicle for which any wheelchair symbol license plates have been issued under the provisions of section 3 of P.L.1949, c.280 (C.39:4-206) and shall state that he is a person with a disability validly qualified to receive a card, that the card is for the exclusive use of the person to whom it has been duly issued, is nontransferable and will be forfeited if presented by any other person, and that any abuse of any privilege, benefit, precedence, or consideration granted to any person to whom the card may be issued will be sufficient cause for revocation of the card, corresponding windshield placard and wheelchair symbol license plates, and the same may be forfeited or revoked accordingly, and in the absence of forfeiture or revocation the card shall be valid until the last day of the 36th calendar month following the calendar month in which that card was issued.

Every application for the issuance or renewal of a person with a disability identification card shall contain a statement signed by a physician, podiatrist, chiropractic physician, physician assistant, or nurse practitioner licensed to practice in this State or a bordering state or a physician stationed at a military or naval installation located in this State who is licensed to practice in any state, certifying that the applicant's stated disability qualifies the applicant to meet the definition of "person with a disability" pursuant to section 1 of P.L.1949, c.280 (C.39:4-204).

A person who qualifies as a veteran with a permanent disability pursuant to subsection b. of section 1 of P.L.1949, c.280 (C.39:4-204) may submit, in lieu of a statement signed by a certified medical professional, an **[1]**[initial]**[1]** application that contains a statement signed by a representative of the United States

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:
[1]Assembly floor amendments adopted November 21, 2022.

Department of Veterans Affairs certifying that the person is permanently 100 percent disabled. A person who qualifies as a veteran with a 100 percent disability shall not be required to resubmit the statement issued by a representative of the United States Department of Veteran Affairs [1]if the Chief Administrator has previously scanned and retained the statement, and the statement is legible and accessible at the time of renewal. The Chief Administrator may request an additional statement if the Chief Administrator is advised that there has been a change in the person's status as a veteran with a 100 percent disability [with a renewal application]1 .

In order to be approved, the application for a person with a disability identification card shall be submitted to the commission not more than 60 days following the date upon which a physician, podiatrist, chiropractic physician, physician assistant, nurse practitioner, or representative of the United States Department of Veterans Affairs certifies that the applicant meets the definition of "person with a disability" pursuant to section 1 of P.L.1949, c.280 (C.39:4-204). The application shall also include any additional information pertinent to the certification which the chief administrator, in the chief administrator's discretion, may require, including, but not limited to, the National Provider Identifier or state-issued licensing number of the physician, podiatrist, chiropractic physician, physician assistant, or nurse practitioner who certifies the applicant's eligibility for a person with a disability identification card.

(cf: P.L.2017, c.166, s.2)

2. This act shall take effect on the first day of the [1][third] 15th[1] month next following enactment, except the Chief Administrator of the Motor Vehicle Commission may take any anticipatory administrative action in advance as shall be necessary for the implementation of this act.

Establishes that "100 percent Disabled Veterans" are not required to submit to MVC certain documentation to renew parking privileges.

SENATE, No. 660

STATE OF NEW JERSEY

220th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2022 SESSION

Sponsored by:
Senator STEVEN V. OROHO
District 24 (Morris, Sussex and Warren)
Senator VIN GOPAL
District 11 (Monmouth)

Co-Sponsored by:
Senators Corrado, A.M.Bucco, Diegnan, Stanfield, Cruz-Perez and Ruiz

SYNOPSIS

Establishes that “100 percent Disabled Veterans” are not required to submit to MVC certain documentation to renew parking privileges.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.

(Sponsorship Updated As Of: 2/28/2022)

AN ACT concerning parking for persons with a disability and amending P.L.1949, c.280.

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

1. Section 2 of P.L.1949, c. 280 (C.39:4-205) is amended to read as follows:

2. The Chief Administrator of the New Jersey Motor Vehicle Commission shall issue, at the expense of the State of New Jersey, person with a disability identification cards upon the application of qualifying persons with disabilities and after an investigation of the qualifying status of each applicant. The card shall, amongst other things, identify the persons with disabilities and the registration number of the vehicle for which any wheelchair symbol license plates have been issued under the provisions of section 3 of P.L.1949, c.280 (C.39:4-206) and shall state that he is a person with a disability validly qualified to receive a card, that the card is for the exclusive use of the person to whom it has been duly issued, is nontransferable and will be forfeited if presented by any other person, and that any abuse of any privilege, benefit, precedence, or consideration granted to any person to whom the card may be issued will be sufficient cause for revocation of the card, corresponding windshield placard and wheelchair symbol license plates, and the same may be forfeited or revoked accordingly, and in the absence of forfeiture or revocation the card shall be valid until the last day of the 36th calendar month following the calendar month in which that card was issued.

Every application for the issuance or renewal of a person with a disability identification card shall contain a statement signed by a physician, podiatrist, chiropractic physician, physician assistant, or nurse practitioner licensed to practice in this State or a bordering state or a physician stationed at a military or naval installation located in this State who is licensed to practice in any state, certifying that the applicant's stated disability qualifies the applicant to meet the definition of "person with a disability" pursuant to section 1 of P.L.1949, c.280 (C.39:4-204).

A person who qualifies as a veteran with a permanent disability pursuant to subsection b. of section 1 of P.L.1949, c.280 (C.39:4-204) may submit, in lieu of a statement signed by a certified medical professional, an <u>initial</u> application that contains a statement signed by a representative of the United States Department of Veterans Affairs certifying that the person is permanently 100 percent disabled. <u>A person who qualifies as a veteran with a permanent disability shall not be required to resubmit the statement</u>

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 <u>thus</u> is new matter.

issued by a representative of the United States Department of Veteran Affairs with a renewal application.

In order to be approved, the application for a person with a disability identification card shall be submitted to the commission not more than 60 days following the date upon which a physician, podiatrist, chiropractic physician, physician assistant, nurse practitioner, or representative of the United States Department of Veterans Affairs certifies that the applicant meets the definition of "person with a disability" pursuant to section 1 of P.L.1949, c.280 (C.39:4-204). The application shall also include any additional information pertinent to the certification which the chief administrator, in the chief administrator's discretion, may require, including, but not limited to, the National Provider Identifier or state-issued licensing number of the physician, podiatrist, chiropractic physician, physician assistant, or nurse practitioner who certifies the applicant's eligibility for a person with a disability identification card.

(cf: P.L.2017, c.166, s.2)

2. This act shall take effect on the first day of the third month next following enactment, except the Chief Administrator of the Motor Vehicle Commission may take any anticipatory administrative action in advance as shall be necessary for the implementation of this act.

STATEMENT

This bill clarifies that a military veteran who is 100 percent disabled is required to submit to the Motor Vehicle Commission (MVC) a statement from the Department of Veterans Affairs certifying that he or she is 100 percent disabled on the initial application for disability parking privileges, but not on subsequent renewal applications.

Under federal law, a veteran rendered permanently disabled by a service-connected injury may receive from the United States Department of Veterans Affairs a 100 percent disability rating, which entitles the veteran to certain unemployment, health care, and educational benefits. New Jersey allows these military veterans to receive a disability identification card, placard, and license plates by submitting to the MVC a statement from the Department of Veterans Affairs certifying that they are 100 percent disabled. A military veteran who qualifies as being 100 percent disabled is not required to submit an application signed by a medical professional.

Under this bill, military veterans with a 100 percent disability rating would be required to submit the Department of Veterans Affairs statement on the initial application for parking privileges, but not on subsequent renewal applications.

ASSEMBLY MILITARY AND VETERANS' AFFAIRS COMMITTEE

STATEMENT TO

SENATE, No. 660

STATE OF NEW JERSEY

DATED: SEPTEMBER 22, 2022

The Assembly Military and Veterans Affairs Committee reports favorably Senate Bill No. 660.

Under federal law, a veteran rendered permanently disabled by a service-connected injury may receive from the United States Department of Veterans Affairs a 100 percent disability rating, which entitles the veteran to certain unemployment, health care, and educational benefits. New Jersey allows these military veterans to receive a disability identification card, placard, and license plates by submitting to the MVC a statement from the Department of Veterans Affairs certifying that they are 100 percent disabled. A military veteran who qualifies as being 100 percent disabled is not required to submit an application signed by a medical professional.

Under this bill, military veterans with a 100 percent disability rating would be required to submit the Department of Veterans Affairs statement on the initial application for parking privileges, but not on subsequent renewal applications.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

SENATE, No. 660

STATE OF NEW JERSEY

DATED: FEBRUARY 28, 2022

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 660.

This bill clarifies that a military veteran who is 100 percent disabled is required to submit to the Motor Vehicle Commission (MVC) a statement from the Department of Veterans Affairs certifying that he or she is 100 percent disabled on the initial application for disability parking privileges, but not on subsequent renewal applications.

Under federal law, a veteran rendered permanently disabled by a service-connected injury may receive from the United States Department of Veterans Affairs a 100 percent disability rating, which entitles the veteran to certain unemployment, health care, and educational benefits. New Jersey allows these military veterans to receive a disability identification card, placard, and license plates by submitting to the MVC a statement from the Department of Veterans Affairs certifying that they are 100 percent disabled. A military veteran who qualifies as being 100 percent disabled is not required to submit an application signed by a medical professional.

Under this bill, military veterans with a 100 percent disability rating would be required to submit the Department of Veterans Affairs statement on the initial application for parking privileges, but not on subsequent renewal applications.

This bill was pre-filed for introduction in the 2022-2023 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

FISCAL IMPACT:

The Office of Legislative Services finds that the bill will potentially decrease annual Motor Vehicle Commission (MVC) expenditures by a minimal amount, up to an average of $104,000 per year. The bill may alleviate a portion of the annual administrative workload related to the renewal of person with disability cards and the associated wheel chair symbol plates and placards, to the extent that it will eliminate the possibility of multiple interactions with the MVC and trips to MVC locations for 100 percent disabled veterans.

STATEMENT TO

SENATE, No. 660

with Assembly Floor Amendments
(Proposed by Assemblyman WIRTHS)

ADOPTED: NOVEMBER 21, 2022

Senate Bill No. 660 establishes that a military veteran who is 100 percent disabled is required to submit to the Motor Vehicle Commission (MVC) a statement from the Department of Veterans Affairs certifying that he or she is 100 percent disabled on the initial application for disability parking privileges, but not on subsequent renewal applications.

These Assembly amendments revise the effective date of the bill and clarify the circumstances under which a veteran would not be required to resubmit a statement of disability signed by a representative of the United States Department of Veterans Affairs.

LEGISLATIVE FISCAL ESTIMATE
SENATE, No. 660
STATE OF NEW JERSEY
220th LEGISLATURE

DATED: FEBRUARY 25, 2022

SUMMARY

Synopsis: Establishes that "100 percent Disabled Veterans" are not required to submit to MVC certain documentation to renew parking privileges.

Type of Impact: Minimal State Expenditure Decrease.

Agencies Affected: New Jersey Motor Vehicle Commission.

Office of Legislative Services Estimate

Fiscal Impact	Annual
State Expenditure Decrease	Up to $104,000

- The Office of Legislative Services (OLS) finds that the bill will potentially decrease annual Motor Vehicle Commission (MVC) expenditures by a minimal amount, up to an average of $104,000 per year. The bill may alleviate a portion of the annual administrative workload related to the renewal of person with disability cards and the associated wheel chair symbol plates and placards, to the extent that it will eliminate the possibility of multiple interactions with the MVC and trips to MVC locations for 100 percent disabled veterans.

BILL DESCRIPTION

The bill clarifies that a military veteran who is 100 percent disabled is only required to submit a statement from the United States Department of Veterans Affairs (VA) certifying that they are 100 percent disabled on their initial application for a person with disabilities card and the associated wheel chair symbol placard and plates. The 100 percent disabled veteran would not have to resubmit the statement with a renewal application.

Under federal law, a veteran rendered permanently disabled by a service-connected injury may receive a 100 percent disability rating from the VA, which entitles the veteran to certain unemployment, health care, and educational benefits. New Jersey allows these military veterans to receive a disability identification card, placard, and license plates by submitting a statement from the VA, certifying that they are 100 percent disabled to MVC along with other required application documents. A military veteran who qualifies as being 100 percent disabled is not required to submit an application signed by a medical professional.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS finds that the bill will potentially decrease annual MVC expenditures by a minimal amount, up to an average of $104,000 per year. The bill may alleviate a portion of the annual administrative workload related to the renewal of person with disability cards and the associated wheel chair symbol plates and placards, to the extent that it will eliminate the possibility of multiple interactions with the MVC and trips to MVC locations for 100 percent disabled veterans who may have previously failed to produce the required documentation of their 100 percent disabled status upon renewal of their person with disability cards. The reduction in the annual administrative workload may depend on how many 100 percent disabled veterans choose to renew their person with a disability card and the associated plates and placard by mail.

Currently, when a renewal application is received by mail without the proper medical documentation, a new notice is required to be sent out to the applicant informing them that their application is missing certain necessary materials. If an applicant subsequently returns the wrong documentation or fails to respond to the notice, their application may be denied, requiring a new application to be filed. At that point, a portion of applicants may choose to simply come in to a MVC location, further increasing the administrative workload to renew a single person with disability card and the associated placard and plates. Under the bill, 100 percent disabled veterans who had previously submitted verification of their status from the VA with their initial application would avoid this circumstance, thereby eliminating the need to send additional notices out, avoiding the need for a 100 percent disabled veteran to make a separate or additional trip to an MVC location, and decreasing the administrative workload and overall number of interactions required to process a single renewal by mail.

It should be noted that, according to the VA, in 2019 there were 11,122 disabled veterans living in New Jersey who qualified as 100 percent disabled. If every 100 percent disabled veteran living in the State at that time applied for a person with disability card and the associated wheel chair symbol plates and placard, they would account for just under 0.2 percent of all licensed drivers in New Jersey at that time. Furthermore, there has been a concerted effort by the MVC to deploy mobile units for the purposes of renewing disabled veterans placards, plates, and person with a disability cards, among other tasks. While efforts were hampered in 2020 due to the COVID-19 pandemic, the MVC renewed 443 disabled veterans' placards in 2019 through their mobile units.

Disabled persons within the State, regardless of their status as 100 percent disabled veterans, will still be required to renew their person with a disability cards and associated wheelchair symbol plates and placards every three years. This means that the fiscal impact of the bill will be limited to the number of multiple interactions with the MVC that are no longer needed due to the bill.

Based on information provided to the Legislature by the MVC in 2021, "the per-unit cost estimate for in-person, online, and mail transactions is not currently calculated (by the MVC)." Based on figures reported to the Legislature by the MVC in 2019, an average cost estimate of $28 per transaction can be derived through dividing the total operating expenditures for the MVC during 2019 by the approximate number of transactions completed in 2019. Using this estimate, an approximate decrease in administrative operating expenditures can be calculated.

Given the approximately 11,122 100 percent disabled veterans living in New Jersey and the estimated average of $28 per transaction at MVC, the OLS can estimate that the MVC would

realize a maximum reduction in expenditures over a three-year period of $311,500, or a maximum annual average of approximately $104,000 in savings. Any actual reduction in expenditures will likely be less than this estimate due to the fact that not all 100 percent disabled veterans apply for person with a disability cards, the efforts MVC has made in deploying their mobile units to serve veterans who may need to renew their person with a disability cards, and the likelihood that the actual cost per transaction for renewal of a person with a disability card is less than the estimated average transaction cost for all MVC transactions of $28 per transaction.

There is no fee associated with the renewal of person with disability cards and the associated wheel chair symbol plates and placards. As such, the bill will have no impact on State revenues.

Section:	*Authorities, Utilities, Transportation and Communications*
Analyst:	*Jeffrey Layden* *Assistant Research Analyst*
Approved:	*Thomas Koenig* *Legislative Budget and Finance Officer*

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 (C.52:13B-6 et seq.).

LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

SENATE, No. 660

STATE OF NEW JERSEY
220th LEGISLATURE

DATED: FEBRUARY 28, 2023

SUMMARY

Synopsis: Establishes that "100 percent Disabled Veterans" are not required to submit to MVC certain documentation to renew parking privileges.

Type of Impact: Annual State expenditure decrease.

Agencies Affected: New Jersey Motor Vehicle Commission.

Office of Legislative Services Estimate

Fiscal Impact	Annual
State Expenditure Decrease	Up to $104,000

- The Office of Legislative Services (OLS) finds that the bill will potentially decrease annual New Jersey Motor Vehicle Commission expenditures by up to an average of $104,000 per year. The bill may alleviate a portion of the annual administrative workload related to the renewal of person with disability cards and the associated wheelchair symbol plates and placards, to the extent that the bill reduces the number of interactions with the commission for 100 percent disabled veterans.

- Assuming that approximately 11,122 persons qualify as 100 percent disabled veterans living in New Jersey, the commission retains all necessary documents previously submitted by 100 percent disabled veterans, and the estimated average of $28 per transaction at the commission, the OLS estimates that the commission would realize a maximum reduction in expenditures over a three-year period of $311,500, or a maximum annual average of approximately $104,000 in savings. Any actual reduction in expenditures will likely be less than this estimate due to certain factors, including the fact that not all 100 percent disabled veterans apply for person with a disability cards, and that the commission may fail to retain certain documentation previously submitted by the applicant.

BILL DESCRIPTION

The bill clarifies that a military veteran who is 100 percent disabled is not required to resubmit a statement from the United States Department of Veterans Affairs (Veterans Administration) certifying that the person is 100 percent disabled on the person's application for a person with a disability card and the associated wheelchair symbol placard and plates. Under the bill, a person who qualifies as a veteran with a 100 percent disability is not required to resubmit the statement issued by a representative of the department if the Chief Administrator of the Motor Vehicle Commission has previously scanned and retained the statement, and the statement is legible and accessible at the time of renewal. Additionally, the chief administrator may request an additional statement if the chief administrator is advised that there has been a change in the person's status as a veteran with a 100 percent disability.

Under federal law, a veteran rendered permanently disabled by a service-connected injury may receive a 100 percent disability rating from the Veterans Administration, which entitles the veteran to certain unemployment, health care, and educational benefits. New Jersey allows these military veterans to receive a disability identification card, placard, and license plates by submitting a statement from the Veterans Administration, certifying that the person is 100 percent disabled to the commission along with other required application documents. Under current law, a military veteran who qualifies as being 100 percent disabled is not required to submit an application signed by a medical professional.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS finds that the bill will potentially decrease annual commission expenditures by a minimal amount, up to an average of $104,000 per year. The bill may alleviate a portion of the annual administrative workload related to the renewal of person with disability cards and the associated wheelchair symbol plates and placards, to the extent that the bill reduces the number of interactions with the commission for 100 percent disabled veterans who may have previously failed to produce the required documentation of their 100 percent disabled status upon renewal of their disability cards. The reduction in the annual administrative workload may depend on how many 100 percent disabled veterans choose to renew their person with a disability card and the associated plates and placard by mail.

Currently, when a renewal application is received by mail without the proper medical documentation, a new notice is required to be sent out to the applicant informing the applicant that the application is missing certain necessary materials. If an applicant subsequently returns the wrong documentation or fails to respond to the notice, the application may be denied, requiring a new application to be filed. At that point, a portion of applicants may choose to come in to a commission location, further increasing the administrative workload to renew the person's disability card and the associated placard and plates. Under the bill, 100 percent disabled veterans who had previously submitted verification of their status from the department with their application could avoid this circumstance if the commission has scanned and retained such documentation, thereby eliminating the need to send additional notices out, avoiding the need for

a 100 percent disabled veteran to make a separate or additional trip to a commission location, and decreasing the administrative workload and overall number of interactions required to process a single renewal by mail.

It should be noted that, according to the Veterans Administration, in 2019 there were 11,122 disabled veterans living in New Jersey who qualified as 100 percent disabled. If every 100 percent disabled veteran living in the State at that time applied for a person with disability card and the associated wheelchair symbol plates and placard, they would account for just under 0.2 percent of all licensed drivers in New Jersey at that time. Furthermore, there has been a concerted effort by the commission to deploy mobile units for the purposes of renewing disabled veterans placards, plates, and person with a disability cards, among other tasks. While efforts were hampered in 2020 due to the COVID-19 pandemic, the commission renewed 443 disabled veterans' placards in 2019 through its mobile units, and continue to operate mobile units throughout the State.

Persons with disabilities within the State, regardless of their status as 100 percent disabled veterans, will still be required to renew their person with a disability cards and associated wheelchair symbol plates and placards every three years. Accordingly, the fiscal impact of the bill will be limited to the number of duplicative interactions with the commission that would be eliminated once every three years per 100 percent disabled veteran as a result of the bill.

Based on information provided to the Legislature by the commission in 2021, "the per-unit cost estimate for in-person, online, and mail transactions is not currently calculated (by the commission)." Based on figures reported to the Legislature by the commission in 2019, an average cost estimate of $28 per transaction can be derived through dividing the total operating expenditures for the commission during 2019 by the approximate number of transactions completed in 2019. Using this estimate, an approximate decrease in administrative operating expenditures can be calculated.

Assuming that approximately 11,122 persons qualify as 100 percent disabled veterans in New Jersey, the commission retains all necessary documentation previously submitted by 100 percent disabled veterans, and the estimated average of $28 per transaction at the commission, the OLS can estimate that the commission would realize a maximum reduction in expenditures over a three-year period of $311,500, or a maximum annual average of approximately $104,000 in savings. Any actual reduction in expenditures will likely be less than this estimate due to the fact that not all 100 percent disabled veterans apply for person with a disability cards, the efforts the commission has made in deploying its mobile units to serve veterans who may need to renew their person with a disability cards, the likelihood that the actual cost per transaction for renewal of a person with a disability card is less than the estimated average transaction cost for all commission transactions of $28 per transaction, and the fact that the commission may fail to retain certain documentation previously submitted by an applicant.

There is no fee associated with the renewal of person with disability cards and the associated wheelchair symbol plates and placards. As such, the bill will have no impact on State revenues.

Section:	*Authorities, Utilities, Transportation and Communications*
Analyst:	*Michael Walker* *Assistant Fiscal Analyst*
Approved:	*Thomas Koenig* *Legislative Budget and Finance Officer*

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 (C.52:13B-6 et seq.).

ASSEMBLY, No. 2438

STATE OF NEW JERSEY

220th LEGISLATURE

INTRODUCED FEBRUARY 14, 2022

Sponsored by:
Assemblyman HAROLD "HAL" J. WIRTHS
District 24 (Morris, Sussex and Warren)
Assemblyman WAYNE P. DEANGELO
District 14 (Mercer and Middlesex)
Assemblyman PARKER SPACE
District 24 (Morris, Sussex and Warren)

Co-Sponsored by:
Assemblywomen Chaparro, Piperno, Eulner, Gove, Assemblymen Sauickie, Stanley, Benson, Assemblywomen Mosquera, Murphy, Assemblyman Moen, Assemblywomen Quijano, McKnight, Swain, Assemblyman Rooney, Assemblywoman Flynn and Assemblyman Scharfenberger

SYNOPSIS

Establishes that “100 percent Disabled Veterans” are not required to submit to MVC certain documentation to renew parking privileges.

CURRENT VERSION OF TEXT

As introduced.

(Sponsorship Updated As Of: 11/21/2022)

AN ACT concerning parking for persons with a disability and amending P.L.1949, c.280.

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

1. Section 2 of P.L.1949, c. 280 (C.39:4-205) is amended to read as follows:

2. The Chief Administrator of the New Jersey Motor Vehicle Commission shall issue, at the expense of the State of New Jersey, person with a disability identification cards upon the application of qualifying persons with disabilities and after an investigation of the qualifying status of each applicant. The card shall, amongst other things, identify the persons with disabilities and the registration number of the vehicle for which any wheelchair symbol license plates have been issued under the provisions of section 3 of P.L.1949, c.280 (C.39:4-206) and shall state that he is a person with a disability validly qualified to receive a card, that the card is for the exclusive use of the person to whom it has been duly issued, is nontransferable and will be forfeited if presented by any other person, and that any abuse of any privilege, benefit, precedence, or consideration granted to any person to whom the card may be issued will be sufficient cause for revocation of the card, corresponding windshield placard and wheelchair symbol license plates, and the same may be forfeited or revoked accordingly, and in the absence of forfeiture or revocation the card shall be valid until the last day of the 36th calendar month following the calendar month in which that card was issued.

Every application for the issuance or renewal of a person with a disability identification card shall contain a statement signed by a physician, podiatrist, chiropractic physician, physician assistant, or nurse practitioner licensed to practice in this State or a bordering state or a physician stationed at a military or naval installation located in this State who is licensed to practice in any state, certifying that the applicant's stated disability qualifies the applicant to meet the definition of "person with a disability" pursuant to section 1 of P.L.1949, c.280 (C.39:4-204).

A person who qualifies as a veteran with a permanent disability pursuant to subsection b. of section 1 of P.L.1949, c.280 (C.39:4-204) may submit, in lieu of a statement signed by a certified medical professional, an <u>initial</u> application that contains a statement signed by a representative of the United States Department of Veterans Affairs certifying that the person is permanently 100 percent disabled. <u>A person who qualifies as a veteran with a permanent disability shall not be required to resubmit the statement</u>

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 <u>thus</u> is new matter.

issued by a representative of the United States Department of Veteran Affairs with a renewal application.

In order to be approved, the application for a person with a disability identification card shall be submitted to the commission not more than 60 days following the date upon which a physician, podiatrist, chiropractic physician, physician assistant, nurse practitioner, or representative of the United States Department of Veterans Affairs certifies that the applicant meets the definition of "person with a disability" pursuant to section 1 of P.L.1949, c.280 (C.39:4-204). The application shall also include any additional information pertinent to the certification which the chief administrator, in the chief administrator's discretion, may require, including, but not limited to, the National Provider Identifier or state-issued licensing number of the physician, podiatrist, chiropractic physician, physician assistant, or nurse practitioner who certifies the applicant's eligibility for a person with a disability identification card.

(cf: P.L.2017, c.166, s.2)

2. This act shall take effect on the first day of the third month next following enactment, except the Chief Administrator of the Motor Vehicle Commission may take any anticipatory administrative action in advance as shall be necessary for the implementation of this act.

STATEMENT

This bill clarifies that a military veteran who is 100 percent disabled is required to submit to the Motor Vehicle Commission (MVC) a statement from the Department of Veterans Affairs certifying that he or she is 100 percent disabled on the initial application for disability parking privileges, but not on subsequent renewal applications.

Under federal law, a veteran rendered permanently disabled by a service-connected injury may receive from the United States Department of Veterans Affairs a 100 percent disability rating, which entitles the veteran to certain unemployment, health care, and educational benefits. New Jersey allows these military veterans to receive a disability identification card, placard, and license plates by submitting to the MVC a statement from the Department of Veterans Affairs certifying that they are 100 percent disabled. A military veteran who qualifies as being 100 percent disabled is not required to submit an application signed by a medical professional.

Under this bill, military veterans with a 100 percent disability rating would be required to submit the Department of Veterans Affairs statement on the initial application for parking privileges, but not on subsequent renewal applications.

ASSEMBLY MILITARY AND VETERANS' AFFAIRS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2438

STATE OF NEW JERSEY

DATED: SEPTEMBER 22, 2022

The Assembly Military and Veterans Affairs Committee reports favorably Assembly Bill No. 2438.

This bill clarifies that a military veteran who is 100 percent disabled is required to submit to the Motor Vehicle Commission (MVC) a statement from the Department of Veterans Affairs certifying that he or she is 100 percent disabled on the initial application for disability parking privileges, but not on subsequent renewal applications.

Under federal law, a veteran rendered permanently disabled by a service-connected injury may receive from the United States Department of Veterans Affairs a 100 percent disability rating, which entitles the veteran to certain unemployment, health care, and educational benefits. New Jersey allows these military veterans to receive a disability identification card, placard, and license plates by submitting to the MVC a statement from the Department of Veterans Affairs certifying that they are 100 percent disabled. A military veteran who qualifies as being 100 percent disabled is not required to submit an application signed by a medical professional.

Under this bill, military veterans with a 100 percent disability rating would be required to submit the Department of Veterans Affairs statement on the initial application for parking privileges, but not on subsequent renewal applications.

STATEMENT TO

ASSEMBLY, No. 2438

with Assembly Floor Amendments
(Proposed by Assemblyman WIRTHS)

ADOPTED: NOVEMBER 21, 2022

Assembly Bill No. 2438 establishes that a military veteran who is 100 percent disabled is required to submit to the Motor Vehicle Commission (MVC) a statement from the Department of Veterans Affairs certifying that he or she is 100 percent disabled on the initial application for disability parking privileges, but not on subsequent renewal applications.

These Assembly amendments revise the effective date of the bill and clarify the circumstances under which a veteran would not be required to resubmit a statement of disability signed by a representative of the United States Department of Veterans Affairs.

LEGISLATIVE FISCAL ESTIMATE
ASSEMBLY, No. 2438
STATE OF NEW JERSEY
220th LEGISLATURE

DATED: OCTOBER 5, 2022

SUMMARY

Synopsis: Establishes that "100 percent Disabled Veterans" are not required to submit to MVC certain documentation to renew parking privileges.

Type of Impact: Annual State Expenditure Decrease.

Agencies Affected: New Jersey Motor Vehicle Commission.

Office of Legislative Services Estimate

Fiscal Impact	Annual
State Expenditure Decrease	Up to $100,000

- The Office of Legislative Services (OLS) finds that the bill will potentially decrease annual Motor Vehicle Commission (MVC) expenditures up to $100,000. By requiring the submission of disability documentation only upon the initial application for parking privileges, the bill may reduce the annual administrative workload related to the renewal of disability cards and the associated wheel chair plates and placards.

BILL DESCRIPTION

The bill clarifies that military veterans who are 100 percent disabled are only required to submit a statement from the United States Department of Veterans Affairs (VA) certifying that they are 100 percent disabled on their initial application for a disability card and the associated wheel chair placard and plates. The 100 percent disabled veterans would not have to resubmit the statement with a renewal application.

Under federal law, veterans who are rendered permanently disabled by a service-connected injury may receive a 100 percent disability rating from the VA, which entitles them to certain unemployment, health care, and educational benefits. New Jersey allows these military veterans to receive a disability identification card, placard, and license plates by submitting a statement from the VA, certifying that they are 100 percent disabled to MVC along with other required application documents. Military veterans who qualify as being 100 percent disabled are not required to submit an application signed by a medical professional.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS finds that the bill will potentially decrease annual MVC expenditures up to $100,000. The bill may reduce the annual administrative workload related to the renewal of disability cards and the associated wheel chair plates and placards for veterans who are 100 percent disabled because of a reduction in the number of interactions with the MVC related to documentation requirements. The reduction in the annual administrative workload may depend on how many veterans who are 100 percent disabled choose to renew their disability cards and the associated plates and placard by mail.

Currently, when a renewal application is received by mail without the proper medical documentation, a second notice is required to be sent out to the applicant. If an applicant subsequently returns the wrong documentation or fails to respond to the notice, the application may be denied, requiring a new application to be filed. At that point, a portion of applicants may choose to come into a MVC location, further increasing the administrative workload to renew a single person with disability card and the associated placard and plates.

Under the bill, veterans who are 100 percent disabled and who had previously submitted verification of their status from the VA with their initial application would avoid this circumstance, thereby eliminating the need to send additional notices out, avoiding the need for a veteran to make additional trips to an MVC location, and decreasing the administrative workload and overall number of interactions required to process a single renewal by mail.

According to the VA, in 2019 there were 11,122 disabled veterans living in New Jersey who qualified as 100 percent disabled. If every one of them applied for a disability card and the associated wheel chair plates and placard, they would account for 0.2 percent of all licensed drivers in New Jersey.

Disabled persons are required to renew their disability cards and associated wheelchair plates and placards every three years. This means that the fiscal impact of the bill will be limited to the number of multiple interactions with the MVC that are no longer needed due to the bill.

Based on figures reported to the Legislature by the MVC in 2019, an average cost estimate of $28 per transaction can be derived by dividing the total operating expenditures for the MVC during 2019 by the approximate number of transactions completed in 2019. Using this estimate, an approximate decrease in administrative operating expenditures can be calculated.

Given the 11,122 disabled veterans who are 100 percent disabled and living in New Jersey and the estimated average of $28 per transaction at MVC, the OLS can estimate that the MVC would realize a maximum reduction in expenditures over a three-year period of $311,500, or approximately $100,000 per year. Any actual reduction in expenditures will likely be less than this estimate due to the fact that not all 100 percent disabled veterans apply for person with a disability cards and the likelihood that the actual cost per transaction for renewal of a person with a disability card is less than the estimated average transaction cost for all MVC transactions of $28.

There is no fee associated with the renewal of person with disability cards and the associated wheel chair plates and placards. As such, the bill will have no impact on State revenues.

Section:	*Authorities, Utilities, Transportation and Communications*
Analyst:	*Michael Walker* *Assistant Fiscal Analyst*
Approved:	*Thomas Koenig* *Legislative Budget and Finance Officer*

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 (C.52:13B-6 et seq.).

LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

ASSEMBLY, No. 2438

STATE OF NEW JERSEY
220th LEGISLATURE

DATED: FEBRUARY 28, 2023

SUMMARY

Synopsis: Establishes that "100 percent Disabled Veterans" are not required to submit to MVC certain documentation to renew parking privileges.

Type of Impact: Annual State expenditure decrease.

Agencies Affected: New Jersey Motor Vehicle Commission.

Office of Legislative Services Estimate

Fiscal Impact	Annual
State Expenditure Decrease	Up to $104,000

- The Office of Legislative Services (OLS) finds that the bill will potentially decrease annual New Jersey Motor Vehicle Commission expenditures by up to an average of $104,000 per year. The bill may alleviate a portion of the annual administrative workload related to the renewal of person with disability cards and the associated wheelchair symbol plates and placards, to the extent that the bill reduces the number of interactions with the commission for 100 percent disabled veterans.

- Assuming that approximately 11,122 persons qualify as 100 percent disabled veterans living in New Jersey, the commission retains all necessary documents previously submitted by 100 percent disabled veterans, and the estimated average of $28 per transaction at the commission, the OLS estimates that the commission would realize a maximum reduction in expenditures over a three-year period of $311,500, or a maximum annual average of approximately $104,000 in savings. Any actual reduction in expenditures will likely be less than this estimate due to certain factors, including the fact that not all 100 percent disabled veterans apply for person with a disability cards, and that the commission may fail to retain certain documentation previously submitted by the applicant.

BILL DESCRIPTION

The bill clarifies that a military veteran who is 100 percent disabled is not required to resubmit a statement from the United States Department of Veterans Affairs (Veterans Administration) certifying that the person is 100 percent disabled on the person's application for a person with a disability card and the associated wheelchair symbol placard and plates. Under the bill, a person who qualifies as a veteran with a 100 percent disability is not required to resubmit the statement issued by a representative of the department if the Chief Administrator of the Motor Vehicle Commission has previously scanned and retained the statement, and the statement is legible and accessible at the time of renewal. Additionally, the chief administrator may request an additional statement if the chief administrator is advised that there has been a change in the person's status as a veteran with a 100 percent disability.

Under federal law, a veteran rendered permanently disabled by a service-connected injury may receive a 100 percent disability rating from the Veterans Administration, which entitles the veteran to certain unemployment, health care, and educational benefits. New Jersey allows these military veterans to receive a disability identification card, placard, and license plates by submitting a statement from the Veterans Administration, certifying that the person is 100 percent disabled to the commission along with other required application documents. Under current law, a military veteran who qualifies as being 100 percent disabled is not required to submit an application signed by a medical professional.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS finds that the bill will potentially decrease annual commission expenditures by a minimal amount, up to an average of $104,000 per year. The bill may alleviate a portion of the annual administrative workload related to the renewal of person with disability cards and the associated wheelchair symbol plates and placards, to the extent that the bill reduces the number of interactions with the commission for 100 percent disabled veterans who may have previously failed to produce the required documentation of their 100 percent disabled status upon renewal of their disability cards. The reduction in the annual administrative workload may depend on how many 100 percent disabled veterans choose to renew their person with a disability card and the associated plates and placard by mail.

Currently, when a renewal application is received by mail without the proper medical documentation, a new notice is required to be sent out to the applicant informing the applicant that the application is missing certain necessary materials. If an applicant subsequently returns the wrong documentation or fails to respond to the notice, the application may be denied, requiring a new application to be filed. At that point, a portion of applicants may choose to come in to a commission location, further increasing the administrative workload to renew the person's disability card and the associated placard and plates. Under the bill, 100 percent disabled veterans who had previously submitted verification of their status from the department with their application could avoid this circumstance if the commission has scanned and retained such documentation, thereby eliminating the need to send additional notices out, avoiding the need for

a 100 percent disabled veteran to make a separate or additional trip to a commission location, and decreasing the administrative workload and overall number of interactions required to process a single renewal by mail.

It should be noted that, according to the Veterans Administration, in 2019 there were 11,122 disabled veterans living in New Jersey who qualified as 100 percent disabled. If every 100 percent disabled veteran living in the State at that time applied for a person with disability card and the associated wheelchair symbol plates and placard, they would account for just under 0.2 percent of all licensed drivers in New Jersey at that time. Furthermore, there has been a concerted effort by the commission to deploy mobile units for the purposes of renewing disabled veterans placards, plates, and person with a disability cards, among other tasks. While efforts were hampered in 2020 due to the COVID-19 pandemic, the commission renewed 443 disabled veterans' placards in 2019 through its mobile units, and continue to operate mobile units throughout the State.

Persons with disabilities within the State, regardless of their status as 100 percent disabled veterans, will still be required to renew their person with a disability cards and associated wheelchair symbol plates and placards every three years. Accordingly, the fiscal impact of the bill will be limited to the number of duplicative interactions with the commission that would be eliminated once every three years per 100 percent disabled veteran as a result of the bill.

Based on information provided to the Legislature by the commission in 2021, "the per-unit cost estimate for in-person, online, and mail transactions is not currently calculated (by the commission)." Based on figures reported to the Legislature by the commission in 2019, an average cost estimate of $28 per transaction can be derived through dividing the total operating expenditures for the commission during 2019 by the approximate number of transactions completed in 2019. Using this estimate, an approximate decrease in administrative operating expenditures can be calculated.

Assuming that approximately 11,122 persons qualify as 100 percent disabled veterans in New Jersey, the commission retains all necessary documentation previously submitted by 100 percent disabled veterans, and the estimated average of $28 per transaction at the commission, the OLS can estimate that the commission would realize a maximum reduction in expenditures over a three-year period of $311,500, or a maximum annual average of approximately $104,000 in savings. Any actual reduction in expenditures will likely be less than this estimate due to the fact that not all 100 percent disabled veterans apply for person with a disability cards, the efforts the commission has made in deploying its mobile units to serve veterans who may need to renew their person with a disability cards, the likelihood that the actual cost per transaction for renewal of a person with a disability card is less than the estimated average transaction cost for all commission transactions of $28 per transaction, and the fact that the commission may fail to retain certain documentation previously submitted by an applicant.

There is no fee associated with the renewal of person with disability cards and the associated wheelchair symbol plates and placards. As such, the bill will have no impact on State revenues.

Section:	*Authorities, Utilities, Transportation and Communications*
Analyst:	*Michael Walker* *Assistant Fiscal Analyst*
Approved:	*Thomas Koenig* *Legislative Budget and Finance Officer*

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 (C.52:13B-6 et seq.).

Governor Murphy Takes Action on Legislation

05/8/2023

TRENTON – Today, Governor Murphy signed the following bills into law:

S-142/A-4341 (Diegnan, Pou/Freiman, Moriarty, Mosquera) - Modernizes business filing statutes to include entity conversion and domestication

S-435/A-392 (Smith, Greenstein/Danielsen) - Authorizes certain local authorities to distribute live recordings of certain public hearings in lieu of transcript requirement

S-660/A-2438 (Oroho, Gopal/Wirths, DeAngelo, Space) - Establishes that "100 percent Disabled Veterans" are not required to submit to MVC certain documentation to renew park privileges

S-1033/A-2682 (Vitale, Ruiz/Mukherji, Benson, McKnight) - Establishes "Alzheimer's and Dementia Care Long-Term Advisory Commission" in DHS

S-2396/A-3810 (Madden, Zwicker/Moen, Mosquera, Danielsen) - Provides for oversight and improvement of administration of unemployment compensation

S-2423/A-3746 (Pou/McKeon, Calabrese) - Allows local government deferred compensation plans to invest in collective investment trusts

A-179/S-752 (Carter, Moen, Sumter/Lagana, Greenstein) - Requires DEP to make certain information regarding water purveyors available on its Internet website

A-1463/S-1810 (Lopez, Speight, McKnight/Ruiz, Singleton) - Clarifies penalties for certain violations of pretrial release; directs prosecutor to provide written notice of release to v

A-1791/S-3306 (DeAngelo, Verrelli, McKnight/Turner, Greenstein) - Establishes “Career and Technical Education Scholar Awards” to annually recognize outstanding career and technical education students

A-3494/S-2381 (Dancer, Moriarty, Haider/Diegnan) - Allows license plate frame to obscure certain parts of permanent or temporary license plate under certain conditions

A-3946/S-340 (Quijano, Calabrese, Carter/Singleton, Turner) - Decouples State tax provisions from federal prohibition on cannabis business deductions

A-4132/S-3426 (Stanley, Jaffer, Atkins/Cruz-Perez, Turner) - Establishes NJ Agricultural Literacy Week

A-4184/S-2827 (Tully/Greenstein, Turner) - Requires DCA to allow hiring of information technology and cybersecurity professionals pursuant to shared service incentive programs

ACS for A-4756/S-3262 (Spearman, Wimberly, Reynolds-Jackson/Burgess, Ruiz) - Requires Division of Children’s System of Care to establish training program for employees of emergency shelters for homeless

A-4836/S-3417 (Speight, Atkins, Wimberly/Greenstein, Stanfield) - Requires Office of Emergency Management to incorporate into State Emergency Operations Plan framework to address cybersecurity incidents

A-4935/S-3335 (Benson, Spearman, Haider/Johnson, Diegnan) - Concerns electronic transmission of crash reports

Governor Murphy conditionally vetoed the following bill:

S-3110/A-4783 (Smith, Codey/McKeon, Kennedy, Chaparro) - **CONDITIONAL** - Requires sellers of real property and landlords to make certain notifications regarding flooding